

May 31, 1972

1. PRESIDENT:

2. Prayer by Reverend Krech of Rochester. Pastor Krech.

3. PRESIDENT:

4. Senator Partee is recognized. May he have your attention.

5. SENATOR PARTEE:

6. Mr. President, and members of the Senate

7. PRESIDENT:

8. Just a moment. Members be in their seats. Senator Partee
9. is recognized.

10. SENATOR PARTEE:

11. In these waning days of this session, it does not escape my
12. notice that a large number of people are in and out of the Senate,
13. hopefully seeking help in bills which they are interested. I
14. understand and appreciate that, but we have gotten into a pattern,
15. Mr. President, where it is virtually impossible to hear the debate
16. on these very vital and sensitive issues. I'm going to ask, Mr.
17. President, that the Sergeant-at-Arms clear and keep clear the aisles,
18. the side aisles, and the back and along the sides of any unauthorized
19. person from the floor. It's just not what we want to do, but it's
20. something that I think we have to do because it's just so distracting
21. that it has reached a point of just a real annoyance.

22. PRESIDENT:

23. Chair hardily concurs. Senator Clarke.

24. SENATOR CLARKE:

25. Mr. President, I would just like to add to that. Often times
26. it's the members themselves who help to create the confusion and I
27. think that in these last weeks we ought to each try to help maintain
28. the decorum of this body so that we can get the work done in an
29. orderly manner.

30. PRESIDENT:

31. The... and I see one of the Secretary's who can help. If you
32. can take the message, June, to the girls ... to the Secretaries
33. that for the last two weeks, they won't be permitted on the floor

SB 1505
2nd reading
5/31/72

1. during Session, okay? ... you get the word to them up there ...
2. thank you. Reading of the Journal moved by Senator Laughlin that
3. the reading of the Journal be dispensed with. All in favor signify
4. by saying aye, contrary minded. Motion prevails. Committee reports.
5. Any Resolutions or motions by members? Resolutions or motions.
6. Senate bills on Second Reading. 1459, Senator Rock.

7. SENATOR ROCK:

8. Yes, Mr. President, members of the Senate. I would ask that
9. SB 1459 be moved to Third Reading, but I will move it with the
10. understanding that if any members has an amendment that he wishes to
11. purpose that I will certainly bring it back.

12. PRESIDENT:

13. 1459.

14. SECRETARY:

15. Second reading of the bill no committee amendments.

16. PRESIDENT:

17. Any amendments from the floor? Third Reading. 1505, Senator
18. Laughlin.

19. SENATOR LAUGHLIN:

20. Yes, Mr. President. I'd like to move this with the same under-
21. standing. If there is someone that wants to amend it... I want to
22. move the adoption of the committee amendment I will return it to
23. Second Reading.

24. SECRETARY:

25. Second Reading of the bill. No committee amendments.

26. PRESIDENT:

27. Any amendments from the floor? Third Reading. Senator Rock.

28. SENATOR ROCK:

29. Mr. Chairman, this bill was heard in Financial Institutions.
30. There is in fact a committee amendment, quite a lengthy one. It
31. was adopted in the committee as a matter of fact.

32. PRESIDENT:

33. Senator Laughlin.

*AB 505
2nd Reading
5/13/72*

1. SENATOR LAUGHLIN:

2. Well yes, last week when I was absent, Senator Rock handled
3. this for me in the committee and I know there was to be a committee
4. amendment and he assures me that it was taken care of so ...

5. PRESIDENT:

6. Well, let's just hold this temporarily and we'll get back to
7. it. 1505 will be held temporarily. 1571, Senator Graham. Senate
8. bills on Second, hold. 1574, Senator Partee. Gentlemen, right
9. over there--Senator Cherry, Representative Matijevich and friends,
10. let's take our conferences off the floor. 1574.

11. SECRETARY:

12. Second reading of the bill. No committee amendments.

13. PRESIDENT:

14. Any amendments from the floor ... Third Reading. 1577, Senator
15. Sours. 1577.

16. SECRETARY:

17. Second reading of the bill. No committee amendments.

18. PRESIDENT:

19. Any amendments from the floor? Third reading. 1578.

20. SECRETARY:

21. Second reading of the bill. No committee amendments.

22. PRESIDENT:

23. Any amendments from the floor. Third Reading. 1579. 1579.

24. SECRETARY:

25. Second reading of the bill. One committee amendment from
26. Revenue.

27. PRESIDENT:

28. Senator Sours moves the adoption of the committee amendment.
29. All in favor signify by saying aye, contrary minded. The amendment
30. is adopted. Any further amendments. Third Reading. 1580.

31. SECRETARY:

32. Second reading of the bill. No committee amendments.

33. PRESIDENT:

AB 1505
2nd Reading
5/31/72

1. Any amendments from the floor? Third Reading. I've been
2. advised, if I can have the attention of Senator Rock and Senator
3. Laughlin, the records indicate that that bill came out ... 1505
4. came out Do Pass without any amendments from the committee. Senator
5. Rock.

6. SENATOR ROCK:

7. Mr. President, in an effort to try clear this up, what did
8. happen: was the amendment was offered the first day and then, at
9. Senator Groen's instance, the bill was retyped with the amendment
10. incorporated in it. Now I don't know whether or not that's the
11. bill that came out of committee. The motion was by Senator Kusibab
12. that S.B. 1505 be reported out of the committee, Do Pass As Amended
13. and that was seconded and that motion carried. Now what may have
14. happened is that the newly typed or newly incorporated bill was the
15. only one that was considered, I don't know. I wish that somebody
16. would ... that's not it okay, I'm advised by our staff members that
17. that is not it. Have you got the amendment? We can offer it right
18. now. It was an agreed committee amendment.

19. PRESIDENT:

20. Senator Laughlin.

21. SENATOR LAUGHLIN:

22. Well, Mr. President, let me move it to Third Reading while we
23. get into this thing and find out and come back and do whatever has
24. to be done. Alright.

25. PRESIDENT:

26. 1505.

27. SECRETARY:

28. Second reading of the bill. No committee amendments.

29. PRESIDENT:

30. Any amendments from the floor. Third Reading. Senate bills
31. on Third Reading. 811, Senator Knuepfer.

32. SENATOR KNUEPFER:

33. Senate Bill 811 is a bill that originally came out of the

1. Urban Area Affairs Committee. It addresses itself to a very
2. difficult problem in growing urban areas and those problems are
3. the problems of annexation, of dissolution and consolidation of
4. government. Those of us who live in urban areas know of the many
5. annexation conflicts as between one municipality and another parti-
6. cularly when it comes to the problems of sales tax revenues. The
7. bill specifically proposes the establishment of a Local Government
8. Boundary Board composed of 7 members appointed by the Governor with
9. the advise and consent of the Senate. The duties of that board are
10. as follows: To review all new incorporations prior to being submitted
11. to the Circuit Court for a referendum and, secondly, to review and
12. suggest boundary adjustments, either upon the initiative of the board
13. or upon the receipt of a petition from 5% of the electors of the area.
14. In the event that the Board deems it advisable to proceed further on
15. a consolidation, a dissolution or an annexation they appoint a local
16. committee. The local committee will be made up of representatives
17. of the governments that are specifically involved as well as public
18. members. The local government committee will meet and review the
19. facts. Their decision to approve either the consolidation, the dis-
20. solution, or a boundary adjustment of a municipality or municipalities
21. is then subject to referendum and a referendum for consolidation must
22. be approved in each of the municipalities involved. Again it must be
23. approved and this is a constitutional mandate as well by a referendum
24. if it's a question of dissolution. In the event that a consolidation
25. or a dissolution affects a special district then 5% of the voters of
26. that special district can petition for a referendum. In a case of ...
27. when it comes to a referendum, the vote of the electorate is the
28. final and last decision. The purpose of the bill is to facilitate
29. boundary adjustments between and among existing cities and villages
30. as well as to encourage the development and maintenance of viable
31. units of local government. Again the State Committee, the local
32. committees function as kind of guiding bodies. They function as
33. hearing bodies but in the last resort the issue goes to the people

1. by referendum. For those of you who live in the counties like DuPage
2. and counties like Cook and Will County where we have some very serious
3. problems both of consolidation units of government that are too small
4. to operate effectively and as well where we have problems of conflicts
5. between municipalities and questions of annexation, I think this pro-
6. vides an effective means of trying to resolve those problems while at
7. the same time protecting the rights of the people by providing the
8. referendum as a final decision maker. I would pleased to attempt to
9. answer any questions on the bill.

10. PRESIDENT:

11. Senator Rock.

12. SENATOR ROCK:

13. Mr. President, members of the Senate I do have one or two
14. questions, Senator Knuepfer. On page 4 of the bill which by the way
15. for the benefit of the members the bill runs some 27 pages. This is
16. quite a monumental work. On page 4 of the bill it says members receive
17. an annual compensation of 12.5 plus expenses and the chairman shall
18. receive \$15,000. I noticed with Amendment One you have stricken the
19. \$350,000 appropriation that was appended to this bill. Where is the
20. money going to come from?

21. PRESIDENT:

22. Senator Knuepfer.

23. SENATOR KNUEPFER:

24. There will be no funding of this bill. There are no funds for
25. this bill. If this bill passes and if the Governor appoints these
26. people they will have to serve at least through this year without
27. any compensation whatsoever. There are no funds.

28. PRESIDENT:

29. Senator Rock.

30. SENATOR ROCK:

31. It seems to me at the very least that line three on page 4 should
32. be amended to say "members may receive" if in fact the Governor gives
33. them some money by to say they "shall receive", what's going to happen

1. is that pursuant to any appointment, somebody is going to come in
2. here with a deficiency appropriation bill and rightfully so. I
3. think as long as ... this was my argument against Senator Laughlin's
4. appellate Defender program. As long as we are going to embark on
5. these monumental tasks, it seems to me only appropriate that we do
6. appropriate money and if, in fact, we don't have the money we should
7. defer the program. It's just that simple in my judgment.

8. PRESIDENT:

9. Is there further discussion? Senator Mitchler.

10. SENATOR MITCHLER:

11. I'd like to ask the sponsor some questions. Senator Knuepfer,
12. I haven't discussed this bill with you, but who originated this bill?
13. Does this come from the County Problems Commission or locally or can
14. you give us the genesis of this bill?

15. PRESIDENT:

16. Senator Knuepfer.

17. SENATOR KNUEPFER:

18. Well this bill was originated by the Urban Area Affairs Committee.
19. This is a commission that serves the Metropolitan Chicago area. It
20. is co-chaired by Ed Wilson of River Forest and Bob Merriam of Chicago.
21. Bob Merriam, I think most of you will know. There are legislative
22. members in this commission. Senator Coulson and McCarthy are legis-
23. lative members. I am a legislative member of that commission and
24. there are many public members of this commission.

25. PRESIDENT:

26. Senator Mitchler.

27. SENATOR MITCHLER:

28. Another question, Senator Knuepfer, would be ... Do the local
29. municipalities support this type of legislation ... the creation of
30. a local government boundary board?

31. PRESIDENT:

32. Senator Knuepfer.

33. SENATOR KNUEPFER:

1. The only way I have of answering that is I talked to Steve Sargent
2. about that some weeks ago and Steve tells me they have been attempt-
3. ing to resolve boundary problems. We've had bills in this legisla-
4. ture which would resolve this problem through the Circuit Courts.
5. Those bills were turned down. The Municipal League is very much
6. interested in some kind of a method for resolving boundary disputes
7. between various local governments.

8. PRESIDENT:

9. Senator Knuepfer may close the debate.

10. SENATOR KNUEPFER:

11. Well I can suggest that the idea is simple. There are some
12. complexities in the language. Should the bill receive the approval
13. of this Body, I would have no problem of introducing in the House an
14. amendment to conform to Senator Rock's suggestion which I think is
15. a valid one that the shell ought to be made. But for those of you
16. who live in very sparsely populated areas this is no problem. For
17. those of you who live in areas in which the boundaries of one govern-
18. ment are adjacent to those of another and there is no room for expan-
19. sion, this is no problem but those of us who live in areas where the
20. boundaries are unsettled it is a very serious problem. It is a serious
21. problem because there are many conflicts created and those conflicts
22. and there are many units of local government that are not viable in
23. terms of not having enough tax power in order to resolve their own pro-
24. blems in our urban areas. This is the third different approach. We
25. tried the Virginia approach, we tried a couple of others. The advantage
26. of this approach over the others we've tried is in the final analysis.
27. It goes to a referendum of the people. I think it's a desirable bill.
28. I think it's a good bill and I would ask for your support on roll call.

29. PRESIDENT:

30. Secretary will call the roll.

31. SECRETARY:

32. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
33. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,

1. Dougherty, Egan.

2. PRESIDENT:

3. Senator Dougherty.

4. SENATOR DOUGHERTY:

5. Mr. President, members of the Senate. I'm somewhat embarrassed
6. to voice my opposition to this bill for the reason that frankly it
7. did not have a fair hearing. I've discussed this with members of
8. the Commission with Mr. Merriam, with Mr. Elkins and with Senator
9. Knuepfer. The bill itself is too complex at this particular time.
10. I advised against the introduction of the bill and at the inception
11. I thought this Session was going to be devoted to fiscal and financial
12. matters. Instead we ran the gamut of every type of legislation. I
13. think there are many desirable features within the bill, but I have
14. not heard of any real need at this particular time. There are
15. questions about boundary disputes, but I think we better resolve in
16. the general session of the next Session of the 78th General Assembly
17. where it could be entered at a more convenient time, early time,
18. preferably prefiled where every possible persons interested one way
19. or the other could be heard on this bill. I'm very sorry to oppose
20. this bill. As a matter of fact I supported Senator Knuepfer to put
21. it on the order of Second Reading for the reason I felt he worked so
22. hard and earnestly on this bill. But in all conscience, I can't
23. support it and I vote no.

24. SECRETARY:

25. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
26. Hynes, Johns, Knuepfer, ...

27. PRESIDENT::

28. Senator Knuepfer.

29. SENATOR KNUEPFER:

30. If you did not receive a fair hearing it was not my fault.
31. This bill was introduced in April of last year. I have been trying
32. since that time to get testimony on the bill proponents, opponents.
33. I have done everything in my power to secure a hearing for the bill.

SB1318
2nd Reading
5-21-72

1. It was in effect carried over week after week after week. Mr.
2. Elkins came down here at least 4 times to testify on the bill. I
3. wanted to receive a fair hearing. I want everybody to be heard
4. on the bill, but I did everything in my power to secure that hear-
5. ing and I'm here today simply saying here it is this is the best
6. I could do. I think it's a good bill and I vote aye.

7. SECRETARY:

8. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom...

9. PRESIDENT:

10. Senator McBroom.

11. SENATOR MCBROOM:

12. Mr. President, members of the Senate. I wanted to direct a
13. question to Senator Partee and Senator Dougherty. I believe that's
14. the way they approached it the other day. Are you aware, Senator
15. Partee, that the Mayor of Kankakee was on the podium, the Honorable
16. Thomas Ryan, my close personal friend and political associate. I
17. wish he would stand and take a bow. Tom Ryan.

18. PRESIDENT:

19. I gather you do not want Senator Partee to respond to that.

20. SENATOR MCBROOM:

21. No. Mr. President, I only want to point out to the members
22. that our Mayor is the President of the Municipal League and he is
23. here today for the funeral of Lon Sargent and we are all delighted
24. to have you here today, Mayor.

25. SECRETARY:

26. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
27. O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
28. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

29. PRESIDENT:

30. On that question the yeas are 9 the nays are 3, one present,
31. the bill having failed to received the constitutional majority is
32. declared defeated. 1062, Senator O'Brien. 1154, Senator Kosinski.
33. Hold. 1318, Senator Horsley. 1318.

1. SENATOR HORSLEY:

2. Mr. President, members of the Senate. 1318 is a bill of some
3. 85 pages in length and has been prepared by the Reference Bureau
4. for combining and cleaning up our Statutes. There is nothing of
5. substance in the bill whatsoever, but merely will clean up the
6. statutory language and combine obsolete sections and knock them
7. out and I know of no opposition and I would like to get it over to
8. the House today if possible so we can get it passed. I would
9. appreciate a unanimous roll call.

10. PRESIDENT:

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

12. SECRETARY:

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

21. PRESIDENT:

22. Course, aye. Palmer, aye, Savickas, aye. McBroom, aye. Chew,
23. aye, Groen, aye. Johns, aye and Rock, aye. On that question, the
24. yeas are 48, the nays are none. The bill having received the Consti-
25. tutional majority is declared passed. 1369, Senator Baltz, hold.
26. 1382, Senator Chew. 1382, hold. 1408, Senator McCarthy, hold. 1423,
27. Senator Saperstein, hold. 1437, Senator Vadalabene. 1437.

28. SENATOR VADALABENE:

29. Thank you, Mr. President and members of the Senate. Senate Bill
30. 1437 provides for the sale of such additional bonds under the trans-
31. portation bond act as will insure the sum of 10½ million dollars for
32. the construction and improvement of highways within District 8 of the
33. Division of Highways. The 10½ million dollar amendment to the 900

1. million dollar transportation bond issue, I feel would be more feasi-
2. ble rather than a direct appropriation that the Legislators would not
3. vote for even though our tax money was distributed throughout the
4. State for the construction of highways. What I am attempting to do
5. with this bill is to get the money restored to District 8, that is
6. rightfully ours, and I would appreciate a favorable vote.

7. PRESIDENT:

8. Senator Knuepfer.

9. SENATOR KNUEPFER:

10. Yeah, I heard this bill in committee and the Highway Department
11. did testify on this bill. Not as a proponent, but as an opponent
12. of this bill. Ah, the facts as alleged by Senator Vadalabene are
13. correct insofar as there was a labor problem in that area and because
14. of that labor problem and a ... the Federal Government refused to
15. allow any of its funds to go into the area and consequently the
16. State of Illinois had none of its funds in there. There was a 10
17. million dollar loss. The Highway Department, however, tells us that
18. that has been made up in two succeeding years. And so that money
19. has been spent--the District is owed no more, if in fact they were
20. owed anything at all. But the Highway Department came down and tes-
21. tified to the fact that the 10 million dollar loss had been made up
22. in the two subsequent years and if there ... there is no debt, if
23. there ever was one. So I would suggest to you that this would pro-
24. vide simply an additional 10 million dollars over and above any other
25. requirement and this bill ought to be opposed.

26. PRESIDENT:

27. Is there further discussion? Senator Sours.

28. SENATOR SOURS:

29. I have a comment or two, Mr. President and Senators. As has
30. been stated in fiscal year 1971, District 8 was allotted approximately
31. 6 million dollars more than its normal share of non-interstate pro-
32. jects. And in this fiscal year, about 4 million more than the Dis-
33. trict's appropriate share of funds and projects were awarded so that

1. in effect, the District has received whatever is now claimed to
2. be a so-called shortage. To approve this effort of recognition
3. of specific funds by district, that is the inherent vice in this
4. bill, is there is vice in it, would establish a very bad prece-
5. dent and one that would be constantly in question and conflict
6. with good overall fiscal planning. We would have districts vying
7. against each other all the time. Further, the use of bond funds
8. to finance each district's annual program would actually increase
9. the actual allotment. Those are my objections to this bill.

10. PRESIDENT:

11. Is there further discussion? Senator Vadalabene may close the
12. debate.

13. SENATOR VADALABENE:

14. We consider the highway freeze illegal. However, if it were
15. legal, we should ask why our area was the only one selected out of
16. the whole country to punish. This punishment of our area is a
17. form of discrimination as gross as that we are trying to resolve.
18. And gentlemen, I hope that they never have a highway freeze in any
19. one of your districts and then you'll know what I'm talking about.
20. I've sat in some meetings as of late of this morning, and they are
21. contrary to what Hudson Sours says and some of the other people.
22. At this time I would appreciate a favorable vote hoping you never
23. have a freeze imposed upon you.

24. PRESIDENT:

25. The Secretary will call the roll.

26. SECRETARY:

27. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
28. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
29. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,
30. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,
31. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,
32. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,
33. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Va-

1. dalabene, Walker, Weaver.

2. PRESIDENT:

3. Kosinski, aye. O'Brien, aye. Lyons, aye. On that question

4. the yeas are 25, the nays are 11. The bill having failed to re-

5. ceive a constitutional majority is declared defeated. 1464. Is

6. Senator Gilbert on the floor? All right. 1476, Senator Saper-

7. stein. Not on the floor. 1509, Senator Latherow. 1534, Senator

8. Rosander--and Senator, can 1534 and 1575 be taken on one roll

9. call?

10. SENATOR ROSANDER:

11. Yes, they can.

12. PRESIDENT:

13. Is there objection to that? Leave is granted. 1534 and 1575

14. will be taken on one roll call. Senator Rosander.

15. SENATOR ROSANDER:

16. Senate Bill 1534 provides for the creation of the Joilliet-

17. Marquette Tricentennial Commission. It provides for its member-

18. ship, specifies its powers and duties and Senate Bill 1575 is the

19. appropriation, the amount of the appropriation of \$2,000.00. A

20. National Commission has already been established and the coins

21. for the Tricentennial or the 300th Anniversary have already been

22. minted. There is no group that has been authorized to receive these

23. coins and that is one of the reasons why this particular bill was

24. introduced, for that very purpose. And they were minted for all

25. those states and Canadian provinces that border the Mississippi

26. River and this is in honor of Louis Jolliet and Marquette, who are

27. French explorers who came to America and they discovered and trans-

28. versed the upper central and northern part of the State of Illinois.

29. The purposes of this Commission a ... will be a ... provide the ne-

30. cessary research to establish as closely as may be the sites of the

31. specific events of the visits of Joilliet and Marquette to Illinois;

32. the dissemination of information about the anniversary and its

33. achievements on which it is based through educational institutions,

1. the press and other communications, media and appropriate publica-
2. tions; the planning, preparation and conducting of at least one
3. major event at an appropriate site along the Mississippi River; and
4. encouragement and assistance of local groups and holding other
5. special events suitable to the commemoration. So they're attempt-
6. ing to do this with a very modest appropriation of \$2,000.00 Al-
7. though it is possible, as I do understand it, from a letter that I
8. received from the Department of Economic and Business Development,
9. that there are possible to receive additional Federal funds for the
10. carrying out of the promotion of this 300th Anniversary which will
11. be held in 1973.

12. PRESIDENT:

13. Is there any discussion? The Secretary will call the roll.

14. SECRETARY:

15. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
16. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
17. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Hors-
18. ley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,
19. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,
20. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Ro-
21. sander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadala-
22. bene, Walker, Weaver.

23. PRESIDENT:

24. Knuppel, aye. Hall, aye. McCarthy, aye. Chew, aye. On that
25. question the yeas are 44, the nays are none. The bill having received
26. a constitutional majority is declar ... the bills have received a con-
27. stitutional majority are declared passed. Both bills. Senator Rosander.

28. SENATOR ROSANDER:

29. I do understand that it probably would be more appropriate that
30. a separate vote be made on Senate Bill 1575, I'm so advised ...

31. PRESIDENT:

32. Well, you may do it. I ... the Chair's opinion that it ... we
33. ... we comply with the Constitution what we have done. Whatever you

1. want to do. The Journal will show a separate roll call on both
2. bills. The bills are declared passed. 1541, Senator Newhouse.
3. 1546, Senator Hynes. 1547 . . . 1548, Senator Rock. 1561, Senator
4. Kosinski. 1561.

5. SENATOR KOSINSKI:

6. Mr. President and Senators, I feel like the G. I. that came out
7. of the Battle of the Bulge.

8. PRESIDENT:

9. Just . . . Just a moment. Please, gentlemen. Let's break up
10. some of the caucus' back there. Senator Clarke, Senator Carroll,
11. Senator Sours, Senator Vadalabene, please gentlemen. And Senator
12. Latherow too.

13. SENATOR KOSINSKI:

14. Just to remind the good Senators of what Senate Bill 1651 does...
15. It allows scholarships for wives and dependents of Prisoners of War,
16. of persons missing in action. Senate Bill 1651 as amended. 15 . . .
17. 1561. Stand to be corrected. There were several questions that came
18. up yesterday. For one, Senator Merritt asked me whether this covered
19. veterans killed in action. This does not. But I did talk to Mr.
20. Boyd of the Scholarship Commission, and Mr. Harrison of the Illinois
21. Veterans Commission and Mr. Harrison tells me that the veterans
22. killed in action are covered by the G. I. Bill of Rights. I talked
23. to Mr. Harri . . . Mr. Boyd regarding the scholarship fund and since
24. I've taken this appropriation out, I've asked them whether they would
25. . . . there would be money enough to cover this bill. He said yes,
26. that this bill would be able to be protected under this . . . under
27. their fund, which would cost about roughly 3 to 10 thousand dollars,
28. depends upon how many would take the advantage of this bill. And
29. of course as you know, the many veterans in Viet Nam are young people,
30. and the children approximately would be of grade school age and high
31. school. I think this is a good bill, a bill as I said before, is
32. a long time coming. It should have been way back during World War
33. I and World War II and Korean Vets. This is how I feel. So without

1. any further ado, I would like to have a roll call.

2. PRESIDENT:

3. Senator Gilbert.

4. SENATOR GILBERT:

5. Well I certainly don't question Senator Kosinski's sincerity
6. and belief in this type of legislation. I hope that he and others
7. do not question my sincerity in opposing it on the basis of principle.
8. And whatever sum is allowed to these people from a Scholarship
9. Commission is reducing money that would go to others applying for a
10. scholarship, because every penny that we've appropriated each year
11. to the Scholarship Commission has been used up and they have always
12. had some who did not get the grant they wished. So in doing this
13. you are keeping someone else who would normally be eligible from
14. getting it. So I renew my statement before, that these people who
15. would qualify under this, if they made application to the Scholarship
16. Commission as other students do, would in my opinion all qualify for
17. aid under the Scholarship Commission if they are in need of it. It's
18. certainly entirely possible that you would have children of a person
19. missing in action or a prisoner of war who would have ample funds to
20. go to college, and would not need this. And therefore would be
21. depriving someone who couldn't go otherwise from going. And it
22. has been pointed out, although there are G. I. benefits to those who
23. . . . the children of those were killed in action. That is a Federal
24. program and not a State program. I do not approve of this, particularly
25. when we are attempting to phase out scholarships and put them solely
26. on a basis of need and this is not doing it, if you would just
27. automatically say that these children are eligible. Those who need
28. it, in my opinion, and I'm sure if Mr. Boyd was here he would tell
29. you that, would receive this scholarship under the normal conditions
30. and not as a special group.

31. PRESIDING OFFICER: (Senator Rock)

32. Senator Egan.

33. SENATOR EGAN:

1. Mr. President and members of the Senate, I'd just like to point
2. out again that each of us have two legislative scholarships. I
3. voted that we do away with those legislative scholarships. This
4. bill is an expression by the Illinois Senate in a situation which
5. our country has found itself unique insofar as the Viet Nam prisoners,
6. because we have been there so long and that because we have so many
7. more prisoners of war in Viet Nam. It's simply an expression which
8. doesn't come close to the expenditure of state scholarships that the
9. State Legislature itself has.

10. PRESIDING OFFICER: (Senator Rock)

11. Senator Nihill.

12. SENATOR NIHILL:

13. Mr. President and Senators, I rise to support this bill. This
14. is ... I don't, ... Senator Gilbert ... I think he's a great Senator
15. ... this bill is something that's coming for a long time. This is
16. not going to cost a lot of money. Mr. President and Senators, I
17. only hope this bill passes and the Governor will sign it. I sure
18. will tell any and everybody I know who voted against a bill like this
19. ... This is one of the few things that you can do for the widow, for
20. their children, to get a scholarship. Yes, we do have a scholarship.
21. We had a bill here last year where the Senate voted the two scholar-
22. ships away. One for the Illinois University and the downstate. I
23. voted for that bill to maintain it. Any scholarship that I gave away,
24. I made a personal investigation and if the individual at that home
25. could afford to pay for a scholarship, his daughter, his son, nobody
26. got my scholarship. You can investigate mine any way along the line.
27. This is a good bill and I sure hope the gentlemen on the other side,
28. with our men on this side, our Senators here, will vote for this bill.
29. This is a long time coming. There is no appropriation in this, nothing
30. at all whatsoever and the sincerity of Gilbert, I know he is a sincere
31. man and he is a good Senator and I sure would appreciate it if you
32. people would vote for this bill. I have told my people back home, we
33. have a couple of people out our way, the men are missing in action.

1. It's a tragedy to just go and talk to one of the widows or the
2. man lost in action or he's a prisoner of war. It's just ... you;
3. walk out of that door you can weep, believe me Senators, and I'd
4. appreciate a vote in behalf of this bill 1561.

5. PRESIDING OFFICER: (Senator Rock)

6. Is there any further discussion? Senator Kosinski may close
7. the debate.

8. SENATOR KOSINSKI:

9. Roll call please.

10. PRESIDING OFFICER: (Senator Rock)

11. The Secretary will call the roll.

12. SECRETARY:

13. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
14. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
15. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Hors-
16. ley, Hynes, Johns, ...

17. PRESIDING OFFICER: (Senator Rock)

18. Senator Johns.

19. SENATOR JOHNS:

20. Mr. President, Lady and Gentlemen of the Senate, I'd like to
21. express just a brief remark about my support of this bill. At a
22. time when the Viet veteran is probably being frowned upon by the
23. general population, at a time when the Viet veteran and all of
24. those people supporting our fight, is coming home and finding no
25. jobs, all kinds unemployment. At a time when the cost of living
26. continues to rise, I would say that to those widows, not to the wi-
27. dows, but to those people who have men as prisoners of war, the
28. women who are left at home to manage the family, the finances, raise
29. the children, be a mother and father and many of the ramifications
30. of being all alone, that this simple measure, would speak so much
31. on behalf of the State of Illinois in telling those people that we
32. realize the predicament they're in, and we would like to at least
33. acknowledge the grief, the sorrow and the misfortune which they are

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1. beholding. And so therefore, I vote aye and I beg of my fellow
2. Senators to do likewise.

3. SECRETARY:

4. Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,
5. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,
6. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,
7. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski,
8. Vadalabene, Walker, Weaver.

9. PRESIDING OFFICER: (Senator Rock)

10. Smith, aye. McBroom, aye. Kosinski, aye. On that question,
11. the yeas are 42, the nays are 6. The bill having received a con-
12. stitutional majority is declared passed. Senator O'Brien moves to
13. reconsider. Senator Vadalabene moves to table the motion. The
14. table prevails. Senator Kosinski.

15. SENATOR KOSINSKI:

16. Point of personal privilege. In behalf of the veterans and
17. their wives and children, they thank you very deeply and say God
18. Bless for well job ... for a good ... well job done. Thank you
19. very much Senators.

20. PRESIDING OFFICER: (Senator Rock)

21. If I can have the attention of the membership, we have been
22. asked by the leadership to go to House Bills on Second Reading,
23. House Bills on Second Reading. House Bills on Second Reading.
24. House Bill 1949. Senator Luaghlin.

25. SECRETARY:

26. Second reading of the bill, one committee amendment in Judi-
27. ciary.

28. PRESIDING OFFICER: (Senator Rock)

29. Senator Laughlin moves the adoption of the committee amendment.
30. Is there any objection? All in favor of the adoption of the amendment
31. indicate by saying aye. All opposed. The amendment is adopted.
32. Any further amendments? Third Reading. House Bill 2033, Senator
33. Mohr. Senator Mohr is off the floor. House Bill 2222, Senator Mitchler.

1. SECRETARY:
2. Second reading of the bill, one committee amendment from welfare.
3. PRESIDING OFFICER: (Senator Rock)
4. Oh, he wished it to be held. House Bill 2555, Senator Knuepfer.
5. Hold it. 2707, Senator Carroll. 2707.
6. SECRETARY:
7. Second reading of the bill, one committee amendment offered by
8. Senator Carroll.
9. PRESIDING OFFICER: (Senator Rock)
10. Senator Carroll moves the adoption of the committee amendment.
11. All in favor of the adoption of the amendment indicate by saying aye.
12. All opposed. The amendment is adopted. Any further amendments? Third
13. Reading. House Bill ... House Bill 3602, Senator Fawell. 3602.
14. SECRETARY:
15. Second reading of the bill, no committee amendments.
16. PRESIDING OFFICER: (Senator Rock)
17. Any amendments from the floor? Third Reading. 3781, Senator Course. 3781.
18. SECRETARY:
19. Second reading of the bill, no committee amendments.
20. PRESIDING OFFICER: (Senator Rock)
21. Any amendments from the floor? Senator Course. Senator Course.
22. SENATOR COURSE:
23. Yes, Mr. President, I have Amendment Number One to House Bill 3781.
24. What Amendment Number One does, it takes the Department of Insurance
25. out of the Act as the bill is written now and puts the Secretary of
26. State back in the Act. It returns the Act to its original form. It
27. was a recommendation by the Secretary of State's office.
28. PRESIDING OFFICER: (Senator Rock)
29. Is there any discussion of the amendment? All in favor of the
30. adoption of Amendment Number One indicate by saying aye. All opposed.
31. The amendment is adopted. Any further amendments? Third Reading.
32. House Bill 3783, Senator Cherry. 3783, Senator Cherry.
33. SENATOR CHERRY:

1. Mr. President, Senator Sours has requested to sponsor this bill
2. and I have no objection. I know of no amendments to this bill and
3. I assume that it's okay to move it to Third Reading, Senator Sours,
4. okay.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Do we need . . . I believe we need leave of unanimous consent of
7. the Senate to switch sponsors in midstream.
8. SENATOR CHERRY:
9. I'll so move.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Cherry moves that Senator Sours' be shown as and act as
12. the sponsor of House Bill 3783. Any objection? So ordered. You
13. wish to move it, Senator Sours? 3783.
14. SECRETARY:
15. Second reading of the bill, no committee amendments.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Any amendments from the floor? Third Reading. 3788, Senator
18. Dougherty. House bills on Second Reading, 3788. 3788.
19. SECRETARY:
20. Second reading of the bill, no committee amendments.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Any amendments from the floor? Third Reading. 3789.
23. SECRETARY:
24. Second reading of the bill, no committee amendments.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Any amendments from the floor? Third Reading. House Bill 3793,
27. Senator Smith wishes to move it. 3793.
28. SECRETARY:
29. Second reading of the bill, no committee amendments.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Any amendments from the floor? Third Reading. House Bill 3802,
32. Senator Sours. Move it, 3802.
33. SECRETARY:

1. Second reading of the bill, no committee amendments.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. Any amendments from the floor? Third Reading. House bill 4104,
4. Senator Bidwill indicates he does have an amendment. Senator Bidwill.
5. SENATOR BIDWILL:
6. Mr. President - Mr. Chairman, there is an amendment that the
7. Secretary has there to this bill. This amendment was too late to be
8. put on in the House and the House sponsors brought me this amendment.
9. It delays the action of the act until 19 . . . January 1, 1973 and
10. the Department of Labor and the Laborer's Union and Safety Glass
11. manufacturers and other people in the industry affected got
12. together and worked up these amendments, and the House members asked
13. me to put them on here in the Senate. I move the adoption of
14. amendments.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Senator Bidwill offers Amendment Number One to House Bill 4104,
17. and moves its adoption. All in favor of the adoption of Amendment
18. Number One indicate by saying aye. All opposed. The amendment is
19. adopted. Any further amendments? Third Reading. House Bills 4105,
20. 06 and 4107, Senator Graham.
21. SECRETARY:
22. Second reading of the House Bill 4105 - second reading of the
23. bill, one committee amendment offered by local government.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. Senator Graham moves the adoption of the committee amendment.
26. All in favor of the adoption of the amendment indicate by saying aye.
27. All opposed. The amendment is adopted. Any further amendments?
28. Third Reading. Senator Dougherty.
29. SENATOR DOUGHERTY:
30. Senator Graham on the floor?
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Graham is on the floor.
33. SENATOR DOUGHERTY:

1. That series of bills, 4108 is still on the order of Third
2. Reading. I would like to call it back to the order of Second
3. Reading for the purpose of offering an amendment which was agreed
4. upon by Senator Graham. It's Amendment Number One to House Bill
5. 4108.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. I wonder if we can ... Senator we're on the order of House bills
8. on Second. I wonder if we . . . it's not in this series, I wonder if
9. we could hold that?

10. SENATOR DOUGHERTY:

11. It's in the series, it got out for some reason or another.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Well, it's still on the order of Third Reading.

14. SENATRO DOUGHERTY:

15. All right, I'll hold it.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Can we hold it until we get to it please. House Bill 4106.

18. SECRETARY:

19. Second reading of the bill, one committee amendment offered by
20. local government.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Graham moves the adoption of the committee amendment. All
23. in favor of the adoption of the amendment indicate by saying aye.
24. All opposed. The amendment is adopted. Any further amendments?
25. Third Reading. House Bill 4107.

26. SECRETARY:

27. Second reading of the bill, one committee amendment offered
28. by local government.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Graham moves the adoption of the committee amendment.
31. All in favor of the adoption of this amendment indicate by saying
32. aye. All opposed. The amendment is adopted. Any further amendments?
33. Third Reading. House Bill 4123, Senator Sours. Senator Sours

1. indicates he has an amendment.

2. SECRETARY:

3. Second reading of the bill, no committee amendments, one
4. floor amendment offered by Senator Sours.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Sours.

7. SENATOR SOURS:

8. This amendment Mr. President and Senators, simply strikes the
9. appropriation and when that one section appropriating money is taken
10. out, it has to change the numbers of two succeeding paragraphs. There's
11. a separate appropriation bill. All this amendment does is take out
12. the appropriation.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Is there any discussion on the amendment? Senator Sours moves
15. the adoption of Amendment Number One. All in favor of the adoption
16. of this amendment indicate by saying aye. All opposed. The amendment
17. is adopted. Any further amendments? Third Reading. House Bill
18. 4142, Senator Mitchler.

19. SECRETARY:

20. Second reading of the bill, no committee amendments.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any amendments from the floor? Third Reading. House Bill 4143,
23. Senator Mitchler.

24. SECRETARY:

25. Second reading of the bill, no committee amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any amendments from the floor? Third Reading. House Bill 4149,
28. Senator Carpentier is not on the floor. 4152, Senator Davidson. He
29. wishes to hold it. 4156, Senator Saperstein. 4156.

30. SECRETARY:

31. Second reading of the bill, no committee amendments.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Any amendments from the floor? Third Reading. House Bill 4189,

1. Senator Ozinga on the floor. House Bill 4207, Senator Vadalabene.
2. Move it. 4207.
3. SECRETARY:
4. Second reading of the bill, no committee amendments.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Any amendments from the floor? Third Reading. 4209, Senator
7. Harris. 4243, Senator Hall. 4243.
8. SECRETARY:
9. Second reading of the bill, no committee amendments.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Any amendments from the floor? Third Reading. 4261, Senator
12. Gilbert. 4261.
13. SECRETARY:
14. Second reading of the bill, no committee amendments.
15. PRESIDING OFFICER:
16. Any amendments from the floor? Third Reading. House Bill 4270,
17. Senator Bruce. 4278, Senator Course. 4278.
18. SECRETARY:
19. Second reading of the bill, no committee amendments.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Any amendments from the floor? Third Reading. 4289, Senator
22. Weaver. 4289.
23. SECRETARY:
24. Second reading of the bill, no committee amendments.
25. PRESIDENT:
26. Any amendments from the floor? Third Reading. 429 . . . 4300,
27. Senator Vadalabene. 4300.
28. SECRETARY:
29. Second reading of the bill, no committee amendments.
30. PRESIDENT:
31. Any amendments from the floor? Third Reading. 4315, 4315.
32. SECRETARY:
33. Second reading of the bill, no committee amendments.

1. PRESIDENT:
2. Any amendments from the floor. Third Reading. 4326, 4326.
3. SECRETARY:
4. Second reading of the bill, no committee amendments.
5. PRESIDENT:
6. Any amendments from the floor? Third Reading. 4327, Senator
7. Berning. 4327.
8. SECRETARY:
9. Second reading of the bill, no committee amendments.
10. PRESIDENT:
11. Any amendments from the floor? Third reading. 4353, Senator
12. McCarthy. Hold. 4354 the same? 4354.
13. SECRETARY:
14. Second reading of the bill, no committee amendments.
15. PRESIDENT:
16. Any amendments from the floor. Third Reading. 4361, Senator
17. Knuppel. Senator Knuppel.
18. SENATOR KNUPPEL:
19. A committee amendment and it was to conform the bill with a
20. change that was made in the House and it was overlooked when it came
21. over here. The bill was presented in agriculture committee yesterday
22. and I'd like to have the committee amendment adopted and advance it
23. to Third Reading.
24. PRESIDENT:
25. 4361.
26. SECRETARY:
27. Second reading of the bill, one committee amendment offered
28. by Agriculture and Conservation.
29. PRESIDENT:
30. Senator Knuppel moves the adoption of the committee amendment.
31. All in favor signify by saying aye. Contrary minded. The amendment
32. is adopted. Any further amendments? Third Reading. 4366, Senator
33. Saperstein. 4366.

1. SECRETARY:
2. Second reading of the bill, no committee amendments.
3. PRESIDENT:
4. Any amendments from the floor? Third Reading. 4419, Senator
5. Baltz. Is Senator Baltz on the floor? 4423, Senator Weaver. 4423.
6. SECRETARY:
7. Second reading of the bill, one committee amendment offered
8. by Local government.
9. PRESIDENT:
10. Senator Weaver moves the adoption of the committee amendment.
11. All in favor signify by saying aye. Contrary minded. The amendment
12. is adopted. Any further amendments. Third Reading. 4428, Senator
13. Rock. 4428. Hold. 4436, Senator Gilbert. 4436.
14. SECRETARY:
15. Second reading of the bill, no committee amendments.
16. PRESIDENT:
17. Any amendments from the floor? Third Reading. 4469. 4469.
18. SECRETARY:
19. Second reading of the bill, no committee amendments.
20. PRESIDENT:
21. Any amendments from the floor? Third Reading. 4541, is
22. Senator Groen on the floor? 4577, Senator McCarthy. Hold. House
23. Bills on First Reading. There are 2228, Representative Katz, Senator
24. Baltz taking that.
25. SENATOR BALTZ.
26. Now Mr. President, I inadvertantly was distracted when you called
27. my bill. Would you move 4419 please.
28. PRESIDENT:
29. 4419 on second.
30. SECRETARY:
31. Second reading of the bill, no committee amendments.
32. PRESIDENT:
33. Any amendments from the floor? Third Reading. House Bills on

1. First. 3549, Representative Berman. Does anyone want to take that?
2. 3549 ... 4549 I mean, 4549. I'm advised this is the third day on
3. the calendar for 4549. House Bills on Third Reading. We will take
4. the priority marked bills first then proceed to the other House
5. Bills on Third Reading. 493, Senator Dougherty.

6. SENATOR DOUGHERTY:

7. I'd like to pass this for a few moments. One of the opponents
8. of the bill is not present and I promised him I would hold it 'till
9. he got here.

10. PRESIDENT:

11. 493 is being held. 2683, Senator Graham, hold. Same on 2684.
12. 3047, Senator Knuppel. Is Senator Knuppel on the floor? 3068 is
13. Senator Hynes on the floor? 41 ... Senator Groen is not on the
14. floor. Senator Groen, 4101. House Bill. General Assembly Retirement
15. System. 4101, Senator Groen.

16. SENATOR GROEN:

17. Mr. President, members of the Senate the bill does precisely
18. what the syllabus says and I'll bet my bottom dollar there won't be
19. a dissenting vote.

20. PRESIDENT:

21. Secretary will call the roll.

22. SECRETARY:

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

31. PRESIDENT:

32. Sours, aye, Kosinski, aye, Palmer, aye, Neistein, aye, Saperstein,
33. aye, Lyons, aye. Bruce, aye, Gilbert, aye. On that question, the yeas

1. are 45, the nays are none. The bill having received the constitu-
2. tional majority, is declared passed. 4175, Senator Clarke.

3. SENATOR CLARKE:

4. Mr. President, this is a bill that does just what the digest
5. states there. It's for a Whip on the Republican side who did not
6. take his leadership pay the first year under the assumption, and I
7. think the Auditor indicated this to him, that he would be able to
8. take the total amount the second year. Then he couldn't do it so
9. the bill is necessary.

10. PRESIDENT:

11. Is there any discussion. Secretary will call the roll.

12. SECRETARY:

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

21. PRESIDENT:

22. Davidson, aye. On that question, the yeas are 35, the nays are
23. none. The bill having received the constitutional majority is de-
24. clared passed. 4359 ... Senator Dougherty.

25. SENATOR DOUGHERTY:

26. During your absence I attempted to call back H.B. 4108 to order
27. of Second Reading for the amendment that was agreed upon by the
28. Senate sponsor. It's one of the series of bills. The amendment
29. is on the Clerk's desk and it provides ...

30. PRESIDENT:

31. Now ... 41 ...

32. SENATOR DOUGHERTY:

33. 08, it's on Third reading.

1. PRESIDENT:

2. 4108. Just a moment. Okay. 4108 is on Third Reading. You
3. want to call it back to Second Reading for purposes of amendment.
4. Okay.

5. SENATOR DOUGHERTY:

6. And the amendment is on the Clerk's desk and this is what it
7. states: This Amendatory Act of 1972 is not a prohibition upon con-
8. tractual and associational powers granted by Article 7 Section 10
9. of the Illinois Constitution. This has being put in there as a
10. safety factor. Senator sponsors agreed to it. I ask the approval
11. of the amendment.

12. PRESIDENT:

13. All in favor indicate by saying aye, contrary minded. The
14. amendment is adopted. Third Reading. 4359, Senator Clarke.

15. SENATOR CLARKE:

16. 4359 and 4360 are two bills that are recommendations of the
17. Legislative Audit Commission and possibly can be taken together.

18. PRESIDENT:

19. Can we take them together ... is there objection? Leave is
20. granted.

21. SENATOR CLARKE:

22. The first bill, 4359, is a bill which merely groups for admini-
23. strative efficiency the three facilities of the Department of Mental
24. Health in the Chicago complex. This is the Illinois Psychiatric
25. Institute, the Illinois Pediatric Institute and the Institute for
26. Juvenile Research and this is not destroying in any way the
27. individual operation of the Superintendents, but for administrative
28. organizational purposes, then estimate that this bill plus the second
29. bill will save around \$200,000. The second bill, as indicated, just
30. discontinues the Welfare Revolving Fund and this money now will go
31. directly into the General Revenue Fund. The Department of Mental
32. Health agrees with these recommendations of the Audit Commission and
33. I know Senator Cherry and Senator Smith are both familiar with them,

1. as members of the Audit Commission. I ask for your support.
2. PRESIDENT:
3. Is there any discussion? Secretary will call the roll.
4. SECRETARY:
5. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
6. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
7. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,
8. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,
9. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,
10. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
11. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,
12. Swinarski, Vadalabene, Walker, Weaver.
13. PRESIDENT:
14. Senator Hall.
15. SENATOR HALL:
16. Are we voting on two bills or one?
17. PRESIDENT:
18. Two bills. 4359 and 4360.
19. SENATOR HALL:
20. On 4360, I had a question I wanted to ask the sponsor.
21. PRESIDENT:
22. The chair will recognize Senator Hall for the explanation of
23. his vote.
24. SENATOR HALL.
25. If the sponsor will yield, I see under 4360 you discontinued.
26. the Welfare Fund. What do you mean by that?
27. PRESIDENT:
28. Senator Clarke.
29. SENATOR CLARKE:
30. This has nothing to do with the Welfare Fund that I think you
31. are thinking about. In the mental institutions, they have a Welfare
32. Revolving Fund which in effect was funds that were received from in-
33. dustrial operations, that type of thing. Then they would just hold

1. it and it would be a revolving fund. Now that's going to go into
2. the general fund and will simplify their bookkeeping and that's all.

3. SENATOR HALL:

4. All right.

5. PRESIDENT:

6. On those two bills, the ayes are 42, the nays are none. The
7. bills having received a constitutional majority are declared passed.
8. 4543, Senator Knuepfer, Hold. 4631, Senator Vadalabene. 4631.

9. SENATOR VADALABENE:

10. Thank you, Mr. President, and members of the Senate. House
11. Bill 4631 has been offered as a joint effort by the Illinois Police
12. Association, the Illinois Municipal Retirement Fund and the Sheriff's
13. Association with Victor Witt and Clay Harbeck of those respective
14. associations, and has the approval of the Pension Laws Commission
15. who aided in drawing this legislation and I would appreciate a fa-
16. vorable vote.

17. PRESIDENT:

18. Is there any discussion? The Secretary will call the roll.

19. SECRETARY:

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

28. PRESIDENT:

29. Fawell, aye. Saperstein, aye. On that question, the yeas are
30. 46, the nays are ... Groen, aye ... the yeas 47, the nays are none.
31. The bill having received the constitutional majority is declared
32. passed. On Postponed Consideration, Senator Weaver has an appropri-
33. ation bill that he advises me has ... whatever difficulties there

1. were, have been worked out. 1322 - Senate Bill 1322, Senator Weaver.

2. SENATOR WEAVER:

3. Mr. President and members of the Senate, this is the annual
4. appropriation to the University Civil Service Merit Board. It was
5. on roll call the other day and Senator Partee and Senator Newhouse
6. had some questions. I hope we have it resolved and if there are any
7. questions, I will try to answer them.

8. PRESIDENT:

9. Is there any discussion? The Secretary will call the roll.

10. SECRETARY:

11. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
12. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
13. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,
14. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,
15. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,
16. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
17. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,
18. Swinarski, Vadalabene, Walker, Weaver.

19. PRESIDENT:

20. O'Brien, aye. Hall, aye. Johns, aye. Senator ... On that
21. question, the yeas are 41, the nays are none. The bill having re-
22. ceived the constitutional majority is declared passed. Senator
23. Romano.

24. SENATOR ROMANO:

25. Mr. President and members of the Senate, House Bill 4552 is on
26. Third Reading. I'd like to return it to Second Reading for the
27. purpose of an amendment.

28. PRESIDENT:

29. 4552 on Third Reading, House Bill on Third Reading, returned
30. to Second Reading for the purpose of amendment. Can you explain
31. the amendment, Senator?

32. SENATOR ROMANO:

33. This amendment restores language to the bill that was inadver-

1. tently omitted when the bill was typed and I move for the adoption.

2. PRESIDENT:

3. Is there any discussion? All in favor signify by saying aye.

4. Contrary minded. The amendment is adopted.

5. SENATOR ROMANO:

6. Mr. President.

7. PRESIDENT:

8. Yes.

9. SENATOR ROMANO:

10. Senator Merritt has a second amendment for this bill.

11. PRESIDENT:

12. Senator Merritt, can you explain your amendment.

13. SENATOR MERRITT:

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1. Yes, Mr. President and members of the Senate, the second
2. amendment pertains to a change in the pension laws governing the
3. State Universities Retirement System . . . reduces from 12% to 10%
4. the salary range made by a member of that system for out-of-state
5. service. This does bring the rate to the same level as that in effect
6. for members of the Illinois Municipal Retirement Fund. And this
7. amendment likewise, has approval of the Pension Laws Commission.
8. I move the adoption of the amendment.

9. PRESIDENT:

10. Is there any discussion? All in favor signify by saying aye.
11. Contrary minded. The amendment is adopted. Third Reading. Senator
12. Laughlin.

13. SENATOR LAUGHLIN:

14. Yes, Mr. President, I'd like to go back to Senate Bill 1505.
15. I think we can clarify the muddle we were in earlier. Well, I
16. guess my first motion is for unanimous consent to return it from
17. Third Reading, whence it went to Second Reading, so that I may offer
18. the amendment that should have gone one.

19. PRESIDENT:

20. 1505 is returned back to Second Reading for purpose of
21. amendment. Senator Laughlin.

22. SENATOR LAUGHLIN:

23. Now, I offer Amendment Number One, which is the committee
24. amendment which should have gone on and move its adoption.

25. PRESIDENT:

26. Motion for the adoption of the amendment. This is the amendment
27. that was discussed earlier today.

28. SENATOR LAUGHLIN:

29. Yes.

30. PRESIDENT:

31. Is there any discussion? All in favor signify by saying aye.
32. Contrary minded. The amendment is adopted.

33. SENATOR LAUGHLIN:

1. Now it goes back to Third Reading, is that right?

2. PRESIDENT:

3. Third Reading. Senator Savickas, you had a bill you wanted
4. to amend. Do you have the amendment there?

5. SENATOR SAVICKAS:

6. Yes, Mr. President. I'll send it right up. It's House Bill
7. 3588, it's on Third Reading. I would request that it be brought
8. back to Second for purposes of amendment.

9. PRESIDENT:

10. 3588 is brought back to Second Reading for purpose of amendment.
11. Explain the amendment, Senator.

12. SENATOR SAVICKAS:

13. Yes, I'll read it. It's a very small amendment. It's on
14. page two, inserting below the last line the following: Section
15. 357 - No claim shall be denied under any accident and health
16. policy issued under this act for treatment or services rendered
17. in a hospital for mental illness solely for the lack of surgical
18. facilities in such hospital. We've discussed this with the insurance
19. industry, Bill Perkins, he thinks this improves the Bill itself
20. and I would ask your adoption of this amendment.

21. PRESIDENT:

22. Is there any discussion? All in favor signify by saying aye.
23. Contrary minded. The amendment is adopted. Any further amendments.
24. Third Reading. Senator McCarthy is recognized.

25. SENATOR McCARTHY:

26. Yes, Mr. President, on House Bills on Second Reading, House
27. Bill 4353, I passed that bill or didn't call it because the
28. amendment was upstairs. I'd like to offer the amendment at this
29. time.

30. PRESIDENT:

31. 4353, the . . . Senator McCarthy offers Amendment No. 1. Can
32. you explain the amendment, Senator.

33. SENATOR McCARTHY:

1. Yes, what this amendment does, it relates to the so called
2. Black Lung provision of the Occupational Diseases Act and the
3. bill as written makes it effective January 1, 1973. And this
4. would amend that and make it July 1, 1973, which puts it in
5. conformance with the Federal Act that President Nixon recently
6. signed. I move it's adoption.

7. PRESIDENT:

8. Is there any discussion? All in favor signify by saying aye.
9. Contrary minded. The amendment is adopted. Any further amendments?
10. Third Reading. Senator Kosinski.

11. SENATOR KOSINSKI:

12. Mr. President and Senators, I'd like to recall Senate Bill 1154
13. for purpose of an amendment.

14. PRESIDENT:

15. 1154, is called for purpose of amendment. Can you explain the
16. amendment, Senator.

17. SENATOR KOSINSKI:

18. Yes, Mr. President, this is Amendment No. 2. The date that . . .

19. PRESIDENT:

20. Just a moment. The bill has no amendment on it now.

21. SENATOR KOSINSKI:

22. It has none? I thought it had one.

23. PRESIDENT:

24. No.

25. SENATOR KOSINSKI:

26. All right. This . . . somehow the date was not injected into the
27. Bill. It said . . . Section 2 - This act takes effect July 1,
28. 1972. Just for purpose of a date.

29. PRESIDENT:

30. There is an amendment. The Calendar is in error. You were
31. correct, Senator. This is Amendment No. 2. All in favor signify
32. by saying aye. Contrary minded. The amendment is adopted. Senator
33. Lyons.

1. SENATOR LYONS:
2. Mr. Pre . . . Mr. President and members of the Senate . . .
3. PRESIDENT:
4. Yes.
5. SENATOR LYONS:
6. Are we on the order of resolutions?
7. PRESIDENT:
8. We are cleaning up a variety of things right now.
9. SENATOR LYONS:
10. Well a . . . the President pro tem just indicated to me that
11. this is not the ideal time to call this, so I'll recede until some
12. other business a . . .
13. PRESIDENT:
14. All right. We have . . . Senator Carroll.
15. SENATOR CARROLL:
16. Mr. President, I'd like unanimous consent to have House Bill
17. 179 referred from the Local Government Committee to the Agriculture
18. and Conservation Committee inasmuch as it is part of a series -
19. House Bills 181, 182 and 187 that are up for hearing tomorrow in
20. the Agriculture Committee. And I'd like unanimous consent to have
21. this transferred. I've talked to the President and the . . .
22. PRESIDENT:
23. Is there objection? Leave is granted. Senator Hynes.
24. SENATOR HYNES:
25. Mr. President, two matters. I would ask unanimous consent
26. to be shown as the Senate sponsor of House Bill 4523. Senator
27. Carroll is presently listed as the sponsor through error and I
28. would ask that it be changed to show that I am the principle
29. sponsor in the Senate.
30. PRESIDENT:
31. It will be so shown.
32. SENATOR HYNES:
33. Secondly, I would ask that the Appropriations Committee be

1. discharged from further consideration of Senate Bill 1584. I
2. have talked with Senator Lyons about it, to Senator Clarke and
3. to Senator Gilbert. This is an appropriation bill which is a
4. companion to Senate Bill 1429 that raised the issue as to substance
5. being included in appropriations bills, the . . . the bill on
6. which you ruled. This is simply an appropriation bill. The
7. matter was already heard by Appropriations. I don't know of any
8. objection to it.

9. PRESIDENT:

10. Is there objection? Leave is granted. House Bills on
11. Third Reading. Just . . . Senator Partee.

12. SENATOR PARTEE:

13. Well, go ahead with your first one, I want to call on bill
14. on postponed consideration, please.

15. PRESIDENT:

16. Senator Sours also wants . . . let's take these bills on
17. postponed consideration. Why don't you call yours first, Senator
18. Partee.

19. SENATOR PARTEE:

20. I'll a . . . let Senator Sours call his first.

21. PRESIDENT:

22. Senator Sours.

23. SENATOR SOURS:

24. I'll be the Gaston in this Alphonse and Gaston.

25. PRESIDENT:

26. House Bill 3597, Senator Sours.

27. SENATOR SOURS:

28. This is a bill in which Senator Hynes had some apathetic
29. interest in it. It does simply what the syllabus says. We're
30. concerned in this bill with ceremonial vehicles. The problem is
31. not only in their operation within the boundaries of the State,
32. but also when they cross the State line. The veterans' organizations
33. want this. I'm not married to the bill, I want to get it off the

1. Calendar. It's a good bill, it ought to pass. I'm not going to
2. jump off the bridge if it doesn't. But it does have some worth.

3. PRESIDENT:

4. Is there any discussion? Senator Hynes.

5. SENATOR HYNES:

6. I rise in opposition to this bill and to put it as mildly
7. as I possibly can, first of all the bill is totally unnecessary insofar
8. as it's stated purpose is concerned, and secondly the amendments
9. that have been attached to it do violence to existing law which
10. I do not think we intended. Senate Bill 1297 introduced in the
11. last Session by Senator Sours, passed the Senate, passed the
12. House, was signed into law by the Governor and does precisely
13. what this bill attempts to do in it's first several sections. So
14. that the ceremonial vehicle portion is already the law because of Senate
15. Bill 1297 which has already been signed by the Governor. Now,
16. what is left then in House Bill 3597 that has not been accomplished.
17. I think if you turn to the last portion of the bill, where it
18. amends Section 8-102, which is attached by an amendment, that's
19. the crux of what we're really voting on here and now. And what that does
20. is this. It emasculates, in my judgment, financial responsibility
21. for taxi cabs or other motor vehicles that carry passengers for
22. hire. And I do not think that is what we should be doing in this
23. body. In effect, it allows a taxi operator or a . . . the
24. operator of motor vehicle carrying passengers for hire to meet
25. financial responsibility by a third test. Presently he must have
26. a bond or insurance, now he can also qualify by getting a
27. certificate of self insurance from the Secretary of State. which
28. is not as stringent procedure, which I do not think should be made
29. the law and if it is, it should be carefully considered on it's
30. own merits and not as part of this legislation. So I would urge
31. that this bill be defeated.

32. PRESIDENT:

33. Is there further . . . Senator Laughlin.

1. SENATOR LAUGHLIN:

2. Yes, Mr. President and members of the Senate, I'm reading
3. the . . . trying to read the bill and Senator Sours would you
4. answer a question for me. On the first page in Section 2 . . .
5. paragraph 2 of 3808, the words underlined that are being added
6. are for school purposes, but then later on, the word eleemosynary
7. is deleted. Now what is the significance of this? Has this
8. got to do with YMCA and YWCA buses or can you tell me what its
9. significance is?

10. PRESIDENT:

11. Senator Sours.

12. SENATOR SOURS:

13. The syllabus that Representative Day and Representative
14. Tuerk gave me, uh, discusses several amendments. If I can find my
15. notes here, I'll tell you what they have to say. Well here's
16. what . . . this will probably answer your inquiry, I say probably
17. because I don't know why eleemosynary was even considered. It
18. says this bill was amended in committee to provide for a \$5.00
19. registration fee for ceremonial vehicles for a two year period
20. instead of a one year period. Amendment No. 3 replaces committee
21. Amendment No. 2 because technical changes were needed. It tightens
22. up other language in other sections. Amendment No. 4 has nothing
23. to do with registration fees and it was put on there to
24. accommodate Representative North to correct what he considered
25. a technical error in a bill passed last Spring. Now I . . . that's
26. the only answer I can give you, Senator.

27. PRESIDENT:

28. Senator Laughlin.

29. SENATOR LAUGHLIN:

30. Well, thank you for your explanation, Senator Sours. I don't
31. understand it any better now than I did. The reason I asked the
32. question was, that there was a year or two ago, a request by, for
33. example a YMCA to have the bus, uh . . . license fee for the bus

1. it used to transport members, youthful members of the YMCA to
2. camp and to other places. What I'm wondering is, whether you are
3. taking that away from them and I don't know the answer.

4. PRESIDENT:

5. Senator Sours.

6. SENATOR SOURS:

7. I should like to reply however, to what Senator Hynes has
8. a . . . has a complained about. He talks about self insurance . . .
9. a certificate by the Secretary of State. The Secretary of State
10. will issue a certificate of self insurance upon the deposit of
11. cash money. That's how that . . . that's just as good as the
12. cash. Now insurance companies fail, but cash money doesn't fail.
13. U. S. Government Bonds do not fail either. Now self insurance
14. means perfectly adequate self insurance. Not just a certificate
15. one would sign in a bar room.

16. PRESIDENT:

17. Is there further discussion? Senator Egan.

18. SENATOR EGAN:

19. Senator Sours, isn't this the present law?

20. PRESIDENT:

21. Senator Sours.

22. SENATOR SOURS:

23. I didn't hear the question.

24. PRESIDENT:

25. Senator Egan.

26. SENATOR EGAN:

27. This bill passed before July and is the present law, is it
28. not?

29. SENATOR SOURS:

30. This bill is a different bill from what was passed last
31. year. There were considered some technical defects in it. I was
32. trying to locate the memorandum here that has been lying around
33. so long from Pappas of the Secretary of State's office. Uh,

1. certainly there was no objection to it there. Now I don't know
2. what the objection to is here.

3. PRESIDENT:
4. Senator Egan.

5. SENATOR EGAN:
6. Uh, Senator Sours, Senate bill 1297 passed and was signed
7. into law by Governor Ogilvie. This is a verbatim bill to Senate
8. bill 1297, I thought. Is that not correct?

9. SENATOR SOURS:
10. I don't...

11. PRESIDENT:
12. Senator Sours.

13. SENATOR SOURS:
14. I don't think so. I don't know, though. If it is identical
15. then, of course, I'll table it.

16. PRESIDENT:
17. Senator Egan.

18. SENATOR EGAN:
19. Uh, it's my understanding that it is a verbatim bill. I'm
20. not certain. I just...that's why I'm asking the question.

21. PRESIDENT:
22. Senator Sours.

23. SENATOR SOURS:
24. If you would be certain, I'll make the motion right now to
25. table it.

26. PRESIDENT:
27. Senator Egan.

28. SENATOR EGAN:
29. If you'll give me some time, I'll give you an answer.

30. PRESIDENT:
31. Senator Hynes.

32. SENATOR HYNES:
33. Mr. President, I am certain as to what the bill does because I

1. checked it against the law . . . the bill as signed by the
2. Governor. It is identical to the bill that was signed into law
3. by the Governor except for the very last section, beginning at
4. at line 32 on page 2 and continuing on to page 3. All this bill
5. does is to re . . . is to emasculate and destroy financial
6. responsibility for taxi cabs. It has nothing to do with veterans
7. organizations and ceremonial license plates, because that's
8. already the law.

9. PRESIDENT:

10. Senator Sours may close the debate.

11. SENATOR SOURS:

12. Mr. President and Senators, so far as I know this bill has
13. nothing to do with taxi cabs, and I say that contrary to their
14. contention. Here is what the synopsis made by those who analyzed
15. this in the House says: Amends the Illinois Vehicle Code to
16. provide for a registration fee for a two year period - then it
17. mentions the amounts - for vehicles operated by any veterans,
18. fraternal or civic organization organized not-for-profit. Now
19. that's what the syllabus says, made by the analysis in the House.
20. Now where you get taxi cabs, that must be a figment of somebody's
21. imagination.

22. PRESIDENT:

23. Senator Hynes.

24. SENATOR HYNES:

25. Mr. President and members of the Senate, I assure you it is
26. not a figment of my imagination. The syllabus - the caption of
27. the bill obviously would say that it relates to ceremonial vehicles,
28. because when the bill was originally introduced, that's all it
29. was related to. Thereafter, a non-germane amendment was attached,
30. which app . . . which modified a completely unrelated section of
31. the Vehicle Code, Part 8, Section 8, dealing with financial
32. responsibility relating to taxi cabs and that's the only viable
33. portion of this bill. I have the Illinois Revised Statutes in

1. front of me. Chapter 8 deals with motor vehicles used for
2. transportation of passengers. And if you will look at the bill,
3. it amends 8-102 of Chapter 95 and 1/2, which is that very chapter
4. that I just read the title of. This bill will emasculate the
5. financial responsibility requirements for taxi cabs. It's that
6. simple.

7. PRESIDENT:

8. Senator Partee.

9. SENATOR PARTEE:

10. Well, I think Senator Hynes has said exactly what I was going
11. to say. There would be no need at all for this legislation if
12. they were not trying, surreptitiously perhaps, perhaps Senator
13. Sours doesn't realize this, but they're trying surreptitiously to
14. change the insurance provisions. It comes under the guise of
15. being a beneficial, kind, wonderful deed for parade and ceremonial
16. purposes. But the actual bill, as amended, changes substantially
17. the law relating to insurance protection. It changes it because
18. it originally . . . the bill which the Governor signed on November
19. 8th, which is verbatim with except for these changes, amended
20. section 3-808. Now these amendments now come in on 8-102 of
21. the vehicle code and can only be calculated to change the . . . the
22. position of taxi cabs or others. I don't know who else in terms
23. of the insurance provisions. And this is what, in my opinion,
24. makes it a bad bill.

25. PRESIDENT:

26. Senator Sours may close the debate.

27. SENATOR SOURS:

28. Well, Mr. President and Senators, if that's the way they
29. feel, I'm going to table this bill, because I want no part of
30. it. But I table it with the contention that I think you're in
31. error, but because you might possibly be right, I'm tabling it.

32. PRESIDENT:

33. Motion to table the bill. All in favor signify by saying

1. aye. Contrary minded. The bill is tabled. Senator Partee, on
2. 4634. Is that correct?

3. SENATOR PARTEE:

4. No, 1409, Senate Bill 1409 on postponed consideration.

5. PRESIDENT:

6. Senate Bill 1409.

7. SENATOR PARTEE:

8. Mr. President, we certainly are not going to take any amount
9. of time. We debated this bill at length the other day. A large
10. number of people addressed themselves to it and I took considerable
11. time explaining it so that the membership would be advised as to
12. what is involved. By this bill, of course, we would do three
13. things. We would give some understanding and support to the
14. millions of people who voted to elect judges in Illinois, back
15. in 1970 as a part of the constitutional package. We are implementing
16. the Constitution. We are implementing our own structured position,
17. the position of the House and Senate when the overruled the
18. Governor's veto on the original bill passed. And this bill is
19. a one-time situation, which will permit a primary election of
20. judges in August of this year, to be followed by a regular
21. election in the fall. More than that, I think nothing need be
22. said and I would appreciate a roll call.

23. PRESIDENT:

24. Is there any discussion? Senator Laughlin.

25. SENATOR LAUGHLIN:

26. Well, very briefly I'm sorry I wasn't here last week. I'll
27. say it in two sentences, I think. No, it will take a little more
28. than that. I'm going to vote no, not because I'm against the
29. idea of the bill, but it is a one shot proposition and while I
30. don't like the Supreme Court filling judicial vacancies, I'm
31. convinced that the cost of this special election, and in the area
32. in which I come from there have been more elections than you can
33. shake a stick at, doesn't justify it for this one shot thing.

1. And I voted to override the Governor's veto and I'm for an election,
2. but I can't support this at this time, because it is a one shot
3. thing.

4. PRESIDENT:

5. The Secretary will call the roll.

6. SECRETARY:

7. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
8. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
9. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,
10. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,
11. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,
12. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,

13. PRESIDENT:

14. Senator Partee.

15. SENATOR PARTEE:

16. I understand that there are those who have some concern about
17. the cost. And I suppose I can understand that because I, too,
18. had some concern last year about the cost of supervisors elections,
19. and that didn't seem to make any basic and fundamental difference
20. here. The vote went right along. But I think something very
21. fundamental is involved here. This is not just something that
22. comes out of the blue. This is something that gives life and
23. breath to a very fundamental part of American government. Now
24. I know that there are those in this State who desire to set up
25. some super hierarchy to appoint judges. I was a supporter of
26. the Constitutional Convention concepts. I was a supporter of
27. the Judicial Article. I do certainly believe that once a judge
28. has been elected by the people that there is no need then for
29. him to be bitterly involved in partisan elections, that he need
30. not share the platform with persons running in a partisan contest.
31. I think possibly we have the right to elevate him above that
32. kind of posture and make him a person of independence. And on
33. that basis then, we agreed that that person ought to be able to

1. run against his record. And that persons who make an assessment
2. of his qualifications and his stewardship, would only have to
3. be required to say yes or no as to whether that judge should be
4. retained. That part of the Judicial Article has merit and
5. appeals to me. I do think however, personally, and because
6. the people have always said this in their votes, that in the
7. first instance they ought to be elected. Now these judges will
8. be, if appointed, and there are hundreds of them, not hundreds
9. of them, but a large number of them; they'll be in office until
10. 1974 if we don't pass this bill. It's the only bill left which
11. is any viable alternative to this kind of horrible situation. I
12. certainly feel, Mr. President and members of the Senate, that this
13. is what we should do. We overruled the veto because we believed
14. that they should be elected. Now if we believe they should be
15. elected we of course have the concomitant duty of placing some
16. machinery for their election . . . forced to override it and
17. then not give machinery to its . . . to the populous for such
18. an election only fulfills half of our obligation. This is the
19. opportunity to fill . . . fulfill the other half of the
20. obligation. And I certainly, Mr. President, am going to vote
21. aye because I think this is what is expected of us, I think this
22. is what is mandated of us. Not only by the people, but by the
23. Constitution itself. And I vote aye.

24. SECRETARY:

25. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,
26. Sours, Swinarski, Vadalabene, Walker, Weaver.

27. PRESIDENT:

28. Request for a call of the absentees. Cherry, aye. On
29. that question the yeas are 31, the nays are 12. The bill having
30. received the constitutional majority is declared passed. Senator
31. Rock moves to reconsider. Senator Cherry moves to table. All
32. in favor of the motion to table signify by saying aye. Contrary
33. minded. The motion prevails. Senator Clarke.

1. SENATOR CLARKE:

2. I just want to congratulate Senator Cherry.

3. PRESIDENT:

4. Resolutions. Senator Lyons is recognized.

5. SENATOR LYONS:

6. Mr. President, members of the Senate, Senate Resolution
7. 326 which passed the Executive Committee last week is a resolution
8. which is...

9. PRESIDENT:

10. Just a moment. Just a moment. Let's have the members in
11. their seats. Let's clear the floor of unauthorized personnel.
12. Let's have some order. Let's take the conferences off the floor.
13. Just a moment, please. Senator O'Brien, Senator Savickas, Repre-
14. sentative Kosinski, please, gentlemen, let's get some order here.
15. Senator Lyons is recognized.

16. SENATOR LYONS:

17. Mr. President and members, this resolution was authored by
18. some students at Western Illinois University. They came, as you
19. will remember, to the Capitol a few weeks ago seeking an audience
20. with their representatives in the Legislature. They sought this
21. audience so that the General Assembly would be on notice of their
22. views and in the hope that we as legislators might be able to
23. act in some way which would give effect to those views. I explained
24. to the students at that time that no action that we could take
25. would, in my opinion, have the force or affect of law. The
26. issues involved, the foreignn policy of the United States, the en-
27. forcement of the civil service laws, and so forth, were such that
28. the laws in these areas were necessarily made at the federal level.
29. They said that they could understand that but they asked how they
30. might get their position aired. They said that as far as they were
31. concerned we represent the highest level of government to which
32. they could personally address their views. And they asked if I
33. would come down to the lawn of the Capitol and address the assembled

1. students and I did so. The students then asked me if I would
2. introduce a resolution for them. I said that that would depend
3. on what it said whereupon they produced the resolution we are
4. now considering with one change I will explain later. After
5. reading the resolution I said I would introduce it and try to
6. get it passed with the change that I indicated was necessary.
7. I made it clear to the students that even if the resolution were
8. to be passed it would have no binding legal effect on anyone,
9. that all it could ever be was an expression of the sense of the
10. Senate, adding value to their cause only in as much moral suasion
11. as it may carry. They said they understood this and asked me
12. to introduce the resolution. In agreeing to introduce it, I must
13. say, that I was as much influenced by the obvious earnestness of
14. the students and their exemplary decorum as I was by anything else.
15. The only difference between the resolution as you see it and the
16. one the students gave me is the last paragraph. The student's
17. draft said that it would be illegal to draft Illinois' citizens
18. into the...or until the American presence in Vietnam ended. This
19. draft says that we deplore any further such inductions until total disem
20. gagement has been effected. I hope that all the members will read
21. this resolution carefully before they vote because, though it is
22. important that everyone understand what it says, it is also most
23. important that everyone understand what it does not say. To begin
24. with it is singularly free of the inflammatory language which usually
25. is found in public statements on this subject. Many orations cri-
26. ticizing the war or its escalation often find their own rhetoric
27. escalating more dramatically than anything including the war. You
28. will find no criticism of the United States in here nor will there...
29. be found any indictment of our military personnel in either the individ
30. ual or collective sense. The resolution is couched in...balanced in
31. sensible terms and contains neither hysterical imputations of
32. guilt to our country or its soldiery nor the unintelligible jargon
33. that often is present in anti-war tracts. What the resolution says

1. is what it says - nothing more, nothing less. It sets down a
2. few facts, or at least some propositions that the American public
3. views as facts. It points out that American participation in
4. Vietnam war-making should no longer be the coin with which battle
5. field success in that ravaged land is to be purchased. Does any-
6. one doubt that this is totally consonant with the overwhelming
7. weight of American public opinion? Whether we agree or not, does
8. anyone dispute that such is the public attitude on the question?
9. The resolution recognizes that a final favorable decision on the
10. battle field is very likely not possible without massive escala-
11. tion of the American commitment. Not only in the air and on
12. the sea, but on the land as well. Does this not comport totally
13. with what all of our country's leaders, civil and military, have been
14. telling us for some time? And does not the American public turn
15. away when such massive escalation is proposed and say, not again?
16. This resolution should be considered on its merits alone. I ask
17. that the membership not look beyond the four corners of the reso-
18. lution in voting and I ask the favorable consideration of the
19. Senate on the matter.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Clarke.

22. SENATOR CLARKE:

23. Well, Mr. President, I'd like to say first as to the genesis
24. of this resolution that I know that the President pro tem has
25. received a great deal of praise and I think deservedly so for the
26. decision that day to allow a spokesman of the students to speak
27. before this body and that spokesman conducted himself with the
28. utmost of dignity and I was proud of this group in the way they
29. received him and gave him a standing ovation when he finished
30. whether we agreed or disagreed. Unfortunately, and I want to
31. make the record plain, which I was not able to do at that time,
32. the agreement that we had made was not including the introduction
33. of this resolution at that time and the sponsor of this resolution

1. took undue advantage of the moment and of his own leader by
2. seizing upon the moment to introduce this resolution for the
3. few fanfares that he got temporarily. And I think that was
4. most unfortunate because that was a very somewhat tense decision
5. and I think that it worked out very well but it does of course
6. make even his own leader appear in a very difficult light in
7. terms of future situations. I think that's most unfortunate.
8. Secondly, I think it's very questionable with all of the business
9. that we have and nobody should know it better than the sponsor
10. who is the chairman of committee that met for well over an hour
11. this morning into the session time that we have a great deal of
12. important work to do just to deliberate on the appropriations
13. to run the State of Illinois without trying to run the State of
14. the Nation and the world. I question that this is a proper forum
15. for that type of debate and I question that whatever we do that
16. it will have much influence in Washington or anywhere else. And
17. rather than talk to this issue I just say that even a few short
18. weeks show that resolutions of this nature of a passing fancy
19. in terms of the pinpointing of the issues because the issues change
20. so rapidly and today things look a little different than they did
21. the day that this resolution was introduced. Certainly I think
22. things are a lot brighter in the world and in this country towards
23. a solution of our real world problems than this resolution indicates.
24. I would urge that this side abstain from voting.

25. PRESIDENT:

26. Senator Horsley.

27. SENATOR HORSLEY:

28. Mr. President, I wonder if the sponsor would yield to some
29. questions?

30. PRESIDENT:

31. He indicates he will.

32. SENATOR HORSLEY:

33. As I understood you to say, Senator, you struck a paragraph

1. from the resolution before what we have in front of us was
2. finished up?

3. PRESIDENT:

4. Senator Lyons.

5. SENATOR LYONS:

6. Yes...yes, Senator. The draft that the students presented
7. in the resolving paragraph said something like that it would be
8. illegal to draft further citizens of Illinois into the armed
9. forces until the American presence in Vietnam had ended. What
10. is before you says that we deplore any further such inductions
11. until there's been a total disengagement.

12. PRESIDENT:

13. Senator Horsley.

14. SENATOR HORSLEY:

15. I take it then that what I have in front of me called...I
16. don't know what it is...326, I guess...consisting of one and one-
17. half pages represents what you agree and that you believe the
18. things contained in pages...this one and a half pages because
19. you took out what you disagreed with so I take it for granted
20. that you adopt as your language this page and a half that we have
21. in front of us. Is that correct?

22. PRESIDENT:

23. Senator Lyons.

24. SENATOR LYONS:

25. Well, I introduced the resolution, Senator, and what...this
26. was...now just a minute. This was...

27. PRESIDENT:

28. Senator Lyons is responding to question has the floor.

29. SENATOR LYONS:

30. This was...this is language that was prepared by students
31. at Western Illinois and I don't see anything wrong with it and
32. I introduced the resolution so that the matter could be explored
33. on the floor of the Senate. That's what we're doing now.

1. PRESIDENT:

2. Senator Horsley.

3. SENATOR HORSLEY:

4. My question is, in view of the fact that you went over it
5. and corrected it and deleted some of it, if you agree with the
6. language contained in this resolution?

7. PRESIDENT:

8. Senator Lyons.

9. SENATOR LYONS:

10. My answer is I do or I wouldn't have introduced it.

11. PRESIDENT:

12. Senator Horsley.

13. SENATOR HORSLEY:

14. My next question. This resolution does not even mention,
15. as I read it, and I've read it rather hurriedly that we have
16. prisoners-of-war that are now stranded over in Indochina, that
17. those prisoners-of-wars are to be abandoned and all that you're
18. asking us to do is to get our U.S. military forces and withdraw
19. them from Indochina and there's not one word about the prisoners-
20. of-war contained in this resolution. Can you tell us what you
21. propose to do about the prisoners-of-war?

22. PRESIDENT:

23. Senator Lyons.

24. SENATOR LYONS:

25. As you correctly observed, Senator Horsley, there is nothing
26. in the resolution one way or the other on the question of the prisoners-
27. of-war. I don't think it's germane to this resolution. If you want to
28. sponsor a resolution having to do with question of how the prisoner-
29. of-war question should be adjudicated, let's talk it over and maybe
30. I'll join you as a co-sponsor. But it's not germane at this time,
31. I don't think.

32. PRESIDENT:

33. Senator Horsley.

1. SENATOR HORSLEY:

2. I didn't intend to have much to say about this resolution
3. but in view of that remark I cannot stand here idly by and see
4. that kind of...well, I'm not going to say what I was going to
5. say...to see it inflicted upon us. To have a man stand here
6. and say that he's not concerned...to have a man stand there...

7. PRESIDENT:

8. Just...just a moment. Just a moment. The point of order
9. is well taken. Let's confine our remarks to the resolution.
10. Sergeant-at-arms also keep the back of the room clear. Senator
11. Horsley may proceed.

12. SENATOR HORSLEY:

13. The gentleman answered my question to the effect that the
14. words prisoners-of-war were not germane to this resolution.
15. Now that's his words, not mine. He adopted this resolution. He
16. says I believe what this resolution says. He does not anywhere
17. in this resolution urge our government to withhold and to keep
18. any of our manpower over there until our prisoners-of-war are
19. taken away, until they're liberated. All in the world he wants
20. us to do is to get some airplanes, some submarines, some trans-
21. ports over there, load every sailor, every marine, every soldier,
22. that we have right quick and admit defeat and say boys let's get
23. out of here in a hurry and let's leave our buddies, the prisoners-
24. of-war here to rot. That's what this resolution says and I dare
25. you to stand up and deny it on the floor and to deny it up and
26. down the State of Illinois. Now that you have already said that
27. you've adopted what this resolution says...

28. PRESIDENT:

29. Just a moment, please. Senator Horsley has the floor.
30. Just a moment. Senator Horsley has the floor.

31. SENATOR HORSLEY:

32. I may be out of line, Mr. President, but I'm here to tell
33. you that anybody that'll stand on this floor and ask me to stand up

1. and urge my President...

2. PRESIDENT:

3. What is...for what purpose does Senator Knuppel arise?

4. SENATOR HORSLEY:

5. What is the...

6. PRESIDENT:

7. Just a moment. What is your point of order?

8. SENATOR KNUPPEL

9. This is not germine to the resolution and I'm tired of

10. having him shoot off his bazoo about things that aren't germane.

11. PRESIDENT:

12. Just...Senator will confine his remarks to the resolution.

13. Senator Horsley may proceed.

14. SENATOR HORSLEY:

15. Well, I'll have to repeat part of what I said because I

16. can't connect it up exactly word for word but what I was saying

17. when I was so rudely interrupted...

18. PRESIDENT:

19. What is the point of order, Senator Knuppel?

20. SENATOR KNUPPEL:

21. He deserved to be rudely interrupted because he has imposed...

22. PRESIDENT:

23. Just a moment. Just a moment. Senator Knuppel is now out

24. of order. Gentlemen, let's act...let's express our opinions. Let's

25. do it in as unemotional terms as possible. Let's consider the

26. resolution. Senator Horsley may proceed on the discussion of the

27. resolution.

28. SENATOR HORSLEY;

29. Well, Mr. President, I think before this unfortuante display

30. of intemperate...

31. PRESIDENT:

32. Just a moment. Senator Horsley is now out of order. Senator

33. Horsley may discuss the resolution but he may not discuss the

1. conduct of his colleagues.

2. SENATOR HORSLEY:

3. Well, I'll do that later if you don't mind.

4. PRESIDENT:

5. All right.

6. SENATOR HORSLEY:

7. Thank you. What I was about to say and what I was...

8. PRESIDENT:

9. Just...just what is your point of order, Senator Neistein?

10. SENATOR NEEISTEIN:

11. How many minutes has the Senator got to speak on this

12. matter?

13. PRESIDENT:

14. I can't tell on the...but the timer is taking care of it.

15. SENATOR NESITEIN:

16. No, but how many minutes...

17. PRESIDENT:

18. I don't know.

19. SENATOR NEISTEIN:

20. I'm not asking how many minutes are left.

21. PRESIDENT:

22. A total of fifteen minutes he has to discuss the matter.

23. SENATOR NEISTEIN:

24. But you have no idea of how much time has been consumed?

25. PRESIDENT:

26. The machine is taking care of that. Senator Horsley may proceed.

27. SENATOR HORSLEY:

28. Thank you, Mr. President. Now again, as I was saying before,

29. I will not stand on the Body on the floor of this House...and I'm

30. proud to be a member of this body. Always have been proud to say

31. that I'm a member of this Senate...

32. PRESIDENT:

33. For what purpose does Senator Knuppel arise?

1. SENATOR KNUPPEL:

2. A point of order. His pride has nothing to do with this
3. resolution.

4. PRESIDENT:

5. The Chair will rule that Senator Horsley is discussing the
6. resolution and may proceed.

7. SENATOR HORSLEY:

8. Will somebody get some Elmer's glue and put it on the rear
9. of his pants?

10. PRESIDENT:

11. That...Senator Horsley...Senator Horsley is not...let's please
12. gentlemen and lady, let's discuss the resolution and proceed on
13. the resolution. Senator Horsley may proceed.

14. SENATOR HORSLEY:

15. I'm not quite sure whether I'm proud to be a member of this
16. body any more. I was up until the last few minutes but with a
17. few exceptions, yes, I...well, with no exceptions...with no ex-
18. ceptions. Every man has a right to stand up and say what he
19. pleases and I'm proud to be one of your associates, everyone
20. cotton-pickin' one of you. Every one. You say what you please
21. and I'll fight for your right to say what you please but I'll
22. also stand up and fight for my right to say that I'm ashamed for
23. anybody to stand on the Floor of the great Body and say that
24. they want me to vote to tell my President and my Congress to
25. hurry up and get every Marine, every man that we have out of that
26. great holocaust that we should never have been into. Hadn't it
27. been for the Democrats we never would have been into it. But now
28. that we're into it, for you to tell me that we're going over
29. there now and pick up our people and forget our prisoners-of-war
30. and come home I say, let's hang our heads once and for all in shame.
31. Thank you.

32. PRESIDENT:

33. Senator Partee.

1. SENATOR PARTEE:

2. I've often wondered how wars got started. If we might come
3. back to the quietude and peace of the Illinois Senate from the
4. war-torn battlefields of Vietnam, I would invite your attention
5. to the words of a famous Illinois poet. That poet's name was
6. Carl Sandburg and in one of his poems there is a line which
7. reads, "Some day they'll give a war"...would you have these gentle-
8. men cleared out, please? Everybody in the back row. Sandburg
9. said, "Someday they'll give a war and nobody will come." That
10. day is near in the Vietnam conflict. That day is near because
11. our people are saying enoughh, enough. We're currently seeing
12. the beginnings of confrontations here in our own beloved State
13. of Illinois, in other states of the union, and in the nation's
14. capitol. This is a union of states but the disunion of our people
15. is ripping apart our national fabric. So we must protest, protest
16. peacefully. We must say to our leaders and particularly to the
17. head of our national government that there is no disgrace in ad-
18. mitting that we were, and are, wrong. Only a great people can
19. admit a grievous mistake. And it is time that we say to ourselves
20. that we are truly a great people and that we expect the head of
21. our government to exemplify that greatness by leading our nation
22. back to the path of peace. You know, Mr. President, there's a
23. time to listen to the politician and there's a time to listen to
24. the poet. There's a time to let our hearts rule our minds. This
25. is the time to tell the head of our government, "You're giving
26. a war and nobody wants to come." This is the time to tell our
27. government's head enough, enough.

28. PRESIDENT:

29. Senator Gilbert. Senator Mitchler.

30. SENATOR MITCHLER:

31. Mr. President, members of the Senate, I appreciated the re-
32. marks of Senator Partee. I believe they were said in sincerity.
33. But I wonder where this nation would be today following the attack

1. on Pearl Harbor if nobody decided to go and answer the call. I
2. think your words would not be very well accepted, Senator Partee.
3. I think that what is being attempted to be delivered to the people
4. during this year of 1972 by the sponsor of this Resolution is
5. merely to gain into the camp those would-be followers of the
6. philosophy projected by Senate Resolution 326. Now, this has
7. been distributed on each of your desks and I hope each of you
8. have read it in its entirety, and have been able to find out
9. the untruths and the innuendos and the accusations cast against
10. the President of the United States and the United States of
11. America, our country, in opposition to what the nation is doing
12. and because of that I cannot support Senate Resolution 326. Now,
13. I say that not because I happen to be of the same political faith
14. as President Richard Nixon, the present President of the United
15. States of America, because as I said in the Executive Committee
16. when the French suffered defeat at Bien Thieu and there was
17. called a Geneva conference to which the United States did not
18. become a part but following the agreements at that Geneva con-
19. ference and when these United States then being served by Presi-
20. dent Dwight Eisenhower agreed to support the Geneva agreements
21. I want you to know that I supported the decision of the President
22. of the United States and my country. Now, what happened during
23. President Eisenhower's administration when he was supporting the
24. agreements of the Geneva conference? The United States gave aid
25. to South Vietnam in the form of medicine, in the form of constructing
26. schools by civilians, in the form of furnishing teachers, doctors...
27. doing all they could to take this war-torn country and rebuild it.
28. And during the Eisenhower administration, I want to point out to
29. you, that there came into being a group known as the Vietcong.
30. And because the South Vietnamese were showing such a decided im-
31. provement in rehabilitation of their country over what the Communists
32. were able to do, with the North Vietnamese, that they constructed a
33. form of attack on these small villages and they did so by attacking

1. political leaders, the mayors, the city councilmen, and they did
2. so by dismembering their bodies, by cutting their heads off, and
3. their arms, and by terrorizing the people of South Vietnam, to
4. the point that it was necessary for the South Vietnamese to ask
5. for military aid from the United States in addition to the other
6. type of civilian aid that we were giving. Now, when the United
7. States responded to this request by South Vietnam under President
8. John F. Kennedy, I want you to know that I supported President
9. Kennedy and my country in the decision that was made to have
10. military troops go to South Vietnam and I watched the escalation
11. of the war in South Vietnam to where we were engaged in a conflict
12. following the Bay of Tonken incident and the approval by Congress
13. for funds until we had some 500,000, and it's been reported that
14. this figure exceeded 600 to 700,000, American men fighting in
15. South Vietnam. But I want you to know that I supported the
16. President, President Kennedy and President Johnson, as they es-
17. calated the war and as they bombed and they conducted all of the
18. massive war program. Why? Because they were my President and
19. this is my country. And now I want to tell you another thing.
20. When President Nixon took office, there were over a half million
21. men engaged in a conflict in South Vietnam. And I supported
22. President Nixon when he started withdrawing the troops. And
23. today you have less than 69,000 of our men engaged in that con-
24. flict and by July 1 you will have less than 49,000. And I am
25. supporting President Nixon and the decision of my country and my
26. administration in withdrawing from the war in Vietnam. Now, I'm
27. not going to pass a Resolution that says that they deplore the
28. conduct of the President of the United States in the action. It
29. says in the resolving clause, "Resolved by the Senate of the 77th
30. General Assembly of the State of Illinois, that the State of
31. Illinois deplores the induction of citizens of Illinois into the
32. Armed Forces of the United States until all U.S. military forces
33. in support have been withdrawn from Indochina." This is in direct

1. conflict to the Selective Service program of my administration,
2. of my country. And as I said I supported the previous Presidents
3. in their military intervention into the Southeast Asian program,
4. I'm going to support the President in the withdrawal. This is
5. nothing but an idea of somebody to gain favor and votes in an
6. election year when you're a candidate for office. It's hypocrisy
7. in its finest hour. It's hypocrisy...

8. PRESIDENT:

9. Just...just a moment. The Senator is out of order. Let's...

10. SENATOR MITCHLER:

11. I compare it, Mr. President and members of this Senate, with
12. the same type of hypocrisy of sponsoring a resolution commending...

13. PRESIDENT:

14. Just a moment. Just a moment. The Senators in discussing
15. resolutions or bills should not question the motivation of
16. other Senators. You may discuss the merits of resolutions or
17. bills. The Senator may proceed on the merits of the legislation.

18. SENATOR MITCHLER:

19. In Senate Resolution 326 it says "Whereas the previous decisions
20. by the present U.S. administration" and I point out "present", it
21. doesn't say the previous and present "Administration of unilateral
22. withdrawals from the Paris peace conference indicates that the
23. achievement of ultimate peace and an end to human suffering are
24. in fact not the primary considerations of this administration"
25. and I say that could be as untrue a statement as could ever
26. be made. It goes on to say "but rather these are preempted by
27. the relatively much narrower concerns of national pride and
28. military prestige, " indicating that this administration is
29. interested in national pride in military prestige rather than
30. the ending of human suffering which is untrue. All I ask of you,
31. gentlemen of the Senate, lady of the Senate, is to do as you have
32. done in previous administrations. Support you President. Support
33. your nation as I will do in defeating Senate Resolution 326.

1. PRESIDENT:

2. Senator Graham.

3. SENATOR GRAHAM:

4. Mr. President, I'm not going to go into a great tirade over
5. Senate Resolution No. 326. I think it's very easily understandable
6. how it came about. The reasons for it I'm not going to discuss.
7. The contents of it amaze me to some extent. When these youngsters
8. were down from Western Illinois University and I joined with
9. Senator Clarke in saying they did conduct themselves in the
10. finest manner during their tour of the Senate. Two of them called
11. me out and said, "I guess you know what we're here for," and I
12. said, "yes I do." "We hope that you agree with us" and I said, "no
13. I'm sorry, I don't." They said they didn't understand and
14. I said to them I didn't expect them to understand. But I
15. reminded them of the fact that some years ago at the age of
16. over 30, I was involved in World War II. I looked down both
17. ends of machine gun barrels, I told them. I heard 16 inch
18. shells go over. I watched bombs in the South Pacific burst on
19. the beaches, and I watched men die. I was in Kwajalein after
20. we rescued our first prisoners from Japan. They were bringing them
21. back. I saw grown men with wrists not much larger than this
22. microphone in circumference and I asked them about them.
23. That didn't seem to be the problem. All they know is what
24. they've read or seen on television. They never saw a prisoner
25. first-hand that had been subjected to the torture, tremendous
26. abuse to the human body that only a prisoner can have afflicted
27. upon him in an Asiatic country. I saw that. It isn't pleasant.
28. I'm amazed by the sponsor of this, also, to say that there's
29. no condemnation of our country. I remind him and I think
30. there is a severe criticism, at least, but I am so surprised
31. that there is no criticism of North Vietnam or the Communists.
32. That just seems to never happen. Sometimes I begin to wonder
33. whose side we're on. One of the paragraphs relating itself

1. to the mining of the harbor . . . They say back in 1964 when
2. they said if Goldwater was elected we'd have war, they wouldn't
3. vote for him. We had war. We had a President who would have
4. done what President Nixon did if he had a Congress that had the
5. guts to support him, and that was Johnson. And some of the
6. men who wouldn't support him are running around the country
7. trying to be elected President today. I supported President
8. Kennedy in the Cuban fiasco. I support President Nixon now
9. and despite the fact that some people are talking about how
10. unpopular it is, the White House communique says that after
11. he decided to bomb the . . . or to put bombs in this harbor that
12. his communications from the State of Illinois ran two-to-one
13. favoring the actions of the President of the United States.
14. I intend to be on that two-to-one side and I intend to vote
15. against this resolution.

16. PRESIDENT:

17. Senator Collins.

18. SENATOR COLLINS:

19. Mr. President, members of the Senate, as you know, it has
20. been my honor to have represented two different districts and
21. the people of the State of Illinois for 42 years. I have made
22. thousands of decisions and I'm sure that I have made wrong
23. decisions in all those years. As you get older, you can look
24. back and see your mistakes. I suppose that I have never, in
25. all this time, had an opportunity to make a decision on this
26. grave, historical issue. We know that it was a mistake to be
27. in Vietnam, but I like to say in common language, hindsight is
28. better than foresight. Anything I say will be nonpolitical,
29. because I feel sincerely as I stand in this . . . before this
30. august body in this historical Capitol, that I do not have the
31. necessary knowledge to make a decision on this important issue
32. today. I don't say this with arrogance, but I've had no con-
33. ference with the President of the United States, the Secretary

1. of War, the Secretary of Defense, the Secret Service agents
2. that's trying to protect our country and trying to protect
3. our citizens, and I've had no conference with the Congressional
4. leaders. President Nixon now is in Russia, or he was. He's
5. now on his way back home, but he made this very historical
6. mission to try and bring about not only the settlement of
7. the Vietnam War, but bring about peace for all mankind in the
8. future. How could anybody criticize our President, whether
9. he be Kennedy, whether he be Johnson, in this crucial hour.
10. I don't know whether the Vietnam War will be finally settled
11. or not. That remains to be seen, but President Nixon is
12. there in good faith, representing not only the great country,
13. the United States, but the rest of the people in the world
14. who want peace and I say that this is the inopportune time,
15. and I don't care whether he's a Republican or Democrat or
16. independent, in this hour with prisoners the Senator was
17. talking about this morning. Think of those prisoners that's
18. been over there, some of them, for six and seven and eight
19. years, away from their families. And this is no time in history,
20. and I know I will be Senator, if God lets me live, until 1973.
21. But no decision will ever count like this one.

22. PRESIDENT:

23. Senator Donnewald.

24. SENATOR DONNEWALD:

25. I move the previous question.

26. PRESIDENT:

27. Motion for the previous question. All in favor signify
28. by saying aye. Contrary minded. Motion prevails. Senator
29. Lyons may close the debate.

30. SENATOR LYONS:

31. Well, since the previous question has been moved, Mr. President,
32. I will be most brief. First of all, I can't be charged with
33. violating agreements to which I was not a party. Secondly,

1. with respect to the question of the prisoners of war, if any-
2. body had listened to what I had said when I first took the
3. floor, all I asked was that the resolution be read before it
4. was debated because there's nothing in here about prisoners of
5. war and if anybody wants to equate the word germane . . . not
6. germane with unconcerned, I'm reading now from Webster: "Germane.
7. closely allied; appropriate; relevant." Nothing about concern
8. or lack of concern for prisoners of war or for anybody else.
9. Much of this debate--so-called debate--could have been avoided
10. if the resolution had been read by the people doing all the
11. talking.

12. PRESIDENT:

13. Secretary will call the . . . Do we want a roll call
14. on this, Senator Lyons, or . . . Roll call . . . Roll call
15. is requested. Secretary will call the roll.

16. SECRETARY:

17. Arrington, Baltz, Berning, . . .

18. PRESIDENT:

19. Senator Berning.

20. SENATOR BERNING:

21. Because it has been implied that some of us have not
22. read this resolution, I want to point out that I have very
23. carefully read it, and paragraph 3 does violence to our
24. position, as I see it, where it says through the elections
25. in the democratic process, the President . . . present
26. administration was vested its present authority contingent--
27. I emphasis contingent--upon the fulfilling of its publicly
28. avowed promise to effect a rapid termination of U.S. involvement
29. in Indo-China. We are, of course, as we well know, withdrawing
30. rapidly from Indo-China, but I challenge the contention that
31. the President was elected solely upon that contingency. But
32. even more, paragraph 5 does violence to our system where it
33. says, as was pointed out, decisions by the present U.S.

1. administration of unilateral withdrawals from the Paris
2. Peace Conference indicates that the achievement of ultimate
3. peace is, in fact, not the primary consideration of this
4. administration, and I submit, gentlemen and lady of the
5. Senate, this impugns the integrity and the reputation of
6. our President, and I repeat, does violence to my concept.
7. In my humble opinion, this resolution serves only to weaken
8. the fabric of our civilization and of our government. Truly
9. this again is a time that tries men's souls. Certainly all
10. of us have agonized over the Vietnam War and wish for nothing
11. more dearly than that it be ended, and all of our men, including
12. the prisoners of war, be brought home. But this is not the
13. way to do it. I vote no.

14. SECRETARY:

15. . . . Bidwill, Bruce, Carpentier, Carroll, Cherry, Chew,
16. Clarke, Collins, Coulson, . . .

17. PRESIDENT:

18. Senator Coulson.

19. SENATOR COULSON:

20. Mr. President, some years ago, I was a member of a
21. park board and when we couldn't do our own job, we always
22. criticized the government next above us, and we would
23. sign resolutions to the city government abusing them for
24. the way they were performing. Then I became a member of
25. city government, and whenever we were frustrated, whenever
26. we felt that sense of failure, we would criticize the state
27. government for its inability to solves its problems. Now
28. we are in the State Legislature, theoretically at least,
29. addressing ourselves to the questions of constitutional
30. implementation and appropriations, and the chairman of both
31. of those committees has finally appeared in Springfield to
32. offer a resolution criticizing the government next above him.
33. And I understand that just last night, two distinguished

1. members of Congress offered a resolution abusing the United
2. Nations for not solving their problems. There is, I think,
3. a political lesson. We, who are failures, can best conceal
4. our failures by criticizing the government next above for
5. not doing its job, and we will always be right in doing so.
6. I had hoped that this resolution would remain pending until
7. the Chairman of the Committee on Constitutional Implementation
8. and the Chairman of the Committee on Appropriations had done
9. his job, when we might then enter with clean hands, into the other
10. fellow's government. Perhaps some reasons of political expediency,
11. some selfish desire to seek personal favor at the neglect of
12. his own duties, has prompted this haste with which this is
13. proposed, and in its present state, I would vote no.

14. SECRETARY:

15. . . . Course, Davidson, Donnewald, Dougherty, Egan,
16. Fawell, . . .

17. PRESIDENT:

18. Senator Fawell.

19. SENATOR FAWELL:

20. I think that I can agree with comments really on both
21. sides of this . . . in regard to this resolution. It certainly
22. isn't, I think, when you come right down to it, appropriate
23. for this body to be declaring on a matter, as Senator Collins
24. has pointed out, that most of us don't have enough knowledge
25. to make some real concrete decisions, and yet here it is before
26. us. As I have talked to young people and my own children--
27. I have a boy who's 18, who's going to soon register for the
28. draft--and as I look at the reaction to this resolution, I
29. think of the reaction that I saw when the President announced
30. that we were going to mine Haiphong harbor. I said then that
31. really it ought not to be a situation of simply because some-
32. one is a Republican that he supports that action, and just
33. because someone is a Democrat, they're opposed to it, and today

1. I think with this resolution, it shouldn't be on party lines.
2. If it is not on party lines, there ought to be, I know, some
3. Democrats who oppose, and perhaps there are. I haven't caught
4. the vote that closely. There ought to be some Republicans
5. who support it, because I know that there is a division within
6. both parties. There isn't insofar as this resolution is con-
7. cerned, I can't say I agree with everything and I believe that
8. Senator Horsley is correct. There ought to be a clarification
9. that we believe that our prisoners of war ought to be accounted
10. for before withdrawal. But in the final analysis, as I read
11. this, I agree with most of it. I think probably 80 or 90 or
12. 95 percent of the people agree with most of it. The whole
13. war has been a tragic fiasco. It isn't an indictment, I think,
14. of President Nixon. It's an indictment of the Joint Chiefs of
15. Staff. It's an indictment, perhaps, of the entire people and
16. the apathy we have shown so many times in not saying how we
17. feel. It's an indictment of President Kennedy and President
18. Johnson and his advisors, and perhaps the day will come when
19. the people will rise up and have some grand juries indict
20. some of our great politicians and leaders who sit by and lead
21. a nation down the road to where thousands upon thousands of
22. young people are slaughtered and not only that, but double
23. or triple that of the Vietnamese and they're people, too, no
24. matter how small. And so when you come right down to it, most
25. of this I agree with. There are parts that I disagree with, but
26. I can't go home and talk with my children and the people in my
27. area and say when I had a chance to express myself that there
28. were reasons of this or that why I couldn't say how I felt.
29. I feel that the resolution is basically a correct statement.
30. I think we ought to get out and declare the fact that we made
31. a tragic mistake. It's no longer a question of winning or
32. losing a war. The whole world knows we could win tomorrow if
33. we wanted to turn that poor little land into more of a cinder

1. than it is ecologically now reduced to. I can't do anything else
2. but simply say that, yes, although I wish I could vote no, because
3. I'm sure that there are political ramifications of a political
4. nature that will flow from it. I think it's basically right,
5. though. I think the young people have expressed some deep
6. truths here, so I vote aye.

7. SECRETARY:

8. . . . Gilbert, Graham, Groen, . . .

9. PRESIDENT:

10. Senator Groen.

11. SENATOR GROEN:

12. Mr. President and members of the Senate, there is some
13. virtue I suppose in experience and age, and of course, youth
14. only comes to that realization after they have achieved maturity
15. in the sense of age. When this resolution was first put on our
16. desks, when these youngsters were here from Western Illinois
17. University, I went to both sides and this is what I said: I
18. concur and am in accord with the general concept, with the
19. general idea. We are all unhappy with the present situation.
20. Of course we all want the Vietnam War to be concluded at the
21. earliest possible moment, but we are not going to achieve that
22. objective by injecting politics or trying to adopt a resolution
23. on this floor that has politics within it, one that is inflammatory
24. in its terms, one that contains degrading statements, and insulting
25. statements within its terms. Can't we sit down, and together,
26. both sides, amend this resolution so that it in fact does
27. reflect what each of us feels within our hearts about this
28. problem to satisfy these youngsters that they know they have
29. been heard, that we have responded to their plea, but that we
30. do it on a rational basis that we can all support. I can't
31. support paragraph 3. I can't insult the President of the
32. United States who, in my judgment, has done more to achieve
33. ultimate peace on a long term basis within the framework of

1. his authority than probably any predecessor before him. He's
2. returning now from another trip where that was the goal. We
3. could have amended paragraph 5 to say something besides the
4. fact that the President of the United States is a blood thirsty
5. individual who is putting human suffering at the bottom of the
6. totem pole instead of at the top. We know that isn't true, so
7. why do we put it in here? I agree that there's a question
8. as to the germaneness of prisoners of war, but when you reject
9. and do not include prisoners of war in the eighth paragraph of
10. this, when you do not include it, then you have automatically
11. rejected it as one of the things that is important, and I don't
12. believe that any of us want to abandon those men in Southeast
13. Asia. I would like to be able to support a resolution that would
14. encourage the President to continue every possible effort, to
15. continue his withdrawal, to speed it up if possible, that we
16. urge our government to try to bring the prisoners of war home
17. and that this, which actually constitutes the bottleneck of
18. the problem, apparently at the Paris Peace Conference, that
19. special effort be placed on this that would unlock the door
20. to the peace we all hope. I apologize for exceeding the
21. three minutes. I vote no.

22. SECRETARY:

23. . . . Hall, Harris, Horsley, Hynes, Johns, . . .

24. PRESIDING OFFICER: (SENATOR EGAN)

25. Senator Johns.

26. SENATOR JOHNS:

27. Mr. President, lady and gentlemen of the Senate, just a
28. few moments ago, I think most of you are aware that I voted
29. and a made a brief remark about scholarships for prisoners of
30. war, so you know my heart and my soul longs to be of aid to
31. those people. But as a member of the Executive Committee, I
32. voted yes to pass this out because, even though I read the
33. first few paragraphs, I really, I really tied myself to the

1. last statement and a couple of words. It said that the State
2. of Illinois deplores the induction of the citizens, and to me,
3. deplore means lament, and lament means to mourn, and I do mourn
4. the induction of any more of our young people into this prey.
5. I deplore it because it's a waste, a waste of the most precious
6. asset that any nation can have. I'm thinking that I would be
7. in accordance with Senator Groen, that perhaps this resolution
8. should be amended at least to make sure that there's no mis-
9. understanding as to how many of us feel about our prisoners
10. of war. Having voted aye to bring it out, I intended to vote
11. today, aye, to pass it. But now, I must vote present so that
12. I might at least show both sides of the aisle that my heart
13. is with the prisoners of war and that my heart is with the
14. young people of this nation, and I do mourn the further
15. induction of anyone into the services until all of our forces
16. are withdrawn, and I think that we should look at that, too,
17. because all of our forces means prisoners of war, also. Thank
18. you very much.

19. SECRETARY:

20. . . . Knuepfer, Knuppel, . . .

21. PRESIDING OFFICER: (SENATOR EGAN)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. With recrimination towards none of those people with
25. whom loud voices were exchanged and with compassion for
26. every member of this body, I nevertheless feel that in this
27. case I must explain my position with respect to this resolution,
28. otherwise it might be misconstrued if I did not vote. I, too,
29. deplore the war and the continuing deaths and the continued
30. confinement of prisoners of war and I feel that it's a shame
31. that some way this war cannot be brought to some kind of a
32. satisfactory conclusion. Addressing myself specifically to the
33. resolution . . . I'm Marine veteran of World War II . . . I, like Senat

1. Collins, have no magic globe from which to garner information,
2. to either criticize or praise the actions that have been taken
3. by my President. But because, as a veteran and as an American,
4. I feel that we have to depend on leadership. I cannot criticize
5. the decision. By the same token, I feel that to say I deplore
6. the induction of citizens of the State of Illinois into the
7. armed forces until such time as this holocaust is concluded
8. would encourage those who did not want to give military service
9. in other parts of the world, and might weaken our defense estab-
10. lishment which we ought not to do. I have no way of knowing
11. how the constituents of my district feel on this matter. As strange
12. as it may seem, despite all that has appeared in the newspapers,
13. I have not received one letter from a constituent within my
14. district either encouraging me to vote for or against this
15. resolution, and I personally feel that this is a matter for
16. disposition by the authorities in Washington rather than here
17. in Springfield, that this is a matter of national security
18. rather than a matter of state business and I did not run on
19. national issues nor shall I run for reelection on those
20. issues. I feel very strongly, that in the absence of any indication
21. as to how I should be guided, that this resolution in no way
22. advances the cause of the work of this body and for Senator
23. Walker's benefit who told me that I've never been sent here
24. to vote present, since I do not believe that this is the work
25. of this body, I don't think that it constitutes a lack of courage.
26. I don't think anybody in this body recognizes me for lacking
27. courage to make decisions on those issues that are our issues
28. to vote on. Therefore, I must, of necessity, vote only present.
29. I think that this properly does not belong before this Body and
30. I think that we've used an inordinate amount of time in expressing
31. our own personal feelings about the Vietnam conflict and how
32. we feel about it when it has little or no relevance in this
33. body, but should be decided at the national level. So my vote

1. should be recorded as present.

2. SECRETARY:

3. . . . Kosinski, Kusibab, Latherow, . . .

4. PRESIDING OFFICER: (SENATOR EGAN)

5. Senator Latherow.

6. SENATOR LATHEROW:

7. Mr. President and members of the Senate, I talked to
8. several of these young people, not as a group, but as
9. individuals when they were here to discuss this amendment
10. with us and I found in discussing this with many of those
11. that I was talking to, none of them had taken the trouble
12. or the problem to read and decipher what was being said in
13. this resolution. When I asked one young man and his sister
14. who was talking with me about this, "do you agree wholeheartedly
15. in this," and they said, "yes, we do." And I said, "All right, let's
16. go down to paragraph 5 and read it, and we did, and they said,
17. "well, no, we don't want you fellows to tell the President of
18. the United States that we think and that you think that he is attempting
19. to cause more human suffering and that is not his major consideration.
20. We don't want you to tell him that. We know he is concerned about
21. the lives of all the people." One young man who talked to me
22. was a veteran of Vietnam and informed me that he was lucky to
23. be back. And I said to him this, when they told me that I was
24. a Republican, I said, "Under what administration do you think
25. your survival would have been the better if you had served
26. there?" And he admitted to me that he thought his chances were
27. a lot better when they were only taking two, five, or twenty five
28. lives a week than what there were when there were a hundred and
29. twenty five. I don't question the sincerity of anyone on this
30. piece of legislation. I don't question the sincerity of any-
31. one on any war. When you come within inches and moments
32. of having your lifetime expended, you can well appreciate what
33. those who have been there say more than you can those who have

1. never been there would say. When I mentioned to two of these
2. young people, "Who drew this resolution," they didn't know. I
3. said, "Was he an instructor at Western?" Of course they didn't
4. know. Was he a man who might be advocating the over-throw of
5. the United States government and you know we do have that type of
6. people around some of the universities, and they didn't know
7. that. And I think when we say to the President of the United
8. States and the government of the United States that we believe
9. what is in this resolution in its entirety, I can't vote aye
10. on it in its shape at all. I want to see no one lose their
11. lives. I want to see no one make a trip into Vietnam or any
12. other foreign countries. I know they wouldn't appreciate it
13. any more than I did. And I would love to see the war over now,
14. but you know and I know there's more to this than just saying
15. let's end it and go home. Let's pick up our ball and bat and
16. go home. Mr. President, I vote no.

17. SECRETARY:

18. . . . Laughlin, Lyons, McBroom, McCarthy, Merritt, . . .

19. PRESIDENT:

20. Senator Merritt.

21. SENATOR MERRITT:

22. Mr. President and members of the Senate, I was in Executive
23. Committee the day this was heard. They were a fine group of
24. young people in there. I share their concerns just as I had
25. concerns when the war was at a much greater height than it is
26. today. I just happen to be one Republican that supported President
27. Kennedy, supported President Johnson, as well as President Nixon
28. in these efforts, not because of their political party by any
29. means, but because they were my President and I felt that I was
30. committed as they were to a national policy to stop Communist
31. aggression wherever it might occur. Until it's our national
32. commitment to do otherwise, I feel it's to be less than a good
33. loyal American. Now I'm disturbed about the language in here

1. where I almost by voting for this, would set myself up as judge
2. and jury over the Secretary of Defense, the Secretary of the
3. State, and our great Commander-in-Chief. I'm disturbed about
4. the last paragraph concerning the induction. I, like all the
5. rest of the members of this body took a solemn oath to support
6. the laws of our land, the Constitution of the United States and
7. the State of Illinois. By this language, I've practically
8. said I don't want to support the law, the Selective Service
9. Act, any longer. Now let's don't kid ourselves. I submit to
10. you, my good colleagues in the Senate, that there are forces
11. at work in the world today that would like to divide us. They
12. would rally around causes to divide our country. I say this is
13. a time for great unity among Americans to give our President
14. at least an opportunity to see if he can't desperately bring
15. this conflict to a just and honorable peace and return our men
16. safely home once again, as well as the prisoners of war. I could not,
17. in good conscience, do anything but vote no.

18. SECRETARY:

19. . . . Mitchler, Mohr, . . .

20. PRESIDENT:

21. Senator Mohr.

22. SENATOR MOHR:

23. Mr. President, members of the Senate, I, too, sat in the
24. Senate Executive Committee when these young people presented this
25. resolution. I had told them in private conversations also, that
26. I couldn't support that resolution. The idea, I think, is fine.
27. I learned at an early age that from my parents that you supported
28. your country and your President. I learned that the hard way
29. in World War II. We all did in our family. There four boys who
30. all served in the service, all overseas. Out of the four, one
31. never returned home. He was reported missing in action and we
32. don't know to this day, what happened to my older brother. We
33. supported President Roosevelt, we supported President Truman, and

1. recently, we've supported Presidents Kennedy, Johnson and now
2. Nixon. When I say supported them, I have two boys who both served in
3. the service, one in Vietnam who extended his time and spent four-
4. teen months there and was decorated with a bronze medal, the
5. other one was more fortunate. He spent a year and a half in
6. Germany. I'm telling you what I told these young people to let
7. them know that I have some insight on the feelings of parents and
8. young people. I had a young man that lived with us and we were
9. about to adopt that was in the Marine Corps who never came back.
10. He was killed on Hamburger Hill. I know a little bit about war.
11. I think President Nixon has done a tremendous job in bringing home
12. the troops from about 600,000 to about 50,000 and I think at this
13. particular time we certainly all ought to support our President.
14. I think that we're going off here in this Resolution far afield
15. really from what we're supposed to be doing here in Springfield.
16. I think as individuals we can write, and should write, to the
17. President and Congress to tell them how we as individuals feel.
18. I don't think we have the right to stand here and vote on this
19. issue where we're saying all Illinois citizens deplore the induc-
20. tion of Illinois citizens into the Armed Forces. We're telling
21. them in effect that we don't want our men to serve and I don't
22. think that the people all feel that way. We all agree that we
23. should end this war. There isn't anybody that's for it that I
24. know but let's support our President and let's somebody have the
25. good sense to amend this Resolution so that we could all voice our
26. feelings and opinions on this matter and ask the President to con-
27. tinue his good hard work, his efforts, in bringing this war to an
28. end which he is doing. That kind of a Resolution I could support.
29. I vote no.

30. SECRETARY:

31. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,
32. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,
33. Swinarski, Vadalabene...

1. PRESIDENT:

2. Senator Vadalabene.

3. SENATOR VADALABENE:

4. Mr. President, members of the Senate, I've heard so much
5. about all the Presidents that everybody has supported as a Demo-
6. crat and as a Republican and I've heard so many of us who have
7. served in the Armed Forces as Democrats and Republicans and I've
8. heard so many of them pick out the "Whereas's" in each part of this
9. Resolution and I think you can interpret any way you like. For
10. what this Resolution in my interpretation comes to where it is "Resolved
11. that the State of Illinois deplores the induction of citizens of
12. Illinois into the Armed Forces." I think this is the guts of it and I
13. don't want to send anymore kids to war either. And I think this
14. is what we are trying to resolve here today. I vote aye.

15. SECRETARY:

16. Walker, Weaver.

17. PRESIDENT:

18. Senator Lyons.

19. SENATOR LYONS:

20. How am I recorded, Mr. President?

21. PRESIDENT:

22. You are not.

23. SENATOR LYONS:

24. Well, I'd like to vote aye on the Resolution and I just want
25. to make a couple of points and they'll be brief. First of all,
26. I'm not neglecting my duties as Chairman either of the Appropriations
27. Committee or the Constitutional Implementation Committee by offering
28. this Resolution. That's number one. Anybody who wants to criticize
29. my performance as Chairman of either of those committees can do so
30. at the appropriate time and in the appropriate circumstances. As
31. a matter of fact, the person making the criticism is a member of
32. one of them and this is the first time I've ever heard him say any-
33. thing like that. Secondly, with respect to the prisoner-of-war issue,

1. I voted for Resolutions earlier offered in this Session with
2. respect to the prisoner-of-war question. If there is anything
3. that is a federal question, it is the matter of how we should
4. handle...how the prisoners-of-war should be handled. Yet some
5. of the people who criticize this Resolution as dealing with
6. federal matters also supported...offered Resolutions having to
7. do with the prisoners-of-war. Now, I'm voting aye on this
8. Resolution for the reason that I asked everybody else to do.
9. Just read the thing. As Senator Fawell says, it comports, I
10. think, with the opinion of most people in the State. I vote aye.

11. PRESIDENT:

12. Senator Sours.

13. SENATOR SOURS:

14. How am I recorded?

15. PRESIDENT:

16. You are not recorded.

17. SENATOR SOURS:

18. Then I'd like to make a few comments. I have here a little
19. notation of the visit of General William Westmoreland who recently went
20. to Yale College to speak on the Army's role in the search for
21. peace. He was practically run out of town. One of the great
22. students there on whom education obviously has been wasted very
23. lavishly made this comment, "We have been listening to Westmoreland
24. and his colleagues for years. To give him a peaceful reception
25. would imply our tacit support for the U.S. government's policy
26. in Vietnam." Mr. President, Senators, I can't vote for this because
27. I don't believe it. I don't believe this statement. It is obvious from
28. the continued fevor of North Vietnamese resistance despite an endless
29. tonage of UU.S. bombing that the Indochina war is as far from ter-
30. mination as it was in the darkest days of the 1968 Tet offensive.
31. I don't believe that. And I don't believe the sponsor does either.
32. Let's take the next paragraph which I do not believe. The previous
33. decisions by the present U.S. administration of unilateral withdrawal

1. from the Paris peace conferences indicates that the achievement
2. of ultimate peace and an end to human suffering are in fact not
3. the primary consideration of this administration." I don't be-
4. lieve that. I don't think he does either. But rather these are
5. preempted by the relatively much narrower concerns of national
6. pride and may I say we ought to have more than we have today.
7. I don't believe this. Appearing at the bottom of the first page,
8. "The decisions of the present administration to mine the harbor
9. of Haiphong which is tantamount to risking nuclear holocaust,"
10. I don't believe that. I don't believe it because, and we've had
11. ample evidence in our lifetime, one can never provoke a dictator.
12. Hitler mobilized and went east on his own timetable. Hitler
13. mobilized and went west on his own timetable. A dictator cannot
14. be provoked. He'll only go when he's ready. He'll only go and
15. mobilize when he sees the soft bellies of countries which this
16. Resolution would suggest. I don't believe this. Near the end
17. of it, "Whereas in respect to the above statements it is apparent
18. that the U.S. involvement has served only, only to increase and
19. prolong the suffering and bloodshed," I don't believe that. And
20. I'm sure he doesn't either. May I vote no with these two little
21. notions. This implies surrender and to Napoleon Bonaparte that
22. was not good French. Nor was it good French to a man like Washing-
23. ton. I wanna leave this question: Whhat happens to 40 billion
24. dollars worth of material of all sorts and varieties once we leave.
25. Will the guns be turned toward our direction? Will we ever get
26. the return of those prisoners? And don't forget that's an old
27. practice among the Orientals. Genghis Khan had more prisoners
28. than he had soldiers. I vote no.

29. PRESIDENT:

30. On that question, the yeas are 21. The nays are 24. Three
31. present. The Resolution having failed to receive the necessary
32. majority is declared defeated. We have additional Resolutions.
33. Senator Horsley, for what purpose do you arise?

1. SENATOR HORSLEY:

2. Having voted on the prevailing side, I move to reconsider
3. the vote by which the Resolution was defeated.

4. PRESIDENT:

5. Motion by Senate Horsley to reconsider. Motion by Senator
6. Carroll to Table. All in favor of the motion to Table signify
7. by saying aye. Contrary minded. Motion prevails. We have
8. additional Resolutions.

9. SECRETARY:

10. (Senate Joint Resolution #73 introduced by Senator McCarthy
11. and Groen. It's relative to savings and loans, Executive Committee.

12. PRESIDENT:

13. Executive Committee. Committee reports.

14. SECRETARY:

15. Senator Swinarski, Chairman of Elections Committee, reports
16. out House Bill 4181, 4196, 4547 with the recommendation Do Pass.
17. Senate Bill 4483 with the recommendation Do Not Pass. Senator
18. Lyons, Chairman of the Appropriations Committee, reports out
19. Senate Bill 1323, 1326, 1398, 1401, 1418, 1576 with the recommen-
20. dation Do Pass. Senate Bill 1320, 1329, 1395, 1397, 1403, 1556
21. with the recommendation Do Pass as Amended. House Bill 4154 with
22. the recommendation Do Pass. Senator Lyons, Chairman of the
23. Constitutional Implementation, reports out House Bill 3031 with
24. the recommendation Do Pass as Amended.

25. PRESIDENT:

26. Is there...are there announcements? Senator Carroll.

27. SENATOR CARROLL:

28. Mr. President, Senators, I'd like to move that the Elections
29. Committee be discharged from further consideration of House Bill
30. No. 14 and that it be placed on the Order of Second Reading. The
31. Chairman of the committee is in agreement, the Chairman of the
32. Election Committee, is in agreement with this. Both sides of the
33. aisle are. This bill has to do with the counting of ballots of the

1. judicial retention ballots in Cook County. It only affects
2. Cook County. I know of no opposition and I...

3. PRESIDENT:

4. Is there objection? Leave is granted. Senator Chew.

5. SENATOR CHEW:

6. I'd like to announce that the Committee on Transportation
7. will hold its last hearing this Session tomorrow morning at
8. 9:00 a.m. I believe that is in M-3.

9. PRESIDENT:

10. Senator Clarke.

11. SENATOR CLARKE:

12. Senator Bidwill's absent. We're going to have a Republican
13. caucus tomorrow morning at 10:00. The assumption is that we're
14. still going in at eleven per the schedule and let's try and be
15. there tomorrow. We've got some important things to talk about.

16. PRESIDENT:

17. Senator Dougherty.

18. SENATOR DOUGHERTY:

19. The Committee on Local Government will meet on the Senate
20. Floor tomorrow morning at 9:00.

21. PRESIDENT:

22. Senator Neistein.

23. SENATOR NEISTEIN:

24. The Senate Judiciary Committee will meet at 3:30 on the
25. Senate Floor. What?

26. PRESIDENT:

27. Senator Partee.

28. SENATOR PARTEE:

29. We were just in the process of rejujgling the time since we
30. have gone past the time that we would normally be on the Floor.
31. If you said 3:30, Senator, that would mean you couldn't stay in
32. Appropriations but another half hour and chances are if you could
33. make it 4:00, or 4:15, could you make your committee meeting?

1. PRESIDENT:

2. Senator Neistein.

3. SENATOR NEISTEIN:

4. Senate Judiciary Committee will meet on the Senate Floor
5. at 4:00. That means we'll be in Session from four to five o'clock then
6. on the Senate Floor.

7. PRESIDENT:

8. Are there further announcements? Senator McCarthy.

9. SENATOR MCCARTHY:

10. Yes, Financial Institutions is scheduled for M-3 but Education
11. has that. We're going to move to M-1 at 3:30.

12. PRESIDENT:

13. Senator Rock.

14. SENATOR ROCK:

15. Yes, Mr. President, members of the Senate, I'd like to announce
16. a party which is going to take place this evening. It's a party
17. in honor of our lame-duck Democrats. I don't suppose any of
18. the Republicans would want to show up anyway but it's going to
19. be at 7:00 p.m. tonight and it's...there is a map that will be
20. provided. Senator Savickas has has the maps. We have a number of lame-
21. duck Democrats especially in the House and it's sponsored by the
22. members of the House and we're invited.

23. PRESIDENT:

24. Is...Senator Partee. The Chair incidentally expresses regret
25. at being unable to be there tonight. Senator Partee moves that the
26. Senate stands adjourned until 11:00...Senator Merritt.

27. SENATOR MERRITT:

28. Just briefly, there was no announcement on the change of
29. Executive.

30. PRESIDENT:

31. Is...Senator Partee.

32. SENATOR PARTEE:

33. ...number on them the first time and let's read them the first

1. time and we'll advance them to Second Reading. These are the
2. two that Senator Clarke and I talked about.

3. PRESIDENT:

4. They've been apparently given to the Rules Committee. I
5. don't know.

6. SENATOR PARTEE:

7. Well, I'm saying this is what we want to do with them. We
8. want to read them a First time and advance them to Second Reading
9. without reference to any committee.

10. PRESIDENT:

11. All right. Is there objection to that? Leave is granted.
12. Just a second we have to give them a number here.

13. SECRETARY:

14. That would be Senate Bills 1595 introduced by Senator Gilbert,
15. "A bill for an Act making an appropriation to the Superintendent
16. of Public Instruction." Senate Bill No. 1596 introduced by
17. Senators Bruce, Laughlin and Gilbert is "A bill for an Act to
18. provide for ordinary and contingent expenses of the Judiciary
19. Advisory Council." First Reading of the bills.

20. PRESIDENT:

21. Leave is granted. Senator Cherry.

22. SENATOR CHERRY:

23. Just an announcement, Mr. President. The Executive Committee
24. will meet in Room 212...I'm sorry if you've announced it already.

25. PRESIDENT:

26. Thank you, Judge Cherry. Motion by Senator Partee that the
27. Senate stands adjourned until 11:00 tomorrow morning. All in
28. favor signify by saying aye. Contrary minded. Senate stands
29. adjourned.

30.

31.

32.

33.