

77th GENERAL ASSEMBLY

SENATE FLOOR DEBATE

June 13, 1972

1. PRESIDING OFFICER: (SENATOR PARTEE)

2. The Senate is called to order. I'm wondering if Senator  
3. Coulson would give us a word of prayer. Please stand for the  
4. prayer.

5. SENATOR COULSON:

6. PRAYER.

7. PRESIDING OFFICER: (SENATOR PARTEE)

8. Reading of the Journal. Senator Kosinski moves that the  
9. reading of the Journal be dispensed with. All in favor. Senate  
10. bills on Second Reading. 1396, Senator Carpentier. 1592, Senator  
11. Harris. Well, the Secretary tells me that the comparable bill  
12. was passed out of the House this morning, I think. I don't know.  
13. Is that right? Well, even so if we can get them on Third Reading,  
14. I don't see any sense in holding them on Second Reading. Well,  
15. Senator Bidwill, I understand there's one amendment on one of  
16. these. So, we'll hold them and get back to them. 1592. Senator  
17. Coulson, could you tell me if they desire to move this one? Senator  
18. Clarke indicated last week he wanted to move this bill; so, so  
19. you have an amendment, any...

20. SENATOR COULSON:

21. We have an amendment to work out with Senator Dougherty. You'd  
22. better hold it.

23. PRESIDING OFFICER (SENATOR PARTEE):

24. All right. Committee reports.

25. SECRETARY:

26. Senator Lyons, Chairman of the Appropriations Committee  
27. reports out House Bills 4082, 4130, 4140, 4199, 4249, 4253, 4254,  
28. 4255, 4256, 4420, 4653, 4665 with the recommendation Do Pass; House  
29. Bill 4528 with the recommendation Do Pass As Amended.

30. PRESIDING OFFICER: (SENATOR PARTEE)

31. House Bills on First Reading: 3018, 4087. Move it. 4087.  
32. Vadalabene.

33. SECRETARY:

1. These are House Bills on first.

2. PRESIDING OFFICER: (SENATOR PARTEE)

3. Are you making a motion to move it to Second Reading without  
4. reference to Committee? Senator Vadalabene moves...to move 4087  
5. to Second Reading without reference to Committee. Any objections?  
6. Second Reading. 4120. Is Senator Horsley here? Senator Cherry.

7. SENATOR CHERRY:

8. In the absence of Senator Horsley, Pete Bobbitt of the Legislative  
9. Reference Bureau has requested that this bill be moved to Second  
10. Reading without reference. I so move in the absence of Senator  
11. Horsley.

12. PRESIDING OFFICER: (SENATOR PARTEE)

13. Senator Coulson.

14. SENATOR COULSON:

15. Mr. President, I should report that Senator Horsley's father  
16. and mother are quite ill. He's in a hospital in St. Louis. His  
17. father expects some surgery today. He won't be here; also, that  
18. Senator Rosander fell from a horse over the weekend and is being  
19. hospitalized. So, he won't be here either. I wish the record  
20. would report those two absences.

21. PRESIDING OFFICER: (SENATOR PARTEE)

22. Let the record so show. The motion is on 4120 to move to  
23. Second Reading without reference to Committee. Any objections?  
24. Second Reading. 4445. 4622. Senator Davidson.

25. SENATOR DAVIDSON:

26. Senator Harris should have this bill, but Senator Harris is  
27. not here this week, and I'll pick it up until Senator Harris  
28. returns, and if he wants to handle the bill, I'll turn it over  
29. to him.

30. PRESIDING OFFICER: (SENATOR PARTEE)

31. Yes. Senator McBroom.

32. SENATOR MCBROOM:

33. Senator Partee, I just...I just mentioned this to Senator

1. Clarke and I'd like to direct this to you and any other members  
2. of the Senate who might be interested in listening. There are  
3. a lot of bills on this Calendar with Senator Harris's sponsor-  
4. ship. I'm not privy to his health, Senator Partee, anymore than  
5. you are. I said, "I'm not privy to his health anymore than you  
6. are," but I presume that...

7. PRESIDING OFFICER: (SENATOR PARTEE)

8. One moment, Senator. Will the members be in their seats.  
9. Let's have some order for the gentleman. Go ahead Senator McBroom.  
10. SENATOR MCBROOM:

11. My only point is this, Senator Partee, I would presume of the  
12. 58 members of the Senate that there might be some members other  
13. than you and Senator Clarke that might have some interest in the  
14. bills that are being handled by Senator Harris, and I just, for  
15. the edification of the members, I think it would be well if we  
16. were all cognizant of the fact that there is a distinct possibility  
17. that Senator Harris will not be back before we adjourn. I just  
18. thought it might be appropriate to make that comment. I...the...  
19. he's getting along all right. It doesn't appear to me or his  
20. secretary that he'll be back before we adjourn, Senator. I wanted  
21. to alert you and Senator Clarke. Thank you.

22. PRESIDING OFFICER: (SENATOR PARTEE)

23. I appreciate those remarks, and I would hope that the member-  
24. ship would in those areas of interest start picking up these bills  
25. and moving them. I think that's a courtesy that's due him aside  
26. from the fact that most of the legislation is legislation that we  
27. all want to pass anyway. Senator Soper.

28. SENATOR SOPER:

29. On that subject, Mr. President, if we handle some of his  
30. bills, we're not going to take his name off these bills. We'll  
31. just handle them in his name. Right?

32. PRESIDING OFFICER: (SENATOR PARTEE)

33. You'll be handling them in his name. That's correct.

1. SENATOR SOPER:

2. Thank you very much.

3. PRESIDING OFFICER: (SENATOR PARTEE)

4. Now, on 4622, is there any objection to moving the bill to  
5. Second Reading without reference to Committee? I don't know  
6. if it's in the budget or what, but I think we ought to move this,  
7. in any event. Is there any objection? 4622. Second Reading.  
8. 4626. Senator Sours.

9. SENATOR SOURS:

10. I, too, would like to move that be placed on Second Reading.  
11. This is the second phase of the restoration of Jubilee College.  
12. It was started three years ago, and this is the next phase of  
13. repair and renovation.

14. PRESIDING OFFICER: (SENATOR PARTEE)

15. Senator Sours moves that 4626 be moved to Second Reading  
16. without reference to Committee. Any objections? Leave. 4630.  
17. Senator McCarthy.

18. SENATOR MCCARTHY:

19. Yes.

20. PRESIDING OFFICER: (SENATOR PARTEE)

21. Senator McCarthy moves the bill be moved to Second Reading  
22. without reference to Committee. Any objections? Second Reading.  
23. 4641. That will be Senator Horsley's bill. Senator Clarke, you  
24. want to move it to Second.

25. SENATOR CLARKE:

26. Move to Second.

27. PRESIDING OFFICER: (SENATOR PARTEE)

28. Any objection...moving it to Second Reading without reference?  
29. Second Reading. 4644. Senator Clarke.

30. SENATOR CLARKE:

31. I'd like to make the same motion with this bill. This is merely  
32. a further ramification of Senate Bill 1135 that Senator Harris  
33. passed last year applying to pensions. This in effect and with

1. the agreement of the Department of Revenue furthers that extension  
2. in terms of August 1st valuation date.

3. PRESIDING OFFICER: (SENATOR PARTEE)

4. Any objection? Second Reading. 4647. Senator Latherow.  
5. Senator Latherow, you want 4647?

6. SENATOR LATHEROW:

7. Mr. President, I wonder if there'd be objection if we'd move  
8. this to Second without reference to Committee.

9. PRESIDING OFFICER: (SENATOR PARTEE)

10. Any objection? Leave. 4652.

11. SENATOR CLARKE:

12. Could we move...

13. PRESIDING OFFICER: (SENATOR PARTEE)

14. Senator Clarke.

15. SENATOR CLARKE:

16. Could we move that...

17. PRESIDING OFFICER: (SENATOR PARTEE)

18. Senator Clarke moves that we move to Second Reading without  
19. reference to Committee. Any objection? Leave. Second Reading.  
20. 4662. Vadalabene. Pardon me, Senator Donnewald. Senator  
21. Donnewald.

22. SENATOR DONNEWALD:

23. Yes, Mr. President, this is a bill that our deceased member,  
24. Bill Lyons, had the last Session, and he was unsuccessful with it;  
25. but I've been advised by Representative Harpstrite that he's had  
26. the approval of the Governor and providing we can get it through  
27. the Senate, and I would move you, Mr. President, the bill be  
28. advanced to the order of Second Reading without reference to  
29. Committee.

30. PRESIDING OFFICER: (SENATOR PARTEE)

31. Any objections?

32. SENATOR DONNEWALD:

33. Send it to Committee.

1. PRESIDING OFFICER: (SENATOR PARTEE)  
2. Committee. 4671. 4672. Senator Bidwill.  
3. SENATOR BIDWILL:  
4. Mr. President...  
5. PRESIDING OFFICER: (SENATOR PARTEE)  
6. Senator Bidwill.  
7. SENATOR BIDWILL:  
8. Mr. President, these series here are apparently...are just  
9. transfers of funds from the Metropolitan Exposition to the Reconstruc-  
10. tion Fund. I see no objection with...they might be advanced to  
11. Second Reading unless somebody has...  
12. PRESIDING OFFICER: (SENATOR PARTEE)  
13. Senator Cherry is objecting. It will have to go to Committee,  
14. I suppose.  
15. SENATOR BIDWILL:  
16. Are you objecting to this, Senator Cherry? Well, speak up.  
17. I didn't hear you.  
18. SENATOR CHERRY:  
19. Only because I don't...the mike's on now. We're objecting  
20. to the next three bills. We want Committee hearings on them,  
21. Senator.  
22. SENATOR BIDWILL:  
23. All right.  
24. PRESIDING OFFICER: (SENATOR PARTEE)  
25. Senate Bills on Third Reading. Senator Carpentier.  
26. SENATOR CARPENTIER:  
27. I was off the Floor when we had Senate Bills on Second  
28. Reading. I'd like to advance that series of the Secretary of  
29. State's office expenses to Third Reading, and if there are any other  
30. amendments, I can move it back just to save a day, but I think all  
31. of the objections have been lifted. I talked to Senator Rock just  
32. a few minutes ago and he has no objections to moving those on to  
33. Third.

1. PRESIDING OFFICER: (SENATOR PARTEE)

2. The indication is that there is an amendment they're  
3. working on on 1404. The motion would embrace Senate Bills 1396,  
4. 1403, 1404 and 1405. The motion is to move them to Second Reading  
5. without reference to Committee with the understanding that they  
6. can be brought back for an amendment.

7. SENATOR CARPENTIER:

8. To Third Reading.

9. PRESIDING OFFICER: (SENATOR PARTEE)

10. To Third Reading, yes. Do you have an amendment now to 1404?  
11. Senator Carpentier, I think you have an amendment yourself on  
12. 1404. Do you recall that? Let's take them one at a time. 1396.  
13. Any objections to Second...1396.

14. SECRETARY:

15. Second Reading of the bill. One Committee amendment from  
16. Appropriations.

17. SENATOR CARPENTIER:

18. I move the adoption...

19. PRESIDING OFFICER: (SENATOR PARTEE)

20. Senator Carpentier moves the adoption of the amendment. All  
21. in favor. The amendment is adopted. Any further amendments?  
22. Any further amendments to 1396? Third Reading. 1403, Senator  
23. Carpentier.

24. SENATOR CARPENTIER:

25. Yes.

26. SECRETARY:

27. Second Reading of the bill. One Committee amendment from  
28. Appropriations.

29. PRESIDING OFFICER: (SENATOR PARTEE)

30. Senator Carpentier moves the adoption of the amendment. Any  
31. objections? All in favor. The amendment is adopted. Third  
32. Reading. 1404.

33. SECRETARY:



1. Second Reading of the bill. No Committee amendments. One  
2. Floor amendment offered by Senator Carpentier.

3. PRESIDING OFFICER: (SENATOR PARTEE)

4. Senator Carpentier, would you explain the amendment.

5. SENATOR CARPENTIER:

6. It changes the word to "State" instead of "Senate" office  
7. building.

8. PRESIDING OFFICER: (SENATOR PARTEE)

9. Senator Carpentier moves the adoption of the amendment. All  
10. in favor. The amendment is adopted. Any further amendments? Any  
11. amendments from the Floor? Third Reading. 1405.

12. SECRETARY:

13. Second Reading of the Bill. No Committee amendments.

14. PRESIDING OFFICER: (SENATOR PARTEE)

15. Any amendments from the Floor? Third Reading. Senate Bills  
16. on Third Reading. 1062. 1154, Senator Kosinski. 1361. Now,  
17. Senator Harris isn't here. Who...Senator McBroom, you going to  
18. handle 1361?

19. SENATOR MCBROOM:

20. 1361, Senator?

21. PRESIDING OFFICER: (SENATOR PARTEE)

22. Yes.

23. SENATOR MCBROOM:

24. Yes, and we're in the process of preparing another amendment.

25. PRESIDING OFFICER: (SENATOR PARTEE)

26. All right, we'll be back to it. 62?

27. SENATOR MCBROOM:

28. I'm not familiar with that, Senator Partee.

29. PRESIDING OFFICER: (SENATOR PARTEE)

30. All right. 1395, Senator Carpentier.

31. SENATOR CARPENTIER:

32. 1395. Yes, Mr. President, this is the reappropriation...

33. PRESIDING OFFICER: (SENATOR PARTEE)

1. Let's move it out back there, please. Go right ahead,  
2. Senator.

3. SENATOR CARPENTIER:

4. This does exactly what the Calendar says with the exception  
5. that there's been an amendment placed on upon it on the con-  
6. struction of the Motor Vehicle Services Building because of the  
7. sea...the strike and the increase in steel prices, the appropriation  
8. went up from three hundred or three million three hundred thousand  
9. to four million three hundred thousand. I know of no objection to  
10. this.

11. PRESIDING OFFICER: (SENATOR PARTEE)

12. Any further discussion on the bill? The Secretary will call  
13. 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,  
18. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
19. Latherow...

20. PRESIDING OFFICER: (SENATOR PARTEE)

21. Senator Latherow.

22. SENATOR LATHEROW:

23. No, go ahead.

24. SECRETARY:

25. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,  
26. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
27. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours...

28. PRESIDING OFFICER: (SENATOR PARTEE)

29. Senator Sours.

30. SENATOR SOURS:

31. Just while I'm on my feet, Mr. President and Senators, I've  
32. had put on each desk here copies of the arrest warrants of Lee  
33. Harvey Oswald, for whatever they're worth. A little vignette of

1. history for our own edification. I vote aye.

2. PRESIDING OFFICER: (SENATOR PARTEE)

3. Continue with the roll call.

4. SECRETARY:

5. Swinarski, Vadalabene, Walker, Weaver.

6. PRESIDING OFFICER: (SENATOR PARTEE)

7. Merritt, aye. Swinarski, aye. Nihill, aye. On this question

8. the yeas are 32, the nays are 1. This bill having received a

9. constitutional majority is declared passed. 1399, Senator

10. Carpentier.

11. SENATOR CARPENTIER.

12. 1399 is the appropriates the \$500,000 from the Road Fund

13. for return of fees and taxes returnable when applications are

14. refused or rejected or fees collected in error pursuant to The

15. Vehicle Code. This just reimburses the people their money.

16. PRESIDING OFFICER: (SENATOR PARTEE:

17. Any further discussion on the bill? The Secretary will call

18. the roll.

19. SECRETARY:

20. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,

21. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,

22. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,

23. Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,

24. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,

25. Mitchler, Mohr, Neistein, Newhouse, Nihill...

26. PRESIDING OFFICER: (SENATOR PARTEE)

27. Senator Nihill.

28. SENATOR NIHILL:

29. Ah...

30. PRESIDING OFFICER: (SENATOR PARTEE)

31. ..members be in their seats. Senator Bruce, Senator Vadalabene...

32. Go right ahead, Senator Nihill.

33. SENATOR NIHILL:

1. My vote'll be yes. I have my sister-in-law and brother-  
2. in-law and my niece and a young boy...I'm taking advantage here,  
3. Mr. President, here visiting in the gallery here today. Will  
4. you stand, please...and young Michael, the young...the young son?  
5. SECRETARY:

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

9. PRESIDING OFFICER: (SENATOR PARTEE)

10. Senator Swinarski votes aye. On this question the yeas are  
11. 39, the nays are none. This bill having received a constitutional  
12. majority is declared passed. 1362, Senator Clarke.

13. SENATOR CLARKE:

14. Mr. President, this bill of Senator Harris's that we skipped  
15. over, but it is a noncontroversial bill; it just transfers...  
16. Office of Mass Transit has been moved to the Department of Trans-  
17. portation; so, this reflects that move in terms of this function.  
18. I'd appreciate a favorable roll call.

19. PRESIDING OFFICER: (SENATOR PARTEE)

20. Any further discussion? The Secretary will call the roll.

21. SECRETARY:

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

30. PRESIDING OFFICER: (SENATOR PARTEE)

31. Lyons, aye. On this question the yeas are 41, the nays are  
32. none. This bill having received a constitutional majority is  
33. declared passed. 1402, Senator Carpentier.

1. SENATOR CARPENTIER:

2. Mr. President and members of the Senate, this reappropriates  
3. the three hundred thousand dollars for the new cafeteria in the  
4. Capitol Building and adds two hundred thousand to finish it up  
5. with the fixtures and furnishings, and we will have a complete  
6. cafeteria for the House and Senate members and also for the working  
7. people in the Capitol Building in other service departments. This  
8. way we will have a place to eat lunch and we don't have to run  
9. all over the town to get our lunch done.

10. PRESIDING OFFICER: (SENATOR PARTEE)

11. Senator Knuepfer...Knuppel.

12. SENATOR KNUPPEJ:

13. Will the good Senator please tell me what good it's going to  
14. do when we don't take...keep reasonable hours and take decent times  
15. to enjoy it. Are we going to put it there for somebody else?  
16. We never recess during a noon hour. We never recess at supper  
17. time. We either go home or we stay here and eat off our desks,  
18. and because of that, I'm not about to appropriate another two  
19. hundred thousand dollars for somebody else in this building to  
20. enjoy it.

21. PRESIDING OFFICER: (SENATOR PARTEE)

22. Senator Clarke.

23. SENATOR CLARKE:

24. Could I ask the sponsor for the information of the Senators?  
25. Now, this money, the three hundred thousand...the two hundred  
26. thousand, is exactly for what, and this is a project that's already  
27. under way. Is that not correct?

28. PRESIDING OFFICER: (SENATOR PARTEE)

29. The gentlemen in the back, back here, let's calm it down. The  
30. staff, please take some seats over there. Senator Carpentier.

31. SENATOR CARPENTIER:

32. Yes, this is very true. The two hundred thousand is to complete  
33. and finish this with the proper fixtures and furnishings. We have

1. it under way now, and the completion date will be October 1st  
2. for the new facilities.

3. PRESIDING OFFICER: (SENATOR PARTEE)

4. Any further discussion? Senator Rock.

5. SENATOR ROCK:

6. Yes, Mr. President and members of the Senate, we heard this  
7. bill along with the others in Task Force and I rise in support  
8. of this legislation. The only qualm I have was when the Secretary  
9. himself testified he could not assure us that the quality of the  
10. food would be improved or any better. I think that we ought to  
11. put an amendment on this bill to make sure that we get quality  
12. food. Perhaps we can have Duncan Hines or somebody come in.  
13. Otherwise, I would urge the members on my side to support this  
14. bill.

15. PRESIDING OFFICER: (SENATOR PARTEE)

16. Any further discussion? The Secretary will call the roll.

17. SECRETARY:

18. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
19. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
20. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,  
21. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel...

22. PRESIDING OFFICER: (SENATOR PARTEE)

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Please record my vote as no as I've already indicated the  
26. only people that will enjoy it will be the lobbyists and the  
27. other people here. We'll never get any enjoyment out of it. We're  
28. here on the average of about 100 days a year. At the best, we'd  
29. eat one meal in it, and it's a tremendous waste of the taxpayer's  
30. money, and I don't care if we have already spent \$366,000, let's  
31. rent it out to somebody else and let them make the money out of it.  
32. I don't believe in sending good money after bad.

33. SECRETARY:

1. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,  
2. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill...

3. PRESIDING OFFICER: (SENATOR PARTEE)

4. Senator Nihill.

5. SENATOR NIHILL:

6. Mr. President, I'm voting for this bill, but I hope they clean  
7. that kitchen up in there and have the place presentable to have  
8. something to eat in there and get some good food. I vote aye.

9. SECRETARY:

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

13. PRESIDING OFFICER: (SENATOR PARTEE)

14. On this question the yeas are 35, the nays are 2. The bill  
15. having received a constitutional majority is declared passed.  
16. The Chair wishes to announce that the Session is being recorded  
17. by two gentlemen from two radio stations. 1406, Senator Clarke...  
18. Senator Dougherty.

19. SENATOR DOUGHERTY:

20. I think that you're aware of the nature of this bill. This  
21. is the bill that phases out the Budgetary Commission as we know  
22. it and it provides for a new group to be set up...the Council of  
23. Economic Advisors or under another name. The...I understand that  
24. the bill in its present form is not acceptable to some of our  
25. people. Have you studied that?

26. PRESIDING OFFICER: (SENATOR PARTEE)

27. Senator Clarke.

28. SENATOR CLARKE:

29. Well, Mr. President, unfortunately the member who has an  
30. interest in this has been working on an amendment. Senator Harris  
31. is not here. I had hoped that we could hold this bill, but if  
32. he were not going to return, we do have an amendment. If we could  
33. just hold it one day and sit down and go over this amendment. I have

1. not had a chance to study it. I would hope we could do that.

2. PRESIDING OFFICER: (SENATOR O'BRIEN)

3. Senator Partee.

4. SENATOR PARTEE:

5. Well, from the inception of the drafting of this bill, I  
6. was a party to it, and this was a matter which was constructed  
7. and drafted by leadership on both sides of the rotunda. I am  
8. aware of Senator Harris's amendment. It is my understanding  
9. it meets with disapproval by the Speaker. If there is any  
10. possibility for Senator Harris and the Speaker to reach an  
11. accommodation, it will have to be done over there in any instance.  
12. So, for that reason, it would be my feeling that we get the  
13. bill out of the Senate, send it to the House and if it is to  
14. be amended, it'll be amended over there. I'm not prepared to  
15. support the amendment here. I don't think the amendment has  
16. the kind of support here that would put it on, and even if we  
17. did, it would just make for a Conference Committee over there;  
18. so, it's my feeling that we ought to pass it out. Senator  
19. Harris knows that I understand this and so does Senator...the  
20. Speaker. Then, when it gets to the House, if he can work out  
21. anything on the amendment with them over there, then, of course,  
22. we'll buy that when it comes back here.

23. PRESIDING OFFICER: (SENATOR O'BRIEN)

24. Senator Dougherty.

25. SENATOR DOUGHERTY:

26. May I make an inquiry of Senator Clarke? Senator, is there  
27. another...a similar bill coming over from the House?

28. PRESIDING OFFICER: (SENATOR O'BRIEN).

29. Senator Clarke.

30. SENATOR CLARKE:

31. Yes, Senator, there is a similar bill coming over from the  
32. House. For that very reason it would seem to me that we should  
33. consider this amendment here and now before we pass this bill over



1. to the House. Otherwise, we give away our complete...you know,  
2. whatever position Senator Harris might want to maintain in terms  
3. of having an influence in this issue.

4. PRESIDING OFFICER: (SENATOR O'BRIEN)

5. Senator Dougherty.

6. SENATOR DOUGHERTY:

7. That was my reason for asking the question, Sir.

8. PRESIDING OFFICER: (SENATOR O'BRIEN)

9. Senator Partee.

10. SENATOR PARTEE:

11. I'm not going to press the point. To save time, why don't  
12. we hold it until tomorrow. In the meantime, I'll talk to the  
13. Speaker again and see if he has any desire to accommodate this  
14. amendment, and if not, then we'll do whatever has to be done;  
15. but let's save time; let's not get into a hassle today, particularly  
16. with not...not with Harris...Harris not being here.

17. PRESIDING OFFICER: (SENATOR O'BRIEN)

18. Bill will be held until tomorrow. 1408. Senator McCarthy.

19. 1408. 1423, Senator McCarthy.

20. SENATOR MCCARTHY:

21. Hold.

22. PRESIDING OFFICER: (SENATOR O'BRIEN)

23. 1432, Senator Saperstein. Hold. 1541, Senator Newhouse. Hold.

24. 1546, Senator Hynes. Hold. 1550, Senator Carroll.

25. PRESIDENT:

26. 1558, Senator Knuepfer.

27. SENATOR KNUEPFER:

28. I'm wondering if I can have permission to come back to this.  
29. This is Senator Harris's bill. There was an amendment that was  
30. offered or suggestion offered in Local Government Committee. I'd  
31. like to prepare that in the form of an amendment, check clear it  
32. with Senator Dougherty to make sure it meets with his approval since  
33. it came out of Local Government; and then, if we could get back to

1. this today, we're trying to move Senator Harris's bills since  
2. we don't know whether he's going to be here or not. I'll handle  
3. this one for him.

4. PRESIDENT:

5. 1558 is brought back...do you have the amendment now?

6. SENATOR KNUEPFER:

7. I'm not ready yet.

8. PRESIDENT:

9. You're not ready yet. Okay. Senator Graham.

10. SENATOR GRAHAM:

11. I had a note from Senator Harris's office asking me to  
12. handle 1558. I would like to know something about the amendment,  
13. and as of now, I don't.

14. PRESIDENT:

15. Well, if you and Senator Knuepfer can get together on that,  
16. all right?

17. SENATOR GRAHAM:

18. All right, we're together. May we return to it if we settle  
19. our vast...

20. PRESIDENT:

21. You two settle your vast difference...we can return to it.  
22. 1584, Senator Hynes. 1598, Senator McCarthy. Senator McCarthy.

23. SENATOR MCCARTHY:

24. Well, I don't...Mr. President and members of the Senate, these  
25. bills aren't agreed yet. These are the State Implementation of the  
26. Occupational Safety and Health Act...to move them? Oh, well,  
27. we'll hold them again.

28. PRESIDENT:

29. All right, they will be held. 1604, Senator Partee.

30. SENATOR PARTEE:

31. Oh, yes, this is a...this bill does exactly what the Calendar  
32. says. I know of no objection to it. I'd ask for a roll call.

33. PRESIDENT:

1. Is there any discussion? The Secretary will call the roll.  
2. SECRETARY:  
3. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll  
4. Chew, Clarke, Collins...  
5. PRESIDENT:  
6. Senator Clarke.  
7. SENATOR CLARKE:  
8. I've had several inquires as to what this bill does and this  
9. really is just a separation of various administration bills of  
10. the appropriation just to be on the safe side. So, this merely  
11. is an appropriation bill of other bills that have already passed  
12. or been screened.  
13. SECRETARY:  
14. Coulson, Course, Davidson, Donnewald, Dougherty, Egan, Fawell,  
15. Gilbert, Graham, Groen, Hall, Harris, Horsley, Hynes, Johns,  
16. Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons,  
17. McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,  
18. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,  
19. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,  
20. Walker, Weaver.  
21. PRESIDENT:  
22. Bruce, aye. Merritt, aye. On that question the yeas are 44,  
23. the nays are none. The bill having received a constitutional  
24. majority is declared passed. 1605, Senator O'Brien. Hold. 1606,  
25. Senator Soper I'm advised is handling that for Senator Harris.  
26. SENATOR SOPER:  
27. Mr. President and members of the Senate, 1606 is the appropria-  
28. tion for the companion bill, Senate Bill 1511 that we passed out of  
29. here and it was advanced without reference. I would like a favor-  
30. able roll call.  
31. PRESIDENT:  
32. Is there any discussion? The Secretary will call the roll.  
33. SECRETARY:

HB 1949  
3rd Reading  
June 13-1972

1. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,  
2. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,  
3. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
4. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,  
5. Laughlin, 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. PRESIDENT:

10. Egan, aye. On that question the yeas are 47...Merritt, aye.  
11. The yeas are 48, the nays are none. The bill having received  
12. a constitutional majority is declared passed. House Bills on  
13. third reading. The...so that you understand the process, we have  
14. two priority lists: a top priority and then a secondary priority,  
15. and...and we'll...the Chair will give you the numbers in advance  
16. as we...about a half a dozen bills in advance. We'll take the  
17. top priority list first, then the secondary priority and then  
18. the other House Bills on Third Reading. On the top priority list  
19. the next bills to be called are: 311, Senator Bruce, I understand,  
20. is the sponsor. It's not listed on the Calendar; 1440, Senator  
21. Berning; 1949, Senator Laughlin; 2555, Senator Knuepfer; 3078,  
22. Senator Fawell and 3665 and 3666, Senator Laughlin. We'll...those  
23. will be the next bills that will be called. 311, Senator Bruce.

24. SENATOR BRUCE:

25. If we could hold that for a minute, Mr. President, there's  
26. an amendment being typed to strike the appropriation.

27. PRESIDENT:

28. We'll get back to that. 1440, Senator Berning. Senator.  
29. Berning. 1440.

30. SENATOR BERNING:

31. I've just been asked to hold it. I'd like to be able to come...

32. PRESIDENT:

33. All right. 1949, Senator Laughlin.

HB 1949  
3rd Reading  
June 13-1972

1. SENATOR LAUGHLIN:

2. Mr. President and members of the Senate, this bill was in-  
3. troduced last year by the Attorney General. It's one of those  
4. bills that becomes terribly important for the oft told reason  
5. here that if we don't pass this bill, come July 1st, the Federal  
6. Government withholds our highway funds in condemnation actions.  
7. The bill sets up guidelines in condemnation actions. The only  
8. thing that came up in Committee, and I want to tell you about  
9. it, was there's a provision you might call "inverse condemnation"  
10. and that is where a court orders the State to institute a con-  
11. demnation proceeding and none of us could ever figure out how  
12. that would happen. Since then, I've received an explanation.  
13. It's never happened in Illinois. There's no reason to believe  
14. it would ever happen in Illinois, but out West where there are  
15. title to Indian lands in dispute, sometimes the Governments have  
16. attempted to take land, and in the process the courts have determined  
17. that someone else, one of these Indians owned it, and they attempted  
18. to take it without compensation, and the courts said, "No, you can't  
19. do that" when we find that out and ordered the State to institute  
20. condemnation proceedings. Now, that is the explanation for this  
21. bill. It's important to the State of Illinois. It's important  
22. to Cook County and all local units of government.

23. PRESIDENT:

24. Is there any discussion? Senator Dougherty.

25. SENATOR DOUGHERTY:

26. This bill, 1949, has a companion bill, 4283, and both must  
27. pass if we are to get any funds from the Federal Government in this  
28. relocation program.

29. PRESIDENT:

30. Well, is it possible to call them...Senator Laughlin.

31. SENATOR LAUGHLIN:

32. It's fine with me. This has been a game of musical chairs for  
33. the last year and one-half as to which bills we had to pass, and I

HB 1949  
3rd Reading  
June 13-1972

1. was just told last year and I don't know it, but I have no reason  
2. to dispute Senator Dougherty's statement. If he wants to call  
3. that bill at the same time, I think that's a good idea.

4. PRESIDENT:

5. Senator Dougherty.

6. SENATOR DOUGHERTY:

7. As a matter of fact, Mr. President and members of the Senate,  
8. that's rather an incongruous. This is an administration bill  
9. that I'm handling at the request of the Department of Transportation  
10. or Local Government. So we might call both of them at the same  
11. time and get them out.

12. PRESIDENT:

13. All right, on 4283 the Chair has a note here that there's  
14. a possibility of an amendment by you on that. Is that correct?

15. SENATOR DOUGHERTY:

16. Not that I know of. Wait a minute.

17. PRESIDENT:

18. All Right.

19. SENATOR DOUGHERTY:

20. We'll hold it. We'll call it in its regular form then rather  
21. then get...

22. PRESIDENT:

23. All right. Let's just take 1949 at the present time. Is  
24. there further discussion? Senator Fawell.

25. SENATOR FAWELL:

26. Well, I regret that I haven't had time to study this as deeply  
27. as I would like and I was not in the Judiciary Committee when it  
28. was considered, but I think that there are a number of points in  
29. this bill that are very questionable. I'll just mention...

30. PRESIDENT:

31. Just...just a moment. For what purpose does Senator Laughlin  
32. arise?

33. SENATOR LAUGHLIN:

HB 1949  
3rd Reading  
June 13 - 1972

1. Well, I wonder if the Senator knows that I'm guilty of this  
2. sometimes and if he knows that the amendment has deleted great...  
3. most of the portions of this bill.

4. PRESIDENT:  
5. Senator Fawell.

6. SENATOR FAWELL:  
7. No, I am truthfully not aware of just what the amendment did  
8. do. I'm sorry.

9. PRESIDENT:  
10. Senator Laughlin.

11. SENATOR LAUGHLIN:  
12. I think it might solve some of the problems, Senator Fawell.  
13. For example, all of page 1 of the bill is out; all of page 2 of  
14. the bill is out; the first ten lines on page 3 are out and the  
15. first ten lines of page 5 are out.

16. PRESIDENT:  
17. Senator Fawell.

18. SENATOR FAWELL:  
19. I must confess that makes it a much better bill. So, what  
20. you're saying is that the only new language is Section 9.7 on page 3.  
21. Is that correct?

22. PRESIDENT:  
23. Senator Laughlin.

24. SENATOR LAUGHLIN:  
25. Yes, that's...that's correct. There's 9 point...well, I'm  
26. trying...now, you've got me confused, but that I understand is  
27. the fact. There is...wait a minute...don't...no...now, wait a  
28. minute. There's 9.8 has been added and this is the Section I  
29. referred to where the State of Illinois, a political subdivision  
30. of the State or a municipality is required by a court to initiate  
31. condemnation proceedings for the actual physical taking of real  
32. property. The court rendering judgment for the property owner  
33. and awarding just compensation for such taking shall determine

HB 1949  
3rd Reading  
June 13 - 1972

1. an award or allow to such property owner as a part of such judgment  
2. or award such further sums as will in the opinion of the court  
3. reimburse such property owner for his reasonable cost, disbursements  
4. and expenses including reasonable attorney, appraisal and engineering  
5. fees actually incurred by the property owner in such proceedings.

6. PRESIDENT:

7. Senator Fawell.

8. SENATOR FAWELL:

9. I have...I have no objection in the...all of the objectionable  
10. material has been taken out.

11. PRESIDENT:

12. Is there further discussion? The Secretary will call the roll.

13. SECRETARY:

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

22. PRESIDENT:

23. Palmer. Senator Palmer. Senator Palmer. Just a...just a  
24. second, you're not on the mike. Just a moment.

25. SENATOR PALMER:

26. Senator Laughlin, does this amendment that you read which  
27. sets forth where the court assesses the damages. Does that  
28. eliminate the jury in setting forth the fair cash market value?

29. PRESIDENT:

30. Senator Laughlin.

31. SENATOR LAUGHLIN:

32. Not...Senator Palmer, it's my understanding that it has no  
33. such effect like that at all. It has...it doesn't have such an



HB 1949  
June 18-1972

1. effect so I'm advised, and there's nothing in this bill that would  
2. indicate to me that it would. The purpose of this bill very frankly  
3. is that Senator Muskie introduced a bill in Congress and an amend-  
4. ment to a bill in Congress and he got it hung on and as a result,  
5. the States that want to be eligible for Federal funds in these  
6. condemnation proceedings got to do what Senator Muskie's bill, which  
7. became law, says must be done; and this Section 9.8 simply says  
8. and refers to the case where the courts orders a condemnation  
9. proceeding to be brought that then if the court does it, they can  
10. award appraisers and attorneys fees along with, but as far as  
11. I'm concerned, it doesn't mean that it abolishes juries.

12. PRESIDENT:

13. Senator Palmer.

14. SENATOR PALMER:

15. The property owner still has the right to have the fair  
16. cash market value set by a jury. Is that correct?

17. PRESIDENT:

18. Senator Laughlin.

19. SENATOR LAUGHLIN:

20. Well, to my knowledge, there's nothing in this bill that  
21. deprives him of that right.

22. PRESIDENT:

23. Senator Palmer votes aye. On that question the yeas are  
24. 46, the nays are none. The bill having received a constitutional  
25. majority is declared passed. 2555, Senator Knuepfer.

26. SENATOR KNUEPFER:

27. House Bill 2555 establishes the Illinois Industrial Pollution  
28. Control Financing Authority. This Authority is authorized to  
29. issue \$250,000,000 in revenue bonds to fund industries developing  
30. pollution control facilities when such are deemed in the public  
31. interests. Funds realized from these bond sales will be utilized  
32. to acquire, construct, repair, improve and extend pollution con-  
33. trol facilities. The facilities will be owned by the Authority and

1. leased back to private industry until the principle and interest  
2. have been fully retired. The Authority may then transfer the  
3. ownership of the Pollution Control devise to the leasing industry.  
4. The bonds are exempt from the Federal income tax, but are subject  
5. to the Illinois State income tax. The State of Illinois is not  
6. liable in any way for any debt incurred, and the payments for the  
7. bonds and interest are derived solely from the revenue acquired.  
8. The principle embodied in this bill is very similiar to the  
9. principle embodied in a bill related to hospital facilities  
10. which this Legislature passed not long ago. The bill was subject  
11. to considerable amendment at the instance of both Senators  
12. Dougherty, Partee and Cherry. I think those amendments satisfy  
13. everybody now. What they did in effect was to make certain that  
14. the very small businessman was protected, and the small business-  
15. man was protected not only through an intent clause, but as well  
16. through setting aside \$75,000,000 which was to be used for  
17. small business. In addition, they resolved the problem of a  
18. company that has facilities in both Illinois and other States and  
19. provided that these funds could only be used for Illinois facilities.  
20. They changed the amendments as well changed the composition of  
21. the Commission by eliminating the Director of the Environmental  
22. Protection Agency, and the amendment as well put in a cutoff date  
23. so that companies could not go back beyond January 1, 1970 for  
24. financing. I think, and the amendment did one other thing, it  
25. added an emergency clause. This is going to be an amendment that  
26. is...will be very helpful to Illinois business in meeting the  
27. requirements of the Environmental Protection Agency in stopping  
28. pollution. It will help them to raise the funds that are necessary  
29. if they're to do the job, and, in fact, without this there may be  
30. some companies who would not be able to secure the funds through  
31. the regular capital markets. It in no way obligates the State of  
32. Illinois. If there are any questions, I would be happy to answer  
33. them. Otherwise, I would appreciate a favorable roll call.

1. PRESIDENT:

2. Senator Berning.

3. SENATOR BERNING:

4. Yes Mr. President, I would like to ask my seatmate a question.  
5. On page 4, and I must admit that amendments to these bills come  
6. thick and fast sometimes and it's difficult to keep up with them...  
7. on page 4, Section 5, line 23 where it says, "shall receive no  
8. compensation," and yet on line 25, it says, the second line, second  
9. sentence, "any payments for compensation." I'm curious as to  
10. whether or not this doesn't imply an obligation for compensation  
11. or set up the provision for complication which would obviate line  
12. 23.

13. PRESIDENT:

14. Senator Knuepfer.

15. SENATOR KNUEPFER:

16. Senator, the only...there is no compensation for the Commission.  
17. The only claim for compensation that might exist would be for  
18. secretarial expenses, but the Commission members themselves get  
19. no compensation whatsoever...for office expenses, administrative  
20. expenses and that type of thing.

21. PRESIDENT:

22. Senator Berning.

23. SENATOR BERNING:

24. Could you tell me whether there have been amendments on page  
25. 5 and 6 and I'm referring to line 23 where it says, "referring to  
26. the Authority and the powers thereof to have perpetual succession."  
27. As a Body politic does this mean by enacting this, there is never  
28. any possibility of eliminating the membership or the Commission?

29. PRESIDENT:

30. Senator Partee.

31. SENATOR PARTEE:

32. Mr. President and members of the Senate, House Bill 2555 is  
33. really a very important bill. Many is the time that Legislators

1. seizing upon a popular subject throw in bills calculated to  
2. ingratiate them with a populous without making much of an attempt  
3. to pass a good sound piece of legislation, and we are in what we  
4. might describe as the "environmental syndrome" these days and there  
5. are a lot of bills floating around that tend to address themselves  
6. to our environmental problems. We sometimes ask people to do  
7. things in terms of making our environmental processes work without  
8. giving them either the tools, guidelines or direction. This  
9. happens to be a bill that does give guidelines and directions.  
10. You can't ask manufacturers and other people to clean up the  
11. environment without giving them some sort of guidelines, some  
12. kind of help, some kind of structured and organizational support.  
13. This bill does just this. At first when we saw it, we thought  
14. that it needed some tightening up. I want to say to Senator Knuepfer  
15. that the idea was a very good and sound one. I want to say to  
16. him publicly that the amendmendts we offered you accepted them,  
17. and I think you did them in the right spirit and did them in a  
18. way calculated to make this a good bill. Now, you just can't tell  
19. people, "We want you to clean up something," without helping them  
20. in some way to do it because people are already structured along  
21. lines where they have obligations, mortgage notes and other things;  
22. so, we're saying this, "You have to abide by the Environmental  
23. Protection Agency rules and regulations and we're going to give  
24. you some help in doing it;" and it not only serves as an incentive  
25. but it serves in getting it done. Now, for example, we discovered  
26. there was no restriction as to where these facilities could be  
27. built, and we have now inserted limitations so that we make sure  
28. that they are built in this State, and we won't find large firms  
29. on one side of the river using the benefits of the bill in Iowa,  
30. Indiana, Wisconsin or any other of our contiguous States. There  
31. was another overriding concern that bothered us and that was a  
32. mission...that was the omission of any guarantee that the small  
33. businessman would get a break in the administration of this bill,

1. and we put in an amendment that says that \$75,000,000 of the  
2. \$250,000,000 in bonds which is authorized is specifically set  
3. aside for small businesses, earmarking if you please, where  
4. I thought we had to do it; and there won't be any list of bond  
5. purchases because the small business is going to have a good  
6. credit rating as well as...

7. PRESIDENT:

8. Just...just...just a moment, Senator. Let's...let's have  
9. a little more order, please. Proceed.

10. SENATOR PARTEE:

11. The bill has these things, I think finally in its favor:  
12. First, it helps to solve a very pressing problem by encouraging  
13. industry to move faster in cleaning up pollution since the company  
14. will not have to spend large amounts out of current income which  
15. will bring no return on their investment. It will encourage  
16. industry to stay in Illinois which might otherwise be tempted  
17. to move because of the sanctions imposed to clean up pollution.  
18. Some of our sister States have already tried one or another ap-  
19. proach in this direction and we don't want them luring business  
20. away from Illinois. The bill also allows us to say, "Look, we  
21. want industry to restore our environment, but we're willing to  
22. make the burden less onerous by providing a vehicle for long  
23. term financing so that our citizens can get the immediate relief  
24. from pollution." It's not a perfect bill. It's a far better  
25. bill than it was. We are moving into an area where there has  
26. been very little experience to use as a guide, but after some  
27. experimentation we can make whatever changes are required later  
28. to create a very workable program that will benefit our people;  
29. so, I'm supporting the bill on that basis. It's not perfect,  
30. nothing is. A very few things are, but it's an excellent bill  
31. in terms of our present experience in knowing where to go, and I  
32. would think that you would all do both yourselves and your  
33. constituents a favor by supporting it as amended.

1. PRESIDENT:

2. Senator McCarthy.

3. SENATOR MCCARTHY:

4. Yes Mr. President, I wonder if the sponsor would yield for  
5. a question?

6. PRESIDENT:

7. He indicates he will.

8. SENATOR MCCARTHY:

9. Senator Knuepfer, I understand, and I hope you'll correct  
10. me if I'm wrong, that the bonds floated under this Authority  
11. would be exempt from Federal income taxation.

12. PRESIDENT:

13. Senator Knuepfer.

14. SENATOR KNUEPFER:

15. That is correct. I think I said that specifically when I  
16. first discussed the bill.

17. PRESIDENT:

18. Senator McCarthy.

19. SENATOR MCCARTHY:

20. ...and the provision for leasing and pay-back is predicated  
21. so that the industry would only have to pay whatever the prevailing  
22. rate is on these tax exempt bonds. Is that correct?

23. PRESIDENT:

24. Senator Knuepfer.

25. SENATOR KNUEPFER:

26. That is correct. Each specific facility would negotiate its  
27. own rate and there is no general rate one could say would be used  
28. by all industries. The rate would be negotiated by each separate  
29. company with the Bonding Authority.

30. PRESIDENT:

31. Senator McCarthy.

32. SENATOR MCCARTHY:

33. Now, what is a pollution facility within the terms of this

1. Act...Pollution Control Facility?

2. PRESIDENT:

3. Senator Knuepfer.

4. SENATOR KNUEPFER:

5. Well, I would suggest to Senator McCarthy that it is probably  
6. any facility that is required to meet the provisions of The  
7. Environmental Protection Act either in areas of water or air  
8. pollution.

9. PRESIDENT:

10. Senator McCarthy.

11. SENATOR MCCARTHY:

12. Well, I'm looking at the bill, page 2, Subsection D. It  
13. defines a Pollution Control Facility, and I don't know whether  
14. that's been changed or not, but it means any land, any interest  
15. in land, building, structure, facility system, fixture, improvement,  
16. appurtenances, machinery, equipment or any combination thereof and  
17. all real and personal property deemed necessary therewith having  
18. to do with or the end purpose of which is reducing, controlling  
19. or preventing pollution. Has that been changed?

20. PRESIDENT:

21. Senator Knuepfer.

22. SENATOR KNUEPFER:

23. That Section is still in force, Senator.

24. PRESIDENT:

25. Senator McCarthy.

26. SENATOR MCCARTHY:

27. Just one moment. Then, would not also all of these falling  
28. within this definition be exempt from property taxes?

29. PRESIDENT:

30. Senator Knuepfer.

31. SENATOR KNUEPFER:

32. I confess I don't know the answer to that, Senator. They would  
33. be under the terms would be owned by the Illinois Pollution Control

1. Authority. I see no reason why they would be exempt from property  
2. tax under that specific provision. I confess I don't know the  
3. answer, but I don't think they would.

4. PRESIDENT:

5. Senator McCarthy.

6. SENATOR MCCARTHY:

7. I recall a bill passed by Senator Dougherty a couple of  
8. Sessions ago that declared that any pollution facility would be  
9. exempt from taxation. Maybe Senator Dougherty can enlighten me  
10. on this subject.

11. PRESIDENT:

12. Senator Dougherty.

13. SENATOR DOUGHERTY:

14. In answer to that question, Senator McCarthy, those bills  
15. came through, I believe, in 1965, and at that time it provides  
16. that they shall be excluded from taxes only from the air...the  
17. use of the facilities that is derived...that is used for the  
18. purpose of air pollution. The other Section goes into the  
19. profit making section. It is not excluded, and there is a  
20. Board been set up to pass on that. That's the Gottschalk bill.

21. PRESIDENT:

22. Senator McCarthy.

23. SENATOR MCCARTHY:

24. Well, then I'd like to be heard briefly on this bill. I  
25. don't think it's a bill that is not needed by industry, but I  
26. want to point out that this bill which gives industry relief  
27. not only in the amount of interest that they pay on the  
28. acquisition of land or real estate that may reduce control or  
29. prevent pollution. That might include a new plant. It might  
30. include a new plant that pollutes less than an existing plant,  
31. and I don't know whether that's fair as opposed to no relief  
32. being given to the people who also must do something about  
33. pollution. In other words if we are to assume, Mr. President,



1. that industry needs a stimulation, a financial help, in order  
2. to do something about pollution, I suggest that under this bill,  
3. they could build a new plant, lease it from the Authority and  
4. get an immeasurable amount of tax breaks and yet we in the Legis-  
5. lature do nothing...do nothing about people who have to purchase  
6. new cars with pollution abatement equipment built into those  
7. cars for which they have to pay dollar for dollar with no tax  
8. breaks, nor do we do anything to take a small example of people  
9. that must pay for refuse collection, bags to pick up leaves.  
10. They have to pay at the prevailing rate of interest and on  
11. the car market, it might be as high as 18% a year, no tax break  
12. given. So, I mention those things to you and members of the Senate  
13. to contrast the type of treatment that we're given, and I think  
14. it's important to bring that out in debate because the more that  
15. we obligate the people of the State of Illinois secondarily, the  
16. less market there is for people who wish to go out and borrow  
17. in the open market. I make those comments on this bill.

18. PRESIDENT:

19. Is there further discussion? Senator Knuepfer may...Senator  
20. Dougherty.

21. SENATOR DOUGHERTY:

22. Mr. President, at...last Spring, last Fall rather when this  
23. bill came before the Executive Committee, Senator Cherry appointed  
24. me Chairman of a subcommittee to make a study of this bill which  
25. we did. Now, the amendments that were put on by Senator Knuepfer  
26. are in response to the hearing...the two hearings we had on this  
27. bill, and I think the bill as it is now is in shape. It provides  
28. the necessary safeguards. It is not...it is a secondary obligation  
29. in a very minor sense, but there is an absolute need to some of  
30. these smaller industries. I can cite some in my own district which  
31. is highly industrialized that don't have the capital nor can they  
32. borrow the amount of money through normal lending channels for a  
33. longer period of time. It does provide relief for them which,

1. since we ordered them to do these things and it is a financial  
2. burden on them, I believe that this is one method of doing it,  
3. and the \$75,000,000 allocation to smaller industries is a response  
4. to a request on my part to make sure that the smaller industries  
5. are taken care of; and that will leave \$175,000,000, and I can't  
6. see any Board allocating a huge amount of money to a...particularly  
7. to see where they could build an entire new plant that has been  
8. suggested; and then the cutoff date which was to prevent a  
9. grandfather clause and that would go back ten years or more. This  
10. cutoff date of 1970 assures that they will not take advantage of  
11. this bill for facilities that have already been installed. I  
12. think it's a good measure.

13. PRESIDENT:

14. Senator Bruce.

15. SENATOR BRUCE:

16. Yes Senator Knuepfer, just one question on Section 19. I  
17. don't know whether it's been amended. If you could just explain.  
18. Why are these bonds going to be exempt from any bidding require-  
19. ments that exist for public buildings presently? I mean, just  
20. more an explanation than anything.

21. PRESIDENT:

22. Senator Knuepfer.

23. SENATOR KNUEPFER:

24. Can you give me that reference again, Senator?

25. PRESIDENT:

26. Senator Bruce.

27. SENATOR BRUCE:

28. Yes, Section 19 says that "the provisions will be exempt  
29. from construction and bidding requirements for public buildings."  
30. I wonder why we're not...why these things since they will be owned  
31. by the Authority, why they're not subject to some sort of bidding  
32. requirements.

33. PRESIDENT:

1. Senator Knuepfer.

2. SENATOR KNUEPFER:

3. Senator, we've done this in one or two other areas. This is  
4. really not the...remember the State of Illinois is not standing  
5. behind this in any way, shape or form. This is not the State's  
6. money. This actually will be negotiated between the business...  
7. the company seeking relief and the Pollution Control Authority,  
8. and since it was not really a procedure on the specific procedure  
9. related to the legal powers of the State of Illinois or a procedure  
10. in which the State was involving its full faith and credit in  
11. any respect, I think the negotiation procedure was determined to  
12. be in the best interests of all.

13. PRESIDENT:

14. Senator Bruce.

15. SENATOR BRUCE:

16. Well Senator, this Authority, I believe, will have a great  
17. deal of similarity to the Illinois Building Authority, and I do  
18. believe that they put out bids for their construction. I may  
19. be in error.

20. PRESIDENT:

21. Senator Knuepfer.

22. SENATOR KNUEPFER:

23. Well, I think it'll be substantially different, Senator. It  
24. will relate more closely to the Illinois Hospital Authority. The  
25. Illinois Building Authority builds buildings specifically for the  
26. State of Illinois and, therefore, is a State Agency in that respect  
27. and has...State money is involved in paying for the rentals. There  
28. is no...Similar to the Hospital Authority, there is no state money  
29. involved in this. When all is said and done, there will be a  
30. contract signed between the persons...the company seeking relief  
31. and the Illinois Pollution Control Financing Authority; but the  
32. difference, and I'm...it is very simply, I think, the fact that the  
33. State of Illinois' monies are not involved in anyway in this where

1. in the Illinois Building Authority, they are involved directly  
2. in paying the rents.

3. PRESIDENT:

4. Senator Bruce.

5. SENATOR BRUCE:

6. ...and one final question. It seems, Senator, that throughout  
7. this bill there's been a great deal of effort to show that no other  
8. Act or any other present statute will in anyway restrict this  
9. particular Authority. Why was that done? I don't believe I've  
10. read another bill that goes in so explicit detail that this  
11. Authority will be without any other obligations.

12. PRESIDENT:

13. Senator Knuepfer.

14. SENATOR KNUEPFER:

15. Senator, I don't know...I can't answer that specifically.  
16. All that I can say is that it was drawn by Chapman and Cutler and  
17. the amendments were done in part through consultation with them.  
18. They're far more knowledgeable than I am in this area. I don't  
19. have a geat deal of expertise. All I can say is they drew the  
20. provisions of the bill and I...I didn't see any problems in  
21. terms of the bill. If you see some problems, I can always relate  
22. to them, but I don't know the specific answer to why they drafted  
23. it as they did. I'm certain that they drafted it in terms of  
24. being able to sell the bonds which is the important thing.

25. PRESIDENT:

26. Senator Smith.

27. SENATOR SMITH:

28. Mr. President, Senator, you say that Chapman and Cutler  
29. drafted the bill as is?

30. PRESIDENT:

31. Senator Knuepfer.

32. SENATOR KNUEPFER:

33. They drafted the bill originally, then along with basically

1. Senator Cherry, Partee and Dougherty had some suggestions for  
2. amendment; we had numerous conferences between our staff, their  
3. staff, Chapman and Cutler's people and we came along...so they've  
4. been working with this. The original bill, I believe, was their  
5. bill.

6. PRESIDENT:

7. Senator Smith.

8. SENATOR SMITH:

9. ...but as I seem to recall, this bill came on for passage  
10. sometime back. Did it not? Was it on Second or Third Reading  
11. sometime ago?

12. PRESIDENT:

13. Senator Knuepfer.

14. SENATOR KNUEPFER:

15. Well, the bill passed out of the Executive Committee, I  
16. think, early this Spring and the bill passed out with an agree-  
17. ment that I would hold it on Second Reading until some questions  
18. by Senators Dougherty, Partee and Cherry were answered. It  
19. took us...and the bill stayed on Second Reading for almost a  
20. month and one-half or two months while we were trying to determine...  
21. to get the language of the amendment satisfactory to everyone. It  
22. only went to Third Reading when we had worked out the amendment  
23. process. It has not been called, Sir.

24. PRESIDENT:

25. Senator Smith.

26. SENATOR SMITH:

27. At the time this bill was before us then apparently on  
28. Second Reading, I, a layman, had in spite of the reasoning of  
29. Chapman and Cutler perhaps 35 differences of opinion with  
30. regards to various and sundry portions of this bill. Now, you  
31. were asked a few moments ago by Senator McCarthy, certain questions  
32. relating to the bonds. What security, if any, other than the  
33. income from leasing and so forth of sales offers any form of

1. guarantee for the purchase of bonds.

2. PRESIDENT:

3. Senator Knuepfer.

4. SENATOR KNUEPFER:

5. Well, the purchasers takes title to the production...to the  
6. Pollution Control Facility and he does not transfer the control...  
7. transfer that title until such time as the bonds and the interest  
8. are paid off; so, he has title to this piece of property.

9. PRESIDENT:

10. Senator Smith.

11. SENATOR SMITH:

12. This here, Senator, the amount of bonds suggested here in your  
13. bill if any certain sum is suggested, and it becomes needful and  
14. necessary for the issuance of additional bonds, in your bill as  
15. was, there was provision for the issuance of new bonds. Now,  
16. frankly I don't know where your amendments are in this bill. Is  
17. it possible that another series of bonds or succession of bonds  
18. may be issued if the monies from the sale of those bonds would  
19. have been exhausted?

20. PRESIDENT:

21. Senator Knuepfer.

22. SENATOR KNUEPFER:

23. There are two limitations on this bill: the limitation for  
24. small indus...small business and the total overall limitation of  
25. \$250,000,000. There is no way they can issue additional bonds with-  
26. out the specific authorization of the Legislature.

27. PRESIDENT:

28. Senator Smith.

29. SENATOR SMITH:

30. A section of your bill here, Senator, somewhere there was  
31. and I take it still is a provision for the Commission members to  
32. employ a large number of individuals. Do you know whether or not  
33. that section has been changed?

1. PRESIDENT:

2. Senator Knuepfer.

3. SENATOR KNUEPFER:

4. Well, I'm not sure where the large number of individuals are,  
5. Sir. The facts are as...the facts are that any Commission employees  
6. will be reimbursed through the charges made and the agreement to  
7. those charges as between those people who sell the bonds and the  
8. people who need the facilities. There is...I don't think it ties  
9. down in any specific number the number of people. If you...suggesting  
10. that they would employ a very large number of people, I suggest  
11. to you that if they did that, they would so increase...they would  
12. have to increase their interest charges that they would no longer  
13. be competitive with another market, and therefore, they would fall  
14. on their face. The only personnel outside of the Commission members  
15. would be...I would think a handful, but the bill does not tie this  
16. down, Senator. It doesn't say there will be five or five hundred.

17. PRESIDENT:

18. Senator Smith.

19. SENATOR SMITH:

20. Now, Senator, and I don't seem to see the limitation with  
21. regards to the numbers that you suggest. Your bill states here,  
22. and I take it it's in its amended form here is it not, on page 6,  
23. lines...beginning at line 23, "To employ consulting engineers,  
24. architects, attorneys, accountants, construction and financial  
25. experts, superintendents, managers and such other employees and  
26. agents as may be necessary;" so, then they are not limited  
27. necessarily as you intimated. Now, one final thing, Senator,  
28. this bill as now is, you're satisfied with. Is that right, Sir?

29. PRESIDENT:

30. Senator Knuepfer.

31. SENATOR KNUEPFER:

32. I am, Sir.

33. PRESIDENT:

1. Senator Smith.

2. SENATOR SMITH:

3. You seem to make it effective, Senator, prior to its passage  
4. here. You seem to make it effective prior to its passage. This  
5. is the thirteenth day of June, the year 1972 and you seem to  
6. make your bill effective as of July 1, 1971.

7. PRESIDENT:

8. Senator Knuepfer.

9. SENATOR KNUEPFER:

10. The amendments took care of that, Sir. This bill was  
11. introduced last year. That has been amended out and it now  
12. becomes effective upon its becoming a law. That defect was  
13. remedied in the amendment process.

14. PRESIDENT:

15. Senator Smith.

16. SENATOR SMITH:

17. You mean, Senator, you had a provision in the bill. Well  
18. then, I apparently do not have the bill in its amended form.  
19. All right. You did have a provision in the bill with regards to  
20. certain bonding of the members of the Commission. Is that right  
21. or not or is it still in there?

22. PRESIDENT:

23. Senator Knuepfer.

24. SENATOR KNUEPFER:

25. Your question again, Senator, I'm sorry...a question...a  
26. provision for bonding?

27. PRESIDENT:

28. Senator Smith.

29. SENATOR SMITH:

30. Forty or fifty thousand dollars or in lieu thereof...blah,  
31. blah, blah...that was amended out. I'm told that that...was it  
32. amended out, Senator?

33. PRESIDENT:



1. Senator Knuepfer.

2. SENATOR KNUEPFER:

3. There was no amendment to change any bonding provisions.

4. That still ... the surety bond provision is still in, Senator

5. Smith.

6. PRESIDENT:

7. Senator Smith.

8. SENATOR SMITH:

9. What are they being bonded for, Senator?

10. PRESIDENT:

11. Senator Knuepfer.

12. SENATOR KNUEPFER:

13. Can you speak a little louder? I didn't hear you in the

14. noise of the chamber ...

15. PRESIDENT:

16. Senator Smith.

17. SENATOR SMITH:

18. I ... I was merely asking, Senator, what are they being bonded

19. for? To cover what?

20. PRESIDENT:

21. Senator Knuepfer.

22. SENATOR KNUEPFER:

23. Well, Senator, I suppose it would be the conventional bond that

24. anybody that handles money in any way, shape or form, as the Treasurer

25. is bonded, as any ... as any authorities who have anything to do with

26. money, or elected officials having anything to do with money ...

27. appointed officials. I assume that would be the reason for the bonding,

28. Senator, is that they do handle money.

29. PRESIDENT:

30. Senator Smith.

31. SENATOR SMITH:

32. In the bill which I have in my hand and I now depend upon your memory,

33. You had a provision in this bill that allowed them to purchase properties

1. etc. outside the boundaries of the State of Illinois. Do you recall  
2. that?

3. PRESIDENT:

4. Senator Knuepfer.

5. SENATOR KNUEPFER:

6. The original bill did not specify, and one of the limitations,  
7. which I think was a very good one which tied down this provision,  
8. provided that the money could only be spent in Illinois. The original  
9. bill did not specify that it could be spent ... spent in other areas,  
10. but since it didn't say anything about it, by implication that would  
11. have been possible. One of the amendments, which I was grateful  
12. to receive, was one which tied this down because I think our interest  
13. is specifically in Illinois.

14. PRESIDENT:

15. Senator Smith.

16. SENATOR SMITH:

17. Almost perfect, and I do know that the bill provides for activities  
18. outside the boundary. Now my question is ... as amended, then does  
19. it relate only to purchasing and leasing within the confines of the  
20. State of Illinois?

21. PRESIDENT:

22. Senator Knuepfer.

23. SENATOR KNUEPFER:

24. That's all it applies to, Senator. . . leasing within the confines  
25. of the boundaries of this state.

26. PRESIDENT:

27. Is there further discussion? Senator Knuppel.

28. SENATOR KNUPPEL:

29. I've got one question to the Chair, and the rest of them will be  
30. directed at the sponsor. First of all, how did this ever get on here  
31. in one of the four classifications that we are supposed to be consider-  
32. ing?

33. PRESIDENT:

1. I assume that it may be an Administration bill.

2. SENATOR KNUPPEL:

3. All right. Secondly, I heard somebody say that this bill  
4. belonged to someone, and so that raises the question in the dis-  
5. cussion of one of the answers that Senator Knuepfer got ... who  
6. wants this bill?

7. PRESIDENT:

8. Senator Knuepfer.

9. SENATOR KNUEPFER:

10. Well, the answer is very simply there are a lot of manufacturers  
11. in the State of Illinois that want this bill. There are a lot of  
12. people who are under the gun, pollution control-wise, who have got  
13. to install facilities ... they ... we have remanded them ... the  
14. job has been ... they have got to do the job. This is a means of  
15. providing the funding, the financing, so that they can do the job that  
16. the EPA has told them they have got to do.

17. PRESIDENT:

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. Now, I have heard the name of Cutler and Chapman mentioned here  
21. any number of times. Just what does Cutler and Chapman have to do  
22. with this?

23. PRESIDENT:

24. Senator Knuepfer.

25. SENATOR KNUEPFER:

26. They are experts in the area of bonding. In the area of determining  
27. what bonds can be sold and what cannot be sold, and their interest to  
28. the best of my knowledge is simply to draft a bill which will provide  
29. the bondholders with the kind of security so that these bonds can  
30. eventually be sold. If I were to draft this bill, I would undoubtedly  
31. have a bill that would be a great vehicle for nothing because the bonds  
32. couldn't be sold.

33. PRESIDENT:

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. Now, Chapman and Cutler pass on these bonds and they ... they  
4. would stand to profit, would they not? If they write opinions on this  
5. from the creation of such an authority, they would be one of the largest  
6. benefactors here, would they not? Beneficiaries.

7. PRESIDENT:

8. Senator Knuepfer.

9. SENATOR KNUEPFER:

10. I ... I don't know the answer to that, whether they just pass  
11. on bond issues or whether they as well are a bonding house. I really  
12. couldn't answer that. I know that they are one of two firms I under-  
13. stand in the State of Illinois, that can decide whether a bond is  
14. salable or not, but whether they stand to profit, I couldn't answer,  
15. Senator, I don't know.

16. PRESIDENT:

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Now, as I understand it, the amendment here limits this to  
20. purchases or something that happens after 1970. Is that right?

21. PRESIDENT:

22. Senator ...

23. SENATOR KNUEPFER:

24. That is correct, Senator.

25. PRESIDENT:

26. So that those people who have been slothful about correcting polluti  
27. problems will be ... will profit from that, and those people who have  
28. heretofore brought their facilities up to snuff will ... will suffer  
29. because they will have a different interest rate. Is that correct?

30. PRESIDENT:

31. Senator Knuepfer.

32. SENATOR KNUEPFER:

33. Well, Senator, I suppose you could look at it that way. I ... I

1. had several consultations on this point with Senator Dougherty, and  
2. one of the concerns that was exhibited was the fact that if we  
3. didn't put a cutoff date, firms who had done this ten years ago before  
4. even the EPA Act was signed into law, was initiated, could then go  
5. back and utilize the whole two hundred and fifty million dollars.  
6. So, I think the cutoff was desirable, although certainly it could be  
7. viewed as those who didn't do the job are the ones that are going to  
8. get the benefits. I suspect the same philosophy can be used in terms  
9. of our seven hundred and fifty million dollar Bond Act because any  
10. Municipality who did the job prior to ... let's say 1968, used its  
11. own money. Any Municipality who was slothful and lax and didn't do  
12. the job is now getting not only State but Federal funding.

13. PRESIDENT:

14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. And I agree with you Senator, that that is one of the worst  
17. things about the seven hundred and fifty million dollar bond issue  
18. that we passed was that it benefitted those people who had been sloth-  
19. ful as opposed to those who had done their work. For instance, I have  
20. a City of Galesburg, who spent seven million dollars ... seven hundred  
21. million dollars bringing their facilities up to snuff and then they  
22. didn't get any money at all, and those people who started afterwards  
23. got money. I don't think this is necessarily right. Now one more  
24. question. Do you know whether Chapman and Cutler were paid for  
25. drafting this legislation?

26. PRESIDENT:

27. Senator Knuepfer.

28. SENATOR KNUEPFER:

29. I have no idea, if they were, I wouldn't have any idea by whom.

30. PRESIDENT:

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. It just happens that Representative Meyer introduced another

1. bill that is known as the Scenic Rivers legislation, and when we  
2. checked back we found that some firm in Chicago was paid twenty five  
3. hundred dollars for drafting that legislation, and as many amendments  
4. that has gone on here, I would just kind of like to know whether  
5. Cutler and Chapman, who stand to profit from this legislation, were  
6. paid a fee, and if so, how much?

7. PRESIDENT:

8. Senator Soper.

9. SENATOR SOPER:

10. President, I move the previous question.

11. PRESIDENT:

12. Motion to the previous question. All in favor, signify by saying  
13. aye. Contrary minded. Motion prevails. Senator Knuepfer may close  
14. the debate.

15. SENATOR KNUEPFER:

16. I ... I think most everything has been said already. The  
17. amendments that Senator Knuppel just referred to, I think were a  
18. desirable part of the bill. I think they tightened it up, and I...I  
19. am glad the bill is in this form. When Senator Partee first suggested  
20. at the Executive Committee meeting that he had seven amendments,  
21. and we discussed them, and as they came out they made a substantially  
22. better bill out of this. What we have done, and rightly so, is to  
23. suggest to the manufacturers of this State that no longer are they free  
24. to use the air and the water of this State and return it in any form  
25. that they see fit. We have suggested to them that they have got to  
26. take care of it and return it in a reasonably good shape as it came  
27. to them. We, however, are not in the position, I think, of wanting  
28. to drive them out of the State of Illinois since many of us make their  
29. livelihoods out of it. So, we said "clean up" and now we are saying  
30. simply "in this way we can provide a little assistance to you in the  
31. job that has to be done and that is cleaning up the air and water of  
32. this State", and I hope for a favorable roll call.

33. PRESIDENT:

1. Secretary will call the roll.

2. SECRETARY:

3. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,  
4. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,  
5. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
6. Hines, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,  
7. Lyons, McBroom, McCarthy ...

8. PRESIDENT:

9. Senator McCarthy.

10. SENATOR MCCARTHY:

11. Mr. President, in explaining my vote I would like to see how this  
12. bill is going to affect the constituents in my district and the  
13. people in the State of Illinois. To a limited number of corporations  
14. I suppose it might give some relief. They can construct facilities  
15. in effect through this leasing mechanism and get a break on two hun-  
16. dred and fifty million dollars or perhaps ten million dollars a year.  
17. Well that's fine to help them, but I don't think it helps the other  
18. people in my district, because if you are going to take ten million  
19. dollars a year off of their contribution to the Federal Income Tax  
20. all the other people are going to have to pay more to make up what's  
21. taken away. Present figures show that interest alone on the national  
22. debt is twenty two billion dollars per year. That amounts to four  
23. hundred dollars on each family of four on their income tax that they  
24. pay for interest alone. This will have a tendency to increase the  
25. amount of income tax payable to the Federal Government by everybody  
26. in my district. They are not getting any relief. Any time they  
27. come in for relief they are characterized as being welfare seekers.  
28. They are characterized as people who are loafers, trying to get money  
29. hand-outs from the State, and so I don't see that they are benefited  
30. by this bill. I ... I don't want to vote present because I don't  
31. think there is a overwhelming value to the people of my district.

32. SECRETARY:

33. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,

1. Ozinga, Palmer, Partee...

2. PRESIDENT:

3. Senator Partee.

4. SENATOR PARTEE:

5. I don't want to belabor this, but it seems that there is  
6. some misunderstanding about this bill. I know and recognize  
7. that it will be beneficial to some of the industries that will  
8. be issuing bonds to comply with mandates that we give them. I  
9. think it's unfair to say to a person, "You must do something,"  
10. without concomitantly giving them some way to do it. There are  
11. many businesses that are not going to stay in this State if the  
12. Environmental Protection Agencies mandate certain things to be  
13. done if they don't have the money to do it. They're going to  
14. move. Now, when you talk about pollution, pollution works both  
15. ways. The manufacturer has the obligation of cleaning up the  
16. pollution; but who is he cleaning it up for--his own benefit--  
17. not necessarily. It does have a side benefit to him in his  
18. operation, but it also helps the people. It helps the people to  
19. have a clean environment. That's the whole idea of the whole  
20. pollution problem. The whole pollution solution is to do some-  
21. thing about it; so, those who are polluting have to do something  
22. about it, but who's the beneficiary of what they do? The beneficiary  
23. is the people because it brings to the people a more healthful  
24. environment. It helps to keep the streams clear where they can  
25. fish or swim or whatever. It helps in many, many ways to bring  
26. about the healthy environment that we all scream about, that we  
27. all talk about and here's a bill that does something about it.  
28. I vote aye.

29. SECRETARY:

30. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
31. Sours, Swinarski, Vadalabene...

32. PRESIDENT:

33. Senator Vadalabene.



1. SENATOR VADALABENE:

2. Yes, just a brief word, Mr. President and members of the  
3. Senate, coming from a heavy industrial district that I represent,  
4. I'm sure that down there we want clean air and clean water and so  
5. forth; and I also know that the industry to perpetuate the jobs  
6. and the employment in our area to comply with this bill also, I  
7. would vote aye.

8. SECRETARY:

9. Walker, Weaver.

10. PRESIDENT:

11. Senator Groen.

12. SENATOR GROEN:

13. Mr. President and members of the Senate, I'd like to give a  
14. couple of personal experiences in support of this legislation.  
15. About a year ago, Standard Brands which had had a plant, a  
16. manufacturing plant in Pekin for more than fifty years, closed  
17. its plant, moved its operations elsewhere at a substantial loss  
18. of employment to people of my community, because the Environmental  
19. Protection Agency set rules for them to comply with that simply  
20. were economically not feasible at that plant. Just last Friday  
21. the Environmental Protection Agency concluded hearings regarding  
22. Corn Products International which has its largest grinding plant  
23. in the United States in Pekin, also a substantial employer in my  
24. area. Now, one of the problems with this situation has been that  
25. with technology being what it is, what meets the requirements today  
26. will not meet the requirements one, two or three years from now,  
27. and industry after industry in this State and those in my area have  
28. spent millions upon millions of dollars to comply only to find that  
29. after they have completed the rehabilitation of their plants and  
30. have complied with what were the standards set at that time, they  
31. find themselves just a short time later by reason of technological  
32. advances not in compliance with new standards set. This is true  
33. of municipal corporations, and I would call Senator Knuppel's

1. attention to Canton that is having a serious problem with its  
2. sewerage treatment facilities. They have the pond situation  
3. over there, and they went through all of the requirements that  
4. were set for them; they acquired the land; they had the engineering  
5. done, everything, only to find that the Environmental Protection  
6. Agency changed the rules in the middle of the game and they find  
7. themselves now in a situation where being over 5000 in population  
8. they can no longer use the pond method. So, we do have a problem,  
9. and if this will enable industry at lesser interest rates, which  
10. it will do, to meet the requirements as set by the Environmental  
11. Protection Agency, I think we have helped the public interest;  
12. we have helped the people at large to do the job that we want them  
13. to do and that's clean up the air, clean up the water, clean up  
14. the environment. I think it's a good bill. I think it deserves  
15. your support and I vote aye.

16. PRESIDENT:

17. On that question, the yeas are 39, the nays are 1, 1 present.  
18. The bill having received a constitutional majority is declared  
19. passed. 3078, Senator Fawell.

20. SENATOR FAWELL:

21. Mr. President, I have an amendment to House Bill 3078. I  
22. have talked to Senator Saperstein in reference to this and also  
23. to Senator Hynes. I'd like to ask leave of the Body to take  
24. the bill to Second Reading for the purpose of affixing the amend-  
25. ment.

26. PRESIDENT:

27. 3078 is brought back to Second Reading for purpose of amend-  
28. ment. Can you explain the amendment, Senator?

29. SENATOR FAWELL:

30. Yes, the amendment makes a change to refer to the regional  
31. superintendent as being utilized in place of, as is often times  
32. the case, in place of the administrative district in joint  
33. agreement, voc ed. joint agreements. I move the adoption of

1. the amendment.

2. PRESIDENT:

3. Is there any discussion of the amendment? All in favor  
4. signify by saying aye. Contrary minded. The amendment is adopted.  
5. We'll return to your bill after intervening business, Senator. 3665.  
6. Senator Laughlin can that and the following bill be considered in one  
7. roll call?

8. SENATOR LAUGHLIN:

9. Yes.

10. PRESIDENT:

11. Is there objection? Leave is granted. 3665 and 3666 are  
12. being considered at this time. Senator Laughlin.

13. SENATOR LAUGHLIN:

14. This is a Constitutional Implementation bill. Section 19 of  
15. Article VI of the Constitution provides among other things and it  
16. deals with States Attorneys, one States Attorney may be elected  
17. to serve two or more counties if the governing boards of such  
18. counties so provide and a majority of the electors of each county  
19. voting on the issue approve. Now, the first bill sets that up in  
20. statutory language. The election shall be at the general election  
21. in the Fall and it's at the general election when the States Attorney  
22. is not or States Attorneys are not being elected. The first time  
23. this could become effective would be in 1974. The form of the  
24. ballot is in the bill, and then it says, "As required by the  
25. Constitution if a majority of the votes cast on the question in  
26. each county is in favor thereof, one States Attorney shall be  
27. elected for such counties at the next general election at which  
28. States Attorneys are elected and every four years thereafter."  
29. So far as salary is concerned, it provides that a States Attorney  
30. who serves two or more counties shall receive such compensation  
31. from the State Treasury as provided by law for the States Attorney  
32. of a single county and that we have just passed a bill and I  
33. think that's \$12,000. Senator Egan, correct me if I'm wrong.

1. He shall be paid by the counties such compensation as may be  
2. agreed upon by the County Boards within a salary range prescribed  
3. by law applicable to a single county with a population equal to  
4. the combined population of the counties he serves. Now, the  
5. salary is apportioned among the counties on the basis of their  
6. population. One of the problems that's always been involved in  
7. determining what salary States Attorneys are to receive is the  
8. same problem that bothered some of us this year. In other words,  
9. counties under 20,000 population in the bill that we passed  
10. receive \$12,000 and then if my memory serves me right, they get  
11. at least eight and not more than fifteen depending on what the  
12. County Board determines; and we have an unusual situation where  
13. a States Attorney in a county under 20,000 could possibly receive  
14. \$27,000 a year as much as a States Attorney in a county between  
15. twenty and eighty thousand. Now, the small counties don't each  
16. need to have a States Attorney, but this doesn't make them combine.  
17. It permits them to combine if they decide they want to; and I  
18. think it's a good piece of Constitutional Implementation. The  
19. other bill is a companion bill, amending the Election Code to  
20. provide the necessary machinery there for a State's Attorney Committee  
21. to fill vacancies in such matters as that. I think it's a good bill.  
22. I'd appreciate a vote for it.

23. PRESIDENT:

24. Senator Gilbert.

25. SENATOR GILBERT:

26. I know of no opposition. I rise in support of this. We have  
27. a situation in Southern Illinois over the last few years at which  
28. time men have had to be imported from adjoining counties to serve  
29. as States Attorney. People have lived in adjoining counties and  
30. been elected States Attorney. I think that this is good legis-  
31. lation. I think that we need to...I think that this will be a step  
32. toward possibly consolidation of counties which I think we need not  
33. only in the States Attorney's office, but in many other areas. I

1. also think we're going toward a district States Attorney arrange-  
2. ment, and this might also help that to be advanced.

3. PRESIDENT:

4. Is there further discussion? The Secretary will call the  
5. roll. Roll call applies to both bills, 3665 and 3666.

6. SECRETARY:

7. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,  
8. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
9. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,  
10. Harris, 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. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
14. Swinarski, Vadalabene, Walker, Weaver.

15. PRESIDENT:

16. Laughlin, aye. Johns, aye. Hynes, aye. O'Brien, aye.  
17. Knuppel, aye. On those the bills the yeas are 43, the nays  
18. are none. The bills having received a constitutional majority  
19. are declared passed. 3078, Senator Fawell.

20. SENATOR FAWELL:

21. Mr. President, Senator Hynes has asked that I hold that; so,  
22. I shall do that so. It could still be on the priority listing.  
23. I'd appreciate that. It's a very important bill, but there's  
24. some review that's still...is desired to be made, so, I can hold  
25. that at this time.

26. PRESIDENT:

27. If you can convey that to your leadership tomorrow...these  
28. are the next priority bills that will be called if you want to  
29. check your Calendar: 3703...for what reason does Senator Chew  
30. arise?

31. SENATOR CHEW:

32. To ask leave of this Body to bring a bill back to Second  
33. Reading for the purpose of amendment. It's 3626. It's a House

1. Bill that's now on Third Reading.

2. PRESIDENT:

3. Well, let's do that a little later if we can, Senator. We'd  
4. better take the priority bills right now. Okay?

5. SENATOR CHEW:

6. Fine. Fine.

7. PRESIDENT:

8. 3703, 4091, 4104, 4124, 4149 and 4180. 80, 8 zero, 4180.  
9. 3703, Senator Rock.

10. SENATOR ROCK:

11. Yes Mr. President and members of the Senate, House Bill 3703  
12. is an amendment to the General Assembly Retirement System Article  
13. and it reduces the qualifying period for calculation of benefits  
14. on the basis of salary as an officer or leader of the General  
15. Assembly from four to two years. I solicit your favorable support.

16. PRESIDENT:

17. Is there any discussion? Senator Groen.

18. SENATOR GROEN:

19. Mr. President and members of the Senate, I rise to perform a  
20. most unhappy task, but one that I think is essential and one that  
21. in good conscience I can do nothing but do. I'm rather surprised  
22. to find this bill on Third Reading in view of the fact that on  
23. May 2nd, a week ago Friday, Senator Rock requested unanimous con-  
24. sent to discharge the Committee considering it and place it on  
25. Second Reading. I objected to that. He then moved that the rules  
26. be suspended; that the Committee be discharged. On that motion  
27. a roll call was held and the motion failed of passage. Last Monday  
28. when I was ill and not in attendance, a motion was made to take  
29. it from the table and place it on Second Reading and apparently  
30. there was no objection. That's how the bill is before you today.  
31. Now, what does this bill do? This bill says, to an already  
32. generous system for members of the General Assembly, that if  
33. someone is elected Speaker of the House or if he is elected

1. President Pro Tem of the Senate or one of the lesser offices  
2. for which he is compensated, in the case of the Speaker and  
3. the President Pro Tem, \$6000 additional. This says that if  
4. he serves just one term of two years he shall be benefited for  
5. the rest of his life with a pension, \$4000 higher than he other-  
6. wise would receive as a member of the General Assembly. The  
7. present law states that he must serve four years, and I say  
8. to you that that, in and of itself, is an overly liberal pension  
9. for the service performed. This measure has been considered by  
10. the Pension Laws Commission and was rejected by the Commission  
11. on the basis that it is extremely objectionable and I read now  
12. from the Commission comment. "Since it would grant a large  
13. increase in pension, both retirement and survivors, for a short  
14. period of service, the proposal would completely disrupt the  
15. standards previously established for the consideration of the  
16. salary as an officer in the calculation of the retirement or  
17. survivors annuities." The present formula is already extremely  
18. liberal and far beyond the standards of good pension policy.  
19. By adding the salary as an officer to the regular legislative  
20. salary, a member would receive a sizeable increase in pension  
21. expectancy by having only two years of service as an officer.  
22. Besides, the provision would entail a substantial increase in  
23. pension obligations with the increase in cost imposed entirely  
24. upon the State of Illinois. An extremely undesirable precedent  
25. would be established. The proposal, if approved, will certainly  
26. provoke criticism of the General Assembly and I concur completely  
27. in that Commission report. I say to you, gentlemen, and while I  
28. say this is an unpleasant task to perform, there comes a time when  
29. in good conscious we cannot continue to invade the pocketbook of  
30. the taxpayer in matters of this kind. I hope each of you will  
31. consider your own conscience as to whether or not this liberalizing  
32. amendment that is going to benefit the number you can count on  
33. the fingers of one hand or whether or not a person whom, perhaps

1. by accident, has been elected for one term and proves so unsatis-  
2. factory that he is rejected for a second in the matter of leadership,  
3. should receive this kind of a financial reward at the hands of the  
4. taxpayers. In the interest of good government, in the interest of  
5. the taxpayers of this State, in the interest of a good, a very good  
6. General Assembly Retirement System, I beg you don't burden it with  
7. this unconscionable addition.

8. PRESIDENT:

9. Is there further discussion? Senator Walker.

10. SENATOR WALKER:

11. Thank you Mr. President and members of the Senate, I think  
12. the last time this bill was on the Floor of the Senate here, if  
13. I remember correctly, Senator Groen thought it affected myself, and  
14. let me assure you that it does not. I had my four years of  
15. turmoil and strife on the other side of the rotunda. As he has  
16. so correctly stated, this bill reduces the period of time involved  
17. from two years...from four years to two years, and after seeing  
18. some of those bills that have been coming over from the House, one  
19. in particular, I'm of the opinion especially after talking to some  
20. members of the House that perhaps that leadership may by chance  
21. change over there, and I myself would be hesitant as again as  
22. Senator Groen has so aptly expressed it to reward someone for  
23. serving in the leadership for two years over there and not handling  
24. what, in my estimation, not handling it in a manner that should  
25. have been handled. I suppose there is numerous members on the  
26. other side of the aisle that could say the same of my tenure over  
27. there; however, I think I had a little better Press than the present  
28. Speaker is enjoying. I didn't think it was necessary to be enclosed  
29. in glass, to take the Press from the Floor, stick them up in the  
30. gallery behind curtains, and I'm in full accord with what Senator  
31. Groen has to say that often someone does work themselves into the  
32. leadership and either go up or you go down, and I think that's up  
33. to the own individual's initiative and ability. I intend and it



1. hurts me because I have friends in the House, very good friends  
2. over there that this bill would take care of, but as my first  
3. Speaker over there said, "You can either be popular or be  
4. right." And on this one I think I'm going to be right and  
5. be unpopular with some of my former colleagues in the House.  
6. Thank you.

7. PRESIDENT:

8. Senator Sours.

9. SENATOR SOURS:

10. Mr. President, lady and gentlemen of the Senate, the trouble  
11. with this bill is the precedent it will create. We're all subject  
12. to precedent. We're all subject to habit, and it's very easy  
13. a year from now to say, "Look what we did on June 13th for  
14. those who only had two years." And pretty soon what are the  
15. sound economic concepts of pensions will be obliterated by  
16. the, I won't say selfish, but by the personal desires of the  
17. ultimate beneficiaries of this bounty and that is precisely  
18. what it is. It is a bounty. I'm wondering just, as Senator  
19. Groen has commented, I'm wondering just how long the rampant  
20. taxpayer is going to go from being rampant to where he decides  
21. to take, what is sometimes called, "direct action." This is  
22. a grab. We've been excoriated by certain grabs that have been  
23. enacted by this Legislature in my short twelve years here. Now,  
24. this is a bad one. It'll be bad because it will create a precedent.  
25. It will violate those rules that we generally adhere to in all  
26. pension matters, but the precedent is the danger. This bill does  
27. not deserve to become the law.

28. PRESIDENT:

29. Senator Carpentier.

30. SENATOR CARPENTIER:

31. In looking at this bill over, there's nothing that would  
32. prevent rotating every two years our whips or leadership and to  
33. me it's just a nice way to get a pay raise. I don't think this

1. bill should go any place but down.

2. PRESIDENT:

3. Senator Rock may close the debate.

4. SENATOR ROCK:

5. Yes Mr. President and members of the Senate, House Bill 3703,  
6. in my judgment, is something we ought to seriously consider, and  
7. I say seriously consider as members of the General Assembly. I  
8. too am a member of the Pension Laws Commission and while that  
9. Commission does excellent and laudable work, we must recall that  
10. it is only advisory. It makes recommendations. The final  
11. decision...the final Body to make that decision is ourselves.  
12. Leadership in this General Assembly is in my judgment an unenviable  
13. burden, and I don't think, as Senator Carpentier has pointed out,  
14. we'll get in a situation where we're going to be rotating anybody.  
15. The battles that are fought, the votes that are taken prior to  
16. convening the Legislature are pretty solid. People assume the  
17. burdens of leadership and they are in fact burdens, and I think  
18. that they're entitled to receive extra compensation. They do  
19. contribute and they're entitled to receive extra compensation.  
20. Just on a point of personal privilege, the rules of procedure,  
21. Senator Groen, were in fact steadfastly and studiously followed.  
22. I did as you mentioned, attempt to discharge Committee from  
23. further consideration of this bill; when that motion failed, the  
24. bill was then tabled. Under our rules you have to make a motion  
25. to take from the table on the next legislative day. I did that.  
26. I am sorry you were absent. I alluded to your absence and to your  
27. opposition. I don't think that there's anything further that  
28. can be asked. I would ask a favorable roll call.

29. PRESIDENT:

30. The Secretary will call the roll.

31. SECRETARY:

32. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,  
33. Cherry, Chew, Clarke...

1. PRESIDENT:

2. Senator Clarke.

3. SENATOR CLARKE:

4. I just want to mention, Mr. President, insofar as I have a  
5. conflict of interest, my House member is possibly the only leader  
6. that's going to be retiring over there voluntarily, I'm going to  
7. vote present.

8. SECRETARY:

9. Collins, Coulson, Course, Davidson, Donnewald, Dougherty,  
10. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
11. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,  
12. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,  
13. Neistein, Newhouse, Nihill, O'Brien...

14. PRESIDENT:

15. Senator O'Brien.

16. SENATOR O'BRIEN:

17. Well Mr. President and members of the Senate, I'd like to  
18. explain my vote which will be an aye vote. I think that I could  
19. probably better than any member of this Body right here, any  
20. member of the Senate, take a more objective view of the Pension  
21. Laws Commission. I won't be eligible if I do get it...become  
22. eligible for a pension until the year 2001 under the current  
23. regulations. I'm voting aye for this bill because I've had in  
24. my brief opportunity to serve in the Senate seen just exactly  
25. how many decisions an individual in a leadership capacity is asked  
26. to take, the number of hours that he has to put on, the strain on  
27. his family and for those reasons, I think that anybody that serves  
28. in any leadership position in the General Assembly of the State of  
29. Illinois certainly deserves an aye vote on this bill.

30. SECRETARY:

31. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,  
32. Savickas, Smith, Soper, Sours...

33. PRESIDENT:

1. Senator Sours.

2. SENATOR SOURS:

3. Just one other brief comment, Mr. President, I'd like to  
4. direct this comment to Senator O'Brien. Senator, I don't know  
5. of a single Senator here who was dragged up to the polling place  
6. or was dragged into where he had to file his petitions. I don't  
7. think many of us were even coaxed. I think everything we did to  
8. end up ultimately in these chairs here was the result of an  
9. affirmative action on our part and when we say, "We're giving so  
10. much of our lives and all that to the public," I don't know of  
11. a single one who didn't do it voluntarily. In fact, most of us get into  
12. elections contests. That's how eager we want it. So, I'm perfectly  
13. willing to abide by my original statement here that this is a  
14. bad precedent and I vote no.

15. SECRETARY:

16. Swinarski, Vadalabene, Walker, Weaver.

17. PRESIDENT:

18. Senator Walker.

19. SENATOR WALKER:

20. I'll become eligible...Thank you, Mr. President and members  
21. of the Senate, I'll become eligible the same year that Senator  
22. O'Brien does, 2001, and add to what Senator Sours said, I don't  
23. think any of us have ever had to be coaxed to get into the leader-  
24. ship down here. I think we've all volunteered our services and  
25. maybe put a little pressure on to...to acquire the position, and  
26. the leadership, I realize full well, the additional time involved;  
27. but also for that, and I know you Senate members are familiar with  
28. this, the leaders in both Houses are paid, what I think, is com-  
29. mensurate to the extra time that you do put in. You come down on  
30. Sunday and you get back home on Friday or Saturday. So, I think  
31. it's properly taken care of in that manner by the increased salary  
32. paid to the leadership and again, I think it should be four years  
33. and two years and with that I vote no. Thank you.

1. PRESIDENT:

2. Senator Partee.

3. SENATOR PARTEE:

4. You know I was just saying...I was going to say to Senator  
5. Walker, "You know, why beat a dead horse." If you heard the  
6. roll call, the bill is over and let's get it over with and get  
7. onto something else.

8. PRESIDENT:

9. Groen, no. Senator Merritt.

10. SENATOR MERRITT:

11. I don't believe I'm recorded. Am I, Mr. Secretary? I'd just  
12. like to say in explaining my vote, I'm perhaps the only Senator  
13. in the unique position of having both the Minority Whip and the Majority  
14. Whip in the House from my district. I feel like I definitely have  
15. a conflict. I vote present.

16. PRESIDENT:

17. Palmer, aye. On that question, the yeas are 13, the nays  
18. are 22, 6 present. The bill having failed to receive a con-  
19. stitutional majority is declared defeated. Senator Groen.

20. SENATOR GROEN:

21. Having voted on the prevailing side, I move to reconsider.

22. PRESIDENT:

23. Motion by Senator Groen to reconsider. Motion by Senator  
24. Sours to table. All in favor of the motion to table signify by  
25. saying aye. Contrary minded. The motion to table prevails. 4091,  
26. Senator Coulson.

27. SENATOR COULSON:

28. Mr. President, this is the annual appropriation for the Fair  
29. Employment Practices Commission. The total is \$664,000. It was  
30. amended in the House to reduce the amount for personal services  
31. from 351...or to increase it from 351 to 386 accompanied by an  
32. appropriate reduction in the amount for contractual services in  
33. the same amount so that the total is still the same, but apparently

1. they are now able to hire two more employees and have twenty  
2. thousand less available for contractual services. This is the  
3. only change from the printed original bill. I will be happy  
4. to answer what questions I can. This has received, as I understand  
5. it, the scrutiny of staff from both sides. Otherwise, I would  
6. just ask for a roll call.

7. PRESIDENT:

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

10. SENATOR WALKER:

11. Thank you Mr. President and members of the Senate. I  
12. apologize for being on my feet twice in the same day. I'll sit  
13. on my duff the rest of the week. When I saw this bill on the  
14. Calendar last week it took me back to the '57 - '59 Session  
15. and the '61 Session when it was passed. I'd like to remind you  
16. what was said on the Floor of the House at that time. The  
17. appropriation for '61 to '63 was \$50,000 per year, '63 to '65,  
18. \$150,000 and this was predicted when this legislation passed  
19. over there that it would gradually creep up. Well, it hasn't  
20. crept. It's jumped... '65 to '67, \$197,000, '67 to '69, \$275,000,  
21. '70, \$190,000; now, we're up here to some astronomical figure,  
22. \$664,000. That's for one year. I've consistently opposed legis-  
23. lation such as this during my tenure in the House and in the  
24. Senate. I can recall another one that started out at about  
25. \$50,000, and I have a hunch it's about the same proportion as  
26. this one now and that's the Arts Council; and that's what happens  
27. when we start these Commissions; That's an 800% increase in about  
28. eight or nine years from 50 grand to \$664,000. I went back, pulled  
29. the statutes as I've told you lawyers every time I do that, I break  
30. out in a rash and I have for thirty years. I wanted to find out  
31. what F.E.P.C. was doing that they could use this much money. I  
32. found that somewhere along the line they started with one office,  
33. as I recall, in Chicago; they opened another office in Springfield.

1. I saw some of my friends that are on the Commission itself but be  
2. that as it may, it still doesn't make it a good Commission. The  
3. only thing I can recall that this Commission has done in the last  
4. eight years is to render a bad decision, so far as I'm concerned,  
5. in the Motorola case. Now, I haven't heard anything that they've  
6. done since then. I suppose that if I would check into this ap-  
7. propriation, I would find that a large sum of this money goes for  
8. printing brochures such as we get and never read. I intend to  
9. vote no on this, and I would like to have some of the rest of you  
10. look at it. I've just been handed a little memo here that the  
11. original appropriation was \$50,000 for the first two years. On  
12. this basis, the appropriation will now be \$1,300,000 if it keeps  
13. going up. Now, they've got to be doing something that they can  
14. break out, knock out these Commissions. Their growth is phenomenal.  
15. Their appropriations are increasing every year. Well, another  
16. reason I opposed this originally was I felt at that time, as Bill  
17. Robinson did, former Representative Bill Robinson, if the Chicago  
18. Police and Firemen had been taking care of the Ethnic groups there  
19. as they should have, we don't need this legislation. If Labor  
20. would take care of the other groups as they should, we wouldn't  
21. need legislation like this and now that it's all brotherhood,  
22. women's lib and so forth, I can't see any reason why we still need  
23. an F. E. P. C. Commission. Thank you for your time.

24. PRESIDENT:

25. Senator Partee.

26. SENATOR PARTEE:

27. The Senator just said that he thinks probably a lot of this  
28. money goes for printing brochures that are never read. I would  
29. suggest to him that we have bills here that are never read because  
30. this is a twenty-one line bill, and if he'd read it, he wouldn't  
31. have made such a ridiculous statement. Printing under this bill is  
32. \$5800, not thousands and thousands of dollars as you suggested, and  
33. if you'd just taken the time to read the bill instead of alluding

1. to your emotional approach to it, you might have had more under-  
2. standing. You talk about this starting out at \$50,000. The  
3. State contribution to the Retirement System is \$17,600 and the  
4. State contribution to the Social Security is \$10,000; so, it's  
5. \$27,400 more than half the original appropriation, goes to the  
6. Retirement System and Social Security. Now, let's not get involved,  
7. Senator, about the growth of budgets because if you want to start  
8. talking about growth of budgets, I'll stand here two hours and  
9. I'll tell you some things that amaze you. You talk about the growth  
10. of budgets; you talk about the growth of the...let's start with  
11. the Governor's office. It was \$780,000 three or four years ago.  
12. It is now over \$4,000,000. Let's don't...let's talk about growth  
13. of the budgets. Now, I say to you that this is an appropriation  
14. that is a much needed appropriation for our Fair Employment Practices  
15. Commission. I suppose basically and fundamentally there are those  
16. who would hope that we could turn back the clock and repeal the  
17. Fair Employment Practices Commission. It did not set well with any...  
18. with a lot of people when it was passed, but it's a fact of life,  
19. Senator, that there are a lot of people with black and brown faces  
20. who were denied jobs on the basis of the fact that those faces  
21. are black or brown. Those faces came into this world at the  
22. instance of God and two human beings, and those people who bear them  
23. and wear them had nothing whatsoever to do with it. It would make  
24. no difference to some people if they had the brain of Einstein as  
25. long as they had a black face, they would be denied a place of employ-  
26. ment; and this is a part of American government which serves a  
27. definite need. The Fair Employment Practices Commission has done  
28. as much as it could. It has not done as much as it should. Not  
29. only is there discrimination in private industry, there is dis-  
30. crimination in some of our State and local agencies where people  
31. are denied jobs. I think it comes with little grace to say that  
32. of all the money that is appropriated here in this institution,  
33. for creeks, for rivers, for woods in your district, for all kinds



1. things, that people who deserve to have a job should not have an  
2. agency of government serving to try to find them a job and try to  
3. get them off of charitable institutions and relief rolls. I think  
4. that this is a very good bill. I think that you have approached it  
5. retrogressively and retrospectively. The budget has grown because  
6. the amount of people have grown; the involvement of people has  
7. continued to increase; the population some eight or ten years ago  
8. is different from today; the stratum of population are different.  
9. I'm certainly going to support it, and if you don't vote for it,  
10. give the real reason. There are two reasons for everything--  
11. a real reason and a good reason. Give the real reason. Be a man.

12. PRESIDENT:

13. Senator Smith.

14. SENATOR SMITH:

15. I know with Senator Neistein that it perhaps would be better  
16. that I not say anything after the remarks of the President Pro  
17. Tem advocating a vote for this bill. I think perhaps, Senator,  
18. in the fact that this is a product of my brain, we wait for years,  
19. trying to influence the membership first of the House when I was a  
20. member over there and then from '55 to, I think it was the year,  
21. '61 to effect the passage of this legislation. I recall with you,  
22. Senator Walker, the ruling with regards, at least the expressed  
23. written opinion, of one of the investigators with reference to the  
24. firm that you have mentioned, but when you take one isolated case,  
25. Senator, out of the many, many thousands of cases that this particular  
26. Body has investigated, Senator, it reminds me of the bank president  
27. who was retiring and he came upon an employee who said, "I've  
28. worked here for 37 years and I've only been late once." The  
29. retiring president said, "That's a very good record, but be more  
30. careful in the future." The one isolated instance referred to by  
31. the Senator is not sufficient for anyone to really withhold a vote  
32. with reference to this particular bill. We have passed bills here  
33. and I've heard members vote yes, a particular bill that would teach

1. a game warden when, where and under what circumstances a rabbit  
2. is a rabbit as if he apparently didn't know of his own will and  
3. knowledge what a rabbit is. Those bills have sailed through  
4. here. This is as the President Pro Tem has said, the type and the  
5. kind of bill that's seeking to protect and make possible opportunities  
6. for members of minority racial groups, and I do know, Senator, that  
7. there was a time when we could get but one vote from your side of  
8. the aisle. I remember having gone to the hospital to bring former  
9. Senator Meyers here so that he could cast his vote and then return  
10. to the hospital. I'm not going to say it's because of color. I  
11. don't know, there have been honest opinions and honest objections  
12. to this type of legislation, but I for one hope that the member-  
13. ship of this Body will pass this particular appropriation.

14. PRESIDENT:

15. Is there...Senator Coulson may close the debate.

16. SENATOR COULSON:

17. Thank you Mr. President. I shall be brief. I want to state  
18. at the outset, as many of you know, that this is not my ideal  
19. conception of how this problem should be approached. Many of you  
20. will remember that during two Sessions here, I have tried to sell  
21. you on the idea of combining all of the various agencies: the  
22. Human Relations Commission, The Housing Commission, The Fair Em-  
23. ployment Practices Commission and the various Statutory Enactments  
24. into a single code and to enact a single Commission to enforce it  
25. all, a sort of umbrella approach. I predict that one of these  
26. Sessions you'll come to that, and that will be the proper approach;  
27. however, we are in existence now with an F.E.P.C. Just a few  
28. Sessions ago most of you who will probably vote against this bill,  
29. were happy to sponsor a program which encouraged the employment  
30. of the elderly, the over 40 age jobs, the over 40 campaign, and  
31. you went to various civic organizations and received your awards  
32. for having sponsored that wonderful program. In that program the  
33. enforcement was given to the F.E.P.C. Who else do you think was

1. going to enforce it? You going to give back those awards? Then,  
2. in a couple of Sessions ago also, you attached another amendment,  
3. citing that discrimination should not be based upon age and you  
4. were so proud of that and you ran for reelection on that ground.  
5. Who in the hell did you think was going to enforce that? You gave  
6. it to the F.E.P.C. Of course they have to hire people to do it.  
7. You told them to do it. Now, you're going to have the problem of  
8. equal rights for women and you have amended the law to provide that  
9. there should be no sex discrimination, and who do you think is  
10. going to enforce that?--by your order, the F.E.P.C. This is not  
11. a Commission solely for the protection of Blacks. This is not a  
12. Commission upon which you should display your racial prejudices  
13. for all to see. This is an honest program for the employment of  
14. all people who have difficulty obtaining employment, and I ask for  
15. your friendly consideration of it.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Just a moment. Senator Course called my attention to the  
18. fact that Senator Chew doesn't have coat on nor does Senator  
19. Knuppel. Would they please put on their coats. Is there...  
20. Yes, Senator Chew.

21. SENATOR CHEW:

22. Ah...I

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. For what purpose do you arise, Senator?

25. SENATOR CHEW:

26. Well, you mentioned my name and I'm going to defend it.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is this on a point of personal privilege?

29. SENATOR CHEW:

30. No, senatorial courtesy. I've been reading the rules around  
31. here, and I haven't seen any rule that requires me to put on my  
32. coat, and since I am elected by the people of the 29th Senatorial  
33. District, I don't see any of those people down here telling me that

1. put on my coat; so, I suggest that you leave that alone.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Partee.

4. SENATOR PARTEE:

5. I'm asking that the Rules Committee meet at my desk for just  
6. a moment.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Yes, I might add to Senator Chew that there was a ruling by  
9. the Chair two years ago that did rule that the Senators would  
10. wear their coats. The Rules Committee will meet for a few  
11. moments at Senator Partee's desk.

12. PRESIDING OFFICER: (SENATOR VADALABENE)

13. Will the Senators stand at ease for just one moment. Thank  
14. you. Senator Laughlin, we're at ease at the present time. The  
15. Senate is, Senator Laughlin.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Partee.

18. SENATOR PARTEE:

19. The rule will be ready in just a moment, but why don't we  
20. proceed with this roll call and at the end of this roll call, we'll  
21. have the rule for introduction.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. For what purpose do you arise, Senator?

24. SENATOR KNUPPEL:

25. A matter of personal privilege.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. I believe that we're living in a day and age when people can  
30. perform more work if they're robed in a manner that allows freedom  
31. to do so. I've been on this Floor now for all of '71 Session  
32. up to now, and I...today I feel oppressed by the presence of having  
33. to wear a coat. I've heard a lot of smoke in this Chamber here

1. today and all of it weighs very heavily on me. Most of it is hot  
2. in nature and affects the air conditioning in here. I can ac-  
3. complish a great deal more with my coat off than I can with it  
4. on. We stay in here long hours. We don't adjourn for meals.  
5. We build restaurants for lobbyists, but none of us ever look at  
6. the personal comfort of those people who have to serve here, and  
7. I think that efficiency is to be put above appearance. I personally  
8. feel that a rule that tells a Senator how he will dress, particularly  
9. if he feels oppressed on a certain day if he's running a temperature  
10. or feels badly, is an imposition on that individual Senator.

11. PRESIDENT:

12. The Chair understands we are on roll call on 4091. The  
13. Secretary will call the roll.

14. SECRETARY:

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

19. PRESIDENT:

20. Senator Hynes.

21. SENATOR HYNES:

22. Mr. President and members of the Senate, very briefly, I would  
23. like to second Senator Coulson's comments regarding this appropriation.  
24. The original Act has been expanded time and again by this Legis-  
25. lative Body and those additional duties imposed upon the Commission  
26. have brought about the additional cost involved. In just reading  
27. from the statute, the Commission is charged with discrimination  
28. because of race, color, religion, sex, national origin or ancestry.  
29. Those are all important individual areas of concern, and I think  
30. this is a desirable piece of legislation and ought to be supported,  
31. and I vote aye.

32. SECRETARY:

33. Johns...

1. PRESIDENT:

2. Senator Johns.

3. SENATOR JOHNS:

4. Mr. President and lady and gentlemen of the Senate, I hope  
5. I have the privilege of coming back here next year; but I want  
6. to state very publicly that I'll miss Senator Coulson next year  
7. if I'm fortunate enough to come back. I vote aye.

8. SECRETARY:

9. Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,  
10. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
11. Newhouse, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
12. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
13. Sours, Swinarski, Vadalabene, Walker...

14. PRESIDENT:

15. Senator Walker.

16. SENATOR WALKER:

17. In explaining my no vote, Mr. President and members of the  
18. Senate, Senator Smith was right when he said it's...that he  
19. wasn't going to say that it was on account of color. You were  
20. correct, Senator Smith. Senator Partee said I should state the  
21. real reason; so, to straighten the record out, Senator Smith was  
22. right, it's not on account of color that I'm opposing this bill.  
23. I'm opposing it because it's a...I'm opposed to the theory of  
24. a growth of another State bureauracy here, and I don't care what  
25. additional duties they've assumed or we've forced on them if you  
26. want to place it that way, when I look over the Commission here,  
27. see they have ten officials listed; I don't know how many other  
28. employees they have listed; but I do know this, that the people in  
29. my particular district, as well as the rest of you Senator's  
30. districts, are becoming a little tired of this increasing tax load  
31. each year. When we have a bill like this, I would like to know how  
32. many cases they have investigated last year or how many they propose  
33. to investigate next year. For \$664,000 as compared to \$25,000 eight

1. years ago, it would seem to me they would have to work Saturdays  
2. and Sundays if they're that busy. That explains my no vote. It  
3. wasn't on account of color. It's because I'm opposed to the  
4. increased appropriation year by year, and let's remember this  
5. next year and the following year when this appropriation comes  
6. up and see if it doesn't jump another \$200,000 each of those  
7. years.

8. SECRETARY:

9. Weaver.

10. PRESIDENT:

11. McBroom, aye. Senator Knuppel.

12. SENATOR KNUPPEL:

13. I'm going to vote aye on this, but I agree in some measure  
14. with what Senator Walker has said. I think that the growth of  
15. the appropriation for this Commission in relation to the number  
16. of employees and what it does seems excessive. I think that only  
17. because it's such a grievous question of such concern to certain  
18. people that live in our State that I would want to vote for this  
19. type of an appropriation. I don't feel that the appropriation  
20. is in...in it's amount in line; it's just because it's such an  
21. important issue.

22. PRESIDENT:

23. On that question the yeas are 38, the nays are 1, 6 present.  
24. The bill having received a constitutional majority is declared  
25. passed. 4104, Senator Bidwill. Just a moment. I'm advised that  
26. we do have a Committee Report from the Rules Committee. For what  
27. purpose does Senator Chew arise?

28. SENATOR CHEW:

29. Senator Newhouse.

30. PRESIDENT:

31. Oh, Senator Newhouse. Senator Newhouse.

32. SENATOR NEWHOUSE:

33. Motion to reconsider.

1. PRESIDENT:

2. Senator Newhouse moves to reconsider. Senator Chew moves;  
3. to table. All in favor of the motion to table signify by saying  
4. aye. Contrary minded. The motion to table prevails. Report from  
5. the Rules Committee.

6. SECRETARY:

7. The Rules Committee met and recommended the following altera-  
8. tions in the Senate Rules: Amend Senate Rule 29 by adding the  
9. following language after Paragraph 2, "No member shall be allowed  
10. to remain in the Senate Chamber unless properly attired including  
11. jacket and necktie."

12. PRESIDENT:

13. Is it...Senator Knuppel.

14. SENATOR KNUPPEL:

15. Let's assume that a member of this Body has a physician's  
16. certificate to the effect that he should be allowed to serve here  
17. without a coat; that it would be beneficial to his health--does  
18. this mean that he's not allowed to serve? I think that this is  
19. both unreasonable, illegal and impossible. Now, I would not  
20. have taken my coat off today if I had felt like I should be wearing  
21. it. I felt that it was oppressive and I can come here with a  
22. doctor's certificate to the effect that I should be excused from  
23. wearing it if it's a burden upon me, and I feel that I should be  
24. allowed to make that decision and not this Body, and if this Body  
25. in particular those people, these 20...27 other Senators who are  
26. my...sit on my side of the aisle feel that way, then I may not be  
27. here for some of their crucial votes.

28. PRESIDENT:

29. Senator Smith. Just a moment. Senator Smith.

30. SENATOR SMITH:

31. Mr. President, may I make bold to assert that should such  
32. conditions as the Senators...

33. PRESIDENT:



1. Just a moment. Please...Just a moment. Senator Knuppel,  
2. you're out of order. Senator Smith has the Floor.

3. SENATOR SMITH:

4. ...May I make bold to state, Mr. President and members of  
5. the Senate, should such conditions obtain at any time as regards  
6. any member of this House, we all know the proper motion to make  
7. that the rules be suspended and in such an emergency in such a  
8. case, there's not a member on the Floor of this Senate that would  
9. vote no with reference to such a motion as that; so, I don't think  
10. that the Senator's motion...or rather his statement should be  
11. taken seriously as of the moment.

12. PRESIDENT:

13. Senator Chew.

14. SENATOR CHEW:

15. Yes, Mr. President, in 1968 I had a sweat gland removed right  
16. here on my face. Prior to the operation I had gone to First Aid  
17. here, and from time to time, I do perspire because I have another  
18. overactive sweat gland. I...I'm standing up. I just don't feel  
19. that the ruling is fair. Suppose a Senator didn't own a necktie--  
20. then how would he come in here? Two years back the turtleneck  
21. shirt was in fashion. I just think the rule is too restrictive  
22. and maybe the Sergeant-at-Arms hasn't had enough to do, but if  
23. it's the wishes of the Senate that if I don't wear a coat that  
24. you can throw me off the Floor, maybe we'll give him a job. The  
25. House members come in as the way they want to, and for a few  
26. leaders to meet for five minutes or three minutes and decide to  
27. tell me what to do, and I'm independent elected, and I don't think  
28. the rules ought to be made just for me. I think if a Senator at  
29. his seat wants to take off his coat, he ought to have that privilege.  
30. We take them off in our caucus meetings; we take them off in our  
31. offices and it certainly doesn't add anything to anyone's ability  
32. to have on a coat, and I don't...I challenge the ruling of the  
33. Rules Committee.

1. PRESIDENT:

2. Senator Partee.

3. SENATOR PARTEE:

4. Well, Mr. President, I certainly didn't mean to stir up the  
5. hackles here today about what is to me a very unnecessary kind of  
6. rule. Indicated to me that the decorum and the dignity of this  
7. Body would not make it necessary to have to formalize a rule of  
8. this kind. Certainly the health of the membership is important.  
9. If a member came into this Body and made the statement that his  
10. doctor advised him that in the interest of his health, he should  
11. wear neither shoes nor socks and came in here barefoot, I would  
12. be the first person to vote to suspend the rules in the interest  
13. of that person's health. Whatever is necessary to maintain the  
14. healthful condition of the Senate, I am, of course, for.  
15. Wherever there has to be a deviation in the interest of health,  
16. there's a way to accomplish it within the framework of the rules  
17. and rules are made for mankind. The Senate has rules; it has  
18. always had rules and it will always have rules; and those rules  
19. will be expressive of the majority of this Body. This is the only  
20. way it is. More than that, this is an air-conditioned room.  
21. The temperature here right now is something less than 65, and I  
22. don't see how the argument about being warm in here obtains. I  
23. actually did it in the interest of these gentlemen. I thought  
24. possibly Senator Knuppel might catch a cold or he might catch  
25. pneumonia or he might catch pleurisy or something, and I didn't  
26. want that to happen to him. I don't want any of these gentlemen  
27. to become ill, and that's why I want them to keep their coats  
28. on. As a matter of fact, I really started to bring a little  
29. scarf down there to him so that he could keep well. I'm in-  
30. terested in his welfare. So, that is the rule and I move its  
31. adoption.

32. PRESIDENT:

33. Senator Carroll.

1. SENATOR CARROLL:

2. Mr. Chairman, I'm reminded of a saying that was made by  
3. a President of this country, and I don't recall that he was a  
4. Republican in which he said, "If you can't take the heat, get  
5. out of the kitchen."

6. PRESIDENT:

7. Senator Romano.

8. SENATOR ROMANO:

9. Mr. President, Senator Saperstein has no tie or coat. What  
10. do we do with her?

11. PRESIDENT:

12. Senator Partee.

13. SENATOR PARTEE:

14. If she conforms to the rest of the rules, she is properly  
15. dressed.

16. PRESIDENT:

17. Is there further discussion? All in favor of the adoption  
18. of the rule, indicate by saying aye. Contrary minded. The  
19. rule is adopted. 4104, Senator Bidwill. For what...The Chair  
20. heard your vote, Sentor Chew. Senator Bidwill is recognized.  
21. 4104.

22. SENATOR BIDWILL:

23. A great discussion, Mr. President, of the conditions of the  
24. weather. It reminds me of this poem that was written by some  
25. undistinguished gentleman a few years ago said, "The melancholy  
26. days are here, the saddest of the year. It's a little too warm  
27. for whiskey and a little too cold for beer." So, I hope this  
28. won't have any influence on the Rules Committee. This is a fine  
29. time to call a bill, but I know the two Senators were just kidding  
30. and having a little fun. We'll take it as such. This, Mr. President  
31. and members of the Senate, 4104 is a new bill on the Glazing Act  
32. that we passed with flying colors last year. There was found to  
33. be quite a few discrepancies and misunderstanding in the interpre-

1. tation of the bill we passed last year; so, The Department of  
2. Labor in conjunction with the Glazer's Union and the Glazer  
3. manufacturers and also the manufacturers and business people  
4. affected in this State got together and worked out these follow-  
5. ing amendments and they are to cure all ills, and the bill is  
6. also is delayed...is delayed until January 1, 1973. I'd like  
7. a favorable roll call, Mr. President.

8. PRESIDENT:

9. Senator Laughlin.

10. SENATOR LAUGHLIN:

11. Well, Senator Bidwill is one of the few, I guess, who voted  
12. against the bill last year. I'm glad that there's some work  
13. done on it, but I just took a quick look at your amendment.  
14. I wonder if you would yield to a question or two?

15. PRESIDENT:

16. Senator Bidwill indicates he will.

17. SENATOR LAUGHLIN:

18. On page 6, Section 7-1 and that's entitled, "Enforcement,"  
19. it says, "Criminal or Civil Prosecutions under this Act shall  
20. be commenced by the Attorney General or the States Attorney of  
21. the County where the violation of this Act occurs only upon the  
22. request of the Director of the Department." Now, a quick look  
23. through the thing, I can't see what the criminal penalties  
24. are; but, isn't this unusual if there's a criminal statute that  
25. the only person who can bring a complaint for a violation of  
26. a criminal statute is the Director of the Department?

27. PRESIDENT:

28. Senator Bidwill.

29. SENATOR BIDWILL:

30. I think so, Senator, in fact my interpretation of that was  
31. the fact that the Department was to determine what was the  
32. violations in setting up certain standards. This was a House  
33. amendment they gave to me and it was supposed to have been worked out.

1. Senator, now what their purpose was in that particular Section,  
2. I don't know.

3. PRESIDENT:

4. Senator Laughlin.

5. SENATOR LAUGHLIN:

6. I'm not trying to be difficult as you well know, Senator  
7. Bidwill, on page 7 then there's some language with respect to  
8. the Director's trying to get, have hearings and seek compliance,  
9. says that the Director of the Department shall not request any  
10. criminal prosecution against any person for violating this Act  
11. unless or until notice of such violation has been given by the  
12. Department to such person. Now, I'd like to know what the criminal  
13. penalties are because this is an unusual animal that you've got  
14. here.

15. PRESIDENT:

16. Senator Bidwill.

17. SENATOR BIDWILL:

18. Well, Senator, I'd be very happy to check with the House  
19. sponsorship here. They just handed me this bill with the under-  
20. standing that it was supposed to eliminate all objections. Now,  
21. I agree with your interpretation of that. If you would like, I  
22. would hold it and check with them to see just what...

23. PRESIDENT:

24. You wish to hold the bill, Senator?

25. SENATOR BIDWILL:

26. Well, if there's some objection, Senator...

27. PRESIDENT:

28. Senator Baltz.

29. SENATOR BALTZ:

30. Yes, well Senator Bidwill, I see that this bill that came over  
31. from the House, and it was advanced without reference. If you recall,  
32. I brought up some objections--there's some questions about it. I  
33. run a paint store, and my people replace glass in windows and doors.

1. Now, if you can visualize a common ordinary aluminum window,  
2. storm window that many of you have on your homes, if you bring  
3. in one of these sash, it may be a lower section of the sash out  
4. of a storm door and you have no way of knowing whether it belongs  
5. in a window or a door. Now, if we inadvertently glaze that lower  
6. or upper sash that came out of a storm door thinking that it was  
7. a storm window with regular glass, the employee of that store  
8. that I hire is not liable, but the owner of the store who is down  
9. here in Springfield and hasn't even been given the opportunity  
10. of asking the customer whether that came out of a door or a  
11. window is liable to the penalties that are provided under this  
12. Act. I'm just bringing you this as one hazard and probably one  
13. weakness in this bill as it was passed a year ago. I have nothing  
14. against the idea of glazing a storm door window with plastic  
15. glass because the customer then pays me \$10 rather than \$2 for  
16. ordinary glass and my resulting profit is higher. I don't have  
17. any objection to making money. I just don't want the customer to  
18. have to pay for this unless he has to. I don't want to be liable  
19. in case I make a mistake and put glass in there rather than plastic;  
20. So, I'd appreciate it too, Senator, if you'd hold it up until we  
21. can get the answers to some of these questions.

22. PRESIDENT:

23. Senator Bidwill.

24. SENATOR BIDWILL:

25. In answer, Senator, you just answered yourself in saying it  
26. was a hazard and that's what the definition is of an excess or  
27. door would be a hazard and it will be labeled. It is my under-  
28. standing that these conditions, the glass would be labeled for  
29. such a purpose.

30. PRESIDENT:

31. Senator Baltz.

32. SENATOR BALTZ:

33. Well, Senator, I think you missed this point. If that was an

1. original brand new door put in now, it would be labeled; but  
2. if someone came in with a glass to be replaced out of a door,  
3. it wouldn't be labeled and we wouldn't have anyway of knowing  
4. whether it was a door or a window. This is what I'm worried  
5. about.

6. PRESIDENT:

7. Senator Nihill.

8. SENATOR NIHILL:

9. Mr. President, may I say a word here, Senator Bidwill,  
10. please. I've seen this here exposition we had regarding that  
11. glass downstairs. The Union went along with this and so did  
12. everybody else. Now, any old building, I think Mr...Senator  
13. Savickas asked a question, if any glass was in a window, the  
14. older building, it was all right and they said yes. Now, I do  
15. say this and I firmly believe what I'm saying. If there's a glass  
16. broke in a window, if you've got a paint store or a paint shop  
17. or anything else, it's your duty, your duty, to ask the individual  
18. "Is this the bottom pane or the top pane," and I say this, "There  
19. should be a lawsuit, there should be a lawsuit if the individual  
20. sells that piece of glass and a boy or girl runs through there  
21. and cuts a jugular vein or hurts himself real bad." The public  
22. should be protected. There's no question in my mind, they should  
23. be protected. Run through a glass...some of these fellows will  
24. buy a piece of glass for .45, thin as a piece of paper, and put  
25. it in a door. The public is entitled to be safe. Through these  
26. big doors they run...like some of these department stores down-  
27. town or the little places, they have thick glass. Sure you can  
28. break them. You'll have to run into them pretty hard, but some  
29. of these places these doors are so thin, you just shove them and  
30. your hand is cut. I believe something should be done or stay the  
31. way it is where they got to take and put a piece of glass in there  
32. that won't break. There was a good exposition down there we seen  
33. of this thing. It was great.

1. PRESIDENT:  
2. Senator Graham.  
3. SENATOR GRAHAM:  
4. Mr. President, since we have the problem of glazing all  
5. solved, I'd like to as per our agreement to Senate Bills on  
6. Third and return to Senate Bill 1558 to the order of Second  
7. Reading.  
8. PRESIDENT:  
9. We're still on this bill, Senator.  
10. SENATOR GRAHAM:  
11. I thought he agreed to hold it.  
12. PRESIDENT:  
13. No. Senator Bidwill.  
14. SENATOR GRAHAM:  
15. What are you going to do--hold it and argue too?  
16. PRESIDENT:  
17. No, I wasn't...the Chair wasn't aware that it's being held.  
18. Do you wish to hold it, Senator Bidwill?  
19. SENATOR BIDWILL:  
20. Mr. President, I think two logical questions were asked about  
21. this bill by Senator Laughlin and Senator Baltz and I certainly  
22. will check into it and I'd like to hold it at this time, Mr.  
23. President.  
24. PRESIDENT:  
25. The bill will be held. What is your request, Senator Graham?  
26. SENATOR GRAHAM:  
27. ...that Senate Bill 1558 returned to the order of Second  
28. Reading for the purpose of adopting an amendment.  
29. PRESIDENT:  
30. Senate Bill 1558. All right, now, so that there is no mis-  
31. understanding, because the Chair has received some requests to go  
32. back on House Bills too...I'm going to do this because it is a  
33. Senate Bill rather than a House Bill. The Chair is going to con-



1. tinue to deny such request on House Bill.

2. SENATOR GRAHAM:

3. I would like to ask as soon as they have intervening business  
4. and the amendment is adopted, to pass this out. It's a bill of  
5. great interest. It's Senator Harris's...

6. PRESIDENT:

7. All right. 1558 is being called back to Second Reading for  
8. purpose of amendment. Can you explain the amendment, Senator?

9. SENATOR GRAHAM:

10. Yes, I can as Senator Knuepfer addressed himself to it, what  
11. this does on this bill really in effect...

12. PRESIDENT:

13. Well, we're discussing the amendment now.

14. SENATOR GRAHAM:

15. This bill is a bill that will allow counties housing  
16. penitentiaries to obtain certain monies from the State for the  
17. activities of the States Attorney. This amendment spells  
18. implicitly that where the State is supposed to reimburse counties  
19. for expenses incurred with regard to violation in penitentiaries  
20. that it does not relate to the fact that a couple of inmates had  
21. a fight within a penitentiary. That is the penitentiary's  
22. responsibility.

23. PRESIDENT:

24. Is there any discussion of the amendment? All in favor signify  
25. by saying aye. Contrary minded. The amendment is adopted. Third  
26. Reading. We'll return to it after intervening business, Senator.  
27. 4124, Senator Laughlin.

28. SENATOR LAUGHLIN:

29. Yes, Mr. President and members of the Senate, this bill amends  
30. the Use Tax Act to exempt building materials and fixtures bought  
31. and stored in Illinois for use outside of Illinois. The present  
32. tax places an Illinois manufacturer at a price disadvantage when  
33. selling to contractors who subsequently use their material out of

1. State. For example, under present law an Illinois contractor  
2. buying from an Illinois manufacturer for temporary storage in  
3. Illinois in subsequent use out of state incurs a 5% Illinois  
4. tax liability subject to a tax credit for tax paid to another  
5. State. If the out of state tax is, say 3%, the Illinois tax is  
6. 2%. However, if the Illinois contractor were to buy the material  
7. from an out of state supplier, he qualifies for the "temporary  
8. storage and subsequent use outside Illinois" exemption which is  
9. in the Use tax, but not in the Illinois Retailer's Occupational  
10. Tax. The contractor, therefore, pays only 3%, a saving of 2%,  
11. by dealing with out of state suppliers. This is designed to  
12. protect our Illinois business. The bill was drafted with the  
13. assistance of Maurice Scott of the Illinois Taxpayers Federation.  
14. Willard Ice has and the Department of Revenue do not object to  
15. the bill...thinks there will be no revenue loss from the bill  
16. and there might well be increased business because people would  
17. no longer have an incentive to deal with out of state suppliers.  
18. I would appreciate your favorable vote.

19. PRESIDENT:

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

21. SENATOR LAUGHLIN:

22. Better not ask any questions about that one.

23. SECRETARY:

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

32. PRESIDENT:

33. For what purpose does Senator Mitchler arise?

1. SENATOR MITCHLER:

2. While the Secretary is counting that vote, I would like to  
3. call attention to the fact that in the gallery there are some  
4. friends of ours from Chester, North Wales, England, Mr. Sid  
5. Owens and his wife, Mary, who are the...Mary Owens is the sister  
6. of Mrs. Donald Wise, who is also in the gallery with her husband,  
7. Don Wise, who is the managing editor of the Aurora Beacon News and  
8. they have with them their daughter, Linda Wise, and I would like  
9. to have them stand and I would like to have the Senators greet  
10. these friends of ours from England. On that question the yeas are  
11. 40, the nays are none. The bill having received a constitutional  
12. majority is declared passed. 1558, Senate Bill 1558, Senator  
13. Graham.

14. SENATOR GRAHAM:

15. Mr. President and members of the Senate, there are about four  
16. counties in Illinois particularly interested in this type of legis-  
17. lation. It says in effect that the expenses incurred by the  
18. county's States Attorney's office for the prosecution of com-  
19. plaints foisted upon their county as a result of inmates incarcerated  
20. in the penitentiary systems located therein that those expenses  
21. will be the burden of the State rather than taxpayers of the  
22. counties that house the penitentiaries and I ask for a favorable  
23. roll call.

24. PRESIDENT:

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

26. SECRETARY:

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

1. Sours...

2. SENATOR DOUGHERTY:

3. Dougherty aye. Dougherty aye.

4. PRESIDENT:

5. Baltz, aye. Romano, aye. Swinarski, aye.

6. SECRETARY:

7. Vadalabene, Walker, Weaver.

8. PRESIDENT:

9. Senator Graham.

10. SENATOR GRAHAM:

11. While you're getting the tally. On behalf of the ailing  
12. Senator Harris and the counties housing penitentiaries, we thank  
13. you.

14. PRESIDENT:

15. On that question, the yeas are 38, the nays are none. The  
16. bill having received a constitutional majority is declared passed.  
17. 4149, Senator Carpentier.

18. SENATOR CARPENTIER:

19. Yes Mr. President, back in 1970 the Legislature passed and  
20. the Governor signed the bill that transferred certain financial  
21. responsibility functions from the Department of Public Works and  
22. Buildings to the Secretary of State. In '71 by agreement between  
23. the Agencies, we passed the bill and signed by the Governor,  
24. postponing the transfer until July 1, 1972. This bill now in front  
25. of us restores in the future these functions to the existing  
26. statutes of the Division of Responsibility in administrating  
27. the financial responsibility laws of the State and when we passed  
28. this bill both Agencies will then have again the control. The  
29. amendment offered by the Secretary of State's office as well as  
30. the bill makes appropriate amendments of the law with respect to  
31. governmental reorganization in that the former Department of Public  
32. Works and Buildings is now known as the Department of Transportation.  
33. The amendment further removes the necessary language from the

1. statutes, and I know of no opposition to this bill.

2. PRESIDENT:

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

4. SECRETARY:

5. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
6. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
7. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,  
8. Harris, 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. Laughlin, aye. Latherow, aye. Kosinski, aye. Rock, aye.  
15. On that question the yeas are 44, the nays are none. The bill  
16. having received a constitutional majority is declared passed. 4180,  
17. Senator Sours.

18. SENATOR SOURS:

19. Mr. President and Senators, this bill appropriates \$2290  
20. to the City of Peoria as the State's share of a street improvement  
21. on East Hines Place which is being financed by special assessment  
22. among the property owners fronting on Hines. The State of Illinois  
23. owns this land at the Corner of Knoxville Avenue and East Hines.  
24. Knoxville Avenue was Route 88. The City is paving East Hines Place  
25. on a special assessment basis. The State has 229 feet on Hines  
26. and is being assessed the same as any other property owner. That's  
27. all this bill does.

28. PRESIDENT:

29. Is there any discussion? The Secretary will call the...Senator  
30. Knuepfer.

31. SENATOR KNUEPFER:

32. Senator Sours, has the State ever involved itself in this  
33. kind of a proceedings before?

1. PRESIDENT:

2. Senator Sours.

3. SENATOR SOURS:

4. I'm glad that you asked that, Senator. Yes, just three  
5. years ago, they paved Austin Boulevard in Peoria where the  
6. Zeller Zone Clinic is located, and the State of Illinois paid  
7. its property share on a frontage basis.

8. PRESIDENT:

9. Senator Groen.

10. SENATOR KNUEPFER:

11. Well...

12. PRESIDENT:

13. Excuse me. Excuse me, Senator Knuepfer. I'm sorry.

14. SENATOR KNUEPHER:

15. Well, it seems to me the kind of precedent and I didn't  
16. realize we had precedent for this...the kind of precedent this  
17. establishes is a kind of a creek precedent in which any time  
18. the State has an interest in some property, we then come along  
19. and say, "The State has got...has got some obligation in this."  
20. I note that the Department of Transportation in general opposes  
21. this principle, and I understand, I wasn't in the Committee, that  
22. the Department opposed this kind of legislation as setting a bad  
23. precedent for the State of Illinois. It is also my understanding  
24. that the Department...the Zone Center has previously made some  
25. commitments, done some work that benefited all the property  
26. owners and got no credit for that at all. Senator Sours, I have  
27. the same concern you do about precedent setting in this Body be-  
28. cause as you well know if you're able to get something or I'm  
29. able to get something, Senator Groen or somebody else is going  
30. to come in next Session for that kind of a thing; so, I think we  
31. ought to be aware of these kinds of problems and say, "If it's good  
32. for you, it's very good for me next year." And what is this going  
33. to mean to the State of Illinois. I think you ought to take a very

1. careful look at this to see what kind of a precedent we're  
2. setting and why we ought to be doing this.

3. PRESIDENT:

4. Senator Groen.

5. SENATOR GROEN:

6. Well Mr. President, to Senator Knuepfer: Senator, this  
7. is not precedent setting. This is a continuation of a precedent  
8. that I know has existed for twenty years in this Legislature.  
9. The City of Lincoln, Illinois, has Lincoln State School. It's  
10. been there for time immemorial. They have the old Post Court  
11. House there which is a historic monument. Now, we're faced with  
12. the problem there as we were in Jacksonville, in Senator Drach's  
13. district when he represented Morgan County and Senator Horsley  
14. with the school at Jacksonville. Now, certainly when the State  
15. owns real estate in a city and it becomes necessary to repair  
16. a street that is adjacent to that State owned property, it cer-  
17. tainly seems no more than fair that the State of Illinois share  
18. its just proportionate share of the cost of the street improvement  
19. that is adjacent and contiguous to territory owned by the State  
20. of Illinois. The contrary on the other side of that coin it would  
21. be most inequitable and most unfair for the State as a whole to be  
22. the beneficiary of an improvement and have the total cost of that  
23. improvement borne by the adjacent taxpayers who happen to live  
24. on the other side of the street from that State's facility. This  
25. is not precedent setting. It is a continuation of a long established  
26. policy in this State that has been followed in my district that  
27. I know has been followed in other districts in this State, and I  
28. think justly, fairly and equitably should continue to be followed  
29. in the best interest of the people back home who otherwise would  
30. have to foot the entire bill for the benefit of this State at  
31. large which I would deem to be grossly unfair..

32. PRESIDENT:

33. Senator Vadalabene.

1. SENATOR VADALABENE:

2. Thank you Mr. President and members of the Senate, I would  
3. just like to remind Senator Sours on one thing that just last  
4. week one of the most...most vociferous persons on the Floor  
5. of the Senate was Senator Sours when we had imposed upon us  
6. 33 months of a highway freeze in Madison and St. Clair Counties.  
7. Senator Groen's talking about the taxpayers--for 33 months in  
8. the Metro East area, the taxpayers paid their Motor Fuel Tax;  
9. they paid their license fees and along came the highway freeze  
10. and one of the most objectors of my bill was Senator Sours. He  
11. said I was setting a precedent and he said that this shouldn't be.  
12. But it's all right for Peoria but it's not all right for the  
13. Metro East area. I'm wondering, Senator Sours, who wants this  
14. bill?

15. PRESIDENT:

16. Senator Sours.

17. SENATOR SOURS:

18. Let me shatter a few illusions and errors here which are quite  
19. obvious. Senator, this is the same situation about that State of  
20. Illinois building at 160 N. LaSalle Street. Now, I know the  
21. contiguous property owners are not bearing the share of the pave-  
22. ment, for example, or the sidewalks of that building owned by the  
23. State of Illinois. Now, what you were talking about, Senator, I  
24. believe I answered decisively when I stated that your district  
25. actually had received more. Now, as to the precedent, there is  
26. plenty of precedent. This assessment is based on ownership. Let  
27. me say that the State frontage here is 229 feet and I might also  
28. make this statement. This is not going to reelect or defeat me and  
29. if you want to vote against it, feel perfectly free. Frankly, I  
30. don't care. The State frontage is 229 feet. Notice this: The  
31. public benefit is 67%, which is paid by the City of Peoria General  
32. Fund. The property assessment is 33% to be paid by each owner. If  
33. Vadalabene had a lot there, he'd pay. If Sours had a lot there, he'd



1. pay. If the City of Peoria had a dump there, it would pay. If  
2. the State of Illinois had land there, it would pay on a frontage  
3. basis only and based solely on ownership and nothing else.

4. PRESIDENT:

5. Senator Weaver.

6. SENATOR WEAVER:

7. Senator Sours, will you yield to a question?

8. PRESIDENT:

9. Senator Sours indicates he will.

10. SENATOR WEAVER:

11. Who is the using agency of this land? What Department of  
12. the State uses this land?

13. PRESIDENT:

14. Senator Sours.

15. SENATOR SOURS:

16. Well, let's find out. The State owns this highway land on  
17. the corner of Knoxville and East Hines Place. That's all I have  
18. on that, Senator. Now, I do not...I do not, so there's no mis-  
19. understanding, I do not believe the State of Illinois has to put  
20. a 50 story building on a piece of land before the State of Illinois  
21. ought to be liable morally and legally to pay the front footage  
22. assessment just like anybody else.

23. PRESIDENT:

24. Senator Weaver.

25. SENATOR WEAVER:

26. My only...the only reason for asking this question, Senator,  
27. I thought that the using agency usually in their appropriations  
28. requested funds for local improvements such as this. I think that  
29. to introduce a bill for each improvement throughout the State of  
30. Illinois is getting a little bit ridiculous. I think the using  
31. agency should request funds as assessments are levied against them  
32. rather than for every Senator to introduce a bill to appropriate  
33. x number of dollars for their fair share of the cost of these  
improvements.

1. PRESIDENT:

2. Senator Sours.

3. SENATOR SOURS:

4. Well, I think that would be a lot more orderly because it would  
5. then perhaps be a line item in the budget. Now I don't know why  
6. the Department of Transportation is against this and frankly I  
7. don't care. This is based solely on ownership, and that is how  
8. everybody else is assessed in this kind of a paving program. Now,  
9. two years ago or three years ago the Zeller Zone Clinic had the  
10. same situation and the fact that this might be unimproved, if  
11. the State of Illinois didn't want to own the land, it would have  
12. sold it because it's a very valuable corner.

13. PRESIDENT:

14. Senator Partee. Is...Senator Sours may close the debate.  
15. The Secretary will call the roll.

16. SECRETARY:

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

25. PRESIDENT:

26. Latherow, aye. Request for a call of the absentees. The  
27. absentees will be called.

28. SECRETARY:

29. Arrington, Chew, Coulson, Donnewald, Dougherty, Egan, Fawell,  
30. Groen...

31. PRESIDENT:

32. Senator Groen.

33. SENATOR GROEN:

1. Mr. President and members of the Senate, it's early in the  
2. afternoon and I didn't realize that our reasonableness perhaps  
3. had deserted us at this early moment in time as much as it would  
4. seem to be on this bill. All we are doing here and all that Senator  
5. Sours is asking is that the State of Illinois that owns a piece of  
6. real estate abutting upon an improvement, a highway improvement,  
7. in the City of Peoria, be recognized as one of the citizens  
8. owning frontage on that highway improvement which is a local  
9. improvement and that as a resident owner of property within the  
10. City of Peoria, it pay its fair proportionate share, its fair  
11. assessment as all other resident property owners are being required  
12. to do to finance the needed improvement. This has been done in  
13. this Body and has been done by special bill for twenty years to  
14. my personal knowledge. One of the reasons that it is not in-  
15. cluded usually as a line item in an appropriation or an agency  
16. does not request the money for it is that at the time the figures  
17. are unavailable as to what the assessment per foot would be for  
18. the property owners who must pay; so that a bill of this nature  
19. does become necessary so that the improvement can commence and not  
20. be delayed for another year perhaps until such time as an agency  
21. appropriation might be included. I ask you to be reasonable.  
22. I ask you to be fair. I ask you to again examine your conscience.  
23. Give Senator Sours the vote he deserves; that his constituency  
24. deserve; that the people of Peoria deserve; and above all that  
25. those people who are paying their fair proportionate share of  
26. this cost not be assessed an additional supplemental assessment  
27. to pick up the tab that we should be providing here by the State  
28. of Illinois. I vote aye.

29. SECRETARY:

30. Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
31. Kusibab, McCarthy, O'Brien, O'Brien...

32. PRESIDENT:

33. Senator O'Brien.

1. SENATOR O'BRIEN:

2. Before I vote, I'd like to ask the Senate sponsor a  
3. question if he would.

4. PRESIDENT:

5. Senator Sours, a question is being directed your way.  
6. Senator O'Brien.

7. SENATOR O'BRIEN:

8. Senator, is this in the Governor's budget?

9. PRESIDENT:

10. Senator Sours.

11. SENATOR SOURS:

12. I . . . I don't know.

13. PRESIDENT:

14. Senator O'Brien.

15. SENATOR O'BRIEN:

16. I'll assume that it isn't. Senator, can you give me an  
17. approximation of what your \$7,500 personal property exemption  
18. would cost the State?

19. PRESIDENT:

20. Senator Sours.

21. SENATOR SOURS:

22. It's really not germane. I have heard, Senator, that  
23. it probably might cost the State of Illinois as much as 60  
24. million dollars, which is more than you make in your nursing  
25. home any long week end.

26. PRESIDENT:

27. Senator O'Brien. Senator O'Brien.

28. SENATOR O'BRIEN:

29. Senator, thank you very much for the personal reference.  
30. A conservative estimate, I think, is somewhere in the area of  
31. about 80 million dollars to local governmental units. Now,  
32. Senator, you bring another bill that's not in the Governor's  
33. budget that's going to cost a mere \$2,290 and I haven't seen

1. one bill that Senator Sours has sponsored this Session of the  
2. General Assembly that's going to generate revenue for the  
3. State of Illinois. My vote is no.

4. SECRETARY:

5. Palmer, Partee, Rock . . .

6. PRESIDENT:

7. Senator Rock.

8. SENATOR ROCK:

9. Yes, Mr. President, at Senator Groen's behest the second  
10. time today, I have examined my conscience. This, along with  
11. other bills of this ilk, belong properly before the Court of  
12. Claims and I vote no.

13. SECRETARY:

14. Romano, Rosander, Savickas, Smith, Sours . . .

15. PRESIDENT:

16. Senator Sours.

17. SENATOR SOURS:

18. I guess I'm not recorded, but sometimes I shudder to think  
19. what would happen to a real important bill, if I were to have  
20. one. This is as minuscule as one can get. Now I want to  
21. clear up, once and for all if I can, that this is not establishing  
22. any new precedent. Believe me it isn't. I've been down here  
23. enough and I've heard all these bills. Now what has happened  
24. when the assessment was spread against each parcel of property,  
25. by that time the appropriations had gone in. A simpler way  
26. would have been, as Senator Weaver suggested, that is that it  
27. be a line item. But what's going to happen if there's  
28. dereliction and there is no line item? Is it expected that  
29. the other property owners shall kick in? Is it expected  
30. that the City of Peoria should kick in and pay the State's  
31. share? I'd like to vote yes on this with this one state-  
32. ment. This State of Illinois is being assessed on a front  
33. footage basis, just the way, I'm sure, that any paving

1. assessment would be in Chicago as to 160 North LaSalle  
2. Street, which would have to pay it's equal aliquot, the  
3. Latin is for Senator Walker, share. I vote aye.
4. SECRETARY:  
5. Swinarski, Vadalabene.
6. PRESIDENT:  
7. On that question the yeas are 33, the nays are 5. The  
8. bill having received a constitutional majority is declared  
9. passed. Senator Cherry.
10. SENATOR CHERRY:  
11. Verification of the roll call.
12. PRESIDENT:  
13. Senator Cherry . . .
14. SENATOR CHERRY:  
15. Affirmative votes.
16. PRESIDENT:  
17. Cherry . . . Senator Cherry has requested a verification  
18. of the roll call. Will the members be in their seats.  
19. Senator Knuppel. Senator Hall. Senator Knuppel. Senator  
20. Bruce. Gentlemen, please be in your seats. Senator Knuppel.  
21. Just a moment. Senator Knuppel, will . . . I know you hear  
22. me, but you're not going to your seat. We need a verification  
23. of the roll call. You're going to have to postpone that  
24. conversation. Senator Hall. You be in your seats. The  
25. Secretary will call the affirmative vote.
26. SECRETARY:  
27. Baltz, Berning, Bidwill, Bruce, Carpentier . . .
28. PRESIDENT:  
29. Is Senator Bidwill on the Floor? He is not. Remove  
30. his name from the roll call. Senator Bidwill is here.
31. SECRETARY:  
32. Carroll, Clarke, Collins, Coulson, Course . . .
33. PRESIDENT:

1. Senator Coulson is on the Floor. Proceed with the  
2. affirmative votes.

3. SECRETARY:

4. Davidson, Fawell, Gilbert, Graham . . .

5. PRESIDENT:

6. Is Senator Fawell on the Floor? Senator Fawell is on  
7. the Floor.

8. SECRETARY:

9. Groen, Knuppel, Latherow, Laughlin, Lyons, McBroom,  
10. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill . . .

11. PRESIDENT:

12. Is Senator Neis . . . yes, Senator Neistein in on the  
13. Floor.

14. SECRETARY:

15. Ozinga, Saperstein, Soper, Sours, Walker, Weaver.

16. PRESIDENT:

17. Pardon. Senator Course on the Floor? Is . . . Senator  
18. Course is not on the Floor. The name will be reviewed. There . . .  
19. just a moment. There are 32 affirmative votes, 5 negative.  
20. The bill is declared passed. Senator Baltz.

21. SENATOR BALTZ:

22. Having voted on the affirmative side on that, I'll  
23. move to reconsider.

24. PRESIDENT:

25. Motion to reconsider by Senator Baltz. Motion by Senator  
26. Groen to Table. All in favor of the Motion to Table signify  
27. by saying aye. Contrary minded. The Motion to Table prevails.  
28. If you'll turn to the next page of your Calendar, to page 2,  
29. these will be the next bills to be called. House Bill 4196,  
30. Senator Graham. 4283, Senator Dougherty. 4305, Senator  
31. Horsley. 4328, Senator Palmer. 4330, Senator McCarthy.  
32. 4196, Senator Graham.

33. SENATOR GRAHAM:

1. Yes, Mr. President and members of the Senate, the old  
2. population number distinguishing the difference between down-  
3. state and Cook County with regard to election of precinct . . .

4. PRESIDENT:

5. Just . . . Just a moment. Please. Let's get some order  
6. here. Gentlemen.

7. SENATOR GRAHAM:

8. Precinct committeemen as opposed to township and ward  
9. committeemen in the County of Cook. This only ups the  
10. population to distinguish the difference, and still incorporate  
11. DuPage County within the downstate system. That's all it does.

12. PRESIDENT:

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

15. SECRETARY:

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

25. PRESIDENT:

26. Senator Hall.

27. SENATOR HALL:

28. I'd just like to ask the . . . if the Senator would  
29. yield for a question. I'd like to ask Senator Graham a  
30. question please.

31. PRESIDENT:

32. He indicates he will.

33. SENATOR HALL:



1. Senator Graham, in my area the Precinct Committeemen  
2. are elected. Now just what does this do for them?

3. PRESIDENT:

4. Senator Graham.

5. SENATOR GRAHAM:

6. The old . . . the old limit was 200,000 for distinguishing  
7. between downstate counties and/or Cook County. It just ups it  
8. to 500,000. Because . . . up to 2,000,000 because DuPage  
9. County is rapidly approaching 500,000. It just keeps a  
10. separate . . . maintains the distinguishing population between  
11. Cook County and downstate.

12. PRESIDENT:

13. On that question the yeas are 40, the nays are none. The  
14. bill having received a constitutional majority is declared  
15. passed. 4283, Senator Dougherty.

16. SENATOR DOUGHERTY:

17. I would like to call this back to the order of Second  
18. Reading for the purpose of offering an amendment. The amendment  
19. is on the Secretary's desk and it merely changes it on line  
20. 27. It says . . . the change is: When such federal funds are  
21. available and as soon as practicable after the date of the  
22. amount of the payment for the land and the property that's  
23. been acquired.

24. PRESIDENT:

25. Is there any discussion on the amendment? All in favor  
26. of the adoption of the amendment indicate by saying aye.  
27. Contrary minded. The amendment is adopted. Any further  
28. amendments? Third Reading. We will return to it after  
29. intervening business, Senator. Senator Horsley is not on  
30. the Floor. Senator Clarke, do you want someone else to  
31. handle that? Senator Clarke, 4305, an appropriation for the  
32. Court of Claims. Do you want to handle that, or someone else?  
33. Or just . . . Senator Clarke.

1. SENATOR CLARKE:

2. Well, I think that that is a clear statement of what it  
3. does. This is appropriation for the Court of Claims.

4. PRESIDENT:

5. Is there any discussion?

6. SENATOR CLARKE:

7. . . . favorable roll call.

8. PRESIDENT:

9. The Secretary will call the roll.

10. SECRETARY:

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

20. PRESIDENT:

21. On that question the yeas are 41, the nays are none. The  
22. bill having received a constitutional majority is declared  
23. passed. 4283, Senator Dougherty.

24. SENATOR DOUGHERTY:

25. Mr. President and members of the Senate, this bill provides  
26. for the payment of monies to a person who has been forced  
27. to relocate by virtue of an act of a State agency and with  
28. the federal funds that are available they are . . . they become  
29. recipients of these federal funds for location . . . relocation  
30. purposes only. It's in line with the Highway Act and in the  
31. Cities Demonstration Act and the Model Cities Act. It's  
32. vitally necessary and this is a counterpart to 1949. I ask a  
33. favorable roll call.

1. PRESIDENT:

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

4. SECRETARY:

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

14. PRESIDENT:

15. Baltz, aye. On that question the yeas are 43, the nays  
16. are none. The bill having received a constitutional majority  
17. is declared passed. 4328, Senator Palmer. Hold. 4330,  
18. Senator McCarthy. 4330. Hold. All right we'll go to the  
19. next column. The following bills will be called in the next  
20. column. Senator McCarthy.

21. SENATOR McCARTHY:

22. Yes, it's an inquiry since you did call a bill of mine.  
23. I noticed you moved back to Senate bills on Third Reading for  
24. Senator Graham. Is there any rule that you have on that?

25. PRESIDENT:

26. Just that the Chair is going to accommodate all Senators  
27. on Senate bills. Because of the Calendar situation, we will  
28. give pre . . . some priority to Senate bills. On . . . Senator  
29. Partee.

30. SENATOR PARTEE:

31. I think I know part of the concern of Senator McCarthy.  
32. He has some bills that relate to the subject of personal  
33. property that are on Third Reading. You will note there are

1. some five or six bills on that same subject. It would be  
2. the hope of this Senator, when we get to those personal  
3. property tax bills, we take them all on the same day, at  
4. the same time. You know, right in sequential order, so  
5. that the membership would be exposed to all concepts involved  
6. at the same time. You know, rather than one today and another  
7. one tomorrow or something like that. And I would hope Senator,  
8. that we can get to those tomorrow.

9. PRESIDENT:

10. Good. The next . . . Senator Graham.

11. SENATOR GRAHAM:

12. Just to relieve Senator McCarthy's mind, that there was  
13. no special preference given to me on that bill. This morning  
14. when we were on roll call, it was . . . it was announced that  
15. that there was amendment being prepared and . . . come back  
16. to it later that day.

17. PRESIDENT:

18. That is correct. I'm advised now that Senator Palmer  
19. is ready on 4328. 4328.

20. SENATOR PALMER:

21. House Bill 4328 does what the synopsis says. Provides  
22. that the school district reimbursed by the State for special  
23. education and other approved programs and where the districts  
24. elect to operate a full year program such reimbursement  
25. shall be increased by the specified amount. The purpose  
26. of this bill is to encourage the school districts with a  
27. twelve month program, or in the process of adopting them,  
28. to extend their special education services to a twelve  
29. month as well as to their short periods.

30. PRESIDENT:

31. Is . . . Senator Gilbert.

32. SENATOR GILBERT:

33. Senator Palmer, do you have any estimate as to what this

1. might cost? I believe that probably the only school now  
2. that is conducting a year round school, is Valley View. Do  
3. you have any estimate from the Superintendent's Office or  
4. anyone, as to approximately what this might mean in the  
5. foreseeable future?

6. PRESIDENT:

7. Senator Palmer.

8. SENATOR PALMER:

9. I do not have the answer to that Senator, but my  
10. understanding is that there is only one district now that  
11. is operating with the extended time. And it's proven very  
12. successful. This bill is actually an encouragement to  
13. proceed with this extended services.

14. PRESIDENT:

15. Senator Gilbert.

16. SENATOR GILBERT:

17. I . . . I think that you're correct in that, that  
18. Valley View is the only one and we have enacted legislation  
19. encouraging the regular school to . . . for school districts  
20. to have the year round school and the regular classes, and  
21. this would extend it, as you say, to the special education  
22. programs, gifted and the other groups.

23. PRESIDENT:

24. Is there further discussion? The Secretary will call  
25. the roll.

26. SECRETARY:

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

1. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
2. Weaver.

3. PRESIDENT:

4. Bidwill, aye. On that question the yeas are 41, the  
5. nays are none. The bill having received a constitutional  
6. majority is declared passed. The next column, these will  
7. be the bills called. 4499, Senator Fawell. 4505, Senator  
8. Horsley. 4508, Senator Latherow. And 4537, Senator Palmer.  
9. And 4551, Senator Dougherty. Is Senator Fawell ready on  
10. 4499? Is there any discussion on this? The Secretary will  
11. call the roll.

12. SECRETARY:

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

22. PRESIDENT:

23. Hall, aye. Cherry, aye. Davidson, aye. On that  
24. question the yeas are 44, the nays are none. The bill having  
25. received a constitutional majority is declared passed. Senator  
26. Clarke do you want to call 4505? Senator Coulson. Senator  
27. Coulson.

28. SENATOR COULSON:

29. Yes, Mr. President, this is the annual appropriation for  
30. the Clerk of the Supreme Court. The amount is slightly down.  
31. But there are several small increases. He plans to microfilm  
32. more of his records. I'd be happy to try to answer questions.

33. PRESIDENT:

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

3. SECRETARY:

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

13. PRESIDENT:

14. Carpentier, aye. On that question the yeas are 39,  
15. the nays are none. The bill having received a constitutional  
16. majority is declared passed. 4508, Senator Latherow.

17. SENATOR LATHEROW:

18. Could we . . . Could we come back to that in a minute?  
19. I have an amendment for it.

20. PREISDENT:

21. We'll come back to it. 4537, Senator Palmer. Senator  
22. Palmer.

23. SENATOR PALMER:

24. House Bill 4537 updates the school code in reference  
25. to the textbooks. What it does is provide . . . when this  
26. act was originally written, it only referred to textbooks,  
27. but modern education, of course now provides for films and  
28. other instructional materials. What this act will do, is  
29. describe the different materials that are used in  
30. instructional methods. And also, provides a means of the  
31. Superintendent to handle these materials. To distribute  
32. them to the various departments and also to make space  
33. available. And this time Senator Gilbert, I can answer your

1. question that this does not cost any money, Senator Gilbert.  
2. This is an up-dating bill which is putting into effect procedures  
3. that are actually being operated now in this school system  
4. PRESIDENT:

5. Is there any discussion? Did . . . Senator Berning.  
6. Just . . . Just a moment. Please, gentlemen, let's take  
7. the conferences off the Floor. Senator Berning.

8. SENATOR BERNING:

9. Yes, I would just like to ask the sponsor, this information  
10. that is furnished according to this is to the State Superintendent  
11. of Instruction. Is that correct? Is it his responsibility,  
12. then, to get any recommendations down to the local school  
13. boards, or how are they involved?

14. PRESIDENT:

15. Senator Palmer.

16. SENATOR PALMER:

17. It's his responsibility to get these materials distributed  
18. to all schools that are under his jurisdiction.

19. PRESIDENT:

20. Senator Berning.

21. SENATOR BERNING:

22. Well I . . . I'm . . . I'm perhaps exhibiting my ignorance,  
23. but it seems to me that in my district, the school boards make  
24. the determination as to what they're going to use and they proceed  
25. to acquire it and then the students pay for it.

26. PRESIDENT:

27. Senator Palmer.

28. SENATOR PALMER:

29. That is correct, Senator Berning, and this bill helps the  
30. Superintendent to cooperate with the requests of your schools  
31. in making their requisitions. There . . . The original Code  
32. does not give them the clearance, although they have been  
33. operating without this bill. This bill is updating a present



1. practice and also including in the word "textbook" all the  
2. various different materials that are now being used. There's  
3. a wide range of materials.

4. PRESIDENT:

5. Senator Gilbert.

6. SENATOR GILBERT:

7. I think that Senator Palmer has explained this. At the  
8. present time, as he stated, all the suppliers have to send  
9. a copy of each book to the Superintendent. Now they will  
10. merely send a list of their materials--125 of them--to the  
11. Superintendent. The Superintendent then in turn sends this  
12. list to the regional superintendents who will have that  
13. available for the local school districts. I see nothing  
14. wrong with this legislation. I am going to support it.

15. PRESIDENT:

16. Secretary will call the roll.

17. SECRETARY:

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

27. PRESIDENT:

28. Swinarski aye. On that question the yeas are 41; the nays  
29. are none. The bill having received a constitutional majority  
30. is declared passed. Senator Latherow, are you ready with your  
31. amendment?

32. SENATOR LATHEROW:

33. Mr. President, I have the amendment ready, but I was waiting

1. for Senator Knuppel to . . .

2. PRESIDENT:

3. Well, you let the Chair know when you're ready. Proceed,  
4. will you, Senator Latherow?

5. SENATOR LATHEROW:

6. When he gets back, then, it's all right.

7. PRESIDENT:

8. 4551, Senator Dougherty. 4551. Senator Dougherty.

9. SENATOR DOUGHERTY:

10. I'm not prepared to call that bill today for a particular  
11. reason; however, while I am on my feet, I have a group of  
12. Girl Scouts from Dalton up here with Mrs. Lee Wendowski. They're  
13. sitting in this gallery over here.

14. PRESIDENT:

15. In the next column, these bills will be called: 4557,  
16. Senator Dougherty; 4642, Senator Ozinga; 4643, Senator Ozinga;  
17. 4651, Senator Mitchler. 4557, Senator Dougherty. Senator  
18. Dougherty.

19. SENATOR DOUGHERTY:

20. House Bill 4557 in its original form, as it passed the  
21. House, provided that the Chicago Transit Authority and the  
22. Urban Mass Transportation District, newly created and upheld  
23. by the United States Supreme Court the other day, could use  
24. motor fuel tax funds for the purpose of building parking  
25. facilities adjacent to or on the highway, and at that time  
26. it really only provided for Cook County. However, at the  
27. insistence of the Department of Transportation, I offered an  
28. amendment which was adopted that provided that the . . . would  
29. apply to any local mass transportation district that's set  
30. up by this Legislature by a referendum of the people therein,  
31. and that includes Springfield, Joliet, Pekin, Peoria and all  
32. of these cities that they could do this . . . use these motor tax . . .  
33. motor fuel tax funds for the purpose of providing parking. I

1. put this amendment on, and that's the form it's in now. Now  
2. I'm informed that there is to be another amendment that's  
3. going to be offered which I will resist. This provides that  
4. private railroads may use motor fuel tax funds for the same  
5. purpose, which I certainly will not permit to happen. They  
6. are going to borrow it, but they must repay it back for 5  
7. years. It is my suggestion to the Body, that we take this bill in  
8. the form it is now that provides for the CTA, the Urban  
9. Mass Transportation District and all of the other nine areas  
10. in the State that have these mass transportation districts,  
11. and to pass the bill out in its amended form. I am informed  
12. that the House is going to reject this amendment and will  
13. ask us to recede from it. I would like to get it back in  
14. the House in its present form so they may take the action  
15. they deem necessary because there are some objections to  
16. the bill as amended.

17. PRESIDENT:

18. Senator Dougherty, as I understand it, you're now pulling  
19. the bill back to 2nd Reading. It's a combination . . .

20. SENATOR DOUGHERTY:

21. No, I'm not, sir. The bill has been amended.

22. PRESIDENT:

23. Oh. I see. The amendment . . .

24. SENATOR DOUGHERTY:

25. Was offered by the Transportation Department is on the  
26. bill now. I am informed that someone is going to offer an  
27. amendment which I will resist. I suggest that we both resist  
28. it for the purpose of getting the bill back to the House in  
29. its amended form so that they may take what action they may  
30. deem necessary, because they do object to the amendment that  
31. I put on.

32. PRESIDENT:

33. But the point is, the bill is now on 3rd Reading. It

1. cannot be amended on 3rd Reading as an accommodation . . .

2. Senator Clarke?

3. SENATOR CLARKE:

4. I'd appreciate it if the Senator would hold this bill.

5. We could come back to it later.

6. PRESIDENT:

7. The request is that the bill be held, Senator Dougherty.

8. Senator Dougherty.

9. SENATOR DOUGHERTY:

10. If you'll recall, Senator, I discussed this with you the  
11. other day, for this very same purpose of getting it out of  
12. here in its present form and let them take whatever action they want  
13. to do on it in the House.

14. PRESIDENT:

15. A request is that the bill be held. Is that okay, Senator  
16. Dougherty?

17. SENATOR DOUGHERTY:

18. All right. All right.

19. PRESIDENT:

20. Senator Ozinga, 4642 and 43. Where's Senator . . . Hold.  
21. 4651, Senator Mitchler.

22. SENATOR MITCHLER:

23. Mr. President and members of the Senate, House Bill 4651  
24. amends the act providing for the ordinary and contingent expenses  
25. for the Clerk of the Appellate Court of the 2nd District. And  
26. what it does, it transfers \$9,000.00 from the personal services  
27. and adds \$7,500.00 to the contractual services and \$1,500.00  
28. to the telecommunication services. The act would be effective  
29. immediately upon approval by the Governor. I know of no objections.  
30. This is cleared and I would appreciate a favorable roll call.

31. PRESIDENT:

32. Secretary will call the roll.

33.

1. PRESIDING SECRETARY: (Mr. Fernandes)

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

10. PRESIDENT:

11. Lyons aye. Palmer aye. McBroom aye. Kusibab aye. Johns  
12. aye. On that question the yeas are 42; the nays are none. The  
13. bill having received a constitutional majority is declared passed.  
14. Now as an . . . an accommodation to the Secretary's office, we're  
15. going to proceed to House Bills on 2nd and then on 1st before  
16. taking second priority bills on . . . Oh. House Bills on 1st  
17. have been. Okay. House Bills on 2nd Reading now. House Bills  
18. on 2nd Reading. 2222, Senator Mitchler. Do you want to advance  
19. that? Hold. 2653, Senator Fawell. Is Senator Fawell on the  
20. Floor? 3774, Senator Bruce. Do you want to advance that? 3774.

21. SECRETARY:

22. 2nd Reading of the bill, no committee amendments.

23. PRESIDENT:

24. Any amendments from the Floor? 3rd Reading. 3776, Senator  
25. Clarke. We should advance that? 3776.

26. SECRETARY:

27. 2nd Reading of the bill, no committee amendments.

28. PRESIDENT:

29. Any amendments from the Floor? 3rd Reading. 4088,  
30. Senator McBroom. 4088.

31. SECRETARY:

32. 2nd Reading of the bill, no committee amendments.

33.

1. PRESIDENT:
2. Any amendments from the Floor? 3rd Reading. 4093, Senator
3. Merritt. 4093.
4. SECRETARY:
5. 2nd Reading of the bill, no committee amendments.
6. PRESIDENT:
7. Any amendments from the Floor? 3rd Reading. 4095, Senator
8. Groen. 4095.
9. SECRETARY:
10. 2nd Reading of the bill, no committee amendments.
11. PRESIDENT:
12. Any amendments from the Floor? 3rd Reading. 4097, Senator
13. Soper. 4097.
14. SECRETARY:
15. 2nd Reading of the bill, no committee amendments.
16. PRESIDENT:
17. Any amendments from the Floor? 3rd Reading. 4158, Senator
18. Baltz. 4158.
19. SECRETARY:
20. 2nd Reading of the bill, no committee amendments.
21. PRESIDENT:
22. Any amendments from the Floor? 3rd Reading. 4218, Senator
23. Sours. 4 . . . You wish to advance it? 4218.
24. SECRETARY:
25. 2nd Reading of the bill, no committee amendments.
26. PRESIDENT:
27. Any amendments from the Floor? Senator Sours.
28. SENATOR SOURS:
29. I left an amendment there last week.
30. PRESIDENT:
31. Do you wish to explain the amendment?
32. SENATOR SOURS:
33. Yes. This amendment, Mr. President, Senators, clears up

1. the distinction between an exemption and a deduction. It also  
2. conforms the deduction of \$7,500.00 to language contained in  
3. Section 71 of the Revenue Code which refers to other deductions.  
4. I move its adoption.

5. PRESIDENT:

6. Senator Partee.

7. SENATOR PARTEE:

8. Have we seen a copy of this amendment yet? I think we talked  
9. about this last week and the reason we didn't do anything, we  
10. didn't have a copy of the amendment. Could we have it, please?

11. PRESIDENT:

12. Senator Sours.

13. SENATOR SOURS:

14. There was put on your desk, Senator, the last day last  
15. week, in my presence, a copy of the amendment on every desk.  
16. Now, if you do not have it, I happen to have a few extras over  
17. here.

18. PRESIDENT:

19. Can you see that extra copies are distributed, Senator Sours?  
20. Is there further discussion of the amendment? Senator Lyons.

21. SENATOR LYONS:

22. Well I'd like to ask Senator Sours to hold it until we  
23. can read it. It looks to me like an amendment to incorporate  
24. a standard deduction which would be very interesting.

25. PRESIDENT:

26. Senator Sours.

27. SENATOR SOURS:

28. I'd like to get this bill in shape. I said so last Thursday.  
29. The amendment was put on each desk last Thursday, and I'm sorry  
30. that you haven't had a chance to read it, but time is getting  
31. short and I'd like to get that amendment put on the bill, and  
32. get it in the shape that I want it in whether you vote for it  
33. or not on passage, I don't care, but I'd like to get it in shape

1. now. I've sat back acquiescently here for about a week on this  
2. particular bill.

3. PRESIDENT:

4. Senator Partee.

5. SENATOR PARTEE:

6. Let's back it up for a minute now. Nobody has sat for  
7. a week on anything. You called this bill the last day that  
8. we were here last week and I suggested to you at that time,  
9. I remember my exact words, you said that you wanted to get it  
10. in shape you wanted it in, and I said I know you'd like  
11. that, but the amendatory process was not . . . was not unilateral,  
12. but was bilateral. A few minutes after that we adjourned.  
13. I have not seen this amendment, it was not put on my desk before  
14. I left. Now if you put it on my desk, you put it on here after  
15. I left which would, of course, have been meaningless. So that we'll  
16. just hold this until we can see it. It's a three page amend-  
17. ment and I want to read it.

18. PRESIDENT:

19. I wonder . . . Senator Sours, can we go through the rest  
20. of the 2nd Reading bills and then return to it in 15 to 20 minutes  
21. here, and the Chair assures you that I'm not trying to delay  
22. here. 4266, Senator Clarke.

23. SECRETARY:

24. 2nd Reading of the bill, no committee amendments.

25. PRESIDENT:

26. Any amendments from the Floor? 3rd Reading. Is Senator  
27. Mohr on the Floor? 4453, Senator Walker. 4453.

28. SECRETARY:

29. 2nd Reading of the bill, no committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor? 3rd Reading. 44 . . .  
32. You wish to take care of that, Senator Bidwill, and advance  
33. it? 4455. 4455.



1. SECRETARY:

2. 2nd Reading of the bill, no committee amendments.

3. PRESIDENT:

4. Any amendments from the Floor? 3rd Reading. Senator  
5. Harris had two other bills on 2nd Reading. Do you wish to  
6. take those also? Senator Bidwill.

7. SENATOR BIDWILL:

8. Senator Groen is advancing 4455 and also 4095, Mr.  
9. President.

10. PRESIDENT:

11. I understand that 4164 is being handled by Senator  
12. Knuepfer. Is that correct? Senator Knuepfer, do you wish  
13. to advance that? 4164.

14. SECRETARY:

15. 2nd Reading of the bill, no committee amendments.

16. PRESIDENT:

17. Any amendments from the Floor? 3rd Reading. Senator  
18. Knuepfer, are you handling 2648, also, Senator Harris?

19. SENATOR KNUEPFER:

20. Let me just advance it. I don't think I'm handling it,  
21. but let me advance it and find out and if nobody else is, I  
22. will then for him.

23. PRESIDENT:

24. Okay. 2648.

25. SECRETARY:

26. 2nd Reading of the bill, no committee amendments.

27. PRESIDENT:

28. Any amendments from the Floor? Senator Partee?

29. SENATOR PARTEE:

30. Yes, sir. We do have an amendment as soon as I can get  
31. it out of the box here.

32. PRESIDENT:

33. Senator Knuepfer, there's an indication that there is an

1. amendment on this. Now since Senator Harris is not here . . .

2. SENATOR KNUEPFER:

3. Let's hold that bill then until . . .

4. PRESIDENT:

5. All right. The bill will be held, Senator Partee. Senator  
6. Mohr, you were off the Floor when 4298 was called. Are you  
7. ready? You want to hold that. Senator . . . 4095 was advanced,  
8. Senator Bidwill. Senator Partee, are we ready to . . . on  
9. Senator Sours' bill, or do you wish to wait for a little bit  
10. on that?

11. SENATOR PARTEE:

12. Not quite.

13. PRESIDENT:

14. Okay. House Bills on 3rd Reading. We will now move to  
15. the second priority list. Is Senator Carroll on the Floor?  
16. Now here are the bills and we will include the first priority  
17. bills that were for one reason or another skipped in the  
18. first go around. Senator Carroll's bills are the beginning;  
19. 311, Senator Bruce; 1318, Senator Latherow; 1324, Senator Fawell;  
20. 1440, Senator Berning; and 2033, Senator Mohr. Senator Bruce,  
21. are you ready on 311 now? Senator Bruce.

22. SENATOR BRUCE:

23. Yes, Mr. President, I'd like to move House Bill 311 back  
24. to the order of 2nd Reading for the purpose of amendment.

25. PRESIDENT:

26. Can you explain the amendment?

27. SENATOR BRUCE:

28. The amendment strikes the \$20,000.00 appropriation which  
29. will be placed in the Superintendent's budget.

30. PRESIDENT:

31. Motion for the adoption of the amendment. All in favor  
32. signify by saying. Contrary minded. The amendment is adopted.  
33. We'll return to it after intervening business, Senator. 1318,

1. Senator Latherow.

2. SENATOR LATHEROW:

3. Mr. President and members of the Senate, House Bill 1318,  
4. I'll have a full explanation of that to put on your desk tomorrow  
5. so that you'll all understand just exactly what we've done. I'd  
6. like to call that tomorrow, Mr. President.

7. PRESIDENT:

8. The bill will be held. 13 . . . Is Senator Fawell on  
9. the Floor? Senator Berning, are you ready with 1440? It will  
10. be held. 2033, Senator Mohr. Are you ready with that? Senator  
11. Mohr.

12. SENATOR MOHR:

13. Mr. President, I didn't ask for that to be on the list, but  
14. I would like 2545, the following bill.

15. PRESIDENT:

16. 2545 is the next one and it is on the list. 2033 will  
17. be passed, 2545. It is not passed; it is being held. All  
18. right.

19. SENATOR MOHR:

20. Is that one all right to call, Mr. President?

21. PRESIDENT:

22. 2545.

23. SENATOR MOHR:

24. This bill would empower the Commerce Commission to . . . or  
25. require reconstruction, alteration, relocation, or improvement  
26. of any crossing when found necessary to preserve or promote the  
27. safety of the public or its employees and passengers. This  
28. bill merely adds the word "convenience" to read "safety and  
29. convenience". The Commerce Commission would like the bill.  
30. The railroads are in support of the bill. I know of no objection  
31. to it. Favorable roll call.

32. PRESIDENT:

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

1. SECRETARY:

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

9. PRESIDENT:

10. Senator Partee.

11. SENATOR PARTEE:

12. I think I missed something of the explanation here, and I just  
13. don't really see the point of the bill. What does it do,  
14. Senator?

15. PRESIDENT:

16. Senator Mohr. Just a moment. Please, can we . . .

17. SENATOR MOHR:

18. The bill reads the word . . . It adds the word, "safe  
19. convenience", to safety. "Safety" and "convenience". It  
20. would give the Commerce Commission the tools needed to concern  
21. itself with some of the pedestrian convenience, Senator. They . . .  
22. At some of the crossing . . . Some of the crossings, they feel  
23. they could do a little more if they had this particular word  
24. in there--"convenience".

25. PRESIDENT:

26. Senator Partee.

27. SENATOR PARTEE:

28. Let me just say I don't have any brief for the railroads  
29. and I know that the gentlemen whose bill this is has had several  
30. meetings all over the State concerning it, and this is one of  
31. those kind of things where we may be taking some action here that  
32. we don't really understand. This is the kind of bill that ought  
33. to come in at a regular Session. This is the kind of bill that

1. has absolutely no reason to be here during this Session.  
2. I've seen the report of the Grade Crossing Commission and  
3. it left an awful lot to be desired. I, personally, am not  
4. going to support this bill because I don't know precisely  
5. what's intended here. I read some language here that could  
6. give to the Commerce Commission a great deal of power, a  
7. great deal of authority in areas where, in my opinion, it  
8. devastates the right to hold personal and private property.  
9. I think it's a bad bill and I'm not going to support it.  
10. Now perhaps in the regular Session, where we have a chance  
11. to look at it in depth, we may arrive at something which  
12. would be meaningful and palatable. At present I think it  
13. does not lend itself to an affirmative vote and I'm going  
14. to vote no.

15. SECRETARY:

16. Rock, Romano, Rosander, Saperstein, Savickas, Smith,  
17. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

18. PRESIDENT:

19. Sours, aye. Senator Mohr.

20. SENATOR MOHR:

21. Mr. President, this bill had the support of the  
22. Democrats in the House, also in the Senate Transportation  
23. Hearing. The Railroads testified for it, the Commerce  
24. Commission testified for it. I don't know what the hang up  
25. is, but you talk about bills that aren't important, I think  
26. that the number we have on here, there's probably about 50  
27. that could be considered important in my estimation. I'd  
28. ask for the roll call . . . or absentees to be called.

29. PRESIDENT:

30. Request for calling the absentees. The absentees will  
31. be called.

32. SECRETARY:

33. Arrington, Carroll, Cherry, Chew . . .

1. PRESIDENT:

2. Senator Cherry.

3. SENATOR CHERRY:

4. The concern of this bill, Senator Mohr, is it gives the  
5. Commerce Commission the right to select and choose between  
6. safety and convenience. They don't have that power now the  
7. way the law reads now. They must adopt themselves. They  
8. must adopt their procedure to the safety of the citizens of  
9. our State. This would substitute convenience for safety and  
10. I think that's one of the defects in this bill. I vote  
11. no.

12. SECRETARY:

13. Donnewald, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
14. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, McCarthy,  
15. Mohr . . .

16. PRESIDENT:

17. Senator Mohr.

18. SENATOR MOHR:

19. All I can say is that this is for the convenience for the  
20. citizens of the State of Illinois and with regard to the Commission  
21. that studied problems of railroad crossings throughout the  
22. State of Illinois, which this Body, the other side of the  
23. aisle, voted down a \$10,000 appropriation, I just think  
24. it's a crime that of all the legislation that goes through  
25. here, we can't pass something that's going to help Joe  
26. Citizen with regard to the railroad crossing problems. I  
27. vote aye.

28. SECRETARY:

29. Newhouse, Nihill, O'Brien, Palmer, Rock, Romano, Rosander,  
30. Saperstein, Savickas, Smith, Vadalabene.

31. PRESIDENT:

32. You've been reading the newspapers lately, Senator. On  
33. that question the yeas are 30, the nays are 6. The bill

1. having received the constitutional majority is declared  
2. passed. Request for a verification of the roll call. The  
3. Senators will be in their seats for a verification of the  
4. roll call. Verification of the roll call has been requested.  
5. Just . . . Senator Neistein.

6. SENATOR NEISTEIN:

7. I want the membership to know that the reason I'm  
8. requesting the verification. I only heard 20 aye votes and  
9. I want to know where the other 10 came from.

10. PRESIDENT:

11. The . . . for what purpose does Senator Clarke arise?

12. SENATOR CLARKE:

13. I just want Senator Neistein to explain that term  
14. waltzing.

15. PRESIDENT:

16. The Secretary will call the affirmative votes.

17. SECRETARY:

18. Baltz, Berning, Bidwill, Carpentier, Clarke, Collins,  
19. Coulson, Course, Davidson, Egan, Fawell, Gilbert, Graham,  
20. Groen, Hynes, Knuepfer, Latherow, Laughlin, Lyons, McBroom,  
21. McCarthy, Merritt, Mitchler, Mohr, Nihill, Ozinga, Soper,  
22. Sours, Walker, Weaver.

23. PRESIDENT:

24. The no . . . no additional votes may be cast when  
25. verification is requested. This is strictly verification.  
26. Is . . . is Senator Carroll recorded? He was not listed  
27. and . . . on that question the yeas are 30 and the nays are  
28. 5. The bill is declared passed. Senator . . .

29. SENATOR BIDWILL:

30. I move to reconsider the vote, Mr. President.

31. PRESIDENT:

32. Senator Bidwill moves to reconsider. Senator Carpentier  
33. moves to table. All in favor of the Motion to Table signify

1. by saying aye. Contrary minded. The Motion to Table  
2. prevails. 1324, Senator Fawell. Just . . . Senator  
3. Fawell, before we get to that, Senator Bruce amended 311  
4. and I promised him we would return to that. We will get  
5. to that immediately. 311, Senator Bruce.

6. SENATOR BRUCE:

7. Yes, Mr. President and members of the Body, House  
8. Bill 311 allows a disinterested hearing officer to hear  
9. the facts pertaining to a teacher removal. Now the bill  
10. relates only to tenured teachers, not to those teachers who  
11. are not presently on tenure. It adds this one step.  
12. Presently if a teacher is removed for cause, that removal is  
13. only subject to review by a Court. This would add between  
14. the Court . . . between the dismissal and the Court a  
15. disinterested hearing officer appointed by the Superintendent  
16. of Public Instruction after request is made by the dismissed  
17. teacher. It is a School Problems Commission . . .

18. PRESIDENT:

19. Just . . . just a moment. Let's get some order here.  
20. Proceed, Senator.

21. SENATOR BRUCE:

22. Yes. The bill as passed out last . . . in the '69 Session,  
23. the Illinois Association of School Boards have testified in  
24. favor. The two teacher organizations have testified in favor  
25. and the Illinois Association of School Administrators have  
26. testified in favor. They all have joined in the drafting of  
27. this bill and the amendments, so that the school board is  
28. not put in the position of being both the prosecutor and the  
29. judge, of whether they have properly acted in the dismissal  
30. of a teacher. It only removes that small limited amount of  
31. power of the board. A power that I would add, that they  
32. would like to get rid of. Now there is a lot of questions  
33. about how many hearings. Last year, only twelve hearings



1. were requested. I don't see a great deal of new demand for  
2. this type of service. The bill would appropriate, and has  
3. been removed to \$20,000. I don't think that will handle a  
4. lot of hearings, but I don't expect a lot in the coming  
5. year, because it only relates to tenured teachers.

6. PRESIDENT:

7. Is there any discussion? Senator Laughlin.

8. SENATOR LAUGHLIN:

9. Yes, Mr. President and members of the Senate, I oppose  
10. this bill. I think basically it's based on a wrong premise.  
11. What you're doing here is setting up another court system  
12. for school teachers. And incidentally, it's my understanding,  
13. and I may be wrong, that this doesn't apply to the Chicago  
14. system. This applies downstate. Now if I'm wrong about  
15. that, you correct me. And I would make these comments. If  
16. the board, and certainly the board shouldn't be a prosecutor  
17. and there's nothing criminal in this proceeding in any  
18. event, so I think the terminology used by Senator Bruce is  
19. inaccurate. But why a teacher should have rights that other  
20. citizens don't have, for the life of me I can't figure out.  
21. Not only that, the teacher has an automatic right, in effect,  
22. built in by this law to a change of venue. Because the  
23. hearing officer, who is to be a licensed attorney can't  
24. come from the same district, now he could . . . is that out?  
25. Okay, all right, I'll withdraw that objection. I've tried  
26. to read the amendment, and maybe I haven't seen it again.  
27. In other words, and there is one other objection I'd like  
28. to call to your attention. I don't think that if this system  
29. were to be in effect, that the Superintendent of Public  
30. Instruction, of all people, is the person to appoint the  
31. hearing officer. I think there can often times be questions  
32. as to whether there is a bias or a favor being extended one  
33. of the litigants involved here if the Superintendent, who is

1. close of course, theoretically to school boards, but is  
2. equally close to the teachers. I think that if you're going  
3. to change this system and if there were only twelve last  
4. year, it ought to go directly into the Courts if the boards  
5. can't handle it. And I see no reason for setting up a  
6. special system of justice for school teachers. For that  
7. reason I oppose the bill.

8. PRESIDENT:

9. Senator Gilbert.

10. SENATOR GILBERT:

11. Senator Bruce, did you . . . did I understand you to  
12. say that the School Board Association favors this legislation?  
13. Now I . . . I mean, to me I don't recall that. Now I'm not  
14. questioning you and I'm not saying that you are wrong, but I  
15. just don't recall that . . . I know that the Illinois  
16. Education Association favored this bill and the Teachers'  
17. Union did, but I don't recall that the School Board Association  
18. did, and I'm not saying that you're wrong, Sir. I . . .  
19. because we had hearings before the School Problems Commission  
20. and I was not at all of them, and it's entirely possible that  
21. Mr. Burgess or someone did appear there in favor of this  
22. and I . . . I'm not challenging you on it, I'm just raising  
23. the question because I don't ever recall hearing them and  
24. I can't imagine why they would favor this, but possibly they  
25. do want out from under it as you have stated.

26. PRESIDENT:

27. Senator Bruce.

28. SENATOR BRUCE:

29. Senator Gilbert, subject to a alteration, I have jotted  
30. down here on notes we took in the Committee hearing. I.A.S.B.  
31. in favor. I.F.T in favor. I.E.A. in favor. I.A. School  
32. Administrators in favor. As I remember, they either submitted  
33. testimony, or actually testified at the Education Committee

1. in favor of this bill.

2. PRESIDENT:

3. Senator Gilbert.

4. SENATOR GILBERT:

5. I think that I have from Dick Bird the information that  
6. the School Board Association favored the concept of a hearing  
7. officer. I do not believe that they have testified in favor  
8. of this bill because of the Superintendent of Public  
9. Instruction being the one who is to do the appointing. But  
10. they're in favor of the concept of some hearing officer. I  
11. think that that is the situation as far as the School Board  
12. Association is concerned. I may be wrong on that, but I  
13. believe that that's the . . . that they do favor the concept  
14. of having someone else do it but the question that they had  
15. I believe, was the advisability of whether the Superintendent  
16. of . . . the matter that Senator Laughlin mentioned, that  
17. the Superintendent should not necessarily be the one who  
18. did the appointing of the officer to do the hearing.

19. PRESIDENT:

20. Is there further discussion. Senator Knuepfer.

21. SENATOR KNUEPFER:

22. I can't help but thinking that for what's sauce for  
23. the goose is sauce for the gander. And too frequently I think we  
24. have the kinds of bills that are either downstate bills or  
25. Chicago bills. I understand, and Senator Bruce hasn't  
26. corrected that, that the City of Chicago is not included  
27. in this bill. And I can understand very well why they're  
28. not included and why they don't want to be included. What  
29. you're doing, and what Chicago, I'm certain, is objecting  
30. to, is interjecting another party into this. I think, and  
31. Senator Laughlin I think expressed it fairly well, you're  
32. dealing with a group of people who have a very unusual  
33. attribute. And that is the attribute of tenure. Now that

1. power or right, whatever the case may be, is a most unusual  
2. one in government. And when, in addition to giving them  
3. the bene . . . the benefits of tenure, you then suggest that  
4. on top of that we're going to put a middle man in the  
5. position of being a hearing officer. I think you're in effect,  
6. in part, disenfranchising your local school boards. I think  
7. you're . . . you're taking away a power that rightfully ought  
8. to be theirs. Now I am well aware that there can always be  
9. the charge that the . . . that you're both judge and jury.  
10. But I do think this is a local responsibility -- the hiring  
11. and firing of teachers. I do think that they are very  
12. adequately protected by the tenure laws. And I think what  
13. you're going to get with this kind of a thing is to further  
14. lock in many people, or some people, who probably don't  
15. belong in the system. If the system of tenure doesn't lock  
16. them in, God only knows what will lock them in. I think this  
17. is a bad concept for downstate and I think it's just as bad  
18. as it is obviously for the City of Chicago, or the City of  
19. Chicago would have cried to get in. And when they don't want  
20. to get in, I can understand their not wanting to get in. And  
21. I don't think this is going to do our downstate school boards  
22. any good at all. In fact I think it's going to be a dis-  
23. service to them and I for one, would urge opposition to this  
24. concept.

25. PRESIDENT:

26. Senator Mohr.

27. SENATOR MOHR:

28. Just another example of a priority bill. I move the  
29. previous question.

30. PRESIDENT:

31. Motion for the previous question. All in favor signify  
32. by saying aye. Contrary minded. The motion prevails.  
33. Senator Bruce may close the debate.

1. SENATOR BRUCE:

2. Yes, Mr. President. Several comments relating to  
3. Chicago have been made. As you know, the School Code is  
4. drafted in two provisions. At testimony at the Education  
5. Committee there was not objection to the manner in which  
6. Chicago was presently handling dismissals. They do have a  
7. hearing. The school board members sits and receives the  
8. evidence and then reports back to the full board. That is  
9. not what is happening in downstate Illinois. I . . . I  
10. again say the objection on the O.S.P.I., I wish we could  
11. find some place else perhaps to put it. The School Board  
12. Association did not . . . I . . . Senator Gilbert so  
13. informs me did not agree with that. My understanding is  
14. that they have agreed with the bill. I don't know who else  
15. could handle appointing an independent officer. I'm sure  
16. the Attorney General would not want to be interested in that  
17. sort of procedure. It only applies to tenured teachers.  
18. There is only a \$20,000 appropriation. If there are more  
19. hearings than that, they just won't be held next year. I  
20. ask for a favorable roll call.

21. PRESIDENT:

22. The Secretary will call the roll.

23. SECRETARY:

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

33.

1. PRESIDENT:

2. Cherry, aye. Neistein, aye. Newhouse, aye. Palmer,  
3. aye. Carpentier, no. Request for a call of the absentees.  
4. The absentees will be called.

5. SECRETARY:

6. Arrington, Baltz, Bidwill, Carroll, Collins, Coulson,  
7. Fawell, Gilbert, Groen, Harris, Horsley, Latherow, McBroom,  
8. Nihill, O'Brien, Ozinga, Romano, Rosander, Soper, Sours,  
9. Walker.

10. PRESIDENT:

11. On that question the yeas are 31, the nays are 12. One  
12. present. The bill having received a constitutional majority  
13. is declared passed. Senator Mohr.

14. SENATOR MOHR:

15. Ask for a verification of the roll call.

16. PRESIDENT:

17. Verification has been requested. The Senators will be  
18. in their seats. Senators will be in their seats. Just  
19. a moment. Senators will be in their seats for the verification  
20. of the roll call. Senator Bidwill, Senator O'Brien, Senator  
21. Bruce. Please. Senator Vadalabene. Let's get in our seats  
22. so we can have the verification of the roll call. Call the  
23. affirmative votes.

24. SECRETARY:

25. Bruce, Cherry, Chew, Course, Donnewald, Dougherty, Egan,  
26. Hall, Hynes, Johns, Knuppel, Kosinski, Kusibab, Lyons,  
27. McCarthy, Merritt, Mitchler, Neistein, Newhouse, Nihill,  
28. O'Brien, Palmer, Partee, Rock, Saperstein, Savickas, Smith,  
29. Swinarski, Vadalabene, Walker, Weaver.

30. PRESIDENT:

31. On that question . . . Senator Walker is not present.  
32. Remove his name. On that question the yeas are 30, the nays  
33. are 12. One present. The bill having received a constitutional

1. majority is declared passed. Senator Johns moves to re-  
2. consider. Senator Bruce moves to table. All in favor of  
3. the Motion to Table signify by saying aye. Contrary minded.  
4. The Motion to Table prevails. 1324, Senator Fawell.

5. SENATOR FAWELL:

6. Mr. President and members of the Senate, this bill,  
7. as the Calendar indicates, simply requires that prior to  
8. the issuance of a marriage license there shall be an affidavit  
9. signed by a physician stating that he has administered to the  
10. women a test of immunity to Rubella, known as German Measles.  
11. The reason for that, of course, is that when one is pregnant  
12. and contracts German Measles then the fetus will be most  
13. likely subjected to retardation. This does not demand that the  
14. test . . . that the immunization be given, but that a test  
15. be given to determine if there is immunization. I know of  
16. no opposition to the bill.

17. PRESIDENT:

18. Is there any discussion? Senator Neistein.

19. SENATOR NEISTEIN:

20. Senator Fawell . . . is he on the Floor?

21. PRESIDENT:

22. Senator Fawell . . .

23. SENATOR NEISTEIN:

24. The first time this bill was up, it didn't receive the  
25. adequate votes in Judiciary. The next time up, I was called  
26. off the Floor. I don't know what happened. I don't know  
27. if the objection was removed. But I have one question of you.  
28. The shots that are taken for German Measles, whether it's  
29. the . . . you say the immunization is not necessary but the  
30. test is necessary. And I notice that those that take certain  
31. shots on German Measles and other diseases, can wind up with  
32. Encephalitis, they have deaths occur. Now does your amendment,  
33. or the bill itself, provide for some sort of shot for the

1. applicant for a marriage license? Does he have to take  
2. one, or both of them? Do they have to take a certain shot  
3. or test?

4. PRESIDENT:

5. Senator Fawell.

6. SENATOR FAWELL:

7. Well, first of all, the amendment that was put on,  
8. Senator, in your Committee by Senator Rock, did clear up  
9. the objections that several had. It was clarifying language  
10. that didn't change the substance of the bill. Secondly, I  
11. am informed that the test which is administered here would  
12. have no . . . I'm not frankly sure of just how the test  
13. is administered. But I have been told that it would have  
14. no effect upon the fetus and is a very simple test just to  
15. determine whether or not there is immunization. The basic  
16. intent is to inform the applicant of the potential effect,  
17. and hopefully that the immunization will take place. Obviously,  
18. if . . . if there happens to be a pregnancy at the time of  
19. the application of the marriage license, however the worst  
20. thing in the world that one would . . . could occur is to  
21. have immunization at that time. It would then have the same  
22. effect so the . . . this is designed so that that cannot  
23. occur, but at the same time to make it very clear to young  
24. people the very detrimental effect of contracting Rubella  
25. Measles during pregnancy. And the . . . and the idea of  
26. having this type of immunization.

27. PRESIDENT:

28. Senator Neistein.

29. SENATOR NEISTEIN:

30. Senator Fawell, I'm in agreement about stamping out  
31. diseases. The reason I'm so concerned. My daughter took  
32. a test when she was four years old or six years old, she  
33. was unconscious two weeks and she was hospitalized for



1. over a year as the result of German Measles test. That's  
2. why I was interested. To know if there is any kind of  
3. shot or injection or anything that goes with it 'cause I  
4. noticed the Federal Government is doing away with all these  
5. shots and . . . when anyone applies for a passport now 'cause  
6. they say there hasn't been any incidents of death for the  
7. last 15 years. And I think they only named one or two  
8. African countries where a death has occurred. So they've  
9. done away with these shots, and I'm concerned if your  
10. bill requires any particular shot, injection, et cetera.  
11. And I was absent when this happened.

12. PRESIDENT:

13. Senator Fawell.

14. SENATOR FAWELL:

15. The bill . . . the bill in it's original form did  
16. require the actual shot for . . . to bring about immunization.  
17. In the present form, it does not. It is merely a test, and  
18. frankly, as I said, I don't know the form of that test, only  
19. to determine if there is immunization but no requirement  
20. that the immunization be accepted. That a shot for immunization  
21. actually be accepted. That's . . . that is still discretionary.

22. PRESIDENT:

23. Senator Neistein.

24. SENATOR NEISTEIN:

25. But again I'm asking, what does the test consist of? Is  
26. there any sort of shot or injection? That's my basic question,  
27. because this is the experience I personally had with my own  
28. daughter, and I want to know what this test consists of?

29. PRESIDENT:

30. Senator Fawell.

31. SENATOR FAWELL:

32. I am told no. There is no shot. No . . . I do not  
33. know though, as I have said. I don't know the form of the

1. test. But I am informed that if, and the reason it was  
2. amended this way in the House, if there were a pregnancy  
3. for instance, there would be no potential for any type of  
4. harm to the fetus. So I would assume that that would mean,  
5. too, that there would be no potential of any type of harm as  
6. far as the applicant is concerned either.

7. PRESIDENT:

8. Senator Egan.

9. SENATOR EGAN:

10. Senator Fawell, I have a question that has nothing to  
11. do with the substance of the bill. This was introduced in  
12. March of 1971 and I'm curious to know how it's still on the  
13. Calendar. Could you tell me that?

14. PRESIDENT:

15. Senator Fawell.

16. SENATOR FAWELL:

17. I . . . I'm sorry I didn't . . . it was introduced  
18. when?

19. PRESIDENT:

20. Senator Egan.

21. SENATOR EGAN:

22. March of 1971. We had a motion to . . . to take all  
23. these bills from our Calendar. Senator Groen passed the  
24. motion a month ago. I'm just curious I . . .

25. PRESIDENT:

26. Senator Fawell.

27. SENATOR FAWELL:

28. I don't know. I merely accepted the request of  
29. Representative Conolly to sponsor the bill and I have no  
30. idea of the history or the where's or why's as to why it  
31. has survived any cuts.

32. PRESIDENT:

33. The motion Senator Egan, was to strike bills in

1. Committee not those on the Calendar. Senator Egan.

2. SENATOR EGAN:

3. Well apparently Mr. President, this came into the  
4. Ho . . . into the Senate after the motion was made. Is there  
5. any . . . do you know?

6. PRESIDENT:

7. Well it could have been on the Calendar, Senator Egan.

8. I'm not sure. Senator Gilbert.

9. SENATOR GILBERT:

10. The bill was passed out of Committee. Maybe it was  
11. in the process and maybe it had been in Committee that day  
12. and wasn't on the Calendar and then it showed up. I was just  
13. going to say that I have asked Mrs. Ramshaw, our First Aid  
14. Lady, she's calling a doctor right now, of the Health  
15. Department, to find out what the test consists of. How it's  
16. given. Maybe we'll have that information in the next two or  
17. three minutes.

18. PRESIDENT:

19. I'm advised the bill came out of Committee the day  
20. before the motion was made. Senator Saperstein.

21. SENATOR SAPERSTEIN:

22. Will the sponsor yield to a question, please? Senator  
23. Fawell, I didn't quite understand your explanation. It was  
24. noisy and I couldn't hear very well. What happens in the  
25. event the female is pregnant?

26. PRESIDENT:

27. Senator Fawell.

28. SENATOR FAWELL:

29. Well, eventually a child will be born. The . . .  
30. the a . . . the a . . . the . . . there is no requirement  
31. at any time for the applicant to actually take the  
32. immunization shot. So that there should be . . . there would  
33. be no danger in the event there's a pregnancy. The . . . the

1. bill in its original form required an immunization shot. It  
2. was pointed out by medical testimony that this could have a  
3. detrimental effect upon a fetus in the event that a applicant  
4. for a marriage license was at the time of the application  
5. pregnant. All of that danger has been removed because the  
6. bill in its present form requires of no one that they actually  
7. take the immunization shot. It does require that they take  
8. a test to determine if they are immune. We have a call in  
9. to a physician at this time. Perhaps it would be best if  
10. we could just pass this for a few minutes and then when the  
11. . . . when I get the call from the physician I'll pass it on  
12. to Dr. Neistein and we can take it from there.

13. PRESIDENT:

14. The bill will be held temporarily. Senator Carroll is  
15. now on the Floor. 179, 181, 182, and 187--Can they be considered  
16. on one roll call, Senator?

17. SENATOR CARROLL:

18. Yes, I think they can, Mr. President.

19. PRESIDENT:

20. Is there objection? Leave is granted.

21. SENATOR CARROLL:

22. Well, Mr. President and members of the Senate, these  
23. bills have no controversy that I know of. All they do is  
24. amend various acts to delete the reference to the Department  
25. of Public Works and Buildings and insert the Department of  
26. Transportation. As you know, this was changed and these  
27. four categories were left out somehow. And that's all these  
28. bills do, and I ask for a favorable roll call.

29. PRESIDENT:

30. Is there any discussion? The Secretary will call the  
31. roll. The roll call applies to all four bills.

32. SECRETARY:

33. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,

1. Carroll, . . .

2. PRESIDENT:

3. Senator Berning. Just a moment. Senator Berning.

4. SENATOR BERNING:

5. I want to vote aye, but I just want to observe that these  
6. bills probably pre-date anything that there is on the Calendar.

7. SECRETARY:

8. . . . Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
9. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,  
10. Harris, 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. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
14. Swinarski, Vadalabene, Walker, Weaver.

15. PRESIDENT:

16. Johns, aye. On that question . . . On those bills the  
17. yeas are 45; the nays are none. The bills having received  
18. a constitutional majority are declared passed. Senator Rock  
19. has a Senate bill on consideration postponed--Senate Bill 1475--  
20. and has requested it. Senator Rock.

21. SENATOR ROCK:

22. Yes, Mr. President and members of the Senate, I appreciate  
23. the courtesy of the Senate to go out of order. This is a  
24. Senate bill and a very important one. Senate Bill 1475 was,  
25. as everybody's well aware I'm sure, amended. And with the  
26. amendment, this Senate Bill 1475 reads that the board may in  
27. 1972 borrow up to 35 million dollars from the proceeds of bonds  
28. issued and transfer such borrowed proceeds to the educational  
29. purposes fund. We debated this at some length last week. I  
30. don't think . . . I think everybody is aware of the issue. This  
31. is admittedly a stop-gap measure. It is giving the board  
32. permission to borrow and mandating repayment within a time  
33. certain. I would ask a favorable vote.

1. PRESIDENT:

2. The Chair would remind those discussing it that we are  
3. limited to 5 minutes on consideration postponed. Senator  
4. Gilbert.

5. SENATOR GILBERT:

6. Well, I rise in opposition to this bill. This legislation  
7. is only possible because of the bill that we passed last time  
8. for the rehabilitation of the . . . Now, let me see if I'm  
9. right on the bill it is. I don't want to get up and talk on  
10. the wrong one. 14 . . . Let somebody else talk and then I'll  
11. talk.

12. PRESIDENT:

13. 1475. Is there further discussion? Senator Knuepfer.

14. SENATOR KNUEPFER:

15. Yeh. I'm not going to be long on this, because I think  
16. we're aware of the issue, but . . . and I'm aware of the  
17. problem that the Chicago School District has, but I think this  
18. is an extraordinarily bad precedent to set. If there is any  
19. district that needs buildings, and I don't say this in the . . .  
20. in an awkward way . . . If there's any district that needs  
21. buildings, it's the City of Chicago. You do need the buildings.  
22. Now . . . There's no question about the fact that you've been  
23. put . . . Your school board has been put into a bind because  
24. they've signed a contract that they didn't have the funds to  
25. pay for. But let me tell you that it's not going to get any  
26. better next year. You need the buildings. We in the Legislature  
27. gave you permission to issue the bonds to provide these buildings  
28. at the last Session. Now you come and say that's not what we  
29. really want. I want to just tell you something about my school  
30. district that I think applies. And I had a meeting with my school  
31. board last fall. One of the things they said was, "We need more  
32. money in the repair fund," and I suggested to them that, well,  
33. what about their regular rate. Couldn't they repair out of

1. their regular rate . . . repair buildings. They said, "No, we  
2. can't because the teachers consider that's a hundred percent their  
3. money. So the only way we can solve this problem is you've  
4. got to give us a separate rate." And what it is is lack of  
5. courage on the part of school boards to face up to the  
6. fact that they haven't got the money. I don't think . . . I  
7. think this is only going to compound your problems. You're  
8. not going to get the buildings, or you're going to get 25  
9. million less in buildings and next year or the year after  
10. you're going to have to take 25 million out and you're going  
11. to be just as pressed as you are next year or the year after.  
12. You're going to have to take 25 million out and repay that  
13. money. I don't think it's a good principle to follow. I  
14. think you'd be better off facing reality right now and  
15. saying this is what we've got rather than trying to postpone  
16. reality to another day through these kinds of measures which  
17. only make reality worse.

18. PRESIDENT:

19. Is there further discussion? Senator Rock may close  
20. the debate.

21. SENATOR ROCK:

22. Yes, Mr. President, members of . . .

23. PRESIDENT:

24. Just a moment, please. Senators Vadalabene, Savickas,  
25. and Neistein. Gentlemen, right over there . . . Senator  
26. Vadalabene, Savickas, Neistein, please. Senator Clarke.

27. SENATOR CLARKE:

28. Before he . . . Before he closes debate, can I just  
29. ask the question how we got on this order of business.

30. PRESIDENT:

31. The Chair . . . The Chair received a request for  
32. consideration postponed of a Senate bill, and I . . . as  
33. I indicated to the Body, I will give priority to Senate

1. bills on consideration postponed. We do have, before we  
2. adjourn, the Chair has assured Senator Sours that we will get  
3. to his Senate . . . er, House Bill on 2nd Reading, but I  
4. assume shortly we're going to be moving towards adjournment  
5. here. Senator Rock may close the debate.

6. SENATOR ROCK:

7. Yes, Mr. President, members of the Senate, all this  
8. bill does is provide that the board may borrow a sum . . .  
9. up to a certain sum and must repay that money that they have  
10. borrowed within five years. Now under the bond issue that  
11. we passed last Session it called for construction and  
12. rehabilitation over a five year period. Obviously the board  
13. cannot spend that bulk amount of money in the first year.  
14. By the time the board is ready to spend up to this amount,  
15. the money will have been repaid. I would ask for a favorable  
16. roll call.

17. PRESIDENT:

18. Secretary will call the roll.

19. SECRETARY:

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

29. PRESIDENT:

30. Senator Partee.

31. SENATOR PARTEE:

32. Aye.

33.



1. PRESIDENT:

2. Request for a call of the absentees. The absentees will  
3. be called.

4. SECRETARY:

5. Arrington, Baltz, Berning, Bidwill, Carpentier, Carroll,  
6. Collins, Coulson, Fawell, . . .

7. PRESIDENT:

8. Senator Fawell.

9. SENATOR FAWELL:

10. I voted for this bill the last time it was called, and  
11. I outlined my reasoning at that time. This is utilizing a  
12. nonreferendum, general obligation bond issue authority which  
13. had previously been given to the school district of the City  
14. of Chicago, and it is, in effect, the City of Chicago taxing  
15. its own citizens to meet what undoubtedly is a problem of  
16. crisis proportions in Chicago. And, frankly, if I were making  
17. this request on behalf of DuPage County and all of the Senators from  
18. our area were in accord that we in DuPage County would want to tax  
19. ourselves to try meet the problems within a certain area as  
20. we see fit, I would hope that that authority would be granted  
21. to us. Inasmuch as I have expressed myself in this position  
22. the last time this was presented and voted for it, and inasmuch,  
23. too, as I think there's a great overkill of criticism of the  
24. public schools of the City of Chicago which I think, when one  
25. considers the tremendous cultural drain and the exodus of people  
26. from Chicago to the suburbs and the resultant increasing challenge  
27. that is cast upon the public school system, I think all in all  
28. they're doing a fairly good job considering the great social  
29. problems that they have confronting them. They do have financial  
30. problems. They're not here asking the people of the State of  
31. Illinois to give them the money. They're saying just let us  
32. tax ourselves. At least this is what the Senators who represent  
33. the City of Chicago are asking for that authority without referendum.

1. I think they ought to know their area best and for that reason  
2. and others, I am constrained to vote aye on this bill as I did  
3. the last time.

4. SECRETARY:

5. . . . Gilbert, . . .

6. PRESIDENT:

7. Senator Gilbert.

8. SENATOR GILBERT:

9. In explaining my vote, when this Legislature in the  
10. last Session gave the City of Chicago the right to float bond  
11. issues without referendum on their people for 250 million  
12. dollars, it was for the sole purpose of rehabilitating their  
13. school buildings. Now you are asking for authority to transfer  
14. this money for operation of their schools. This is an attempt to  
15. bail themselves out of deals that have been made, contracts  
16. that have been entered into, with the expectation that the  
17. Legislature would do something for them. Now they're down  
18. here asking that that money which was for a specific purpose.  
19. I question the legality of this. I question whether that  
20. bonds can be issued for the purpose of doing this and then  
21. transfer the money over for another use. I urge you, if we're  
22. going to start a precedent of allowing people to have money  
23. for one purpose without referendum and then use it for  
24. something entirely different, we are really starting this State  
25. down the road to ruin. I urge you who have voted yes on this on  
26. this side of the aisle to reconsider your vote and realize what  
27. you're doing to the whole school program that we have in this  
28. State in this year. I vote no.

29. SECRETARY:

30. . . . Groen, . . .

31. PRESIDENT:

32. Senator Groen.

33.

1. SENATOR GROEN:

2. Mr. President, members of the Senate, when this bill was  
3. up before, I explained how the bill that would be affected  
4. by this legislation originally passed. The Board of Education  
5. of the City of Chicago through its superintendent came to the  
6. School Problems Commission, took us on tours of school buildings,  
7. showed us pictures, and I will admit, there were absolutely  
8. deplorable conditions, physical facilities of some of the  
9. schools in the City of Chicago. We were sympathetic to that  
10. need and we authorized the bond issue so that the moneys could  
11. be provided for the renovation and rehabilitation of those  
12. schools so that students would not have to sit in school rooms  
13. with falling plaster, in school rooms where the toilet facilities  
14. were visible from the school room itself, where buildings were  
15. in such state of disrepair that rehabilitation was almost  
16. impossible, and where a student had no opportunity to get the  
17. education he was entitled to receive. This Legislature was  
18. sympathetic to that need and the Governor was sympathetic  
19. to that need and the bills were signed. Now what does this  
20. bill do? This bill simply says that a weak Board of Education,  
21. a weak administration that yielded to pressures to spend moneys  
22. they didn't have and which they have come here in other bills  
23. to try to get and other efforts to try to receive and have  
24. been turned down, that they will now invade this good purpose  
25. fund, borrow from it, but they don't say where the money's  
26. coming from to return the 30 million dollars within five years.  
27. They don't say where the money's coming from to pay the interest  
28. on that 30 million dollars in five years, and I say to you that  
29. if you vote for this bill you're going to be back here next  
30. year or next year or next year or the year after that or the  
31. fifth year, and you're going to have an appropriation to  
32. repay the 30 million dollars plus the interest that's involved.  
33. This is a breach of good faith with this General Assembly on the

1. part of the Board of Education and on the part of those who  
2. are sponsoring this invasion of that fund. Let it be used  
3. where it's needed for the school children; not for the teachers  
4. of the City of Chicago. I vote no.

5. SECRETARY:

6. . . . Harris, Horsley, Hynes, . . .

7. PRESIDENT:

8. Senator Hynes.

9. SENATOR HYNES:

10. Mr. President, members of the Senate, very briefly, my  
11. vote is aye, and I would like to simply explain that this does  
12. not in any way interfere with the rehabilitation program which  
13. we all recognize is needed. This simply permits the Board  
14. to borrow from the fifth year in effect of a five year program. This  
15. money must be repaid within the five years and it will be  
16. available for the rehabilitation of the schools when the . . .  
17. when Phase V of the program begins, and I vote aye.

18. SECRETARY:

19. . . . McBroom, Merritt, Ozinga, Rock, Rosander, Sours,  
20. Weaver.

21. PRESIDENT:

22. On that question the yeas are 31; the nays are 14. The  
23. bill having received a constitutional majority is declared  
24. passed. Senator Clarke requests a verification of the roll  
25. call. The Senators will be in their seats. The Senators will  
26. be in their seats for a verification of the roll call. The  
27. Secretary will call the roll--the affirmative votes.

28. SECRETARY:

29. Bruce, Cherry, Chew, Course, Donnewald, Dougherty, Egan,  
30. Fawell, Hall, Hynes, Johns, Knuppel, Kosinski, Kusibab, Lyons,  
31. McCarthy, Mohr, Neistein, Newhouse, Nihill, O'Brien, Palmer,  
32. Partee, Rock, Romano, Saperstein, Savickas, Smith, Soper,  
33. Swinarski, Vadalabene.

1. PRESIDENT:

2. On that question the yeas are 31; the nays are 14. Senator  
3. Romano moves to reconsider. Senator Neistein moves to table.  
4. All in favor of the motion to table signify by saying aye. Contrary  
5. minded. Motion to table prevails. Senator Sours. Senator Partee,  
6. are we ready on the matter of Senator Sours?

7. SENATOR PARTEE:

8. Yes. The amendment we have seen. We would not object  
9. to his putting it on. We'll debate it later.

10. PRESIDENT:

11. The bill again . . . What was the number, Senator?

12. SENATOR SOURS:

13. 4218, Mr. President.

14. PRESIDENT:

15. 4218. Senator Sours moves for the adoption of Amendment  
16. No. 1. All in favor signify by saying aye. Contrary minded.  
17. The amendment is adopted. Any further amendments? 3rd Reading.  
18. Senator Dougherty, on page 3 of the Calendar . . . Senator  
19. Dougherty, on page 3 of the Calendar, House Bill 3639, I under-  
20. stand your motion is that the Senate refuse to recede and you  
21. request a conference committee.

22. SENATOR DOUGHERTY:

23. That's right.

24. PRESIDENT:

25. All in favor signify by saying aye. Contrary minded. The  
26. motion prevails. I have some requests to call back bills on  
27. 3rd Reading to 2nd Reading for purposes of amendment. Senator  
28. McBroom, Senate Bill 1361. Is Senator McBroom on the Floor?  
29. Well, we have some others. Senator Ozinga.

30. SENATOR OZINGA:

31. Mr. President, this . . . House Bill 4642.

32. PRESIDENT:

33. 4642. Senator Ozinga pulls back to 2nd Reading. What is your

1. amendment?

2. SENATOR OZINGA:

3. The amendment incre . . . This is the ordinary appropriation  
4. bill for the Legislative Council. Now this is an amendment that  
5. was sent over by Toby Barry, the Chairman of the Legislative  
6. Council, and it increases the amount for 88,900 dollars which  
7. is for the legislative computer services for the Legislative  
8. Council, and I would move the adoption.

9. PRESIDENT:

10. Is there any discussion? Senator Knuepfer.

11. SENATOR KNUEPFER:

12. Senator Ozinga, didn't we pass another bill, and I'm  
13. just trying to refresh my memory, that somehow or other  
14. does exactly the same thing as this amendment?

15. PRESIDENT:

16. Senator Ozinga.

17. SENATOR OZINGA:

18. No. That was a different committee entirely that was  
19. coordinating all of the legislative processing. This is for  
20. the Legislative Council alone. The other one was where we  
21. all participated in, if you will remember. The Reference  
22. Bureau, the Legislative Council, the Governor's office,  
23. the whole works.

24. PRESIDENT:

25. Is there further discussion? All in favor signify by  
26. saying aye. Contrary minded. The amendment is adopted. Is  
27. that the only amendment you had, Senator Ozinga? Senator Davidson  
28. has an amendment for . . . on 4152. 4-1-5-2. Explain your  
29. amendment, Senator.

30. SENATOR DAVIDSON:

31. Mr. President, Senators, I want to call 4152 back to 2nd  
32. Reading, and I'd like to have Amendment No. 2 stricken, and I'd  
33. like to present Amendment No. 2.

1. PRESIDENT:

2. Senator Davidson . . .

3. SENATOR DAVIDSON:

4. Now I'll just . . .

5. PRESIDENT:

6. Just a moment. Senator Davidson moves to reconsider the  
7. vote by which amendment . . . which amendment are you trying  
8. to kill, Senator? No. 1.

9. SENATOR DAVIDSON:

10. Senate Amendment No. 1.

11. PRESIDENT:

12. Senator Davidson moves to reconsider the vote by which  
13. Amendment No. 1 was adopted. All those in favor signify by  
14. saying aye. Contrary minded. The motion prevails. Senator  
15. Davidson moves to Table Amendment No. 1. All in favor signify  
16. by saying aye. Contrary minded. The Amendment is Tabled.  
17. Senator Davidson offers Amendment No. 2. Can you explain the  
18. Amendment, Senator?

19. SENATOR DAVIDSON:

20. All this amendment does is clarify some of the technical  
21. points in the bill. And this is an amendment that was worked  
22. out by Senator Knuppel and Senator Latherow. And it is now  
23. approved by them and by the egg people. And I move for  
24. its adoption.

25. PRESIDENT:

26. Is there any discussion. All in favor signify by  
27. saying aye. Contrary minded. The amendment is adopted.  
28. Senator Chew, House Bill 3626.

29. SENATOR CHEW:

30. Thank you Mr. President. I'd like leave of this Body  
31. to bring bring House Bill 3626 back to the order of Second  
32. Reading for the purpose of an amendment.

33. PRESIDENT:

1. House Bill 3626 is pulled back to Second Reading for  
2. purpose of amendment. Explain the amendment, Senator.

3. SENATOR CHEW:

4. The amendment changes the effective date from January  
5. 1, 1973 to July 1, 1973.

6. PRESIDENT:

7. Is there any discussion? All in favor signify by saying  
8. aye. Contrary minded. The amendment is adopted. Senator  
9. Romano has a bill. 4552.

10. SENATOR ROMANO:

11. Mr. President, members of the Senate, some time ago  
12. we passed Senate Bill 858 and this bill was Tabled in the  
13. House when the rest of the Senate bills were Tabled and this  
14. amendment will now incorporate Senate Bill 858 into House  
15. Bill 4552. This is a . . . provides . . . this amendment  
16. provides for a widow's annuity and the orphan's annuity  
17. to be raised for the Chicago policemen and I move the adoption  
18. of this amendment.

19. PRESIDENT:

20. Is there any discussion? All in favor signify by  
21. saying aye. Contrary minded. The amendment is adopted.  
22. Senator Latherow wishes to . . . what's the number on  
23. yours, Senator Latherow?

24. SENATOR LATHEROW:

25. 4508.

26. PRESIDENT:

27. 4508, Senator Latherow.

28. SENATOR LATHEROW:

29. Mr. President, I think I took the amendment down last  
30. week. If you don't have it, I have . . . I have some copies  
31. here.

32. PRESIDENT:

33. The Secretary has it. Can you explain the amendment,



1. Senator?

2. SENATOR LATHEROW:

3. This amendment has to do with the membership on the  
4. State Fair Board. Now this would appoint one person from  
5. the State University College of Agriculture. Also it would  
6. have four appointed for a one year term ending in October  
7. of '73; two appointed for a three year term ending October  
8. 1 in '75. Then after they've all got their second appoint-  
9. ments, all of them then in October 1, '75, and thereafter  
10. they shall have six year terms. Senator Knuppel and I  
11. worked on this to try to get some agreeable proportions  
12. within it. We were wondering, Senator, with the member from  
13. the College of Agriculture, and it's assumed here that his  
14. term would be six years. I move the adoption of the amend-  
15. ment.

16. PRESIDENT:

17. Is there any discussion? All in favor signify by saying  
18. aye. Contrary minded. The amendment is adopted. Senator  
19. McCarthy wants to amend 2881. House Bill 2881. Senator  
20. McCarthy.

21. SENATOR McCARTHY:

22. Yes, Mr. President, 2881 I'd like it taken back  
23. to Second Reading. I offer Amendment No. 2, I believe.  
24. What the amendment does is this. It re . . . it changes  
25. the amendment to an existing law as opposed to the original  
26. bill, which created a new one. And this is technical in  
27. nature but it makes the bill susceptible . . . being considered  
28. on Third Reading. And I move it's adoption.

29. PRESIDENT:

30. Is there any discussion? All in favor signify by saying  
31. aye. Contrary minded. The amendment is adopted. Senator  
32. McBroom, Senate Bill 1361 is pulled back to Second Reading.  
33. Senator McBroom.

1. SENATOR MCBROOM:

2. Mr. Chairman and members of the Senate, Senate Bill  
3. 1361 is the Department of Transportation appropriation and  
4. contrary to what I told you, Mr. President, I do not want  
5. to call it back to Second Reading. We're going to forego  
6. the amendment that I was going to propose and see if it  
7. can be worked out to everyone's satisfaction in the House.  
8. I'd like to just call the bill back to Third and pass it  
9. if we can. I've conferred with Senator Bruce on this and  
10. I believe he agrees with me.

11. PRESIDENT:

12. All right. The bill will remain on Third Reading.  
13. The . . . oh you wish to call the bill?

14. SENATOR MCBROOM:

15. Yes, I'd like to. It's a Senate bill. I'd like to get  
16. it out of here, Mr. Chairman.

17. PRESIDENT:

18. Just . . . Senator Partee.

19. SENATOR PARTEE:

20. I've had several members ask me to do the same thing  
21. and I've just have said that we are going to let it go to  
22. a committee and I think this bill can wait another day. I  
23. don't want to do this to somebody else. We have had several  
24. members who have had the same kind of request, and we've  
25. denied them and it's unfair to them for me to permit you  
26. to call this one now.

27. PRESIDENT:

28. Senator Partee, I've received two requests here, one  
29. from Senator O'Brien and one from Senator Knuepfer to take  
30. House bills on postponed consideration. In both cases they  
31. say they will not take much time.

32. SENATOR PARTEE:

33. Well . . .

1. PRESIDENT:

2. Senator Partee.

3. SENATOR PARTEE:

4. It's my understanding that we're going to call them  
5. back for purposes of an amendment, but not for a hearing.  
6. I didn't get that impression at all.

7. PRESIDENT:

8. Senator O'Brien.

9. SENATOR O'BRIEN:

10. I'd just like to briefly call the bill and put two  
11. amendments on it. There's a five minute limitation between  
12. the amendments and the explanation of the bill and the vote.  
13. I promise it won't take more than five minutes. It's been  
14. aired thoroughly before.

15. PRESIDENT:

16. Senator Partee.

17. SENATOR PARTEE:

18. Well there are a lot of people around here that can't  
19. say good morning in five minutes. But let me just say to you,  
20. that the subject matter of the bill that you are going to  
21. amend, just simply invites discussion, Senator. And if you  
22. think it can be done, your notion is different from mine.  
23. I just don't . . . you . . . I thought you were going to  
24. call the bill back, put the amendments on it, and put it  
25. back on the order that you had it on. I did not contemplate  
26. we were going to have a hearing on it today or we were going to  
27. vote on it.

28. PRESIDENT:

29. Do you . . . do you wish to amend the bill, Senator?

30. SENATOR O'BRIEN:

31. Yeh, if that's the President pro tem's wish, I'll abide  
32. by it.

33. PRESIDENT:

1. All right.

2. SENATOR O'BRIEN:

3. I'd be happy to have the opportunity to put the amend-  
4. ments on it.

5. PRESIDENT:

6. Senator O'Brien wishes to amend . . . which bills on . . .

7. SENATOR O'BRIEN:

8. House Bill 4111 and . . .

9. PRESIDENT:

10. 4111 on postponed consideration. Can you explain the  
11. amendment, Senator?

12. SENATOR O'BRIEN:

13. First of all, Mr. President and members of the Senate,  
14. I would like to Table Amendment No. 1. Which did away with  
15. the minimum amount for a ticket and established the State's  
16. share at 10%. So I'd like to have that amendment Tabled.

17. PRESIDENT:

18. Motion by Senator O'Brien to reconsider the vote by  
19. which Amendment No. 1 was adopted. All in favor signify by  
20. saying aye. Contrary minded. The amendment is reconsidered.  
21. Sena . . . Motion by Senator O'Brien to Table Amendment No.  
22. 1. All in favor signify by saying aye. Contrary minded.  
23. The amendment is Tabled. Senator O'Brien offers Amendment  
24. No. 2. Can you explain the amendment, Senator?

25. SENATOR O'BRIEN:

26. Well, just briefly I'd like to explain what Amendment  
27. No. 1 did. The bill is in it's original form as it came  
28. over from the House. There is a dollar maximum level set  
29. for the chance and the State's share as the House set it  
30. is currently 20%. I offer Amendment No. 2, which brings the  
31. State's share back to 10%, which is the same in keeping with  
32. the Bingo Legislation.

33. PRESIDENT:

1. Is there any discussion? All in . . . Senator Clarke.

2. SENATOR CLARKE:

3. Again I'd like to know how we got on this order of  
4. business, amending bills on postponed consideration?

5. PRESIDENT:

6. Well, the Chair . . .

7. SENATOR CLARKE:

8. We just beat this bill last week.

9. PRESIDENT:

10. The Chair . . . this is pulled back . . . we're not  
11. considering the passage of the bill. This is being pulled  
12. back to . . . for amendment purposes, as a great many others  
13. are. Is there an . . . further discussion of the amendment?  
14. All in favor signify by saying aye. Contrary minded. The  
15. amendment is adopted. Now Senator . . . Senator . . . do  
16. you have another amendment? Senator O'Brien.

17. SENATOR O'BRIEN:

18. These amendments that I am putting on the bill are at  
19. the urging of Senators on the other side of the aisle. To  
20. tighten up the bill so that it could possibly get enough  
21. votes to pass. The Second Amendment that I have defines  
22. the . . . defines the word raffle and chances, and takes  
23. out certain games that Senator Fawell thought perhaps would  
24. have been included in the broad terminology of raffles and  
25. chances, and I can just read here -- Raffles and chances as  
26. used in this Act does not include the following? numbers,  
27. policy, bolita, or similar games, dice, slot machines,  
28. book making and wagering pools with respect to a sporting  
29. event or that game specifically known as punch boards or any  
30. other game or activity not expressively permitted in sub-  
31. paragraph 6 of this Section.

32. PRESIDENT:

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

1. aye. Contrary minded. The amendment is adopted. Senators  
2. Partee and Clarke, we have a request from Senator Knuepfer  
3. to take a bill on postponed consideration that he said . . .

4. SENATOR KNUEPFER:

5. These are two of Senator Harris' bills. They were tabled.  
6. They're administration bills. I've talked to both Senator  
7. Partee, Senator Cherry, and Senator Clarke. They're not on  
8. postponed consideration and they were tabled in that mass  
9. tabling motion. They are House Bills 4160 and 4161.

10. PRESIDENT:

11. And what is your motion, Senator?

12. SENATOR KNUEPFER:

13. I would move to take them from the Table and place them  
14. on the order of 2nd Reading.

15. PRESIDENT:

16. The motion is to suspend the rules, to take them from  
17. the Table, and place them on the order of 2nd Reading. Is  
18. there objection? Leave is granted. The . . . Is there further  
19. business to come before the Senate? Senator Lyons. He's at  
20. Senator Cherry's desk there.

21. SENATOR LYONS:

22. There will be a meeting of the Committee on Appropriations  
23. tomorrow after the Session adjourns. Now, we do not, of course,  
24. have control over the leisurely pace of the House in handling  
25. these appropriation bills, but I want to make it clear to the  
26. membership that when the House gets around to passing appropriation  
27. bills, they will be heard in the Appropriations Committee.

28. PRESIDENT:

29. We also have some resolutions, incidentally, after these  
30. announcements. Senator Donnewald.

31. SENATOR DONNEWALD:

32. There will be a Democratic caucus at 9:00 o'clock, tomorrow  
33. morning, 6th floor. 9:00 o'clock sharp.

1. PRESIDENT:

2. Senator Egan.

3. SENATOR EGAN:

4. I thought you were going to bypass resolutions. I have one  
5. which I think every member of the Senate would be happy to join  
6. in with me in sponsoring and that is a congratulatory resolution  
7. on the 40th wedding anniversary of Senator Swinarski, if the  
8. clerk would read it.

9. PRESIDENT:

10. I'm sure every Senator wants to join. Let's take the  
11. resolutions right now. Will you read the reso . . . Pardon?  
12. I'm advised we have about seven resolutions. Will you read  
13. the one about Senator Swinarski's 40th wedding anniversary,  
14. Mr. Secretary.

15. SECRETARY:

16. (Reading of the Resolution)

17. PRESIDENT:

18. All Senators will be shown as co-sponsors. All in favor  
19. of the adoption of the resolution indicate by saying aye.  
20. Contrary minded. Congratulations, Senator. Senator Swinarski.

21. SENATOR SWINARSKI:

22. Mr. President, ladies and gentlemen of the Senate, my  
23. sincerest thanks to all of you for having the privilege of  
24. serving with you during this, my 40th anniversary. I know my  
25. wife and I will never forget it. Thank you very kindly.

26. PRESIDENT:

27. Further resolutions? Senator Neistein.

28. SENATOR NEISTEIN:

29. In offering my congratulations, Senator Swinarski forgot  
30. to mention to the Senators here, they're all invited as his  
31. guests at the Supper Club tonight to help him celebrate his  
32. anniversary.

33.

1. PRESIDENT:

2. Senator Bidwill.

3. SENATOR BIDWILL:

4. Mr. President, I'd like to announce a Republican caucus at  
5. 9:00 o'clock tomorrow. 9:00 o'clock, Republican caucus. I'll  
6. tell you later, Bernie.

7. PRESIDENT:

8. Further resolutions?

9. SECRETARY:

10. Senate Resolution 365 introduced by Senator Weaver and all  
11. members.

12. PRESIDENT:

13. Senator Weaver.

14. SENATOR WEAVER:

15. Mr. President and members of the Senate, I'd like the  
16. Secretary to read the resolution.

17. PRESIDENT:

18. Request that the Secretary read the resolution.

19. SECRETARY:

20. (Reading of the Resolution)

21. PRESIDENT:

22. Does that resolution say "Golden Wedding Anniversary"?

23. SECRETARY:

24. It does. 25 years from now.

25. PRESIDENT:

26. Oh. All right. Senator Walker.

27. SENATOR WALKER:

28. Thank you, Mr. President, members of the Senate. Pearl.  
29. thanks you, I thank you, the three kids and the grandchildren  
30. thank you. I would have much rather spent the day at home,  
31. contrary to what Senator Swinarski had to say over there. I  
32. don't know what day he was married on, but mine was on Friday,  
33. June 13. My wife figured that everything that could happen



1. to her had happened already, so we just gambled on Friday the 13th.

2. Thank you.

3. PRESIDENT:

4. Senator Carroll.

5. SENATOR CARROLL:

6. For my old seatmate, I had an amendment to that resolution,  
7. but he wouldn't make me a deal, and that was that inasmuch as it  
8. was his Silver Anniversary that all the members would contribute  
9. a 1947 silver dollar to him, but he wouldn't give me 20 percent  
10. of it, so I didn't put it on.

11. PRESIDENT:

12. Senator Baltz.

13. SENATOR BALTZ:

14. Well I think . . . I think the response to the offering  
15. of that resolution was lovely and the response was delightful  
16. but wouldn't it be nice if we passed the resolution before all  
17. these speeches were given?

18. PRESIDENT:

19. Well, we don't know if we can yet. All in favor of the  
20. adoption of the resolution indicate by saying aye. Contrary  
21. minded. The resolution is adopted. Senator McBroom.

22. SENATOR McBROOM:

23. Mr. President, members of the Senate, I wonder if I might  
24. have leave of the Senate to have House Bill 4178 transferred from  
25. Senator Harris to me?

26. PRESIDENT:

27. House Bill 4178 is trans . . .

28. SENATOR McBROOM:

29. It's on 3rd Reading now, Mr. Chairman.

30. PRESIDENT:

31. It's on 3rd Reading. Senator McBroom will be shown as the  
32. sponsor. We have some additional resolutions.

33.

1. SECRETARY:

2. Senate Resolution 366 introduced by Senator Baltz. It's a  
3. congratulatory resolution.

4. PRESIDENT:

5. Senator Baltz.

6. SENATOR BALTZ:

7. Mr. President and members of the Senate, this is a congratulatory  
8. resolution for Mrs. Martinucci who was elected president of the  
9. Woman's Auxiliary of the Illinois Medical Society. I would  
10. move at this time that the rules be suspended and we immediately  
11. adopt this resolution.

12. PRESIDENT:

13. All in favor signify by saying aye. Contrary minded. The  
14. resolution is adopted.

15. SECRETARY:

16. Senate Resolution 367 introduced by Senator Savickas. It's  
17. also congratulatory.

18. PRESIDENT:

19. Is Senator Savickas on the Floor? All in favor . . .  
20. Consent Calendar. All right. All in favor of the adoption of  
21. the resolution indicate by saying aye. Contrary minded. The  
22. resolution is adopted.

23. SECRETARY:

24. Senate Resolution No. 368 introduced by Senator Walker, and  
25. it is congratulatory.

26. PRESIDENT:

27. Senator Walker.

28. SENATOR WALKER:

29. That resolution merely congratulates Bob Rigdon, the  
30. maitre d' at Norb Andy's, the place that some of you fellas  
31. have told me about.

32. PRESIDENT:

33. All in favor of the adoption of the resolution indicate

1. by saying aye. Contrary minded. The resolution is adopted.

2. SECRETARY:

3. Senate Resolution No. 369 introduced by Senator Partee. It's  
4. a death resolution.

5. PRESIDENT:

6. Senator Partee.

7. SENATOR PARTEE:

8. Just before the death resolution, I'd like to make an  
9. announcement, Mr. President. That is that Revenue will meet  
10. immediately after adjournment, that we'll be in Session tomorrow  
11. morning at 10:00 o'clock, and if I could have Senator Hall's  
12. attention, I would like to make the announcement that because  
13. there are two conventions this week of two parties--two political  
14. parties--one of them meeting on Friday and Saturday in Rockford  
15. and the other meeting on Friday in Springfield, the Session this  
16. week will finalize itself on Thursday evening. It is indicated  
17. from the work schedule here that we will return Monday at noon  
18. and we will hopefully conclude by Wednesday or Thursday of next  
19. week. Now for the resolution.

20. PRESIDENT:

21. Do . . . Do you wish . . .

22. SENATOR PARTEE:

23. Oh. By the way, there is a ballgame tomorrow night at  
24. 8:00 o'clock. 7:00 o'clock is a Pony League game and . . .  
25. I thought you said 7:00. Did you change it again? All right.  
26. The House and Senate play at 7:00 o'clock tomorrow. I hope  
27. that all of you can come out to support the Senate. They  
28. need it.

29. PRESIDENT:

30. On the death resolution, do you wish that read, Senator  
31. Partee.

32. SENATOR PARTEE:

33. No, you can just indicate the person . . .

1. PRESIDENT:  
2. All right.  
3. SENATOR PARTEE:  
4. . . . involved, please.  
5. PRESIDENT:  
6. Senator Carpentier.  
7. SENATOR CARPENTIER:  
8. Before we go to the death resolution, in regard to the  
9. ballgame, not only come out and support, come out and play.  
10. We've got to get 10 fellas out there on that field.  
11. PRESIDENT:  
12. Death resolution . . . Senator Clarke.  
13. SENATOR CLARKE:  
14. I . . . I just wanted to get clear what Senator Partee  
15. just said. You say . . . You're saying that we're going to adjourn  
16. for the conventions and then come back. Last week you told us  
17. to bring enough clothes to work through the weekend, that we were  
18. going to finish this week.  
19. PRESIDENT:  
20. Senator Partee.  
21. SENATOR PARTEE:  
22. Well I got a call from some people up in Rockford who said  
23. they were expecting you and an entourage up there Friday and  
24. Saturday, and on the basis, I thought you'd want to go.  
25. PRESIDENT:  
26. Senator Clarke.  
27. SENATOR CLARKE:  
28. Well, I'd just like to make it perfectly clear that it's  
29. not at our request that we're adjourning, that . . . I think  
30. we set a deadline and we should have stuck to it, and I still  
31. think we could.  
32. SENATOR PARTEE:  
33. Well . . . Let's just . . . Let me make that clear. It

1. was not at your request, but there are some other members of  
2. your Party, particularly the Speaker, your friend the Speaker.  
3. He's closing down and I didn't think you'd want him to be up  
4. there without you.

5. PRESIDENT:

6. The death resolution notes the death of . . .

7. SECRETARY:

8. The death resolution notes death of Louis Pauly who is the . . .  
9. is Les Pauly's brother, who works in the Press Room, and also  
10. Louis did, too. He was killed in an automobile accident in  
11. Montana.

12. PRESIDENT:

13. I think many of the members of the Senate knew him. All  
14. in favor of the adoption of the resolution please rise. The  
15. resolution is adopted. Senator Partee moves that the Senate  
16. stands adjourned until 10:00 o'clock tomorrow morning. All  
17. in favor signify by saying aye. Contrary minded. The Senate  
18. stands adjourned.

19.

20.

21.

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