

77th GENERAL ASSEMBLY

SENATE FLOOR DEBATE

APRIL 27, 1972

1. CHAPLAIN: Reverend William Edward Krueger. Pastor of St. Lukes
2. Episcopal Church, in Springfield.

3. PRESIDENT:

4. Reading of the Journal. Moved by Senator Swinarski, that
5. the reading of the Journal be dispensed with. All in favor
6. signify by saying aye. Two journals. Motion prevails. Committee
7. reports.

8. SECRETARY:

9. Senator Donnewald, Chairman of Assignment of Bills, assigns
10. the following to Committee: Senat...ah...Executive Committee,
11. SB1529. Financial Institutions SB1528. Judiciary SB1441, 1521,
12. 1532. Local Government Senate Bills 1442, 1443, 1515, 1520,
13. an 15, fifty...ah... 31. Appropriation Division of Committee
14. on Public Finance, Senate Bills... Senate Bill 1527 an HB3740.
15. Revenue Division...ah...Committee on Public Finance Senate Bills
16. 1440, 1522, 1523, 1524, an 1525. Welfare SB#1530. Senator
17. Saperstein, Chairman of the Education Committee, reports out
18. HB2318, with the recommendation Do Pass. Senator Bel...ah...Hynes,
19. Chairman ...Senator Lyons, Chairman of Appropriations Division
20. of Committee on Public Finance reports out HB3030 with the recommen-
21. dation Do Pass as Amended. Senator Lyons Chairman of Constitutional
22. Implementation Committee reports out HB3047 with the recommendation
23. Do Pass as amended. Senator Neistein, Chairman of Judiciary
24. Committee reports out HB1855 with the recommendation Do Pass
25. as Amended an HB2030 with the recommendation Do Not Pass. Senator
26. Cherry, Chairman of Executive Committee reports Senate Resolution
27. No. 290, with the recommendation, adoption. An on the Governor's
28. message of April the 10, 1972 in part, John J. Walsh, Department
29. of...ah... Local Rec...ah...recommended confir...recommended
30. confirmation.

31. PRESIDENT:

32. For what purpose Senator Bidwill arise?

33. SENATOR BIDWILL:

Mr. President, Senator Cherry isn't here an this is a report

1. from the Executive Committee, sir, I wonder, if we could act
2. on it an suspend the Rules go into Executive session, for the
3. purpose...

4. PRESIDENT:

5. You've made that motion, a time or two, through the years
6. and we'll acknowledge your right to make that Motion, now.
7. Motion, that the Senate go into Executive Session. All in favor,
8. signify by saying aye. Contrary minded. Motion prevails.
9. Senator Bidwill.

10. SENATOR BIDWILL:

11. Now, I move that we advise an consent with the recommenda-
12. tion of the Executive Committee, Mr. President, on the Gover-
13. nor's appointments.

14. PRESIDENT:

15. Motion to S...Senate advise an consent. On that question,
16. the Secretary will call the roll.

17. SECRETARY:

18. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
19. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,
20. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,
21. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,
22. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,
23. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,
24. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,
25. Smith, Soper, Sours, Swinarski, vadalabene, Walker Weaver.

26. PRESIDENT:

27. Ozinga aye. Clark aye. Bruce aye. Berning aye. On that
28. question, the yeas is 43. The nays are none. The Senate does
29. advise an consent. Senator Bidwill.

30. SENATOR BIDWILL:

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33.

President, I move that the Executive Session do now arise.

PRESIDENT:

Motion that the Executive Session do now arise. All in favor signify by saying aye. Contrary minded. Motion prevails. Thank you Senator Soper. Messages from the...ah...some resolutions.

SECRETARY:

Senate Resolution No. 309, introduced by Senators Walker, Clarke and Ozinga. It's congratulatory.

PRESIDENT:

Senator Walker.

SENATOR WALKER:

Mr. President, members of the Senate, I move for suspension of the Rules and immediate Adoption of this Senate congratulatory Resolution congratulating the Elector Barning Thornridge Falcons, who won the State basketball championship two years in a row.

PRESIDENT:

Is there objection? All in favor signify by saying aye. Contrary minded. The resolution's adopted. Further resolutions.

SECRETARY:

Senate Resolution No. 310...

PRESIDENT:

Just a moment, for what purpose oh...o...proceed with the resolution.

SECRETARY:

...introduced by Senator Partee. It's memorializing...ah... Congress for the...

PRESIDENT:

Senator Partee, it's a r...r...r...resolution of yours memorializing Congress. Senator Partee.

SENATOR PARTEE:

Yes, this is another Resolution to memorialize Congress to recreate an interest in an climate of confidence in people in terms of the none use of drugs and we're asking them to initiate programs and policies designed to help in that area...ah...I don't wanna

1. make a fetish of this. Yesterday I had a Resolution in terms
2. of the uses of needles an other implements an how Congress can
3. prevent their being used for drugs...or...this is another one,
4. which...ah...is in that same vain an I'd ask for the immediate
5. adoption...su...suspension of the...an the imme...immediate
6. adoption of this Resolution.

7. PRESIDENT:

8. Is there objection? All in favor in...indicate by saying
9. aye. Contrary minded. Resolution's adopted. Messages from
10. the House.

11. SECRETARY:

12. A message from the House, Mr. Selcke, Clerk:

13. Mr. President, I am directed to inform the Senate, that
14. the House of Representatives has adopted the foll...following
15. preamble an Joint Resolution, in the adoption, of which I am
16. instructed to ask concurrence of the Senate to wit: House Joint
17. Resolution 121 an that...ah...is asking to appoint a committee
18. for...ah...Flood Control, etc., in Madison- St. Clair County.

19. PRESIDENT:

20. Ah...executive committee. Introduction of bills. One...

21. SECRETARY:

22. No. I've got some more messages.

23. PRESIDENT:

24. Oh, some more messages. So...o...s...excuse me...Senator
25. Graham is recognized.

26. SENATOR GRAHAM:

27. All, I wanted to do...ah...i...if we're the order motions,
28. or when we're on it...I'd like be recognize...so we don't...can...

29. PRESIDENT:

30. We...why don't we recognize you, right now, Senator?

31. SENATOR GRAHAM:

32. Alright, Mr. President, members of the Senate, last week,
33. I made the mistake, I presume, the first time anyone around
here ever made it, by assuming, that...ah...title of the bill
indicated on the Calendar was correct.

1. However, this is not true due to...amen...house amendments on
2. HB#3682 which said...prides...provides for proclamation upon
3. opening an closing of the polls, so in our new election Code
4. we had provided for that an saw no need for it an...ah...in
5. an effort to try to help clean up our Calendar I Tabled it an
6. I was led to believe, as a matter of fact I was told shortly
7. thereafter by members of the House of Representatives that this
8. does in fact destroy the legislation now setting up the machinery
9. for the new Senatorial representative districts...a party...ah...
10. control within those districts to the extent that we have none
11. an it effects two districts in the State... two...lets say you've
12. just become a State, that lie within Cook and one other county...
13. it's...ah...something that's perhaps is not earth shaking, but
14. it could be an I would like to ask for a suspension of the Rules,
15. at this time. I know this is highly irregular, I appreciate
16. your consideration for it an reconsider the vote by which...ah...HB
17. 3682 was Tabled an ask that it be placed back on the Calendar
18. at the order of 2nd reading so that we can properly consider
19. this important legislation in the eyes of some people.

20. PRESIDENT:

21. Is there objection. Leave is granted. Messages from the
22. House.

23. SECRETARY:

24. A message from the House, by Mr. Selcke, Clerk:

25. Mr. President, I am directed to inform the Senate, that
26. the House of Representatives has adopted the following preamble
27. an Joint Resolution, in the adoption of which I am instructed
28. to ask concurrence of the Senate to wit: House Joint Resolution
29. 125, what it does, I. Wit congratulates...ah...ah...Morrie Brickman,
30. who is a... creator of the car...ah...cartoon strip Small Society.

31. PRESIDENT:

32. Is there a Senate sponsor on this Resolution? Otherwise...
33. We'll...put it on the Secretary's table. Executive Committee.

1. SECRETARY:

2. Message from the House from Mr. Selcke, Clerk;

3. Mr. President, I am directed to inform the Senate that
4. the House of Representatives have passed bills of the follow-
5. ing titles an the passage of which I am instructed to ask the
6. concurrence of the House to wit: HBl797, 3602 an 4315.

7. PRESIDENT:

8. Senator Partee, we just received some bills from the House.
9. Is the Motion to send them to the Rules Committee? Senator
10. Partee moves to assign these bills to the Rules Committee. All
11. in favor signify by saying aye. Contrary minded. Motion pre-
12. vails. Introduction of bills. Oh...Senator Groen.

13. SENATOR GROEN:

14. Mr. President, members, before proceeding to that order
15. of business, I ask leave to discharge the Committee on Revenue
16. from further consideration of Hou...SB1256 and...ah...when its
17. back in our...ah... custody I would move to Table the bill.

18. PRESIDENT:

19. Motion to Table. Bill is Tabled.

20. SECRETARY:

21. SB#1534 introduced by Senator Rosander. A Bill for an
22. Act to create the Joliet-Marquette Tri-Centennial Commission
23. to define its powers, functions, an duties an to make an appropria-
24. tion therefore. SB#1535 introduced by Senators, Graham, Coulson,
25. an Clarke is a bill for an Act t...making appropriation for
26. the ordinary an contingent expenses of the Department of Corrections.
27. SB#1536 introduced by Senator Mohr is a Bill for an act to amend
28. Section 27 of the Metr...Metropolitan Transit Authorities Act.
29. SB#1537 introduced by Senators Carroll, Walker, Partee, an others
30. ...ah...A bill for an Act...ah...to amend Section 16-3 of the
31. Criminal Code of 1961.

32.

33.

1. SB#1538 introduced by Senator McBroom is a Bill for an Act to
2. amend Section 1157 of the Illinois Municipal Code. SB#1539
3. introduced by Senator Knuepfer is a Bill for an Act to add Sections
4. 3033.7 to the Public Junior College Act. SB#1540 introduced
5. by Senator Lyons is a Bill for an Act to amend Section 203 of
6. the Illinois Income Tax Act. SB#1541 introduced by Senators
7. Newhouse, Partee, Hall, Smith and Chew is a Bill for an Act to
8. make an appropriation for the ordinary and contingent expenses
9. of Kennedy-King College. SB#1542 introduced by Senator Fawell,
10. Arrington, Clark, Coulson, Ozinga, is a Bill for an Act making
11. appropriation for the ordinary and contingent expenses of the
12. Department of Mental Health. 1st Reading of the following bills:

12. PRESIDENT:

13. On the Consent Calendar we have three congratulatory Reso-
14. lutions, by Senator Mitchler. Is there objection to the adop-
15. tion of the resolutions? They are adopted. Senate bills on
16. 2nd reading. 1171, Senator Clarke. Senator Clarke.

17. SENATOR CLARK:

18. Mr. President, if I could have Senator Dougherty's...ah...atten-
19. tion...ah...could I move this bill to 3rd reading and then just
20. hold it there, Senator Dougherty...ah...because it would need
21. amendments. ...ah...would that be alright.

22. PRESIDENT:

23. He indicates...would be satisfactory. 1171.

24. SECRETARY:

25. SB#1171, 2nd reading of the bill. No committee amendments.

26. PRESIDENT:

27. Any amendments from the floor? 3rd reading, 1267. 1267.

28. SECRETARY:

29. SB#1267, 2nd reading of the bill. No committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor? 3rd reading. 1533.

32. SECRETARY:

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1. SB#1533, 2nd reading fo the bill. No committee amendments.

2. PRESIDENT:

3. Any amendments from the floor? 3rd reading. Senate bills
4. on 3rd reading. Senator Partee.

5. SENATOR PARTEE:

6. There's another one, on the second I'd like to move, 1533.

7. PRESIDENT:

8. We just advanced it for you,

9. SENATOR PARTEE:

10. Oh did you?

11. PRESIDENT:

12. Senator. You

13. SENATOR PARTEE:

14. I wondered

15. PRESIDENT:

16. Senate bills on 3rd reading. 82, Senator Harris is not
17. here. 488, Senator Rock. 491, Senator Ozinga. 1090, Senator
18. Knuppel. Is Senator Carroll on the floor? Does anyone know,
19. does...Senator Carroll, do you wish to call 1358.

20. SENATOR CARROLL:

21. Yes...I...Yes I do, Mr...

22. PRESIDENT:

23. 1358.

24. SENATOR CLARKE:

25. Mr. President an Senators, SB1358 makes a supplementary
26. approach...appropriation to the Department of Public Aid to
27. cover expenses of income maintenance an medical costs till the
28. 1st of July. By mid May, funds in the department's appropriation
29. will be exhausted, even though transferability provisions have
30. been used to sustain the services to the present time. Case
31. load growth has exceeded the projections on which fiscal 72
32. budget was based an grant programs to the aged, blind, an disabled,
33. to families with children and in general assistance. The deficiency

1. amounts by programs are: medical assistance, the largest, seventy-
2. five million, seven hundred thousand dollars. General assistance,
3. twenty-one million, nine hundred thousand. ADC, twenty-four
4. million. Aged, blind, an disabled, thirteen million, four hundred.
5. I think, everyone

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1. is familiar with this program. It's less than one percent deficien-
2. cy of the total appropriation for last year an I'd ask your
3. favorable vote. This is an emergency appropriation an it requires
4. a two...a thirty-five vote.

5. PRESIDENT:

6. Se...Senator Knuppel.

7. SENATOR KNUPPEL:

8. I have a couple questions of...ah...Senator Carroll. Seems
9. like at a joint Session a year ago Senator Carroll, I recall
10. the Governor making a speech about getting tough an hiring ap-
11. proximately 1000 enforcers to get these people back to work
12. and get the gips off the public welfare, etc. Could you tell
13. me how many of these enforcers he's actually hired.

14. PRESIDENT:

15. Senator Carroll.

16. SENATOR CARROLL:

17. I can't tell you the number of enforcers that he has hired,
18. but as you know the courts in Chicago had two or three rulings
19. on this in which we tried to take some of the cases from Gen-
20. eral Assistance an put them on some of the catagorical assis-
21. tence an some of the ones where we wanted them to go to work
22. an the...ah...you're just as familiar as I am with the rulings
23. of the courts in this particular field. There have been people
24. put to work. There are training programs going on at the present
25. time. There will be a great enlargement in that particular
26. field...ah..during this...ah...next year.

27. SENATOR KNUPPEL:

28. Mr. President.

29. PRESIDENT:

30. Sen...Senator Knuppel.

31. SENATOR KNUPPEL:

32. Would you term the Governor's get tough program of a year
33. ago then, something of less, than a success.

1. SENATOR CARROLL:

2. I would say that it has been less than a success with the
3. aid of some of the Cook County Judge's decisions.

4. PRESIDENT.

5. Senator Baltz.

6. SENATOR BALTZ:

7. If the body permits me, I'd...I'd like to...ah...offer
8. an answer to Senator Knuppel's question. I'm not too sure that
9. Senator Carroll fully understood it. If...ah...Senator Knuppel...
10. Senator Knuppel, your inquiry was whether or not the...ah...the
11. program to get employment for Public Aid recipients...ah...was
12. working as proposed...ah...by the Governor's message...ah...a year
13. ago. Ah...in discussion with...ah...Director Weaver I find...that
14. ...ah...after study there's going to be some two hundred additional
15. personnel added to the staff of Public Aid to do nothing but
16. in...obtain employment...ah...for the people that you're talking
17. about an the program you're talking about. This program just
18. started this past week...this past week they have just started
19. and their job is to be liason between public aid workers an
20. industry an commercial business in the communities. Their...the
21. staff is not fully filled out yet. I don't know how many of
22. the two hundred have been employed, but these are the records
23. for one week, Senator Knuppel. Yea. Senator Knuppel these
24. are the records for one week. They have obtained 175 jobs for
25. public aid recipients, after one weeks operation. We're hopeful
26. that this will continue to be that successful.

27. PRESIDENT:

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Well...ah...I have no quarrel with helping people find
31. jobs, etc., but I think this is a kind of a different approach
32. to the problem than what was outlined here a year ago when we
33. were going to have 1000 enforcers who were gonna get gips an
cheats off the roll. What I was trying to find out is how the
tow...Get Tough policy had worked

1. rather than the Be Good policy.

2. PRESIDENT:

3. Is there further discussion? Senator Carroll, may close
4. the debate.

5. SENATOR CARROLL:

6. Well...ah...Mr. President an Senators, I don't wanna add
7. anything more to it. I'd dislike having a deficiency appropriation
8. as well as anyone on this Floor. But as you'll notice the medical
9. assistance portion of this is over half of it. Half of these
10. funds will be Federal Funds. The deficiency's a hundred an
11. thirty five million. We'll get about seventy-six, seventyfive
12. million back from the Federal Government on this program an
13. this an the best indication will carry us through until the
14. 1st of July an hopefully our next appropriation... ah...we will
15. hit it a little closer, but one percent is a small ba... percentage
16. to miss when you have such a large appropriation as this, an
17. I ask for a favorable vote.

18. PRESIDENT:

19. Th...the...the Chair might mention to all the members that
20. under the new Constitution it's the general belief, now, that
21. we do not need thirtyfive votes for a bill to take effect immediately.
22. It simply takes effect when designated b...by the...ah...Gen-
23. eral Assembly So you need 30 votes Senator Carroll. On the...that
24. question the Secretary will call the roll.

25. SECRETARY:

26. Arrington, Baltz, Berning

27. PRESIDENT:

28. Senator Berning.

29. SENATOR BERNING:

30. Mr. President an members of the Body. This is the sort
31. of a deficiency bill or... other bill where it would be much
32. easier for me if the catagories were broken down. I would prefer
33. to vote individually on the various areas of aid that

1. are lumped together here and consequently I, and perhaps others,
2. are faced with the dilemma of accepting or rejecting into what
3. we would perhaps like to accept or reject separately. It is
4. startling to me that we find that the deficiency appropriation
5. is not 1%, but about 13 1/2% of the last...of the current years
6. appropriation, in other words, something over a billion dollars
7. was the appropriation in budget, now the deficiency is a hundred
8. an thirty-five million. I submit in...in my limited capacities
9. as a mathematician that comes closer to 13 1/2% as a deficiency.
10. An this has been historic. Now I know that much of the justification
11. for this and for our total expense comes from court decisions.
12. We have little or no control over what the court mandates us
13. to do for, with, and to these people, but what the court doesn't
14. do, is tell us, where the money shall come, how we shall raise
15. the funds and I submit that our responsibility is equally as
16. significant to those who must share the burden, the total burden.
17. Consequently, as one lone voice of protest at the high handed
18. manner in which the courts from the Federal on down to the lo-
19. cal courts and the Federal bureaucracy as the HEW, wherein they
20. are constantly telling us what we can or cannot do, while our
21. constituents at home look to us to control how their funds are
22. spent. As I say, as a voice of protest, hoping that we might
23. be able to force the court to assume its fair share of the respon-
24. sibility for the burden they are placing on our citizens. I
25. must vote no.

26. PRESIDENT:

27. If...ah...I don't wanna interrupt the roll call. You'll
28. note that today for the first time, we have our light system
29. working. Ah...you tested it. You...you broke the bell here
30. Senator Berning...ah...ah...

31. SENATOR BERNING:

32. May I say Mr. President that for years I have sitting over
33. here where the President has been unable to see me. Now I'm

1. getting back. That flag screens out those lights an I can't
2. see the . . .

3. PRESIDENT:

4. We'll make sure that's changed Senator Berning. Continue
5. with the roll call.

6. SECRETARY:

7. Bid...Bidwill, Bruce, Carpentier, Carroll, Cherry, Chew,
8. Clarke, Collins, Coulson, Course, Davidson, Donnewald, Dougherty,
9. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
10. Hynes, Johns, Knuepfer, Knuppel

11. PRESIDENT:

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. A year ago I attended a Joint Session of the General Assembly
15. to hear the threats of force to be used to effectively change
16. the direction of the Public Welfare Program here in the State
17. of Illinois. We had a Governor who said he was going to hire
18. a thousand enforcers an he was going to cut the rolls. He even
19. cut his budget, which had been recommended by that exemplary
20. leader in the public...i...in the public health field an in...as
21. Director Harold Swank, who submitted a budget of one billion
22. two-hundred an forty-five th...ah...m...million...One billion
23. two hundred five million five hundred an fiftynine thousand
24. nine hundred dollars, for that year to the sum of one million
25. ...one billion one hundred an nineteen million five hundred
26. an sixtyfive thousand five hundred dollars were cut abruptly
27. one hundred twentyfive million dollars. Now, I'm sure the good
28. Governor got the headlines by doing what he did by the threats
29. that he made. We have to have a new course in this area. We
30. have to lead these people, we have to help, an we have to pro-

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1. vide a program if we're ever going to get them off welfare an
2. reduce the rolls in the State of Illinois an I'm glad to hear
3. Senator Baltz say that we finally realized this fact. This
4. is one of the reasons that I'm going to vote no, because now
5. apparently we have a program that's working. I don't know that
6. we have to vote for this deficiency today. We only need to
7. vote for it before we leave here an I'd like to let this program
8. that we now have, this new approach, this new direction, this
9. new dimension, that's been added to the Welfare Program work
10. an see how it results...what the results are. Certainly the
11. program that was presented to us a year ago has not worked.
12. I think also that we need more...ah...itemization of what's
13. happened because I think the Governor proposed a hundred an
14. thirty-five million an maybe he doesn't really need that. At
15. least this is an admission that some of the really need that,
16. at least this is an admission that some of the headlines of
17. last year have not worked in this year. Thank you, very much.
18. I vote no.

19. SECRETARY:

20. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,
21. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
22. O'Brien, Ozinga, Palmer, Partee,

23. PRESIDENT:

24. Senator Partee.

25. SENATOR PARTEE:

26. I intend of course, to vote for this bill. But I think
27. we see here today, a real example of some of the real competence
28. that individual men in government possess. There was a man
29. by the name of Hap Swank, who had been the Director of this
30. Department for quite a long while an had been working in this
31. Department for quite a while...long while...who gave us what
32. now have eventuated to be three exact figures in terms of need.
33. The Bureau of the Budget, with all its magical qualities, obviously
 persuaded the Governor otherwise an we find our

1. selves today right back to the position, as enunciated by that
2. very fine public servant. I think it would be remiss if I did
3. not say this today that Hap Swank has been vindicated an his
4. position has been made clearer to all of us I'm going to vote
5. for this an we would not have been through all of the contrived
6. crises which we have experienced if we had followed an if the
7. Governor an everyone else had followed his pronouncements.
8. I'm happy that we are now developing a new kind of budgetary
9. system in terms of legislative involvement in determining the
10. amount of money which is to be available an dispensed to various
11. agencies. I say to you Mr. President, that there has been too
12. much budget gimmickery going on an we propose to watch it with
13. an even closer eye so that this kind of thing does not happen
again in the future. I vote aye.

14. SECRETARY:

15. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper

16. PRESIDENT:

17. Senator Smith. Ju...Just a moment, you're not on yet here,
18. Senator. Senator Smith

19. SENATOR SMITH:

20. May I simply say that as a co-sponsor of this bill an this
21. is not a criticism of the Senate handler of this bill, that
22. it perhaps would have been far better had this bill been held
23. until more of the members were present here to cast their vote
24. with reference to the merits of this bill. I am not going to
25. say anything with reference to his Excellency nor the Budgetary
26. Commission. I do know, as an actual fact, that but for the
27. intervention of the Federal Government in the supplying of certain
28. funds, that in the light of the state of our national economy
29. this deficiency budget would have necessarily have been much
30. larger then it is. I know how easy it is to stand here an to
31. cry the lazyness on the part of individuals. There are lazy
32. Senators, for that matter. As evidence of it, if you look
33.

around in you're...at the various vacant seats here today.

This budget of this amount that is requested today is less than
would have been necessary because of the stoppage on the part
of business perhaps before stoppage of employing men an woman
an the forced laying off of many thousands of individuals who
perhaps have never before resorted to the relief rolls. Had
you been present at any of our more recent meetings...an I see
the lights flashing an I will abide by it by simply casting
my vote...aye.

SECRETARY:

...Soper.

PRESIDENT:

Senator Soper.

SENATOR SOPER:

At this time...ah...Mr. President, members of the Senate,
the...ah... Supreme Court of the United States, is now considering
appeals from Connecticut an New York on the...ah...one year
residency laws that the states have vote passed. We...ah...had
a bill there last year an we...same bill...an we...ah...broke
the law. The...ah...Governor sain...seen fit to...ah...veto
the bill because he was told that would be unconstitutional
but the figures that we received from the news media an from
various members of...ah... that're knowledgeable in the...in
the...in the...ah...on the relief situation say that from 5
to 20 percent of our...our budget goes to people that come in
from out of this state that would be precluded from welfare,
additional welfare, or more welfare in this state than they
receive in the states from which they come an I think that many...
much of our fraud is caused by people, who receive welfare in
this State an go back across the river or the border line to
another State an they're what we would call, you've heard that
famous...ah...phrase, -double dippers-. Now, as long as the
Supreme Court sees fit to ignore the wishes of the State to
keep the population stable and the people are allowed to make
an attack on our budget and our welfare budget, then, as I said
the estimates are from five to twenty percent,

1. so lets take the median an lets say ten percent an ten percent
2. of one hundred an...one thousand four hundred million dollars
3. is approximately one hundred an forty million dollars. Now,
4. a hundred an forty million dollars is a lot of money in my estimation
5. and I believe that...ah...we should do everything that we can
6. to let the Supreme Court know, that...ah...that we mean business
7. in this field, so I have to vote no.

8. PRESIDENT:

9. Senator Soper votes no.

10. SECRETARY:

11. Sours, Swinarski

12. PRESIDENT:

13. Senator Sours.

14. SENATOR SOURS:

15. Mr. President, Senators, I'm going to vote present in this
16. instance...well...I should also like to explain why I'm voting
17. present. We all know we cannot prove specifically that it would
18. be far better if the welfare were to pay the rent an the utilities
19. an the food bill an the clothing of the recipients, because
20. in that way there wouldn't be so many checks endorsed at the
21. public amusement places an the taverns, which is a fact. We
22. know then that people would be better fed, better clothed, perhaps
23. better housed. I don't know what the reference has been made
24. today to the Health, Education, an Welfare, which has become
25. a horendous bureaucracy, almost a law unto itself. If it's
26. autonomous, it's equally autocratic, indirectly an perhaps in
27. may cases directly insisting that you an I an all the taxpayers,
28. dig down in our jeans a little more to perpetuate this terrible,
29. terrible crime of this decade an the last decade. I'm not voting
30. present because I'm chickening out. I want another whack at
31. this perhaps. I think those who...ah...are ducking this issue
32. may not be chickening out either, but I have the idea Col. Sanders
33.

1. might be looking for them. I say once we give them a check,
2. as HEW says we must, because of their human dignity, we just
3. simply perpetuate what we been doing for years in springing
4. a leak in the moral character an the moral fiber of our people.
5. I'm voting present.

6. SECRETARY:

7. Swinarski, Vadalabene, Walker, Weaver.

8. PRESIDENT:

9. Senator Merritt. Senator Merritt.

10. SENATOR MERRITT:

11. ...my quorum barely...Mr. President, members of the Senate,
12. I was off the Floor on the f...lst...lst roll call vote an I
13. naturally wanna be recorded on this important subject. I can't
14. help but agree with remarks of Senator Berning, it's...it's
15. unfortunate that we have to take this whole package when m...many
16. of us would like to certainly support those blind, the aged,
17. those who through no fault of their own find the necessity of
18. being on those rolls. Now, let's look at this in proper perspective.
19. The billion fiftythree million in the 72 appropriation now increased
20. with this deficit of a hundred an thirty-five million takes
21. it up to a billion one hundred an eightyeight million. In the
22. 73 appropriation that's increased another two hundred an sixty-
23. six million up to a...a billion four hundred an fifty-four million
24. ...might we have some order, Mr. President?...

25. PRESIDENT:

26. Yes.

27. SENATOR MERRITT:

28. An I just wonder if we stop to realize that this is 25%
29. of our entire State budget. You take the case of the ADC hus-
30. bands. Well, we've actually made an incentive for them to stay
31. on these rolls instead of getting a...a job because they can't
32. work over a hundred hours into the month an still draw the public
33. aid. We're practically telling em you better stay on

1. Public Aid instead a taking a job. But...ah...the final analysis,
2. why don't we put this harness on the back of Congress an HEW
3. right exactly where it belongs who keep dictating to us what
4. we'll do in Illinois. I'm going to support this...deficiency,
5. simply because I feel like that for this fiscal year I must
6. address myself in a responsible manner, but I want it be shown
7. on the record with the coming fiscal year I will absolutely
8. refuse to vote for any because the Director himself says this
9. is realistic an we can live within the next years. They'll
10. never do it...in my opinion, but this'll be the last deficiency
11. appropriation I'll vote for...for this. Aye.

12. PRESIDENT:

13. F...Fo...for what purpose Senator Groen arise?

14. SENATOR GROEN:

15. Well Mr. President, I haven't voted yet. I did intend
16. to speak on this bill. I do not believe there are enough votes
17. at the present time to pass the bill so it will probably be
18. moved to postponed consideration an considered again on Tuesday.
19. Ah...I will speak to the bill at that time an will at that time
20. record my vote.

21. PRESIDENT:

22. I understand.... he has the votes at this point. For what...
23. for what purpose Senator Horsley arise?

24. SENATOR HORSLEY:

25. I haven't voted yet. I was called outside when my name
26. was called an I want to be recorded on this matter. I have
27. introduced bills in the past to help cut down on Public Aid.
28. They've not succeeded in passing but over the 26 years that
29. I've been here I've seen this build up into the monstrosity
30. that we have on our hands today, an I would be remiss in my
31. duty if I didn't vote the way I have to vote on this matter
32. because we can't let blind people, we can't let other people,
33. who are in need suffer because of the sins of some of the people

1. on ADC an on relief. Now, I would much prefer to see these
2. bills broken down to have an appropriation for the different
3. catagories so that we could express our pleasure an displeasure
4. with them, but this is an all inclusive bill an if you go in-
5. to this matter further we're to blame in the minds of many people
6. for this staggering bill but the blame does not lie with us,
7. it lies with Congress an it lies with the administration of
8. the Health an Education bureaucracy which has laid down guide
9. lines that increase our bills. That's been augmented by decisions
10. of the courts who seemed to think they have more authority than
11. the legislative bodies. As I see this problem, we have no choice
12. today but to uphold it, but I can say this, that in the next
13. Session, I know there are many members who are dedicated to
14. the proposition of introducing legislation that will see test
15. cases made between us an Washington to s...cut off this staggering
16. load an to see if we can't get it back to realism. But for
17. the moment, I think we have no choice but to vote aye an I so
18. vote.

19. PRESIDENT:

20. Senator Groen.

21. SENATOR GROEN:

22. Well Mr. President, I understand there are enough votes
23. an I have not yet voted an would like to explain my vote before
24. re...having that vote recorded. The appropriation for Public
25. Aid for this fiscal year was a billion fiftythree million dollars.
26. That is almost as much money in an of itself as it took to provide
27. all of the money needed to run all of State government the first
28. session I attended this General Assembly some twenty years ago.
29. That's been the growth over that period of time. Now I say
30. to you that sounds like a staggering figure an it is, but you
31. should fall on your knees an thank God that all of those who
32. are elligible and if they applied would be placed on the rolls,
33. are not on them. Anticipating increases that are bound

1. to come, your budget for the next fiscal year is approaching
2. one an onehalf billion dollars for this purpose. Much has been
3. said this morning that I intended to bring up an which I would
4. have elaborated upon an not the least important of which, are
5. the problems and the frustrations, the inability of the Director
6. of this department to do the job that we want him to do and
7. the terrible image that is created of members of this General
8. Assembly in the eyes of the people of the State of Illinois
9. because they feel that we are not doing our job. As I pointed
10. out in our caucus an as I have pointed out in speeches every
11. place I can throughout this State, if you want to solve this
12. problem gentlemen, lady of the Senate, and if you want the people
13. of this State to understand the basic problems that are involved
14. in this then get on the same platform with your Congressman
15. and you explain the State's position. Explain what we in Illinois
16. have tried to do, both legislatively and adminstratively, and
17. the problems we have with that giant in Washington, HEW. I
18. recall so well Senator Smith, I believe it was, who was in HEW,
19. made a very profound an valuable suggestion to help eleviate
20. the problem in Illinois an he was simply told by one of the
21. HEW employees, I'm sorry, we don't like it, an that's not the
22. way its going to be. It is autocratic, it is autonomous, talk
23. to your Congressman, he neither understands your problem in
24. Illinois, nor is he sympathic to your problem in Illinois an
25. he doesn't have the guts or the courage to go back to Washington
26. an tell HEW we don't like what you're doing and we're going
27. to change your rules an regulations. They simply won't do it
28. and until such time as the Congress of the United States and
29. the Courts. Just last fall, the Governor tried to do something
30. about it and the Supreme Court of Illinois said...ah...ah...in...
31. in support of a Circuit Court decision, you can't, you can't
32. do what your're trying to do to save money in this...this catagory.
33. This was the general assis-

1. tance you will recall. I don't know what all of the answers
2. to this problem are. I'm a cosponsor of this bill, solely an
3. only because I'm a member of the Illinois Legislative Advisory
4. Commission an it's my moral obligation to support this bill
5. an you'll note that the bill bares my name by request. We've
6. got to do something about it. We will do something about it,
7. if an when the courts become attuned to the will of the people...

8. PRESIDENT:

9. The Senator will conclude his remarks.

10. SENATOR GROEN:

11. ...and the Congress does something about our problem, that
12. we can have our hands untied, unshackled, if you please, that
13. we can improve this situation. I vote aye.

14. PRESIDENT:

15. For what purpose Senator Donnewald arise?

16. SENATOR DONNEWALD:

17. ...I'd like to know if the red light burned out.

18. PRESIDENT:

19. It did not burn out but the Senate...the Senator has exceeded
20. his time. That's correct. Ah...Senator Sours has explained
21. his vote already, for what purpose does he arise?

22. SENATOR SOURS:

23. I should like to change my vote, before the roll call is
24. announced, to no.

25. PRESIDENT:

26. Senator Sours should be recorded as voting no. Latherow
27. no. Is...is Sen...how is Senator Carroll recorded, You're not
28. recorded.

29. SENATOR CARROLL:

30. I'd like to be voted aye, please.

31. PRESIDENT:

32. While the Secretary is tallying it...oh we have it right
33. now.

1. On that question, the yeas are 32, the nays are 11, one present.
2. The bill having received a constitutional majority is declared
3. passed. Motion by Senator Coulson to reconsider. Motion by
4. Senator Carroll to Table. All in favor of the motion to Table,
5. signify by saying aye. Contrary minded. Motion Table prevails.
6. We have a distinguished visitor here from Oklahoma, Mr. Thomas
7. Murray, who's the President an founder of the Independant Postal
8. Service in the United States. They're opening a branch here
9. in Springfield, today, I understand. Mr Murray it's a pleasure
10. to have you with us. 1478, Senator Walker. Is Senator Walker
11. on the floor? 1478.

12. SENATOR WALKER:

13. Thank you Mr. President, members of the Senate...ah...Sb1478
14. does just exactly what the synopsis states. It authorizes the
15. State of Illinois, by an through their School Building Commission
16. to convey land in Cook County, school district 140 to the trustees
17. of the schools of that district, now this in the Finley Park
18. area. This land is to be in exchange for land of equal or greater
19. value an desirability and there's only two sections of the bill...
20. ah...the lines 20 and 21 says the value an desirability of any
21. land exchanged shall be determined by School Building Commission.
22. Now, I...frankly and I was going look around for an attorney
23. here on the floor, who's been representing school districts
24. for more then thirty years, because when we purchased land title
25. goes that land in Cook County as far as I have ever been able
26. to ascertain and then the trustees have to take a school district,
27. now, for some reason, this particular parcel is held by School
28. Building Commission. They, in turn, would have to convey it
29. to the school trustees of this district 140 an that's...a...a...ap-
30. parently they have some land there, they wish to exchange for
31. some other land an that is the purpose and the intent of this
32. bill, that's all it does, I would appreciate your support.
33.

1. PRESIDENT:

2. Is there any discussion? Secretary will call the roll.

3. SECRETARY:

4. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
5. Carroll, Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
6. Davidon, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
7. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
8. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
9. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
10. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
11. Savickas, Smith, Soper, Sours, Swinarksi, Walker, Weaver.

12. PRESIDENT:

13. Merritt aye. Weaver aye. Graham aye. Bruce aye. Hynes
14. aye. Nihill aye. Kosinski aye. On that question, the yeas
15. are 40. The nays are 1. The bill having recieved a constitutional
16. majority is declared passed. House Bills on 3rd...Senator Partee.

17. SENATOR PARTEE:

18. Just before we get to House Bills I have an announcement...
19. ah... I'd like the attention of the membership. No. 1. Senator
20. Chew is not here today, due to the illness of his father, who's
21. in the hospital. The second item relates to our Bill Books.
22. Ah...one of the members, I think it was Senator Horsley, suggested
23. to me yesterday an idea that I think is a very good one in terms
24. of our Bill Books. We have a large number of bills in the Bill
25. Books which we are not acting on b...ei...eith...either because
26. they have already been acted on the've been Tabled, or otherwise
27. an we're going to remove from your Bill Books those bills which
28. we won't be acting on so that the book of course will be smaller
29. an more maneuverable. I would hope that...ah...everybody would
30. agree with that an I think it's in o...our own best interest.
31. An next...ah...item is, that we're going to pass out in a moment
32. the schedule for next week

33.

1. which sets forth the schedule for the Sessions an for the various
2. Committees. I would suggest again that you try to get all of
3. your Senate bills, o...other than the accepted catagories of
4. course, out of the Senate committee, next week. You will observe
5. that the Session will begin at 11:00 o'clock next Tuesday an
6. that pursuant to this schedule, it shows a Session on Friday.
7. This does not necessarily mean that we will, in fact, be in
8. Session Friday. It will depend in large measure on progress
9. made during the first three days of our Session, next week,
10. so I would not want you to be alarmed about the showing of
11. Friday for a full session but I would...ah...caution you that
12. if we do not move with some dispatch that might be possible.
13. In any event it would probably be a perfunctory for Friday,
14. so the schedule wil...will be passed out very shortly. Thank
15. you.

16. PRESIDENT:

17. House bills on 3rd reading. We'll start off where we left...
18. y... off yesterday on the Calendar. 3545, Senator Hynes. Hold.
19. 3597, Senator Sours. 3597.

20. SENATOR SOURS:

21. Yes, we might just as well take that up, if we can.

22. PRESIDENT:

23. Senator Sours.

24. SENATOR SOURS:

25. The...ah...syllabus, Mr. President, Senators...ah...explains
26. exactly what the bill does, no more, no less. Ah...the ceremonial
27. vehicles would be such vehicles as...ah...those operated by
28. the veterans of foreign wars, the American Legion, perhaps the
29. Shrine, perhaps the Knights of Columbus, whatever organization...
30. ah...would have that kind of vehicle, that is the purpose of
31. the bill, as of now, they may not be licensed.

32. PRESIDENT:

33. Is there any discussion? Secretary will call the roll.

SECRETARY:

Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,
Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,
Hall, Harris, Horsley, Hynes,

1.

2.

PRESIDENT:

3.

Senator Hynes. Senator Hynes.

4.

SENATOR HYNES:

5.

Mr. President, I wonder if the sponsor would yield to a
question on this...on this bill?

6.

7.

PRESIDENT:

8.

He indicates he will.

9.

SENATOR HYNES:

10.

Is amemdment number four part of this bill which strikes
Section 3808?

11.

12.

PRESIDENT:

13.

Senator Sours.

14.

SENATOR SOURS:

15.

Senator, I don't know. The bill is in the final form we
put it in at the end of the last meeting we were here last year
an it...it suited everybody at...at that time so far as I can
recall.

16.

17.

18.

19.

SENATOR HYNES:

20.

Well, wasn't...didn't this bill come back from the House
an we refused to concur?

21.

22.

SENATOR SOURS:

23.

I don't think so. No, It's always been on 3rd reading.

24.

SENATOR HYNES:

25.

Well...I...I'm sorry...ah...I have not had a chance to...ah...
to check the file on it and...ah...I...I thought it was the
bill that we had discussed in the last Session, which...ah...ah...
came over from the House with an amendment on it an we refused
to concur on that amendment. It went back to the House.

26.

27.

28.

29.

30.

SENATOR SOURS:

31.

Senator, so far as I know this bill has never been acted
finally, by the Senate.

32.

33.

PRESIDENT:

The...the Secretary advises the Chair that that is the case,

1. that it has not been acted upon by the Senate. Con...Continue
2. with the roll call.

3. SECRETARY:

4. Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,
5. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,
6. N...Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
7. Rock

8. PRESIDENT:

9. Senator Partee.

10. SENATOR PARTEE:

11. Ah...Senator, what is the revenue consideration here...ah...is
12. it a loss of revenue for the State, or is it increased revenue,
13. wh...what's the revenue posture here?

14. PRESIDENT:

15. Senator Sours.

16. SENATOR SOURS:

17. Well as of now because of...ah...ah...I think dimensions
18. they can't even be licensed. You see the problem is if they...if
19. they wanna take their ceremonial wagon, we'll say to Buffalo
20. New York...ah...the...ah...they're stoppel in other states because
21. their...their unlicenseable here in Illinois at this time.

22. SENATOR PARTEE:

23. Well, I understood what you said but I still would ask
24. the question in reference to Revenue.

25. SENATOR SOURS:

26. Well, I think the obvious answer would be it would improve
27. the revenue status because they're getting not nickle one, now.

28. SENATOR PARTEE:

29. Yes, but they're also not allowed to drive them under or-
30. dinary circumstances either except in a parade. Isn't that
31. right?

32. SENATOR SOURS:

33. That is correct an that's limited pretty much to the mun-

icipalities where they're located. In other words, this would be a...a...a revenue producer but Senator, I wouldn't...I wouldn't count on it producing very much. But it's not a loser.

SENATOR PARTEE:

1. Now there...there is a section here...ah...8102, that...ah...
2. addresses itself to the question of supplying a certificate
3. of self insurance. Now does that mean that a...every owner
4. of one of these vehicles has to have insurance for that particular
5. vehicle before he can be licensed?

6. SENATOR SOURS:

7. That is correct.

8. SENATOR PARTEE:

9. In other words, it's compulsory insurance for those persons.

10. SENATOR SOURS:

11. That is correct, because in many instances, you see, we're
12. dealing with an unincorporated association and the question
13. would be how do you sue the American Legion?

14. SENATOR PARTEE:

15. Now under...

16. SENATOR SOURS:

17. It's almost like suing the AF of L.

18. SENATOR PARTEE:

19. Now under this bill...ah...what would be the position of
20. a City, once the State had licensed such vehicle? Ah...would
21. our recently passed preemption bills prevent a city from also
22. licensing them?

23. SENATOR SOURS:

24. My...ah...my attorney here, that...that back house lawyer
25. Horsley tells me no.

26. SENATOR PARTEE:

27. Well...I...I...I jus...I...Have a problem, Senator, in
28. terms of it, an I don't wanna vote against a bill that is...ah...a
29. good bill but there're just a couple of questions I still don't
30. understand an I'm going to...ah...vote present.

31. PRESIDENT:

32. Senator Partee votes present. Continue the roll call.

33. SECRETARY:

Rock, Romano,

PRESIDENT:

Senator Rock.

SENATOR ROCK:

1. Yes, Mr. President an members of the Senate, I wonder if
2. this sponsor would again yield? Senator assuming...assuming
3. passage of this, when would the bill become effective.

4. SENATOR SOURS:

5. I think u...u...u...upon...accept...signing by the Governor.

6. SENATOR ROCK:

7. Section 2 of the bill, on page 3, calls for the act to
8. take effect, January 1, 1972. I wonder if it's possible . . .

9. SENATOR SOURS:

10. Well.

11. SENATOR ROCK:

12. . . . for us to do that?

13. SENATOR SOURS:

14. Ah...I think it's utterly impossible. Perhaps this better
15. be pulled back...ah...I'd forgotten that. You're...you're absolutely
16. correct. Then, Mr. President, I...I should like to move that
17. we...ah...terminate the roll call at this time so I can pull
18. it back to change the effective date.

19. PRESIDENT:

20. Well...we will have...the only motion that you can make
21. is to postpone consideration.

22. SENATOR SOURS:

23. Postpone consideration.

24. PRESIDENT:

25. Alright, motion to postpone consideration. All in favor
26. signify by saying aye. Contrary minded. Motion prevails.
27. 3633, Senator Course on the Floor? 3639, Senator Dougherty.
28. Hold. 3647, Senator Sours 3648, Senator Dougherty. 3702, Senator
29. Hall. Hold. 3709, that series, Senator Clarke. Senator Clarke
30. in...is it acceptable to have one roll call for the s...series?
31. Is there leave of the Body to do that? Leave is granted. Senator
32. Clarke.

33. SENATOR CLARKE:

Gentlemen, these are a series of bills that were desired
by the

1. Auditor General an concurred in by the Department a Revenue.
2. The only questionable bill in this series was...ah...37...was...was
3. prior to this series an is still in the...a...ah...committee...ah...
4. Executive Committee because that is the bill that deals with
5. the income tax an that is a very sensitive area. Ah...these
6. beal...bills deal with the confidentiality requirement. The
7. problem has to do with the ability of the Auditors to do a fair
8. job of auditing the Revenue Department in the various tax fields
9. an their ability to assess the job thats being done, so that,
10. what these bills do is to exempt these auditors in going in
11. an auditing the returns in the various fields, with the exception,
12. an auditing the reincome tax division. That bill is still held
13. in Committee...ah...I talked yesterday to Senator Cherry an
14. he said that these bills are noncontroversial an he had no objection
15. to my calling them an I would ask for a favorable roll call.
16. The sooner we get these passed, the sooner the Auditors are
17. gonna be able to do a good job in auditing the Revenue Department.

18. PRESIDING OFFICER: (Senator Rock)

19. Is there any discussion? Secretary will call the roll.
20. Senator...ah...do I understand that this roll call will apply
21. to all the bills?

22. SENATOR CLARKE:

23. That is correct.

24. PRESIDING OFFICER: (Senator Rock)

25. Secretary will call the roll.

26. SECRETARY:

27. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
28. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,
29. Donnewald, Dougherty

30. PRESIDING OFFICER: (Senator Rock)

31. Senator Dougherty.

32. SENATOR DOUGHERTY:

33. I'm in agreement what Senator Clarke has sail. The one
bill

1. that was...ah...really created a problem in there was the Income
2. Tax Bill an this is merely an inner department review...is really
3. what it is an they will not fall in the hands other than the
4. attorn... the Auditor General. I...I believe that's it an I
5. know that the one bill that was objectionable is not in this...in
6. this program or this s...series of bills. I vote aye.

7. SECRETARY:

8. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
9. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,
10. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,
11. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
12. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,
13. Sours, Swinarski, Vadalabene, Walker, Weaver.

14. PRESIDING OFFICER: (Senator Rock)

15. On those bills the yeas are 41. The nays are none. the
16. bills are declared passed. House bill 3736, Senator Latherow.

17. SENATOR LATHEROW:

18. Mr. President, I think Senator Knuppel has an amendment
19. we wanted to put on that.

20. PRESIDENT:

21. Senator Knuppel.

22. SENATOR LATHEROW:

23. You don't have your amendment ready, Senator?

24. PRESIDENT:

25. HB3736.

26. SENATOR LATHEROW:

27. Would it be alright to take this up...ah...Tuesday, then?...
28. Okay...okay.

29.
30.
31.
32.
33.

1. PRESIDING OFFICER: (Senator Rock)

2. HB4113, Senator Vadalabene...Senator Vadalabene.

3. SENATOR VADALABENE:

4. Thank you, Mr. President an members of the Senate. HB4113,
5. amends the State Financial Act. As you know, the Federal Price
6. Wage Freeze became effective September of 1971 an at that time
7. some fiftyfive thousand state employees were to receive a 3%
8. wage increase. Due to the freeze, Auditor Howlett was not able
9. to make payment to those people. After the freeze was over,
10. December first of 1971, everyone, including the Governor, was
11. in agreement that the employees were entitled to retroactive
12. pay. Auditor Howlett contends, an I think rightfully so, that
13. under financial Act that he was not legally able to issue checks
14. for retroactive pay. The amendment proposed passed unanimously
15. in the House an will be effective or become law, that is with
16. the Governor's signature, so that these people can be issued
17. checks due them. There are no funds in this piece of legislation.
18. The appropriation part passed the General Assembly in the Spring
19. of 1971 so we have no need for any new tax laws or new appropria-
20. tions so I would appreciate your favorable vote.

21. PRESIDING OFFICER: (Senator Rock)

22. Is there any discussion? Secretary will call the roll.

23. SECRETARY:

24. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
25. Carroll, Cherry, Chew, Clarke, Collins, Co...Coulson, Course,
26. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
27. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
28. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
29. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,

30.
31.
32.
33.

O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

1. PRESIDING OFFICER: (Senator Rock)

2. Knuppel...Knuppel aye. O'Brien aye. Horsley aye. Hynes
3. aye.

4. PRESIDENT:

5. On that question the yeas are 43, the nays are none. The
6. bill is declared passed. Senator Laughlin is recognized.

7. SENATOR LAUGHLIN:

8. Ah...Mr. President, members of the Senate, I'd like to...ah...
9. I see Senator Partee isn't there. Well, think it's agreed...ah...
10. staff from this side talked with leadership over there. There
11. are two bills SB1515, SB1528, which deal with the Uniform Commercial
12. Code. The question is an it hasn't been determined as to whether
13. there should be a hearing of the Senate sitting as a committee
14. of the whole or not. In any event it's my understanding...ah...
15. that...ah...these two pieces of legislation are to be exempted
16. from the rule which says that all Senate bills have to be out
17. of Committee or acted on by a Committee no later than next week
18. an...so I make that as a motion here so that there's no question
19. that these bill do remain alive so that we can hold hearings
20. week after next as I understand it now. 1515, 1528, Uniform
21. Commercial Code amendments, they're rather lengthy an they're
22. rather complicated.

23. PRESIDENT:

24. Is there...we...we have one motion in writing, here.

25. SECRETARY:

26. I move that the Committee on the Judiciary be discharged
27. from further consideration of HB1815 an that the bill be placed
28. on the Calendar on the order of House Bills on 2nd Reading.

29. PRESIDENT:

30. Senator Rock.

31. SENATOR ROCK:

32. Yes Mr. President, members of the Senate I have indeed
33. filed a motion in writing with the Secretary. I don't expect
to

1. take this up today because I'm sure that everybody's anxious
2. to be on their way. This is...ah...not an involved question
3. but one that I think deserves an airing on the floor of the
4. Senate an I propose to take it up Tuesday if that's alright
5. with everybody.

6. PRESIDENT:

7. You...you wish to take your motion up on Tuesday. Is that
8. correct?

9. SENATOR ROCK:

10. On Tuesday.

11. PRESIDENT:

12. Alright...leave is granted for that. Senator Rock.

13. SENATOR ROCK:

14. Mr. President, while we're on the order of motions, I've
15. spoken with Senator Donnewald, who is the Chairman of the...ah...
16. Assignment of Bills Committee. There was a bill...SB1475, of
17. which I am the chief sponsor, which was in fact misassigned.
18. It deals with compulsory retirement, it's a...in fact a pension...
19. has pension affects an it was misassigned to the Committee on
20. Education...ah...I would move at this time that the Committee
21. on Education be discharged from further consideration, that
22. the bill be rereferred to the Committee on Assignment of Bills
23. for the purpose of having it placed in the Labor an Commerce
24. Committee. Or...or just m...move to reassign to...this bill
25. to the Committee on Labor an Commerce to be heard next week.

26. PRESIDENT:

27. Is there objection? Leave is granted. House Bills on
28. 2nd Reading. For what purpose Senator Latherow arise?

29. SENATOR LATHEROW:

30. Mr. President, while we're on motions I wonder if it'd
31. be proper at this time placed on my desk this morning was a
32. meeting of the Agriculture an Conservation Committee calling
33. for the hearing of three bills at next Tuesday's meeting. Now,
I want to object to the suspension of the six day rule on the
hearing of one of those bills. 26...HB2659.

PRESIDENT:

Well, now, the leave was granted for...b...by the Body to exempt all bills...I've...if I'm correct...Senator Clarke.

1. SENATOR CLARKE:

2. Mr...Mr. President, it's...ah...my understanding that the
3. leave yesterday that was granted had to do with the problem
4. of our cut off date on hearing Senate bills in Committee to
5. meet the deadline by the 12th next week. Ah...that leave was
6. also included that there would be a notice of those Senate bills
7. that were gonna... that would be posted this week, but I don't
8. think that there is any th... emergency of that nature meeting
9. the deadline with a House bill an he's speaking of a House Bill,
10. I believe.

11. PRESIDENT:

12. Senator Partee, you made the motion...ah...

13. SENATOR PARTEE:

14. I'm sorry, I...I was talking to someone here. I didn't
15. follow it...

16. PRESIDENT:

17. Question...the...the...the question is, what was the consent
18. of the Body on...ah... exemption of the six day rule? Senator
19. Latherow has objected to a hearing of House Bill...what was
20. the number?

21. SENATOR LATHEROW:

22. Twenty...2659.

23. PRESIDENT:

24. 2659, on Tuesday by the Agriculture Committee.

25. SENATOR PARTEE:

26. Well as I understood the purport of the motion an the agreement
27. yesterday it was that bills which had to be out of Senate Committees
28. by next week would be in fact posted an the bills would be heard
29. if they were posted, waiving of course, the six day rule. That
30. was the agreement as I understood it yesterday.

31. PRESIDENT:

32. Ah...that would apply then only to Senate Bills. Is that
33. correct?

SENATOR PARTEE:

That was my understanding a...as of yesterday. We talked

about Senate bills.

1. PRESIDENT:

2. So that the mo...that the point of order of Senator Latherow
3. then is a valid objection. Is that correct...under...yo...in
4. your interpetation, Senator Partee?

5. SENATOR PARTEE:

6. If I understand his objection to be geared toward a House
7. Bill. Yes.

8. PRESIDENT:

9. A House Bill. Who is the House sponsor of that bill?
10. Ah...Senator sponsor? Is Senator Carroll here? Can...Senator
11. Clarke, can you see that someone is advised of the point of
12. order that was raised on that matter? Well the point of order
13. is properly taken. S...Senator...is Senator Knuppel on the
14. floor? Senator Knuppel, you're the Chairman of the Committee
15. an you...I think the...the point of order has been appropriately
16. raised. Senator Course. Senator Course.

17. SENATOR COURSE:

18. Yes Mr. President, Revenue Committee will meet two times
19. next week, on Tuesday an Wednesday. Tuesday in the regular
20. room...ah...M3 at 3:30 an on Wednesday in 212 at 3:30.

21. PRESIDENT:

22. House Bills on 2nd reading. Senator Partee.

23. SENATOR PARTEE:

24. Just before you get to that order of business, I'd just
25. like to make this announcements to the members. Ah...some of
26. you may have seen an Article in the Chicago Sun Times on Wednesday,
27. April 26th, in which I said that I felt that the dignity of
28. the Senate demended that those persons who come to various hearings
29. an I made particular reference to two meetings which are scheduled
30. in Chicago for hearing on the Lake Bill, that the Senate felt
31. that some of the conduct which had been a...a...a...had...a...some
32. of the conduct of those persons coming to be heard on that bill
33. last week in the Senate an before the Agriculture Committee
was a bit

1. unseemly an that the members were menaced an there were people
2. there with bull horns an who confortd an conducted themselves...ah
3. ...in an...ah...very unfair way, I thought, to the Senate an
4. I suggested in this article of...that if that conduct persisted
5. in the Chicago hearings, that the Senate Agriculture Committee
6. would not subject itself to...or be subjected to that kind of
7. conduct an that we'd just simply close that hearing an come
8. back here. Now I would hope that that is the feeling of this
9. entire Senate. Now I...I just simply take the position that
10. when the Senate grants the right to be heard on these subject,
11. to persons within a particular local an take the time an energy
12. to go to a city to hear the testimony concerning the subject
13. that whatever emotionalism exists should be at least be subjugated
14. to the dignity of the Senate an I would hope that you would
15. share my view. That the Senate should not be menaced, should
16. not be taken advantage of an we're not going to Chicago to be
17. engaged in any shouting contest an I would hope that you would
18. share that view.

19. PRESIDENT:

20. House Bills on 2nd reading. 2444, Senator Bruce. Sen...Sen-
21. ator Rock.

22. SENATOR ROCK:

23. Yes Mr. President...ah...Senator Neistein is attending
24. to personal business in Chicago. I wonder if we could move
25. 774 an 775. They are related to an companion to three bills
26. that are presently on 3rd Reading, House bills of which I am
27. the sponsor an these two...all five should go together. I'd
28. like to move those.

29. PRESIDENT:

30. Alright 774.

31. SECRETARY:

32. HB...HB#774, 2nd reading of the bill, one committee amendment
33. from Judiciary.

PRESIDENT:

Senator Rock moves the adoption of the Committee amendment. All in favor, signify by saying aye. Contrary minded. The motion prevails. Any further amendments? 3rd reading. 775.

SECRETARY:

1. HB#775, 2nd reading of the bill. One Committee amendment
2. from Judiciary.

3. PRESIDENT:

4. Senator Rock moves the adoption of the Committee amendment.
5. All in favor signify by saying aye. Contrary minded. The...ah...
6. amendment is adopted. Any further amendments? 3rd Reading.
7. 2444, Senator Bruce. Hold. 2716, Senator Carroll on the Floor?
8. 3748, Senator Donnewald. Hold. 4202...4202...

9. SECRETARY:

10. 2nd Reading of the bill, no Committee amendments.

11. PRESIDENT:

12. Any amendments from the Floor? Is...Senator Gilbert.

13. SENATOR GILBERT:

14. Ah...it might be proper for the Calendar to show that that
15. was advanced without reference, if you recall?

16. PRESIDENT:

17. Right. That is correct. The Calendar should so...

18. SENATOR GILBERT:

19. Well, I mean when we get into final vote I want...

20. PRESIDENT:

21. Right...

22. SENATOR GILBERT:

23. ...you to know it didn't go through committee...

24. PRESIDENT:

25. Right.

26. SENATOR GILBERT:

27. ...and I'll explain it but this...I'm sure there's no objection
28. to this...it's just to correct an error that I said we made
29. inadvertently last time.

30. PRESIDENT:

31. Alright. Sen...Senator Sours says he has the amendment
32. ready on 3597...ah...4202 adv...was advanced to 3rd reading.
33. 3597, it was dis-

discussed earlier, he has an amendment prepared. The Bill was
1. brought back.

2. SENATOR SOURS:

3. Yes...Mr. President an Senators, I've given it to the Secretary,
4. it simply says section two at the end of the original bill.
5. This amendatory Act takes effect January 1, 1973. I should
6. like to have the bill...ah...I mean the...ah...yes the bill...ah...
7. ah...put back on 2nd reading for the purpose of adopting this
8. amendment an then advanced to 3rd.

9. SECRETARY:

10. 3597, is brought back to 2nd for the purpose of amendment.
11. Senator Sours moves the adoption of amendment No. 1. All in
12. favor signify by saying aye. Contrary minded. The amendment...
13. the amendment is adopted...the..ah...after intervening business
14. do you wish to bring it up, Senator...or...you're...the chambers
15. are a little vacant.

16. SENATOR SOURS:

17. I think...ah...I think we'll have too many absentees now
18. so I'll bring it up next Tuesday maybe.

19. PRESIDENT:

20. Alright. It returns to the order of postponed consideration.
21. Are there any bills...Senator Dougherty

22. SENATOR DOUGHERTY:

23. Mr. President, I would like to announce that th...the local
24. government Committee will meet immediately after the adjournment
25. of this Session an further there will be two meetings a the
26. Comm... Committee on Local Government. One at 5:30 p.m. on
27. Wednesday, May the 3rd an the usual meeting on Thursday at
28. 1:30 p.m.

29. PRESIDENT:

30. Is there any further business to come before the Senate
31. at this time? Any bills that members would like to bring up?
32. Senator Rock.

33. SENATOR ROCK:

Yes, Mr. President, I have bills that are on 3rd reading
that I would like to call back to 2nd for purpose of amendment.

I have no intention of calling these for passage an I would
1. be willing to call em back at any time. I'd just like to get
2. the amendment on today, so...that...

3. PRESIDENT:

4. This would be a good time to do it. What...what are the
5. bills?

6. SENATOR ROCK:

7. HB1467, 1468 an 1469.

8. PRESIDENT:

9. 1467...called back to 2nd reading for purpose of amendment.
10. Senator Rock offers Amendment No. 1. Can you explain the amendment,
11. Senator?

12. SENATOR ROCK:

13. Ye...Yes, Mr. President, the amendments to HB1467, 68 an
14. 69 are identical in each instance an it simply adds the wording
15. in Section 2, this amendatory Act takes effect October 1, 1972
16. an shall apply to cases where letters are issued on an after
17. that date. Each of these bills pertains to probate matters
18. an we are making the effective date uniform. I move the adoption
19. of the amendment.

20. PRESIDENT:

21. Motion for the adoption of the Amendment No. 1 on 1467.
22. He...he...h...we...the Secretary has the amendments on 1469,
23. 68, but not 67. Motion for the adoption of the amendment No.
24. 1 on 1467. All in favor signify by saying aye. Contrary minded.
25. The amendment is adopted. Any further amendments? 3rd Reading.
26. 1468, Senator Rock moves for the adoption of amendment No. 1,
27. all in favor, signify by saying aye. Contrary minded. The
28. amendment is adopted. Any further amendments? 3rd Reading.
29. 1469, Senator Rock, moves for the adoption of amendment No.
30. 1. Ah...any discussion? All in favor signify by saying aye.
31. Contrary minded. The amendment is adopted. Any further amendments?
32. 3rd Reading. Is there...Senator Knuepfer. Senator Knuepfer.

33. SENATOR KNUEPFER:

I...I have the same situation on HB2646...ah...there is
an

amendment that I had promised Senator Neistein that I would
put on. It knocks out one line in the section. That amendment
is on the Secretary's desk. I thought it was on earlier, when
I checked it was not on an I had promised Senator Neistein to
put it on, so I would move the adoption of the amendment...a...amend-
ment...I'm not sure what number it is at this point.

PRESIDENT:

It's 2...2646, it is on Consideration Postponed.

SENATOR KNUEPFER:

I'm not gonna move the bill today, I just wanna get it
in shape.

PRESIDENT:

The motion is for the adoption of...

SENATOR KNUEPFER:

... amendment number...I'm not sure what...

PRESIDENT:

...Amendment No. 1, apparently. Amendment No. 1 on 2646.

All in favor signify by saying aye. Contrary minded. The amendment
is adopted. The bill is returned to Consideration Postponed.

Senator Rock.

SENATOR ROCK:

Yes, Mr. President, HB1694. Again I have a...an amendment
which I would like to offer an again the amendment only changes
the effective date. I would move its adoption.

PRESIDENT:

1694. The motion is for the adoption of Amendment No.

1. All in favor signify by saying aye. Contrary minded. The
amendment is adopted. Further amendments. The bill was returned
to 3rd reading. Is there further business to come before the
Senate? Motion by Senator Knuppel to adjourn. Senator Hynes.

SENATOR HYNES:

Mr. President, on a point of personal privilege, I'd like
to introduce some fine residents of the 28th district, Ed an
Judy Alrich, there son Chris an their daughter Annette. They're
up there in the balcony, behind the President.

PRESIDENT:

1. I believe I'm correct in saying it's Annette's birthday
2. today, too. Is there further business? Senator Hall.

3. SENATOR HALL:

4. Point of personal privilege. I would to like to introduce
5. two...ah...people who are here on their 25th Wedding Anniversary,
6. from my district. Mr. & Mrs. Jerry Donovan, from East St Louis.

7. PRESIDENT:

8. Are there further announcements. Senator Knuppel, moves
9. that the Senate stands adj...just a second...Senator Carroll,
10. are you... ah...nothing to do with...alright...Senator Knuppel,
11. moves that the Senate stands adjourned until 11:00 o'clock on
12. Tuesday. All in favor signify by saying aye. Contrary minded.
13. Senate stands adjourned.

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