

77th GENERAL ASSEMBLY

SENATE FLOOR DEBATE

June 15, 1972

1. PRESIDING OFFICER (Senator Partee):
2. The Senate will come to order. Prayer by the Reverend Rudolph
3. Shoultz, Union Baptist Church of Springfield.
4. REVEREND SHOULTZ:
5. (Prayer.)
6. PRESIDENT:
7. Reading of the Journal. Moved by Senator Egan that the
8. reading of the Journal be dispensed with. All in favor signify
9. by saying aye. Contrary minded. The motion prevails. Committee
10. reports.
11. SECRETARY:
12. Senator Lyons, chairman of the Appropriations Committee
13. reports out House Bills 4085, 4086, 4089, 4308, 4387, 4662,
14. with the recommendation Do Pass; House Bill 4260 with the recom-
15. mendation Do Pass As Amended. The Rules Committee met and
16. authorized the following bills be placed on 1st Reading with
17. the exception of House Bill 1569 which will remain in Rules
18. Committee: House Bill 4129, 4131, 4302, 4422, 4504, 4650, 4669,
19. 4682. Upon agreement with Senator Clarke, please take House
20. Bill 62 from the Table and place on the Calendar on the order
21. of 3rd Reading. Senator Partee.
22. PRESIDENT:
23. I'm advised that we are recording for those of us . . . for
24. the information of members of the Senate. We have some resolutions,
25. at least one motion and . . . Let's go ahead with that motion right
26. now then. Senator Partee.
27. SECRETARY:
28. To Kenneth Wright, Secretary of the Senate. Upon agreement
29. with Senator Clarke, please take House Bill 622 from the Table
30. and place on the Calendar on the order of 3rd Reading. Senator
31. Partee.
32. PRESIDENT:
33. There's a motion by Senator Partee. Is there objection?

1. Senator Clarke.

2. SENATOR CLARKE:

3. It's a bill that was tabled back in the first tabling as
4. I understand, when the agreement with Senator Groen's was, in
5. his motion, that Senator Partee and what I could agree to
6. revive bills. This is a bill that was tabled at that time and
7. Senator Partee talked to me and it's a bill, essentially, that
8. provides for public hearings relating to the Illinois Toll Road
9. Authority and I agreed to have it revived.

10. PRESIDENT:

11. Is there objection? Leave is granted. For what purpose
12. does Senator Egan arise?

13. SENATOR EGAN:

14. Mr. President, I have two congratulatory resolutions. One
15. is for the retirement of John Desmond and the other is a congratu-
16. latory citizenship resolution. I would like leave of the Body
17. to adopt them or . . .

18. PRESIDENT:

19. We have a number of resolutions here. Let's just move
20. on to all the resolutions.

21. SENATOR EGAN:

22. All right.

23. SECRETARY:

24. Senate Resolution 372 . . .

25. PRESIDENT:

26. Just . . . Just a moment. For what purpose does Senator
27. Horsley arise?

28. SENATOR HORSLEY:

29. There are several resolutions that are on the Secretary's
30. Desk that came out of committee with recommendations and what . . .
31. Where do we stand with regard to those.

32. PRESIDENT:

33. You can . . . These on the second page of the Calendar?

1. SENATOR HORSLEY:

2. Yes.

3. PRESIDENT:

4. You may bring those up at any time on the order of Reso-
5. lutions.

6. SENATOR HORSLEY:

7. At any time on the order of Resolutions?

8. PRESIDENT:

9. Yes. So, if you want to bring those up at this point or
10. later today when we take up Resolutions again, you may bring
11. them up at either time.

12. SENATOR HORSLEY:

13. I'd like to bring them up later on when we have more on
14. the Floor.

15. PRESIDENT:

16. Okay.

17. SECRETARY:

18. Senate Resolution 371, introduced by Senator Egan, and it's
19. congratulatory.

20. PRESIDENT:

21. All . . . Senator Egan requests suspension of the rules
22. for the adoption of the resolution. All in favor signify by
23. saying aye. Contrary minded.. Resolution is adopted.

24. SECRETARY:

25. Senate Resolution 372, introduced by Senator Egan and others and it's
26. congratulatory.

27. PRESIDENT:

28. Request for the immediate adoption of the resolution. All.
29. in favor signify by saying aye. Contrary minded. Resolution is
30. adopted.

31. SECRETARY:

32. Senate Resolution 373, introduced by Senator Kusibab, Kosinski,
33. Swinarski, Course, and Lyons.

1. PRESIDENT:

2. Senator Kusibab. What is the nature of this resolution?

3. SENATOR KUSIBAB:

4. Mr. President and members of the Senate, this is a Golden
5. Wedding congratulatory resolution. I would ask for the immediate
6. suspension of the rules and immediate adoption.

7. PRESIDENT:

8. All in favor signify by saying aye. Contrary minded. The
9. resolution is adopted.

10. SECRETARY:

11. Senate Resolution No. 374, introduced by Senator Vadalabene,
12. it's congratulatory.

13. PRESIDENT:

14. Senator Vadalabene moves for the immediate adoption. All
15. in favor signify by saying aye. Contrary minded. The resolution
16. is adopted.

17. SECRETARY:

18. Senate Resolution 375, introduced by Senator Vadalabene,
19. and it's congratulatory.

20. PRESIDENT:

21. All in favor signify by saying aye. Contrary minded. The
22. resolution is adopted.

23. SECRETARY:

24. Senate Resolution No. 376, introduced by Senators Vadalabene
25. and Donnewald, and it's congratulatory.

26. PRESIDENT:

27. All in favor signify by saying aye. Contrary minded. The
28. resolution is adopted.

29. SECRETARY:

30. Senate Joint Resolution No. 80 introduced by Senators Cherry,
31. Partee, Clarke and Coulson, relative to federal savings and loans.

32. PRESIDENT:

33. Senator . . . Resolution by Senator Cherry. You're a co-sponsor,

1. Senator Partee, regarding savings and loans. What's the . . .
2. SENATOR PARTEE:
3. Let's adopt it.
4. PRESIDENT:
5. Is it . . .
6. SENATOR PARTEE:
7. I move the adoption of the resolution.
8. PRESIDENT:
9. All right. Are there any questions about the resolution?
10. All in favor . . . Senator Mohr. Question by Senator Mohr, what
11. the resolution does or what its effect is, Senator Partee.
12. SENATOR PARTEE:
13. Now this is actually Senator Cherry's. I'm trying to
14. remember precisely what it does. I think it asks Congress . . .
15. Senator Cherry. Here he comes.
16. PRESIDENT:
17. Senator Cherry.
18. SENATOR CHERRY:
19. All this resolution does, Mr. President and members of the
20. Senate, is to set a policy that wherever possible, savings and
21. loan associations procure Federal Deposit Insurance. We've been
22. through a very sad experience in this State by the closing of the
23. City Savings where I think some . . . well, substantial moneys,
24. possibly 20 million or thereabouts was lost to depositors who
25. are still trying to get their money. Legislation is pending
26. to have the State reimburse some of these . . . all of these
27. depositors for some of their losses. I think it's high time that
28. we established a policy in the State that wherever possible,
29. federal insurance be applied for from the federal government.
30. This also . . . This resolution memorializes the Federal Savings
31. Deposit and Loan Division of our nation to grant insurance
32. wherever possible to the cities that are requesting to these
33. savings and loan associations which are requesting this insurance.

1. It is really an establishment of policy and I don't know how
2. anyone could possibly have any opposition to this resolution, and
3. I would encourage everyone to approve it.

4. PRESIDENT:

5. Is there any discussion? All in favor signify by saying
6. aye. Contrary minded. The resolution is adopted. We have
7. a . . . For what purpose does Senator Carpentier arise?

8. SENATOR CARPENTIER:

9. As long as we're on Resolutions, I have Senate Joint Resolution
10. 68. I'd like to get that out of here and on over to the House.

11. PRESIDENT:

12. Senate Joint Resolution 68 on the Secretary's Desk, on page 2.
13. Senator Carpentier moves for the adoption of the resolution. Is
14. there any discussion? All in favor signify by saying aye. Contrary
15. minded. Resolution is adopted. Senator Partee:

16. SENATOR PARTEE:

17. Seeing Senator Carpentier on the Floor reminds me of an
18. athletic event that took place yesterday where he was pitching
19. and it just occurred to me when I arrived at the park and found
20. the score to be 9-0, horror of horrors, in favor of the House, and
21. but they were responsive, Mr. President, because as I arrived
22. they made two runs. And taking some assessment of our possibilities
23. of losing the game I invoked the power of a friend of ours, and the
24. game was called off because of rain, and on that basis and for
25. that reason, the Senate did not lose yesterday.

26. PRESIDENT:

27. Senator Latherow.

28. SENATOR LATHEROW:

29. Senator Carpentier, a point of inquiry. How long do you stay
30. with a losing manager and a losing pitcher?

31. PRESIDENT:

32. Senator Carpentier.

33.

1. SENATOR CARPENTIER:

2. Senator Latherow, that's none of your business. But I was
3. just . . . And I concur whole-heartedly with what the President
4. Pro Tem said about the game being called because of rain, because
5. we were on our way up by that time and I was going to ask for a
6. ruling from the Chair that he announce to the other side of the
7. rotunda that we actually did win that game since it was called
8. off on account of rain, why we'll just call that one as a stand-
9. still.

10. PRESIDENT:

11. We have a message from the House.

12. SECRETARY:

13. Message from the House from Mr. Selcke, Clerk: Mr. President--
14. I am directed to inform the Senate that the House of Representatives
15. has passed bills of the following titles in the passage of which
16. I am instructed to ask the concurrence of the Senate, to-wit: House
17. Bill 4134, 4139, 4210, 4286, 4293, 4676, 4677. Go to the Rules
18. Committee.

19. PRESIDENT:

20. Motion by Senator Partee that these bills be referred to
21. the Rules Committee. All in favor signify by saying aye.
22. Contrary minded. It prevails. Senator Vadalabene, we have one
23. bill for introduction.

24. SECRETARY:

25. Senate Bill No. 1607, introduced by Senator Lyons, a bill
26. for an Act making appropriations for certain purposes. 1st Reading
27. of the bill.

28. PRESIDENT:

29. On . . . Senator . . . Senator Partee.

30. SENATOR PARTEE:

31. I think it would be the concensus of the Rules Committee . . .
32. We discussed this bill yesterday on its introduction, because
33. of the lateness of the time that it be moved to 2nd Reading without

1. reference to committee.

2. PRESIDENT:

3. Is there objection? Senator Clarke.

4. SENATOR CLARKE:

5. Could the Pro Tem explain the bill a little more fully,
6. please. I wasn't listening.

7. SENATOR PARTEE:

8. This is what we call our Protection Bill. You know, those . . .
9. These are the amounts set forth that are perhaps included in other
10. bills, and this is a separate bill so that in case we get the
11. decision that they must be separated we would have this as a
12. back-up. Do you recall it now?

13. PRESIDENT:

14. Is there objection? Leave is granted. Senator Baltz.

15. SENATOR BALTZ:

16. Mr. President and members of the Senate, I rise to, er for
17. the purpose of making a motion. Having voted on the prevailing
18. side in which Senate Bill 1333 was defeated, I now move that
19. the vote by which that bill was defeated be reconsidered.

20. PRESIDENT:

21. You wish to make that motion at this time?

22. SENATOR BALTZ:

23. I do.

24. PRESIDENT:

25. The motion is to reconsider the vote . . . The motion is
26. to reconsider the vote by which Senate Bill 1333 was defeated.
27. Senator Baltz, do you wish to be heard on the motion?

28. SENATOR BALTZ:

29. Yes, Mr. President, if the principal sponsor would like
30. to discuss this motion or the leadership on either side of
31. the aisle, I would be happy to defer to their judgment at this
32. time.

1. PRESIDENT:

2. Senator Partee.

3. SENATOR PARTEE:

4. Well, I think this is an excellent way to do this. It
5. keeps the bill alive and we don't get involved in the other
6. motions with reference to changing votes and things of that
7. sort and this simply keeps it alive. We do not plan to debate
8. it at this time. We're just going to have this motion made.

9. PRESIDENT:

10. I see. You would like leave of the Body to continue
11. the . . . Your intent is not to bring up the motion at this
12. time, but to take it up at some later date. Is that correct?

13. SENATOR BALTZ:

14. Just as the President Pro Tem described the action, to
15. keep the bill alive.

16. PRESIDENT:

17. All right. Is there . . . Do we have the leave of the
18. Body? We have the leave of the Body to take up that motion
19. at a later date. Senator Vadalabene would like to take up
20. Senate Resolution 311 on the Secretary's Desk. If other's have
21. resolutions on that list on the Secretary's Desk, his would
22. be a good time to dispose of some of those things that clutter
23. up the Calendar. Senator Vadalabene.

24. SENATOR VADALABENE:

25. Thank you, Mr. President and members of the Senate. Senate
26. Resolution 311 on the Secretary's Desk creates a committee to
27. investigate the reasons for failure of the Department of Personnel
28. to comply with the provisions of Senate Joint Resolution 14, and
29. I would like . . .

30. PRESIDENT:

31. Just . . . Just a moment. Let's have some order, please.
32. Gentlemen. Senator Vadalabene.

33.

1. SENATOR VADALABENE:

2. Thank you, Mr. President. As I stated, Senate Resolution 311
3. on the Secretary's Desk creates a committee to investigate the
4. reasons for the failure of the Department of Personnel to comply
5. with provisions of Senate Joint Resolution 14. And rather than
6. go into detail, I would appreciate the adoption of this resolution.

7. PRESIDENT:

8. Is there any discussion? All in favor of the motion indicate
9. by saying aye. Senator Clarke?

10. SENATOR CLARKE:

11. I think we ought to have a little discussion. He says
12. something with reference to Senate Joint Resolution 14. Do you
13. want to explain that for us, Senator?

14. PRESIDENT:

15. Senator Vadalabene.

16. SENATOR VADALABENE:

17. Yes sir, Senator Clarke. I'll be more than happy to. A
18. year ago, Senate Joint Resolution 14 passed the 77th General
19. Assembly of the State of Illinois. The main thrust of that
20. resolution was that the General Assembly strongly urged the
21. Director of the Department of Personnel to remove the restrictive
22. superior performance provisions for obtaining step 6 and 7 of
23. the present pay plan affecting every State coded Civil Service
24. employee. The Director of the Department of Personnel has taken
25. no action to effectuate or accept the concurrence of that
26. resolution. The administration has stated repeatedly that they
27. are not able to state what changes, if any, may be forthcoming.
28. They have been saying this now for over a year, Senator Clarke.
29. State employees were in dead-end jobs and a year after Senate
30. Joint Resolution 14 has passed, they still remain in these dead-
31. end jobs. The discontent and resentment that these discriminatory
32. steps 6 and 7 cause among State employees is growing and is
33. reaching the cancerous revolt stages. It pits employee against

1. employee thereby leading to an extremely low level of morale.
2. The representatives of the State Employees Council No. 34, AFL-CIO
3. and their affiliated 55 locals across the State has repeatedly con-
4. tacted the Department of Personnel asking them why they are doing
5. about Resolution 14 only to be told that it is still being reviewed.
6. There is a principle involved here...

7. PRESIDENT:

8. Just, just a moment here...Senator Clarke.

9. SENATOR CLARKE:

10. Mr. President, I think that's sufficient enough explanation.
11. It sounds logical to me, so let's go ahead.

12. PRESIDENT:

13. All in favor of the adoption of the Resolution indicate by
14. saying aye, contrary minded, Resolution is adopted. Senator Hall
15. would like to take up Senate Resolution 358. Senator Hall.

16. SENATOR HALL:

17. Thank you Mr. President, members of the Senate. This Resolution
18. asks that the President pro tem appoint five members of the Senate
19. that, no more than three be of any party to investigate the charges
20. of financial mismanagement and discrimination and fair services
21. employment lodged against the Bi-State Development Agency and the
22. Bi-State Bus Company. Now the reason this is asked is that the
23. State of Illinois has helped to subsidize the aforesaid agency to
24. the amount of 3.4 million dollars over the past nine years and the
25. State of Missouri has only come up with a little better than \$400,000
26. dollars and the House, the Missouri House of Representatives appointed
27. a special committee to investigate similar charges against the Bi-State
28. Development Agency. Over 80% of the Bi-State operations is located
29. within the State of Missouri, yet by the Missouri legislature's
30. own admission, the State of Illinois has paid the greater share of
31. subsidy, so I think that we should also have an investigation of
32. this agency.

33. PRESIDENT:

1. All in favor of the adoption of the Resolution indicate by
2. saying aye, contrary minded. The Resolution is adopted. Senate
3. bills on third reading. 1062, Senator O'Brien, 1154, Senator
4. Kosinski, Senator Kosinski, hold. 1304, Senator Clarke, 1382,
5. Senator Chew, 1382. Alright. 1396, Senator Carpentier, Senator
6. Carpentier on the floor? He was here a moment ago. 1406. Is
7. Senator Clarke, is someone handling, Senator Groen are you handling
8. that? Senator Groen.

9. SENATOR GROEN:

10. Yes, Mr. President and I have an amendment, Amendment Number
11. one for the bill which is on the Secretary's desk and Senator Partee
12. is familiar with this. We talked about this yesterday afternoon and
13. I would request unanimous consent to move the bill back to the order
14. of second reading for the purpose of attaching this amendment.

15. PRESIDENT:

16. Can you explain the amendment briefly?

17. SENATOR GROEN:

18. The amendment is a lengthy amendment and in substance almost
19. changes the entire bill. It is Senator Harris's amendment and I
20. might say this, that the plan is that the amendment be attached, that
21. the bill hopefully get out of the Senate, over to the House, where
22. Senator Partee advises me that Representative Blair is not in
23. accordance with the terms of this amendment. It is likely that the
24. amendment will either not be, that this amendment may be removed
25. entirely from the bill when it gets to the House. In any event a
26. conference committee is probably indicated where we ultimately
27. will determine the form and content, the final bill will hopefully
28. take. So that the bill may get out of here, Senator Harris is not
29. here today, he wants this amendment attached, it is agreeable to
30. the President Pro Tem that this action be taken and if you want the
31. amendment explained I'll explain it but it's going to take some time.
32. It is a long....

33. PRESIDENT:

1. Is there any discussion? All in favor signify by saying
2. aye, contrary minded, the amendment is adopted. We'll return to the
3. bill after intervening business. Senator Carpentier, do you want to
4. take up that series of bills there?

5. SENATOR CARPENTIER:

6. Yes, Mr. President.

7. PRESIDENT:

8. Is it possible to have one roll call on all three, four of
9. those bills, Senator?

10. SENATOR CARPENTIER:

11. No.

12. PRESIDENT:

13. Alright. 1396, Senator Carpentier. 1396.

14. SENATOR CARPENTIER:

15. I'm advised that there is going to be an amendment on that
16. one, Mr. President and I think they are getting it ready so...

17. PRESIDENT:

18. Let's go on to the next one then. 1403. Senator Carpentier.

19. How about 1404, is that ready to go?

20. SENATOR CARPENTIER:

21. Can we wait just a second?

22. PRESIDENT:

23. Alright. We'll go on to other business and come back to it.

24. 1408, Senator McCarthy. Hold. 1423, Senator McCarthy, hold.

25. 1432, Senator Saperstein 1432. 1546, Senator Hynes, hold. 1584, the

26. same. 1605, hold it. Senator Carpentier are you ready on any of those

27. vet. there now?

28. SENATOR CARPENTIER:

29. Yes. On 1396, we have an amendment. I'd like to take it back
30. to second reading and put an amendment on it.

31. PRESIDENT:

32. Can you explain the amendment?

33. SENATOR CARPENTIER:

1. The amendment on page 2 by deleting line 15 through 19 which
2. takes out the sum of \$500,000 of the Secretary of States' budget.
3. It removes \$500,000.

4. PRESIDENT:

5. Is there any discussion. Senator...all in favor of the
6. adoption of the amendment indicate by saying aye, contrary minded,
7. the amendment is adopted. Senator Horsley. Senator Horsley has an
8. amendment. Senator Horsley.

9. SENATOR HORSLEY:

10. Ah, Mr. President this amendment is the same amendment that
11. we've added on other bills having to do with the capitol building
12. here and it merely complies with the law and requires that the
13. Space Needs Commission must approve the contract and that the add-
14. ons here would have to be approved by the State Architect and the
15. Attorney General if they run more than the original contract approved
16. by the Space Needs Commission. So if there is a contract in existence
17. it would merely would be up to the Space Needs Commission to approve
18. that contract and I, therefore, move the adoption of Amendment Number Two.

19. PRESIDENT:

20. Is there any discussion. All in favor of the adoption of
21. the amendment indicate by saying aye. Contrary minded, The amendment
22. is adopted. Further amendments, third reading. 1403 are you ready
23. on? In the meantime we can proceed to 1406 Senator Groen. We have
24. had intervening business now.

25. SENATOR GROEN:

26. Mr. President, members. I could make a lengthy explanation of
27. this. I'll try very hard to keep it short. You will recall over many
28. years I have stood at this microphone and when a new agency for
29. example was being established or attempted to be established I pointed
30. out that we appropriate, now annually, billions of dollars to support
31. agencies for programs but we as legislators have no means, no agency,
32. no method whereby we can follow that money to that agency to determine
33. (1), if it is being spent properly, and secondly what has been the

1. effect for the benefit of the people for the monies we appropriate
2. for any particular agency. Now when the Bureau of the Budget was
3. established the status of the Budgetary Commission became a complex
4. one really without direction. It was determined after long and
5. intensive study by that Commission that this concept, that we
6. should have an agency, a means, whereby we can follow the source
7. of monies appropriated into the agencies of government themselves
8. and determine whether it is being spent effectively for the purposes
9. for which the money was appropriated. This is one of the things
10. which the amendment to this bill would do and would in effect repeal
11. the present Illinois Budgetary Commission Act and establish this
12. Commission as sort of a watch dog to plan, to follow up, to generally
13. supervise and determine the destiny of monies. It's a bi-partisan
14. group composed of twenty members, ten from the House and ten from
15. the Senate. The Chairmanship rotates biennially between the House
16. and the Senate. They may employ an executive director and staff.
17. It requires that the executive director be a person experienced in
18. government and fiscal and policy analysis and he shall hold no other
19. position either within or without state government. It also requires
20. the Commission to publish 45 days before the convening of each
21. regular session of the General Assembly a report of the estimated
22. income of the State from all applicable revenue sources for the
23. fiscal year coming. 45 days after the session they shall submit
24. a revised report so that you have an up-to-date, current understanding
25. of that problem. The House and Senate then by Joint Resolution shall
26. adopt or modify such estimates as may be appropriate. The Joint
27. Resolution so adopted shall constitute the General Assembly's
28. estimate under paragraph B of Section 2 of Article 8 of the Constitution
29. of the funds estimated to be available during the next fiscal year.
30. Now as I say it repeals the Illinois Budgetary Commission Act and
31. I had better give you, I think it's important that you understand
32. what the purposes are of this Commission. In order to provide the
33. General Assembly with independent assistance to investigate, review

1. and analyze programs, policies and operations of government and
2. proposals for changes in those programs, policies and operations.
3. To provide the General Assembly with its own source of information
4. and expert advice concerning economic development and trends in the
5. State which may better meet the public needs to establish program
6. priorities and allocate available resources in the matter designed
7. to encourage a strong economy in order that the General Assembly
8. may meet its responsibilities under paragraph 2 of Article 8 of
9. the Constitution to estimate available funds during each fiscal
10. year so that appropriations for the fiscal year do not exceed
11. such available funds, this Illinois Commission for Economic and
12. Program Analysis replace the Budgetary Commission is established.
13. I believe it is not a new agency. It is substituting this for the
14. old Budgetary Commission and in my judgment is a step forward in
15. apprising and informing us what happens annually to the money we
16. appropriate in the billions now, 6 billion dollars or more and
17. about which we really never understand the results. I think it's
18. a good concept, a good idea, I recommend it to you. I would ask
19. for a favorable roll call.

20. PRESIDENT:

21. Is there any discussion? Senator Berning.

22. SENATOR BERNING:

23. Just would like to ask the sponsor a question, that hopefully
24. will bring out the potentials here. Do you envision this new
25. Commission as potentially growing and I'm not asking this for purpose
26. of criticism but (1) to establish if we can what the ultimate size
27. and cost of this will be and then related to that the corollary.
28. Not only is it important to know what happened to the money we
29. appropriated but will there be any appraisal of the results of the
30. expenditures in any projections then for possible reductions in
31. expenditures in certain areas or is this strictly to be a reviewing
32. agency?

33. PRESIDENT:

1. Senator Groen.

2. SENATOR GROEN:

3. Senator Berning, it would be my thought and I....

4. PRESIDENT:

5. Just, just a moment please. Have about four different
6. caucuses going on around here. Gentlemen. Just a moment,
7. just a moment, please. Senators Kneupfer, Clarke, Gilbert, Hynes,
8. proceed Senator.

9. SENATOR GROEN:

10. Senator Berning, prior to the establishment of the Budgetary
11. Commission, it was my recommendation to the Budgetary Commission
12. years ago that it broaden its existing authority at that time to
13. cover the concepts embodied in this new bill. Now you ask me, will
14. this commission grow? My only honest answer to you is I think every
15. commission grows as state government grows, as the complexities of
16. government grow and frankly it is impossible for me to tell you just
17. what this ultimately might result in but I would hopefully think that
18. if this commission follows the directives contained within it, within
19. the law establishing it and does the job it is intended to so that we
20. might be in the position as a Commission to come back to you in a
21. year from now, two years from now and say to you in June of 1972 we
22. appropriated \$150,000 for X Commission, we have looked at this
23. appropriation, this is how they spent their money. We do not believe
24. that the public got the benefit that it was entitled to get under this
25. commission, this commission has, or this agency is not performing
26. the function that it should be performing and we recommend to you that
27. appropriations for this commission be reduced accordingly. If we see
28. that this commission has in fact benefited the public and the public
29. interest has been enhanced by the work of a particular agency, yes,
30. then their appropriation we would probably recommend increases as we
31. felt they might be justified. But to tell you now what the result
32. of those investigations might be I think that you will concur that
33. it is a pretty impossible task. As far as this commission is concerned,

1. we will be the judge as members of the General Assembly of whether
2. this commission is doing its job and reporting back to you what
3. state government is doing with the money we are providing for it.
4. And if in subsequent years you do not feel the commission is performing
5. that job, doing it well then on this floor you can see that their
6. appropriation is not provided for or that it be increased in
7. accordance with your judgement as to the efficiency of the job it's
8. doing.

9. PRESIDENT:

10. Is there further discussion? Secretary....Senator Baltz.

11. SENATOR BALTZ:

12. Will the Senate sponsor respond to a question. Senator
13. Groen, what is the significant difference the amendment made in this
14. bill? You indicated that it would be changed substantially in form, that
15. it might not be agreed to in the House.

16. PRESIDENT:

17. Just a moment. Please. Senator Groen.

18. SENATOR GROEN:

19. Senator Baltz, I do not have the original bill before me but
20. it is my understanding from talking to Senator Harris that it is
21. primarily in the make up and this is something as to the personnel,
22. the division and so on and I understand that this is one of the
23. things that will have to be worked out in the House. There are some
24. people in the House, I understand that do not believe it should
25. be established at all ... who would like to see government go
26. merrily upon its way increasing in cost as it has in the past and
27. pet commissions, pet projects and this sort of thing be continued
28. There may be some fear involved, I don't know but I am advised that
29. the real basic fundamental probably deals with personnel with which the
30. House is not in accord. But in any event, as I said earlier, whether
31. the House adopts it in this form or whether it amends it I am advised
32. that it is almost certain to go to a conference committee to iron out
33. the difference that exists. I wish that Senator Harris were here, He

1. could give you more of that background.

2. PRESIDENT:

3. Secretary will call the roll.

4. SECRETARY:

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

13. PRESIDENT:

14. Mohr, aye; Coulson, aye; Course, aye; Bruce, aye; Bruce, no; Cherry, aye;
15. Smith, aye. . On that question the yeas are 43 the nays are two the
16. bill having received the Constitutional majority is declared passed.
17. 1396, Senator Carpentier.

18. SENATOR CARPENTIER:

19. 1396 is ready to go now and it's the re-, it reappropriates the
20. 5 million, 800 thousand and deletes the \$500,000 phase two, phase
21. three of the State Capital Building Rehabilitation Project. Amendments
22. have been put on and I know of no opposition and I'll ask for a roll
23. call.

24. PRESIDENT:

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

26. SECRETARY:

27. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
28. Cherry, Chew, Clarke, Collins,

29. PRESIDENT:

30. Senator Clarke;

31. SENATOR CLARKE:

32. I'd just like to comment. By amendment this effectuates what
33. we had talked about the other day of making a distinction between

1. work and progress on reconstruction, contracts that are already
2. let and are underway and appropriating new money for new work to
3. be done or new contracts to be let and we deleted that by the
4. amendment. I vote aye.

5. SECRETARY:

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

13. PRESIDENT:

14. Bidwill, aye. Kosinski, aye. Hynes, aye. On that question
15. the yeas are 42 the nays are 1. The bill having received the
16. Constitutional majority is declared passed. 1403, Senator Carpentier.

17. SENATOR CARPENTIER:

18. We'd like to hold that for the time being. 1404, I'd like to
19. pull back to second reading for amendment.

20. PRESIDENT:

21. 1404 is pulled back to second reading for amendment. Can
22. you explain your amendment?

23. SENATOR CARPENTIER:

24. Yes, in the page one line 29 by deleting \$875,000 and
25. inserting in lieu thereof \$725,000. We're taking \$150,000, re-
26. ducing, we're reducing the appropriation by \$150,000.

27. PRESIDENT:

28. Is there any discussion? All in favor signify by saying
29. aye, contrary minded. The amendment is adopted. Senator Horsley.

30. SENATOR HORSLEY:

31. I offer an amendment being the same amendment tacked on the
32. previous bill. Space Needs Commission.

33.

1. PRESIDENT:

2. Is there any discussion. All in favor signify by saying
3. aye, contrary minded. The amendment is adopted. Any further
4. amendments. Third reading. For intervening business, Senator
5. Knuepfer wanted to advance 1592, Senate bill on second reading for
6. Senator Harris. We will do that at this time. 1592.

7. SECRETARY:

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

9. PRESIDENT:

10. Any amendments from the floor? Third reading. 1404
11. Senator Carpentier.

12. SENATOR CARPENTIER:

13. Now 1404 is in its proper order and it appropriates \$725,00
14. for repairs and rehabilitation of the State buildings in Chicago
15. and Springfield and I would like a favorable roll call on this
16. one.

17. PRESIDENT:

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

19. SECRETARY:

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

28. PRESIDENT:

29. Cherry, aye; Palmer, aye; Kosinski, aye; Swinarski, aye; Groen, aye;
30. Collins, McBroom, Senator McBroom, for what purpose do you arise?

31. SENATOR MCBROOM:

32. I arise on a personal matter and a rather foolish one, I lost
33. my favorite pipe yesterday, Mr. President, Senator Laughlin has

1. assured me he didn't take it. It has a leather binding on it. If
2. anyone sees it I'd appreciate having it returned.

3. PRESIDENT:

4. Thank you. Senator Vadalabene.

5. SENATOR VADALABENE:

6. On that same vein. I lost a set to a cross ball point
7. pen that was given to me by my son from San Francisco, California.
8. If anyone found a ball point pen with this set I'd appreciate it.

9. PRESIDENT:

10. On the bill at hand the yeas are 40 the nays are 1 the bill
11. having received the Constitutional majority is declared passed.
12. 1405, Senator Carpentier. Hold that. House bills on third reading.
13. I'll indicate in advance some of the measures we will be taking up.
14. 1440, Senator Berning. 3774, Senator Bruce; 3776, Senator Clarke.
15. Those will be the next three we will take up. 1440, Senator Berning.
16. For what purpose does Senator Bidwill arise?

17. SENATOR BIDWILL:

18. Make a point of inquiry Mr. President. I see some of these
19. bills here including one of my own have an amendment. Will they
20. be given consideration so they can get over to the House? In case
21. there is any change over there.

22. PRESIDENT:

23. What the Chair is doing is taking first priority and second
24. priority list from the leadership and your bill-what was the number
25. again..

26. SENATOR BIDWILL:

27. It was up 4104.

28. PRESIDENT:

29. It's on the first priority list so you're in good shape.

30. SENATOR BIDWILL:

31. Thank you.

32. PRESIDENT:

33. Senator Berning, there is a request from Senator Partee

1. that, that be held. 3774, Senator Bruce.

2. SENATOR BRUCE:

3. Yes, Mr. President this is an appropriation of \$38,000 for
4. the County of Lawrence for a County Fair. That has been created
5. this year. Senator McBroom raised a question in Appropriations
6. Committee that I could not answer but have told him and for the
7. other members this is an obligation of the State that if a County
8. starts a County Fair, and Lawrence County has not had one in the
9. past, they plan to have one this year, this matches the \$68,000
10. that they are putting up. It is required by law that we do match
11. their money if they receive approval of the Department of Agriculture
12. which they have done. Sharon Marsh, Superintendent of County Fairs,
13. has also gone over their budget. They've been in this process for
14. two years, they have approved their leasing arrangement and their
15. prizes and all the things that go with a County Fair and therefore
16. it's an obligation of the State to match the \$68,000 that they have
17. put up.

18. PRESIDENT:

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

20. SECRETARY:

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

29. PRESIDENT:

30. Horsley, aye; Rock, aye; Kosinski, aye; Palmer, aye. Senator
31. Partee.

32. SENATOR PARTEE:

33. How am I recorded?

1. PRESIDENT:

2. How's Senator Partee recorded? In the negative.

3. SENATOR PARTEE:

4. Well, Senator Bruce, I want to change that no to aye.

5. PRESIDENT:

6. Partee, aye; Course, aye; Nihill, aye; Berning, aye. On that
7. question the yeas are 40 the nays are none the bill having received
8. the constitutional majority is declared passed. 3776, Senator Clarke.

9. SENATOR CLARKE:

10. Mr. President, this is a bill on the personal property tax
11. question and I just might say that we, I think, had a very....

12. PRESIDENT:

13. Just a moment. Please Senator Hall and Vadalabene and others.

14. SENATOR CLARKE:

15. We had an almost hour and a half meeting this morning
16. starting at 8 o'clock in Senator Partee's office. It was a very
17. informed and dispassionate discussion on this issue. I feel that
18. we are, have great hopes of making progress and so I'm certainly
19. going to pass up this bill and await the results of our deliberations
20. in that regard. I think we have to reach some agreement in order
21. to move ahead in this field.

22. PRESIDENT:

23. 3776 will be held. The next bills that will be called now
24. are 4082, Senator Weaver. 4088, Senator McBroom, 4092, Senator
25. Fawell, 4093, Senator Merritt, 4095, Senator Groen and 4097, Senator
26. Soper. 4082, Senator Weaver.

27. SENATOR WEAVER:

28. Mr. President and members of the Senate, this is the annual
29. appropriation to the State's Civil Service Commission. If there
30. are any questions I'll try to answer them.

31. PRESIDENT:

32. Senator Partee. Is there any discussion? Secretary will
33. 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, 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. On that question the yeas are 44 the nays are none. The bill
12. having received the constitutional majority is declared passed.
13. 4088, Senator McBroom. You found your pipe.

14. SENATOR MCBROOM:

15. No. I haven't found it, I had an extra one fortunately, Mr.
16. President.

17. PRESIDENT:

18. Did you check on the second floor? 4088, Senator McBroom.

19. SENATOR MCBROOM:

20. This is the annual appropriation for the Department of Audits,
21. Mr. President, no amendments to it and I would appreciate a favorable
22. roll call.

23. PRESIDENT:

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

25. SECRETARY:

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

1. PRESIDENT:

2. Donnewald, aye, Clarke, aye, Smith, aye. On that question
3. the yeas are 42 the nays are none, The bill having received the
4. constitutional majority is declared passed. 4092, Senator
5. Fawell.

6. SENATOR FAWELL:

7. Mr. President, members of the Senate, I don't think there
8. is any controversy whatsoever. This is the annual appropriation
9. for the Commission on Human Relations and I ask for a favorable
10. roll call.

11. PRESIDENT:

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

13. SECRETARY:

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

22. PRESIDENT:

23. Weaver, aye; Palmer, aye; Rock, aye; Smith, aye. On that
24. question the yeas are 37 the nays are 4, the bill having received
25. the constitutional majority is declared passed. 4093, Senator
26. Merritt.

27. SENATOR MERRITT:

28. Yes, Mr. President, members of the Senate. House bill 4093
29. is the annual appropriation for the Commissioner of Banks and Trust
30. Companies. I know of no opposition to the bill. I would make this
31. comment, it is one of the few agencies in the State that actually
32. costs the State no money. Although we appropriate this money it comes
33. back in the form of a bank examination fees. I would appreciate the

1. last most favorable roll call.

2. PRESIDENT:

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

4. SECRETARY:

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

13. PRESIDENT:

14. Senator Kosinski, aye. On that question the yeas are 40 the
15. nays are none. The bill having received the constitutional majority
16. is declared passed. 4095, Senator Groen.

17. SENATOR GROEN:

18. Mr. President, members, just as it says, I would ask for a
19. favorable roll call.

20. PRESIDENT:

21. Is there any discussion. The Secretary will call the roll.

22. SECRETARY:

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

31. PRESIDENT:

32. Bruce, aye. On that question the yeas are 40, the nays are
33. none. The bill having received the constitutional majority is declared

1. passed. For what reason does Senator Hall arise?

2. SENATOR HALL:

3. Thank you Mr. President. On a point of personal privilege
4. I'd like to present Senator Smith's lovely wife, Margaret, who is
5. a world traveler and who has made great contributions to religious
6. life, She's right behind me here.

7. PRESIDENT:

8. 4097 Senator Soper.

9. SENATOR SOPER:

10. Mr. President, members of the Senate, this is the annual
11. appropriation for the Veterans Commission.

12. PRESIDENT:

13. Is there any discussion? Senator Groen.

14. SENATOR GROEN:

15. Senator Soper, would you answer a couple of questions for me?
16. Does any of this appropriation include this 4½ million, does it
17. include payments for Viet Nam veterans and World War II veterans
18. and this sort of thing or is this a separate appropriation?

19. PRESIDENT:

20. Senator Soper.

21. SENATOR SOPER:

22. I believe a part of this appropriation is for Viet Nam
23. veterans.

24. PRESIDENT:

25. Senator Groen.

26. SENATOR GROEN:

27. Well Senator Soper isn't sure apparently, can anyone answer
28. this for me that was on the Task Force or something?

29. PRESIDENT:

30. Is there, Senator Rock or can anyone respond to Senator Groen's
31. question here? Senator Rock.

32. SENATOR ROCK:

33. I'm sorry I did not hear the question.

1. PRESIDENT:

2. Senator Groen, do you want to repeat the question?

3. SENATOR GROEN:

4. Senator Rock, does any of this 4½ million dollars cover
5. payments to veterans or is it separate?

6. SENATOR ROCK:

7. Yes, Senator, the bottom half of the bill has grants-in-aid
8. in the bill.

9. PRESIDENT:

10. Senator Groen.

11. SENATOR GROEN:

12. Well I've just had staff from my side give me information
13. on this and it does cover 2 million dollars of it is apparently for
14. the veteran, the Viet Nam Veterans Compensation Act but I would just
15. like to make this statement regarding this. It seems to me that
16. this is a situation other than that perhaps if we want to do that
17. as a State where the remainder of this ought to be reimbursed by
18. the Federal Government.

19. PRESIDENT:

20. Just a moment. Please, gentlemen, let's cut down the noise.

21. SENATOR GROEN:

22. ...Where there ought to be reimbursement from the Federal
23. Government for the establishment and the carrying on of the
24. operations of the Veterans Commission in this State. It's actually
25. a federal function that we are performing and it seems to me that
26. effort should be made to obtain federal reimbursement under some
27. kind of a program. I vote aye.

28. PRESIDENT:

29. Senator Soper, just a moment please. I wonder if Bob
30. Massey, I wonder if we can't move that food into the locker room there.
31. It's a cause for some disruption every day back there and...Sen. Soper

32. SENATOR SOPER:

33. Just a thought on that Senator Groen, you know, the same

1. people this money whether its the Federal government or the State
2. government and I think we've got a little better control if each
3. state takes care of its own Veterans Commission. Then we know what
4. we're doing. Everytime we turn over one of these agencies to the
5. Federal government there is no control and it gets out of line so
6. I think that maybe a little thought on this will lead us to the
7. opinion that local control is better than grandfather control or
8. big brother control in Washington. I'll call for a favorable roll
9. call.

10. PRESIDENT:

11. Secretary will call the roll.

12. SECRETARY:

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

21. PRESIDENT:

22. Mitchler, aye. On that question the yeas are 42, the nays are
23. none, The bill having received the constitutional majority is declared
24. passed. These are the next bills now that will come before the
25. Senate. 4104, Senator Bidwill; 4120, Senator Cherry; 4128, Senator Rock;
26. 4130, Senator McBroom ; 4140, Senator Hall. 4104, Senator Bidwill.

27. SENATOR BIDWILL:

28. Mr. President, members of the Senate. The amendment I placed
29. on this bill yesterday made the effective date of the bill January
30. 1973 and the reason for that was there was some bugs and discrepancies
31. in the bill that were suggested some amendments by the members of
32. the Senate and we're having staff work on them now so we hope by when we
33. come back in the fall we'll have the bill ready in proper shape and

1. this just extends the date of effectiveness until January of 73,
2. in the meantime.

3. PRESIDENT:

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

5. SECRETARY:

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

14. PRESIDENT:

15. Neistein, aye. On that question the yeas are 47, the nays are
16. none. The bill having received the constitutional majority is
17. declared passed. 4120, Senator Cherry.

18. SENATOR CHERRY:

19. Mr. President, members of the Senate, this is a supplemental
20. appropriation for the printing of the Legislative Digest in the
21. amount of \$40,000.

22. PRESIDENT:

23. Is there....Senator Groen.

24. SENATOR GROEN:

25. Senator Cherry, can you tell me what the total cost of printing
26. the Legislative Digest for any, for the last fiscal year or for the
27. coming fiscal year is to be?

28. PRESIDENT:

29. Senator Cherry.

30. SENATOR CHERRY:

31. I do not have that information, Senator Groen. I'm simply
32. handling this bill, that was passed in the House that \$40,000 is
33. necessary as a supplemental appropriation to pay for the printings of the

1. Legislative Digest. I don't know what the appropriation or the spending
2. of the money was for this year nor for the current fiscal year.

3. PRESIDENT:

4. Senator Groen.

5. SENATOR GROEN:

6. Well Mr. President, members as I have advised this body
7. here I'm in the process of compiling a list of recommendations.
8. In the course of that research I have had conferences with Loren
9. Bobbitt about this problem and I can advise you that the cost for
10. the last fiscal year exceeded a third of a million dollars and
11. that this one is approaching more than \$400,000 and with this
12. supplemental appropriation it could go close perhaps to a half
13. a million before we finish. Now to me this is simply an exorbitant
14. expenditure. I don't know how we can charge enough to cover this
15. kind of a cost but I do think that there are many changes in that
16. digest that can and should be made. We could eliminate some
17. \$75,000 to a \$100,000 if we simply took commendatory and con-
18. gratulatory resolutions out of the digest. It seems to me that
19. this is a subject matter that deserves the attention perhaps of
20. the new commission or the substitute commission for the Budgetary
21. Commission I was talking about before and I would hope that some-
22. body would address himself to this problem.

23. PRESIDENT:

24. Senator Partee.

25. SENATOR PARTEE:

26. I'm glad that Senator Groen broached this subject because
27. this has been a subject that has been an irritant to many of
28. us. We have some new rules which will make for the listing, for
29. example, of only the first five sponsors on a bill. There are
30. many other new rules and additions or deletions that are going to
31. be made. One of the problems with the current years that we've
32. been in such continuous session this is why we are getting more
33. and more but I want you to know that we are addressing ourselves to

1. it and when you mentioned the Resolutions. Maybe I'd like to take
2. them out too but taking out the resolutions is like taking P out
3. of politics you know. Resolutions are part of this business and
4. they, it's going to happen. There are other areas in which we can
5. cut down and the Commission involved here is seriously addressing
6. itself to that problem.

7. PRESIDENT:

8. Senator Groen.

9. SENATOR GROEN:

10. Well, with respect to these resolutions, I know of some
11. states in this research is developed, for example, they are simply
12. filed, they are available in the Secretary's office. If you want
13. to find out you can inquire from there but it does eliminate the
14. necessity of all this weekly printing that runs up the cost of the
15. Digest.

16. PRESIDENT:

17. Senator Partee.

18. SENATOR PARTEE:

19. To show you how serious we are we even thought about delimiting
20. the number of bills that a person could introduce. We've thought
21. about these things and we'll be coming back to you with the result
22. of our plans a little later. There are states that delimit
23. Senators to ten bills per session. Now we don't think about any-
24. thing quite that drastic but we are seriously considering all of
25. the problems involved in a proliferating digest.

26. PRESIDENT:

27. Senator Laughlin.

28. SENATOR LAUGHLIN:

29. Yes, I had a bill a few years ago that Senator Arrington
30. opposed that would have stricken a lot of this stuff. My question
31. is, now what do people pay that want to buy it?

32. PRESIDENT:

33. Senator Partee.

1. SENATOR PARTEE:

2. My recollection is, because I bought one for someone in my
3. district, I think its \$10.00. I think thats what it is.

4. PRESIDENT:

5. Senator Laughlin.

6. SENATOR LAUGHLIN.

7. Well that price.....

8. SENATOR PARTEE:

9. Oh, I'm sorry \$25.00.

10. SENATOR LAUGHLIN:

11. Alright thank you very much.

12. PRESIDENT:

13. Secretary...Senator Mitchler.

14. SENATOR MITCHLER:

15. Well I think the reason for the increase in cost of the
16. Digest for one main reason is because we've gone to the annual
17. sessions, We have just about doubled the work load and doubled
18. load and doubled the output and I believe more and more of the
19. people back home are becoming acquainted with the Digest. At least
20. I'm encouraging them to do so in my district and I assume that
21. others are so that they can keep abreast with the activity of the
22. Senate but this is also reflected in the fact that we now have four
23. complete volumes of the Illinois Revised Statute. Now that would
24. be one if we could reduce that down by cutting down on the activity
25. that too would be a great savings to the people but not only through
26. the printing but also through the costs of operating of government.

27. PRESIDENT:

28. Secretary will call the roll.

29. SECRETARY:

30. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
31. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,
32. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,
33. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,

1. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,
2. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,
3. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,
4. Walker, Weaver.

5. PRESIDENT:

6. Swinarski, aye; Hynes, aye. On that question the yeas are
7. 43, the nays are none. The bill having received the constitutional
8. majority is declared passed. 4128, is Senator Rock on the floor?
9. 4128.

10. SENATOR ROCK:

11. Yes, Mr. President, members of the Senate I wonder if I might
12. have leave, I've been negotiating or talking with Senators Graham
13. and Carpentier last night at the ball game of all places Represent-
14. ative Fleck said that they would accept their proposed amendment.
15. Senator Carpentier tells me the amendment is being typed right
16. now. I just don't want to lose my place but I have to wait for
17. the amendment.

18. PRESIDENT:

19. You let the Chair know when your ready. 4130, Senator
20. McBroom.

21. SENATOR MCBROOM:

22. Yes, Mr. President, members of the Senate, 4130 is the
23. supplemental appropriation to the Pollution Control Board. It has
24. been amended and the total amount now is \$140,000. I'd appreciate
25. a favorable roll call.

26. PRESIDENT:

27. Any discussion. Secretary will call the roll. Just a moment.
28. Senator Cherry.

29. SENATOR CHERRY:

30. I simply want to say this is probably one of the poorest
31. administered agency in our state. I'm going to vote for this
32. appropriation. This appropriation is made necessary because of the
33. almost unbelievable expenditures for court reporting fees. Not only

1. they spend, and it was very difficult to get a figure from the head
2. of this agency, Dr. Curry, as to the daily amount of court reporter
3. fees expended at these hearings. They had some 303 hearing and expended
4. something like \$300,000 for court reporting fees and this appropria-
5. tion we're voting on now is part of this expenditure. Now I can't
6. see as I said before the Appropriation Committee how they can
7. possibly spend a \$1,000, 1,100 or \$1,200 a day for court reporting
8. fees and I suggested to this agency that they start to train steno-
9. graphers who will be able to take and transcribe the testimony at
10. these hearings. They're paying now as I said over a \$1,000 a day
11. and they got about 1 1/2 hearings a day. They went into this con-
12. tract with a court reporting service without bidding, without
13. trying to get competitive figures, even without complying with the
14. Purchasing Act. They not only did these things, they took money
15. out of an appropriation for this year and paid bills for the last
16. year's appropriation which is highly illegal and admitted by the
17. head of the Department. We're going to continue to look at this
18. agency. We've made certain recommendations of changes to them
19. which they assured us will be implemented during this current
20. period and we've looked at this from the standpoint of Legislative
21. Audit Commission Audit which brought these things up which indicated
22. and showed that some manager of this office opened up a bank account
23. of state monies in her name...unbelievable in the history of
24. governmental process of our state. Not only that they found a
25. shortage in the account that not all monies collected by this
26. manager of this office was deposited to the General Revenue Fund
27. as was necessary. So we're going to continue to look at this
28. agency and make them comply with all of the laws and see that they
29. run it with economy so that the best interest of this department
30. which is vital to our State will proceed as it should.

31. PRESIDENT:

32. Senator Mitchler.

33. SENATOR MITCHLER:

1. Yes, Mr. President, members of the Senate, first of all I
2. would like to commend the Pollution Control Board for many of its
3. good works and the hard work that the members of the Board have put
4. in. I think really they've gone above and beyond. I've watched
5. the schedule and kept abreast of their activities and certainly
6. the hours that the members of the Board have been putting in since
7. its inauguration and inception, they are to be commended. The one
8. point that I would bring out that at one time, and I don't have my
9. file here, and I wish I had it here and I could give you the exact
10. details, but a member of their staff of the Pollution and Control
11. Board was out making talks in an area near my district and it got
12. into the news media and what the talk was about was the fact that
13. it was sort of bawling out the people of the State of Illinois for
14. not initiating citizen claims and really pushing the fact that a
15. citizen could file a claim against another individual, their
16. neighbor or industry or a company or a person and they would be
17. exempt from paying any of the legal fees. This would all be borne
18. by the Pollution and Control Board, all the court reporting and all.
19. And I did not think and I wrote a letter to Dr. Curry and I said
20. I was somewhat critical of the fact that they would go out and
21. publicly try to look for business and encourage business to this
22. extent when they had more than they could handle right now. Now
23. there may be a point in time when we might want to encourage this
24. but at this point the Pollution Control Board and Environmental
25. Protection Agency and the Institute of Environmental Quality
26. have all the work that they can possibly handle. My second criticism
27. of this deficiency appropriation is that this is the second time
28. that the Pollution Control Board has had to come in with a
29. deficiency appropriation. They did last year. I handled the
30. bill for them. It was in a smaller amount. They were practically
31. out of business because they couldn't meet payrolls and I think
32. that this agency is no different than any other agency. They're
33. given a budget and through fiscal management they should learn to

1. live within their budget. Government is not just a hole in the
2. bucket and you can come down here and just ask for a deficiency
3. appropriation year after year and I believe that this is what
4. Senator Cherry alludes to the fact that he is going to watch this.
5. and I commend Senator Cherry for taking that attitude and I think
6. both sides of the aisle, and as individual members of this body, we
7. should watch the expenditure of the Pollution Control Board and
8. not allow it to increase. I wish I had my figures here to show you
9. how the cost and the increases we have given to this agency along
10. with the Environmental Protection Agency to do the job of pollution.
11. Now anti-pollution and all this is a popular thing. It's like mother-
12. hood and the flag and all of us are for it. We can't talk against
13. it for fear of criticism and the like but still they have to remain
14. within the appropriation and the fiscal responsibility and
15. the agency and the administration of it that they have. I want to
16. make those remarks in connection with this deficiency appropriations
17. this year and lets hope that after we give them the appropriation
18. for fiscal '73 they don't come back again with another deficiency.

19. PRESIDING OFFICER: (Senator O'Brien)

20. Senator Partee.

21. SENATOR PARTEE:

22. Well Mr. President I wanted to bring to the attention of
23. the body that our body is graced by the presence of Representative
24. Henry Hyde, the Majority Leader in the House, and we wanted him to
25. know that we are happy that he is here, he is welcomed here and we
26. are also delighted to know that he will be returning to the Legislature
27. next year.

28. PRESIDING OFFICER: (Senator O'Brien)

29. Senator Sours.

30. SENATOR SOURS:

31. Mr. President, Senators, has anybody stamped a visa of Repre-
32. sentative Hyde's before he came in the front door.

33. PRESIDING OFFICER: (Senator O'Brien)

1. The Chair would like to know of Representative Hyde, how you
2. do things like that. Senator Knuepfer.

3. SENATOR KNUEPFER:

4. Well, much of what I want to say has been said. I share
5. Senator Cherry's concern. Certainly the list of what I might
6. call offenses, as discovered by the Legislative Audit Commission
7. to good management was astounding to me. It was as well astounding
8. to me to learn that in lieu of a fine, the Pollution Control Agency
9. had authorized some company to provide scholarships to one of our
10. major Universities. I think they have been proceeding without regard
11. to rules and procedures. I think and I am hopeful that Director
12. Curry got the message that was given to him on both sides of the
13. aisle at the hearing. It is an agency that we desperately need in
14. the State of Illinois and if Director Curry got the message as I
15. hope he did, the management practices will hopefully be tightened
16. up and the agency will be run on a more ship like, shipshape basis
17. in the future.

18. PRESIDENT:

19. Senator Horsley.

20. SENATOR HORSLEY:

21. I'm going to vote no on this bill and I think many of us ought
22. to vote no. I don't know if the bill really has to be passed or not
23. because they have a new appropriation bill coming up, but I agree with
24. everything that Senator Cherry said. But I would also go one step
25. further, Senator. You talk about the hearings that are being held...
26. there is a reason for that. This is one of the most bureaucratic
27. outfits we have in the State of Illinois. Now you walk in there
28. and try to talk to them and try to find out what their complaint
29. is and how you can work it out and right off the bat you're told to
30. plead guilty or else we'll have a hearing and then we'll tell you
31. what we're going to do. That's the reason why you have so many
32. hearings, that's why your court reporting bill is so high. There
33. isn't a practicing lawyer in this body who knows that you don't

1. walk in both sides in front of the Judge. The Judge will say now
2. there's two sides to this question, lets see if we can't maybe work
3. this thing out and some how get justice done without spending a lot
4. of money, time and effort. You can't do that with this outfit. You
5. either go in there and the Hearing Officer must proceed to hold a
6. full scale hearing, all the expense to which your client is put for
7. attorney's fees and expenses. It may be a garbage dump or it may be
8. something very simple, something that could be worked out in
9. a matter of a few minutes time with a reasonable Hearing Officer.
10. But this outfit doesn't work that way. You are now finding out what
11. there is, in the distinction between what we have always said that we
12. should have a government of laws and not a government of men. When-
13. ever you have laws to bind these bodies they have to follow precedent,
14. they have to apply the law, that's one thing, but when you have govern-
15. ment by men who are free almost to do as they please you find that the
16. little guy gets hurt. And in the process, you can call it whatever
17. you please here, you do not have due process for even the small
18. businessman trying to get along in your community today. If he's a
19. big power company, of course, he can afford to fight and he will fight
20. but for these little people who are trying to run their place
21. legitimately, they're being drug through these long expensive hearings.
22. They simply cannot afford them and I think this outfit ought to get
23. the message that we just have stopped, we're not giving them anymore
24. money to keep up with their kind of tactics.

25. PRESIDENT:

26. Senator Vadalabene.

27. SENATOR VADALABENE:

28. Thank you, Mr. President, and members of the Senate. I'm going
29. to be just a little more specific than Senator Knuepfer who discussed
30. these scholarships that were awarded to the University of Illinois.
31. If anyone should get the message it should be the Governor of the
32. State of Illinois, it should be the Attorney General William Scott
33. and also Dr. Curry of the Pollution Control Board who all had a hand

1. in this. Just this morning I received from Miss Eulalia Hotz
2. the County Clerk, who said enclosed find a certified copy of a
3. Resolution passed by the Madison County Board of its regular meeting
4. on June 12, 1972. Any assistance you can give the board will be
5. greatly appreciated. Now this is what the Resolution says, Whereas
6. Madison County Board wants to go on record opposing the decision of
7. Governor Ogilvie that GraniteCity Steels donation of a \$150,000 to-
8. ward scholarship funds go to the University of Illinois for Environ-
9. mental studies. We feel that since the violation occurred in Madison
10. County that the funds should be spent at the local college, Southern
11. Illinois University. Dated at Edwardsville, Illinois this, 12th day
12. of June, 1972. What I'm saying in effect was that GraniteCity Steel
13. in lieu of a fine was awarded a scholarship that should have went to
14. the Southern Illinois University. Upon a decision and a denial by the
15. Governor of the State of Illinois, Nicholas Vito the Chairman of the
16. Board of GraniteCity, Illinois then produced a letter stating that
17. Governor Ogilvie advised that the scholarship should go to the
18. University of Illinois.

19. PRESIDENT:

20. Is there further discussion. Senator McBro----Senator Cherry.

21. SENATOR CHERRY:

22. I just want to comment on Senator Horsley's remarks. Apparently
23. he has had experiences with the Pollution Control Board that I haven't
24. had so I can't comment on it within the degree of validity I think
25. it would be, he did say he was going to vote against the bill and he
26. urges the members of our Body to oppose it. I would like to oppose
27. this appropriation but, Senator Horsley, originally they contemplated
28. asking for supplemental appropriation of \$350,000, almost three times
29. the amount we finally cut them down to and I share your concern about
30. the kinds of hearings that they are having, their need or their validity
31. but I think that we do have to have hearings conducted by this im-
32. portant Board to try to discourage those who pollute our air and
33. water. And this Board is the one that has been designated by the ...

1. our Legislature to be the watch dog over these violations. To vote
2. against this bill I think would be completely irresponsible because
3. if we took away the opportunity of this Board to conduct hearings I
4. think our body could be severely criticized and I don't think any member
5. should put himself in that position. We finally reduced this to
6. \$140,000 and those members that sooke against this board properly
7. I think that they have been given the message and I think Dr. Curry
8. has received the message. We told him we're going to watch the
9. activities of this department. We're going to watch the hearings,
10. we're going to watch the expenditures of money, we're going to watch
11. everything this Board does in order to be financially responsible and
12. to see the money that we appropriate to them is spent wisely and
13. properly so I would urge the members of this body to support this
14. because if we didn't we would eliminate the opportunity of prosecuting
15. these violaters who do bollute our air and water of our State.

16. PRESIDENT:

17. Senator Latherow.

18. SENATOR LATHEROW:

19. Mr. President and members of the Senate. I hesitate to recall
20. a short time ago when this legislation was before us but when you
21. put into the hands of one body the law making and rule making of the
22. State of Illinois the fee comes high. You give them the power of
23. the Judge and the Judges come high which we have found out in many
24. cases with this group. When you give them the power of the jury, the
25. jury comes high as we found out in this group because they are both
26. Judge and jury and on top of that you've given them the power in the
27. law that we passed of the executioner. To say that the people have
28. a chance before this board I think is obstinate. As I asked Dr. Curry
29. at the hearing, are these people assumed to be guilty when they're
30. brought before the Board and of course his opinion on that day was
31. that they weren't. When they go to the trouble to cite people and
32. have them cited by the States Attorney and so on you know what their
33. opinions are prior to that. I dont like to talk to the part of the

1. EPA as far as their budget is concerned within this but it's a part
2. of it. When they go out and cite individuals because that's the
3. only place they have to go for obstinate action of other people,
4. I think they're off base. They're not like a Sheriff when a
5. murder is committed or something like that, they hunt the person who
6. has done it. But these people come out and cite the people where
7. the man has fallen. That's what they do. And have him prove himself
8. to be the innocent character because it's committed on his property.
9. And I think once again that we have a group that needs to be given
10. some direction not to run all the way in one line.

11. PRESIDENT:

12. Senator McBroom may close the debate.

13. SENATOR MCBROOM:

14. Well Mr. President, members of the Senate. Senator Horsley,
15. I don't believe that because of illness in the family that you were
16. perhaps not at the hearing, the Appropriations Committee the other
17. day. Dr. Curry was excoriated rather vigorously by Senator Vadalabene
18. and Senator Cherry and Senator Knuepfer. I only summarize by saying
19. that he would have to be a pretty stupid man if he didn't know
20. what they were talking about. In defence of him I would like to
21. say, as I pointed out in Appropriations Committee, Mr. President,
22. that there is a vast difference between taking over as the Director
23. of the Department of Agriculture, the Director of Revenue or starting
24. up a brand new department. I think it's analogous to taking over as
25. a manager of a business or starting a brand new business and I can
26. attest to the fact that there is a vast difference between the two.
27. Senator Cherry and Senator Knuepfer, I think in spite of the misgivings
28. they had, summarized it rather adequately when they said this agency
29. must continue and the funds are necessary. I would appreciate a
30. favorable roll call.

31. PRESIDENT:

32. Secretary will call the roll.

33. SECRETARY:

1. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
2. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,
3. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,
4. PRESIDENT:

5. Senator Graham.

6. SENATOR GRAHAM:

7. Mr. President, in explaining my vote on this very controversial
8. measure I should like to take this opportunity to introduce to you
9. a couple celebrating their 24th Wedding Anniversary. It's nice that
10. the beautiful red headed gal could come down and join me today.
11. Let's all join and pay tribute to Senator and Mrs. Stanley Weaver.

12. SECRETARY:

13. Harris, Horlsey, Hynes, Johns, Knuepfer, Knuppel, Kosinski,
14. Kusibab, Latherow,

15. PRESIDENT:

16. Senator Latherow.

17. SENATOR LATHEROW:

18. I'd just like to say that Senator Rock the other day presented
19. me with a little paper that I was...more or less had to do with my
20. regulations and included in one of the dirty dozen so in lieu of
21. that and some other things I would have to vote present.

22. SECRETARY:

23. Laughlin, Lyons, McBroom, McCarthy, Merritt,

24. PRESIDENT:

25. Senator Merritt.

26. SENATOR MERRITT:

27. Mr. President, members of the Senate, I wanted to engage in the
28. debate before and it was cut off too soon so in explaining my vote
29. I hate to deny these funds to state agency but it seems to me like
30. if it's supplemental and it's merely to pay bills that have accumulated
31. they do have a increased appropriation coming up, they could get by
32. alright. The thing that really disturbs me throughout my rural areas
33. the more that I see their actions the more I think Senator Latherow

1. is correct when you said you've done a bad thing when it was created
2. sometimes..some of the provisions anyway. If you had to take some
3. of the phone calls that I have to take from some of these little
4. widows, older senior citizens in some of our smaller communities where
5. they have no disposal for anything, can't even rake up their yard and
6. the twigs, trying their best to desperately keep up their property
7. in a nice manner and then can't burn them I think it's just a great,
8. great disservice to many, many people throughout our rural districts
9. in Illinois. I don't want to oppose it to the extent that I vote
10. no, I 'll have to vote present.

11. SECRETARY:

12. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,
13. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas, Smith,
14. Sober, Sours,

15. PRESIDENT:

16. Senator Sours.

17. SENATOR SOURS:

18. What I have to say in no way reflects upon the Senate sponsor.
19. I could not support the EPB when it came before us two years ago.
20. I indicated on that occasion that we would have just exactly what
21. Senator Horsley mentioned today. That is the history of this adjunct
22. to government. Due process has degenerated in the star chamber and
23. all the pressures, the economic pressures can be exerted on some
24. poor devil who may have ignorantly violated the law. I'm not going
25. to vote no but I'm not going to support this by voting present.

26. SECRETARY:

27. Swinarski, Vadalabene, Walker, Weaver.

28. PRESIDENT:

29. Walker aye. Senator Carpentier.

30. SENATOR CARPENTIER:

31. Mr. President. I watched for a year and a half over in my
32. district a battle go on between Illinois, Iowa, the Federal government,
33. the whole shooting match on this pollution because they found a dead

1. fish floating down the Mississippi and therefore Iowa, Illinois and
2. Commonwealth Edison couldn't and for over a year and a half open a
3. new power plant which would have brought in new industry to my dis-
4. trict and into our rural areas of my district. It would have been
5. a great help. And their attitude is that you are absolutely wrong
6. you go ahead and build the specifications and then somebody comes
7. along that doesn't know one thing about ecology and he decides
8. that you're wrong so you have to go through all this court procedure
9. and everything else because you're guilty & you have to prove yourself
10. innocent just because some Hearing Officer says so and then on the
11. side tells you, you better plead guilty and it will save you a lot
12. of extra money. I vote no on this.

13. PRESIDENT:

14. Senator McBroom.

15. SENATOR MCBROOM:

16. Mr. President, I am aware that I'm not recorded. I'd like
17. to explain my vote and ask that the absentees be called. I have
18. no pride of authorship in this Bill, Mr. President, and nobody need
19. to vote yes or no as far as I am personally concerned. I think
20. the consequences would be rather serious if it were not funded. It
21. has been amended down I think adequately and to take care of some of
22. the objections that Senator Cherry rightly pointed out and I would
23. appreciate a call of the absentees, Mr. Chairman.

24. PRESIDENT:

25. Request for a call of the absentees, the absentees will be
26. called.

27. SECRETARY:

28. Arrington, Baltz, Bidwill, Carroll, Davidson, Harris, Knuepfer,
29. Knuppel, Lyons, McBroom, McCarthy, Mohr, Neistein, Newhouse, Nihill,
30. O'Brien, Palmer, Rosander, Saperstein, Savickas, Swinarski, Weaver,

31. PRESIDENT:

32. On that question the yeas are 30, the nays 4, 6 present.
33. The bill having received the constitutional majority is declared passed.

1. Senator McBroom moves to reconsider. Senator Knuepfer moves
2. to Table. All in favor signify by saying aye. Contrary
3. minded. The motion to Table prevail. Senator Rock, I un-
4. derstand your amendment is ready now on 4128. 4128 is
5. called back to Second Reading for purpose of amendment. Can
6. you explain your amendment, Senator?

7. SENATOR ROCK:

8. Yes, Mr. President, members of the Senate, House Bill
9. 4128, as everyone is aware, I'm sure, is the new Act called
10. the Litter Control Act. Amendment No. 2, which I am offering
11. at this time, incorporates the amendment which was placed on
12. the bill in the Executive Committee. You will recall that I
13. moved to discharge the committee. For technical reasons the
14. amendment did not come out with the bill. So I am incorpo-
15. rating that amendment that strikes the words "political sub-
16. division" and also strikes a section on page 6 which has to
17. do with home rule units. In addition to that, Senators Graham
18. and Carpentier suggested an amendment to me which Represen-
19. tative Fleck and I acceded in and what that does, and this is
20. the other part of the amendment, it incorporates Section 4-200
21. of the Motor Vehicle Code, which as everyone knows is the
22. abandoned vehicle section of that Code. By doing that we had
23. to change the fine structures so that the fine under this bill
24. would be the equivalent as that provided in Section 4-200 and
25. that is that any fine levied under this Act will be not less
26. than 25 nor more than \$100 as is already in the Illinois Motor
27. Vehicle Code. I would move the adoption of this amendment.

28. PRESIDENT:

29. Is there any discussion? Senator Clarke.

30. SENATOR CLARKE:

31. Well, Mr. President, I'm not too familiar with this bill
32. or with this amendment, but I am little distressed by some
33. information I have. Now, on page 2, you start out by...

1. PRESIDENT:
2. Now, we're discussing the amendment itself now.
3. SENATOR CLARKE:
4. That's right.
5. PRESIDENT:
6. Right.
7. SENATOR CLARKE:
8. The amendment starts out on page 2, line 13, by striking
9. "political subdivision." Can you tell me why you do that?
10. PRESIDENT:
11. Senator Rock.
12. SENATOR ROCK:
13. Yes, in the definition of the word person was included
14. therein a term called political subdivision. What happened
15. was that the Municipal League and the City of Chicago ob-
16. jected to that, presumably it would apply then to any muni-
17. cipality and they felt that a municipality should not be in-
18. cluded in a definition of the work person under this Act.
19. PRESIDENT:
20. Senator Clarke.
21. SENATOR CLARKE:
22. Well, I note that you have immediately following those
23. two words "state agency." Now, you're suggesting that a
24. state agency should not litter but a political subdivision can
25. litter without being subject to this act.
26. PRESIDENT:
27. Senator Rock.
28. SENATOR ROCK:
29. No, I'm not suggesting that either the state agency or
30. any political subdivision should litter. What I'm suggesting
31. is that the word political subdivision has now been deleted
32. from this Act.
33. PRESIDENT:

1. Senator Clarke.

2. SENATOR CLARKE:

3. Well, doesn't this pertain possibly to the further amend-
4. ment in this bill where you strike out the section pertaining
5. to home rule units? I mean, isn't this really the crux of
6. this matter, that we're saying this will apply to the rest of
7. the State but not to home rule units?

8. PRESIDENT:

9. Senator Rock.

10. SENATOR ROCK:

11. No, that's not what it does, Senator. Section 12 which
12. is stricken by this amendment read formerly that the article
13. applies throughout the state both within or without home rule
14. units. Now, by deleting that we are just, in fact, silent
15. on the question. In my judgment it does apply to home rule
16. units.

17. PRESIDENT:

18. Senator Clarke.

19. SENATOR CLARKE:

20. Well, as I see that Section 12, it merely says that this
21. will apply state-wide, that home rule units can enact their
22. own ordinances as long as they meet the same standards or are
23. stricter. And it would seem to me that if we're going to have
24. this kind of a law, litter doesn't know any political boundaries,
25. whether they be political subdivisions or otherwise. I think
26. this is a bad amendment.

27. PRESIDENT:

28. Senator Groen.

29. SENATOR GROEN:

30. Well, Senator Rock, the term political subdivision in effect
31. includes every agency in the State of Illinois lesser than the
32. State itself, counties, cities, townships, school districts.
33. It would seem to me that if you take that term out, there is

1. nothing left. Everybody would be exempt.

2. PRESIDENT:

3. Senator Rock, I wonder if it's possible for you to get
4. together or would you like to proceed? Senator Rock.

5. SENATOR ROCK:

6. I can answer that question. It's a definition of what
7. do we mean by person. This Act will presumably proscribe
8. certain activities by person. Person means any individual,
9. partnership, co-partnership, firm, company, corporation,
10. association, joint stock company, trust estate, state agency
11. or other legal entity.

12. PRESIDENT:

13. Senator Groen.

14. SENATOR GROEN:

15. Then everybody whom you have named is subject to pro-
16. visions of this Act except a political subdivision. Now,
17. it seems to me that there's a potential inconsistency here.
18. You're saying that if you reside within a political sub-
19. division, you're subject to it but if you are...well, I don't
20. know what it means. If the political subdivision itself is
21. exempt...are you simply saying that they can't pass a law contrary
22. to the terms of this one or that...I really don't understand
23. it if you take out that term.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Again, we went all through this in the Executive Committee
28. and the problem is that, with any bill of this type, when you're
29. enacting a new Act and you're saying it applies to persons, the
30. first problem that confronts you is who do you mean by a per-
31. son. Now, Section 4, which is the substantive part of this,
32. says "No person shall dump, deposit, drop, throw, discard,
33. leave, cause or permit the dumping, etc." And the problem arose

1. is that the cities do not want to be included as persons under
2. this Act.

3. PRESIDENT:

4. If the Chair can make a suggestion, Senator Rock, I
5. wonder if you could get together with Senators Clarke and
6. Groen and see if we can work this thing out so we have an ac-
7. ceptable amendment. Let's just hold the bill. Senator
8. Clarke.

9. SENATOR CLARKE:

10. I really don't think there's anything to work out. I
11. think it's pretty obvious to me anyway why they want political
12. subdivisions out in Section 12 and I really don't think
13. there's anything to work out. We probably ought to vote it up
14. or down.

15. PRESIDENT:

16. Well, if there...Senator Rock, what is your pleasure?
17. Senator Rock.

18. SENATOR ROCK:

19. Obviously my pleasure would be, Mr. President, that we
20. vote it up. I would move the adoption of this amendment.

21. PRESIDENT:

22. Senator Rock moves the adoption of the amendment. Can
23. we do it by division? All in favor of the adoption of the
24. resolution, please rise...the amendment. All those opposed,
25. please rise. The amendment is adopted. We will return to
26. it after intervening business. 4140, Senator Hall.

27. SENATOR HALL:

28. Thank you, Mr. President, members of the Senate. House
29. Bill 4140 is the appropriation of 1 million one hundred and
30. fifty thousand to the St. Louis Metropolitan Area Airport.
31. Now, the appropriation for the authority represents new money
32. from the General Revenue Fund. It's the same amount that was
33. appropriated last year and this is not a reappropriation. There's

1. no thought that this money will be reimbursed from Transpor-
2. tation Bond Funds. There is some possibility, possibly slight,
3. that the authority may become self-sustaining during fiscal
4. '73. In this case some of the appropriation will go unused.
5. The authority will become self-sustaining at the time when
6. major development begins on the new airport. In this case
7. the authority will sell revenue bonds to be used for the con-
8. struction of the airport. At this time the authority operation
9. from the funds will be derived from the revenue bonds. It's
10. very unlikely, though, that a major development will commence
11. during fiscal '73. I ask your most favorable support.

12. PRESIDENT:

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

14. SECRETARY:

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

23. PRESIDENT:

24. Bidwill, aye. McBroom, aye. Berning, aye. On that question
25. the yeas are 30. The nays are none. The bill having received
26. a constitutional majority is declared passed. 4128, Senator
27. Rock.

28. SENATOR ROCK:

29. Yes, Mr. President, members of the Senate, House Bill 4128
30. enacts what will hereafter be called the Litter Control Act.
31. Effective legislation controlling littering on public and pri-
32. vate property is virtually nonexistent in our State. Although
33. numerous anti-litter programs have been instituted, they do not

1. represent a comprehensive approach to solving this problem.
2. Voluntary litter programs have helped to focus attention
3. on this problem but lack the penalties and enforcement pro-
4. cedures necessary to successfully prevent littering in the
5. State of Illinois. The proposed Litter Control Act enveloped
6. in House Bill 4128 would provide for uniform prohibition of
7. littering throughout Illinois. Provisions would include
8. strict enforcement of the litter control measures and in
9. addition an educational program to the public. The bill was
10. introduced in the House by Representative Charles Fleck and
11. it proscribes penalties for discarding litter from both auto-
12. mobiles and boats. The bill is supported by the State Chamber
13. of Commerce. I would point out that there was objection
14. raised in the hearing on this bill in the House...I mean, in
15. the Senate Executive Committee. We had 26 witnesses in favor
16. of the bill, representing what I think is a cross-section of
17. business, management and labor throughout the State of Illinois
18. Every large corporation was represented and was in favor of
19. this bill. There was objection to the fact that the bill as
20. proposed originally, a violation of the Litter Control Act,
21. could have been considered a moving violation, such as
22. speeding or reckless driving. Under Amendment No. 1, that
23. provision has been deleted as has every other reference to
24. the Secretary of State. So now the only fine for violation
25. of the Act is a monetary fine and it's 25 to \$100 as is the
26. fine under the abandoned vehicle section in the Motor Vehicle
27. Code. I believe this is a good bill and one that is much
28. needed in the State and I would solicit favorable support,

29. PRESIDENT:

30. Senator Laughlin.

31. SENATOR LAUGHLIN:

32. Yes, Mr. President. I've been trying to listen to Senator
33. Rock. Would you yield to a question? On this matter of who a

1. person is, if I understand this, a state agency, and I assume
2. there's a definition of what a state agency is, is a person.
3. And so if someone representing a state agency in the course
4. of his employment or the agency in the course of its operations
5. violates this law both the person who did it and the agency for which
6. that employed him could both be prosecuted. Is that correct?

7. PRESIDENT:

8. Senator Rock.

9. SENATOR ROCK:

10. That is my understanding. Yes, sir.

11. PRESIDENT:

12. Senator Laughlin.

13. SENATOR LAUGHLIN:

14. All right, now let's go back to the political subdivision.
15. If I understand what you've done with your amendment, the per-
16. son employed by the political subdivision can be arrested and
17. fined but the political subdivision cannot. Am I correct in
18. this?

19. PRESIDENT:

20. Senator Rock.

21. SENATOR ROCK:

22. That is correct. He could be charged as any other indi-
23. vidual person. That's correct.

24. SENATOR LAUGHLIN:

25. One last question, Mr. President.

26. PRESIDENT:

27. Senator Laughlin.

28. SENATOR LAUGHLIN:

29. In effect, then, if a political subdivision through its
30. employees was guilty of litter, the fine comes out of the em-
31. ployee's pocket and not out of the treasury, the General Revenue,
32. of the political subdivision. Is that all you're doing here?

33. PRESIDENT:

1. Senator Rock.

2. SENATOR ROCK:

3. That is correct. If an individual, whether he be a
4. garbage truck driver or some other agent of a municipality,
5. for instance, if he is charged with littering, he is charged
6. as an individual and it is not charged against a political
7. subdivision. That's correct.

8. PRESIDENT:

9. Senator Laughlin.

10. SENATOR LAUGHLIN:

11. Well, my only comment that if he's doing it at the in-
12. struction of his employer's...in the course of his employment
13. for this political subdivision, you've amended this bill in
14. a way which is highly unsatisfactory.

15. PRESIDENT:

16. Senator Partee.

17. SENATOR PARTEE:

18. Well, that was a point I was going to ask you about. As
19. I understand the law of agency, anything anyone does which is
20. outside the scope of his employment, the principal isn't re-
21. sponsible in the first instance. And this is probably not a
22. new kind of thing. There's precedent for it. There were bills
23. in here some years ago where if an engineer stayed perhaps
24. longer at a railroad crossing than he should have under those
25. circumstances, we imposed a fine on the engineer and not on
26. the railroads for whom he was employed. This is the way it's
27. always been done as far as I know. A person who commits an
28. act which is deemed to be a violation is personally responsible
29. and he is...there is no obligation on his agent, I mean, his
30. principal. Is that what this does here, Senator Rock?

31. PRESIDENT:

32. Senator Rock.

33. SENATOR ROCK:

1. Yes, and I also wanted to point out I think Senator
2. Laughlin's question kind of assumed at least, or presumed,
3. that the municipality or political subdivision, if you will,
4. would issue some kind of an order to say please litter. And
5. I frankly can't foresee that. I think, we're, you know, it's
6. kind of like fighting a red herring. I just don't...I can't
7. imagine that a political subdivision or a state agency, for
8. that matter, would issue an edict to its employees, "Litter
9. this."

10. PRESIDENT:

11. Senator Laughlin.

12. SENATOR LAUGHLIN:

13. Well, then why did you leave state agency in?

14. PRESIDENT:

15. Senator Rock.

16. SENATOR ROCK:

17. Because there wasn't any objection to having them in.
18. That's frankly the reason.

19. PRESIDENT:

20. Senator Groen.

21. SENATOR GROEN:

22. Well, Mr. President, Senator Laughlin has much more
23. succinctly than I stated the problems that I think exist here.
24. I think we've got a situation where we are giving a muni-
25. cipality the right to run its garbage trucks all over its city,
26. sprinkle litter all over the community and literally be free
27. from any responsibility for it. Now, if the employee permits
28. this, as has been pointed out here by Senator Laughlin, he
29. can be stuck. But who is going to prosecute him under the
30. terms of this act? And the answer to it from a practical po-
31. litical standpoint is nobody. So that in effect we have per-
32. mitted cities to do what we would not permit their citizens to
33. do. Now there are other sections of this bill that I think are

1. confusing. The Department of Conservation, for example, is
2. required to have receptacles on property it owns. If on any
3. given day they get too many people, if they underestimate the
4. number of visitors to a park facility on any given day of the
5. year and the following day some citizen comes down and he
6. sees litter over the place, under the terms of this bill, the
7. Department has erred in not providing sufficient size and
8. sufficient number of receptacles and I suppose somebody's
9. going to be subject to prosecution. But again, who's going
10. to be prosecuted and how they're going about doing it from
11. a political practical standpoint, I don't know. I simply can't
12. fathom how this bill can actually be applied in practical
13. life to accomplish anything. I think it's going to cause a
14. lot of confusion. I think the purpose and the idea is good
15. but I think everybody's got to be included in the requirements
16. under this act if it's going to be effective and eliminating
17. any segment of our society, whether it be a government agency
18. or whether it be an individual or a corporation, I think in
19. this matter of litter, this matter of pollution control, I
20. think we're all in this boat and I think we all ought to be
21. subject to the same terms, conditions, tests, fines and punish-
22. ments if we violate the Act. I just can't support it, Senator,
23. and I plead with you to restore the language that you have
24. stricken so that it will be universal in its application.

25. PRESIDENT:

26. Is there further discussion? Senator Rock may close the
27. debate.

28. SENATOR ROCK:

29. Yes, Mr. President, members of the Senate, I think this
30. is a very, very important piece of legislation and I just want
31. to point out to Senators Groen and Laughlin that I, in fact,
32. did share their concern about the deletion of those particular
33. words. It was a situation where Representative Fleck and I

1. had to make some kind of a compromise in order to get this
2. bill moving and that...that's why those words came out. I
3. might point out, however, that if you now read on page 2,
4. Section C, the definition of person, I think that the last
5. sentence would at least arguably include all those people that
6. you're concerned about, namely the municipalities anyway be-
7. cause it says "or any other legal entity." And I think any
8. other legal entity certainly includes these people. I think
9. this is an important piece of legislation. It has been
10. amended, I think, to eliminate some objectionable features,
11. namely the moving violation feature and I would solicit a
12. favorable roll call.

13. PRESIDENT:

14. Secretary will call the roll. Just a moment. For what
15. purpose does Senator Merritt arise?

16. SENATOR MERRITT:

17. I didn't get the opportunity just before he closed,
18. could I have the privilege of asking him just one question?

19. PRESIDENT:

20. Proceed, Senator.

21. SENATOR MERRITT:

22. Senator Rock, I'm wondering since the moving violation
23. has been taken out, I assume that littering out of a window
24. of an automobile would merely be subject to a fine. Is that
25. correct, Senator?

26. SENATOR ROCK:

27. That is correct.

28. SENATOR MERRITT:

29. Now the thing that disturbs me as happens many times
30. with families, that little child or something commits this act
31. even before the family knows he's hardly done it. And a police
32. car following, or something, who are you going to fine in that
33. instance? The mother, the father, a, that Section disturbs me.

1. PRESIDING OFFICER:

2. Senator Rock.

3. SENATOR ROCK:

4. Well, Senator, this is the same question you raised in
5. the Executive Committee, and I'm constrained to give you the
6. same answer. Under Section 9, whenever any litter is thrown
7. from any moving...any motor vehicle, the presumption is created
8. that the operator of the motor vehicle violated the Section,
9. but that presumption is rebuttable. So that if, in fact, my
10. five-year-old throws something out of the back window, presum-
11. ably if a police officer stopped me I would be subject to
12. prosecution.

13. PRESIDENT:

14. Secretary will call the roll.

15. SECRETARY:

16. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
17. Carroll, Cherry, Chew, Clarke,

18. PRESIDENT:

19. Senator Clarke.

20. SENATOR CLARKE:

21. Mr. President, I missed some of the discussion, a, but in
22. the light of this Amendment, if you start reading this Bill,
23. anything, anything that you dispose of in any way is litter.
24. This is a very broad Bill, and the other side is saying except
25. we don't want it to apply^{to} us except as we want to apply it in
26. our Home Rule County, which or in our Home Rule City, which is
27. half of a State. And I don't think in this case half a loaf is
28. better than nothing. I think this is apprehensible that on a
29. ecology matter of this nature it should apply uniformly to every-
30. body over the State, you're saying, you do it downstate, but
31. don't...let us make our own rules in Chicago, and I would cer-
32. tainly urge a no vote.

33. SECRETARY:

1. Collins,

2. PRESIDENT:

3. For, for what purpose does Senator Rock arise?

4. SENATOR ROCK:

5. Point of personal privilege, Mr. President. I think
6. Senator Clarke is under a misapprehension. I said, and I still
7. maintain that this Bill applies statewide, and to say that I am
8. proposing a Bill that does not apply to the City of Chicago is
9. a...frankly, I am not under that apprehension. I am assuming
10. that this Bill applies statewide. Cook County, Chicago, Bureau
11. County, Princeton, Illinois, you name it. It applies.

12. PRESIDENT:

13. Continue the roll call.

14. SECRETARY:

15. Collins, Coulson, Course, Davidson, Donnewald, Dougherty,
16. Egan, Fawell, Gilbert, Graham, Groen,

17. PRESIDENT:

18. Senator Groen.

19. SENATOR GROEN:

20. Mr. President and members. I simply cannot vote for a
21. Bill, though I approve of the purpose of this, this objective,
22. I just can't vote for a Bill that is going to subject the con-
23. stituent of mine to a maximum fine of \$100 for flipping a ciga-
24. ret out of the window of his car as he's traveling down the
25. highway, and at the same time allow my City to run garbage trucks
26. all over the municipality and drop its litter in front of my
27. house and everyone else's house and get off scot-free. Now, I
28. just can't see the reasonable of this. I can't see the, the
29. equity in it, the fairness, the justice in it. Furthermore, it
30. is my feeling that generally this matter of litter is adequately
31. covered in other Sections of the Statutes of this State, particu-
32. larly the Department of Public Health, and if enforcement of it
33. as it appears in those Statutes would be had, I think the problem

1. would largely be solved. There's no question we've got a real
2. problem. It's a terrible cost to the taxpayers to clean up
3. the beer bottles and all of this and the cans along our State
4. Highways, but I don't believe that this Bill is the answer, and
5. unless it can be amended, I've got to vote no.

6. SECRETARY:

7. Hall, Harris, Horsley,

8. PRESIDENT:

9. Senator Horsley.

10. SENATOR HORSLEY:

11. I'm sorry I didn't get into this sooner, Senator Rock.
12. But after I read your Amendment, I then sent and had copies of
13. the Statutes made, particularly, Public Health and Roads and
14. Bridges. And I find a Section already in the Roads and Bridges
15. Act under 9.121. There's also another Section under Roads and
16. Bridges for a penalty, discharge of any sewage into open sewers
17. and streets and highways, and penalties that conflict with the
18. penalties you have here. Also, under Public Health Act, the
19. Board has the right to deal with the dumping of any refuse in
20. violation of the regulations. And Water Pollution, and your
21. Bill covers the water pollution, and I think you've got a
22. conflict. You don't repeal any of these others. You don't
23. amend any of these others. But you put a whole new Act on the
24. Books having to deal with a subject that is already on the
25. Statute Book with Boards, penalties, rules, regulations, and everything
26. set for enforcement. And I think, frankly, your Bill at this
27. time, the way it's going will do more harm than good. And until
28. it's correlated with the present laws from these other Statutes
29. that I've had a, just simply drawn in a hurry, and I didn't get
30. all of them. I've only had the ones dealing with air pollution,
31. water pollution, the dumping on the highways, throwing any sub-
32. stance on a highway by way of a broken bottle, glass or board
33. or any project is illegal and the penalty for that. You've got

1. conflicting penalties, and you're going to upset the apple-
2. cart with this Bill. And under the circumstances, the way they
3. exist now, I'm forced to vote no.

4. SECRETARY:

5. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,
6. Latherow, Laughlin

7. PRESIDENT:

8. Senator Laughlin.

9. SENATOR LAUGHLIN:

10. Yes, Mr. President and members of the Senate. I would
11. remind Senator Rock that even though he says that he thinks
12. other legal entities includes political subdivisions, that this
13. debate is being taped, and the legislative intent can be readily
14. ascertained by the Court, and it will appear to the Court
15. without question that the intent was to delete political sub-
16. divisions from the scope of this Bill. Secondly, the other
17. remark which the good Senator made gives me another reason
18. for not being able to vote for this Bill. If you can imagine
19. Pa, Ma and the kids going down the highway, and one of the kids
20. throws something out of the car, and the police officer stops,
21. and Dad is presumed to have done it because he's driving, can
22. you imagine him saying, "I didn't do it. Johnny, my five-year-
23. old did it." I want to rebut the presumption." Now, I don't
24. know where he rebuts the presumption, I don't know when in
25. point of time with respect to a criminal prosecution, and I
26. assume that that's after he's in Court he raises this as a de-
27. fense. To me that's not a good criminal Statute. I have to
28. vote no.

29. SECRETARY:

30. Lyons, McBroom, McCarthy, Merritt,

31. PRESIDENT:

32. Senator Merritt.

33. SENATOR MERRITT:

1. Mr. President and members of the Senate, I already spoke
2. to what Senator Laughlin alluded to. I'm in total agreement
3. with the concept trying to be covered here. But all my colleagues
4. here in the Senate just wait until this might conceivably become
5. law, and then I want you to face the constituents that you're
6. going to face. What do you mean by doing that to me when I had
7. no idea what was going on in the back seat of my car. And then
8. you'll, you'll have to face your conscience then as he pays the
9. \$100. I vote present.

10. SECRETARY:

11. Mitchler, Mohr

12. PRESIDENT:

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. I had a call this morning, Mr. President and members of
16. the Senate, from a constituent in the District and he was rather
17. upset because one of the truck drivers of his Company was de-
18. tained because he had an overweight truck. And they stopped and
19. they caught him, and he wondered how they could hold him on such
20. a, an event. I said well, I said it probably all stemmed from the
21. fact that the trucking industry was just ignoring the fact that
22. they were overweight and willing to pay the fine and figured
23. that that was sufficient. And so the law had to be tightened
24. to the point where you'd actually detain them and cause them a
25. real serious problem. And we have laws on the books now relating
26. to litter. We have county ordinances. You have municipal or-
27. dinances about throwing trash and littering the streets and the
28. highways. Our home is on a highway, Route 34, and every Monday
29. morning you pick up beer cans, Coca Cola bottles, Dixie cups and
30. all sorts of things that are a, littered along the highways. And
31. it's the enforcement. Now, there's nothing in here that's going
32. to create a new enforcement of this. We're just putting another
33. law on the books. Now, certainly who can vote against a Litter

1. Control Act. I mean that's like motherhood and the flag. But
2. you wonder why the Digest is increasing, why the Statutes are
3. now gone to four volumes, and as Senator Horsley pointed out,
4. we've already got in the Department of Public Health and
5. Pollution Control and all of this Statutes, and here now we're
6. going to put in another Act. But is it going to stop the
7. littering of our highways and our roads and our parks and our
8. streets? No. This, by passing this law, and I don't care if
9. you had in there that you could fine them up to \$500, it would
10. not stop a person from throwing litter around. You can go to
11. drive-ins where you have a, receptacles placed around, and sure
12. enough you'll find litter all over the place. Until you educate
13. people, you will not stop the litter problem. And this Bill is
14. absolutely unnecessary, and only in addition to what we already
15. have on the books. I vote no.

16. SECRETARY:

17. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,

18. Partee

19. PRESIDENT:

20. Senator Partee.

21. SENATOR PARTEE:

22. I was just thinking that more years than I care to remember
23. I read a story where some, some mice were concerned about their
24. situation of peril and, and they're about to be destroyed in-
25. dividually by a cat. And they've decided that the way to avoid
26. this difficulty was to have someone place a bell around the
27. neck of the cat. And they thought that would be a very good
28. idea because you could hear the cat coming, and you could get
29. out of the way. But then the question became who's going to
30. bell the cat? Whatever mouse came up to bell him would get
31. eaten, of course. We talk about pollution. We talk about
32. keeping our streets sanitary and clean. Everybody wants to
33. put a bell on the cat, but nobody wants to bell him. I think

1. that this Bill, though not perfect, admittedly not a perfect
2. Bill, is a step in the right direction toward that educational
3. process that Senator Mitchler alluded to, to start people
4. knowing that there are some superior laws in this area. The
5. Bill, like all other bills, is subject to amendment and adjust-
6. ment at a later time. But I think it's a very excellent step
7. in the right direction. And I vote aye.

8. SECRETARY:

9. Rock, Romano, Rosander, Saperstein, Savickas, Smith,
10. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

11. PRESIDENT:

12. Request for a call of the absentees. The absentees will
13. be called.

14. SECRETARY:

15. Arrington, Berning, Carroll, Cherry, Coulson, Davidson,
16. Fawell, Harris, Knuepfer, Knuppel, Latherow, Lyons, McBroom,

17. PRESIDENT:

18. Senator McBroom.

19. SENATOR MCBROOM:

20. I've been sitting here listening to the debate on this
21. matter, and one minute I'm persuaded and the next minute I'm
22. dissuaded. I was out to a State highway garage not too long
23. ago, and one of the men there told me to come over here. He
24. said I want you to look at something. He climbed up on the back
25. of the truck and he said this is what my friend and I here have
26. been doing all day long. The back of the truck was full of bed-
27. springs, a door off of a refrigerator, and beer cans and so forth.
28. And I remarked to him that sometimes people wonder where their
29. tax money is going, and two men who should be trying to repair
30. roads were doing nothing but acting as a garbage men or trash
31. men all day long. As far as the fines and the penalties are con-
32. cerned, I don't know how many of you gentlemen have been in
33. cities that have extremely steep inclines, but I have, and they

1. are sometimes required to park a car with your wheels pointed in
2. or pointed outward, depending on the, which way you are on the
3. incline, and if it isn't done, there's an automatic \$25 fine.
4. And people learn very rapidly that way. I'm going to vote a
5. reluctant aye on this Bill.

6. SECRETARY:

7. Mohr, Neistein, Newhouse, Palmer, Rock, Rosander, Soper,

8. PRESIDENT:

9. Senator Berning.

10. SENATOR BERNING:

11. Mr. President, I, too, have been torn over this, and
12. much of the objectionable material has been deleted, but before
13. I cast a vote I'd like to ask the sponsor to clarify one point
14. for me that has caused me distress, and that relates to
15. Section 4 on page 2 where it defines what a person may not dump
16. and it goes on to delineate where it may not be dumped. However,
17. line 21 says "Unless", then over on page 4, line 3, Section D
18. says, following that "Unless", "the person is acting under the
19. direction of the proper public official during special cleanup".
20. It would seem to me that that means that the person can scatter
21. litter. This is one of the things that gives me hesitancy on
22. this measure. What is your interpretation?

23. PRESIDENT:

24. Senator Rock.

25. SENATOR ROCK:

26. Well, I, Senator, in our City, at least, in the various
27. Wards we do have special cleanup days. Senator Neistein's Ward
28. just had one not too long ago, and our own Ward just had one.
29. And I would assume that means that we have trucks coming down
30. the streets and the alleys, and that if I am working under the
31. direction of the public official and I, in fact, throw a mattress
32. out into the street as part of this cleanup day, so that the
33. truck will have access to it, I am not violating this Act.

1. That's my interpretation of it.

2. SENATOR BERNING:

3. But wouldn't this then be essentially the same as the
4. garbage, or, yes, garbage truck operator who then litters
5. along the street?

6. PRESIDENT:

7. Senator Rock.

8. SENATOR ROCK:

9. No. I think not because the Section to which you refer
10. refers specifically to special cleanup days. That's kind of a
11. word of art, if you will. It's that every day is not a special
12. cleanup day, unfortunately.

13. SENATOR BERNING:

14. I'll vote aye.

15. PRESIDENT:

16. On that question the yeas are 32, the nays are 7, 3 present.
17. The Bill having received a constitutional majority is declared
18. passed. Motion to reconsider. Motion by Senator Kosinski to
19. reconsider, motion by Senator Rock to Table. All in favor of
20. the motion to Table signify by saying aye. Contrary mind. Motion
21. to Table prevails. Senator Partee.

22. SENATOR PARTEE:

23. Well, Mr. President and members of the Senate. Many of
24. you have perhaps read in recent years about an organization
25. national in scope called Common Cause. It is an independent
26. citizen's lobby group, and its distinguished Chairman is a
27. former Presidential Cabinet Officer, a Mr. John Gardner. Its
28. President, Mr. Jack Conway, sits just to the right of our
29. Presiding Officer. Thousands of Americans are members of this
30. organization, and they are planning to focus their attention on
31. many specific State issues now, in addition to National issues.
32. I thought that you might like to meet and to know Mr. Jack
33. Conway.

1. MR. JACK CONWAY:

2. It's a pleasure to be here. I'm making a meeting this
3. evening of the Common Cause members in the Springfield area.
4. We're in the process now of going around the Country, John
5. Gardner and I, working with our Common Cause volunteers in
6. State Capitols and in the Congressional Districts, implementing
7. our National Campaign Spending Monitoring Program. We look
8. forward to coming back here and working with you on some State
9. issues at a later time. It's a pleasure being with you here
10. today.

11. PRESIDENT:

12. Senator Partee.

13. SENATOR PARTEE:

14. I didn't know whether Mr. Conway had the opportunity to
15. meet the Secretary of the Senate, Mr. Kenneth Wright, but if
16. he didn't, he might have an opportunity to meet Mr. Wright's
17. wife, his Son and Daughter, who are seated in the gallery.

18. PRESIDENT:

19. These are the next Bills that will be called now. 4158,
20. Senator Baltz. 4160 and 61, Senator Knuepfer. 4164, I assume
21. maybe Senator Clarke or someone is, or Senator McBroom is
22. handling that for Senator Harris. And 4199, Senator McBroom.
23. 4158, hold it. 4160 and 61, Senator Knuepfer? Can these be
24. considered together, or are these separate?

25. SENATOR KNUEPFER:

26. I, I think they're separate bills.

27. PRESIDENT:

28. Separate. All right. 4160.

29. SENATOR KNUEPFER:

30. Ah, these are Senator Harris' Bills. I would assume they
31. are probably a product of the Budgetary Commission, although
32. I am not certain about that. A, they come over here with the
33. endorsement of the Appropriations Committee of the House, that

1. is the sponsorship in terms of Regner and Lechowicz. House
2. Bill 4160 is a very simple thing and the synopsis expresses it
3. very simply. It repeals that Section of the Finance Act which
4. provides that the General Assembly shall pass no Bill which
5. contains an appropriation for more than one office, department,
6. agency, board or commission. By repealing that it permits
7. omnibus appropriation bills for whole agencies or departments
8. to be initiated. I think this is a desirable thing. I'm not
9. a member of the Budgetary Commission, and I assume it is their
10. desire, and I think it does make substantial sense. I'd be
11. happy to try to answer any questions.

12. PRESIDENT:

13. Senator Horsley.

14. SENATOR HORSLEY:

15. Senator, as I read this Bill, you could then have just
16. one appropriation bill for the whole State of Illinois, actually,
17. if you had time and you wanted to just have one bill, you could
18. have the whole ballgame in one bill, couldn't you?

19. PRESIDENT:

20. Senator Knuepfer.

21. SENATOR KNUEPFER:

22. I think that is true, Senator.

23. PRESIDENT:

24. Senator Horsley.

25. SENATOR HORSLEY:

26. As the law now stands we have to have a separate appro-
27. priation bill for each agency, each of the State.

28. PRESIDENT:

29. Senator Knuepfer.

30. SENATOR KNUEPFER:

31. That is so.

32. SENATOR HORSLEY:

33. So that if we pass this bill, we then will remove that

1. restriction, so there will be the temptation then to lump
2. appropriations and try to get the poor ones in with the good
3. ones and try to get 'em all through with one bill. Then it
4. will be up to every member to sit tight on Second Reading
5. and try to amend out anything he thinks should be amended
6. and go through a bill that might have as many as a hundred
7. different items in it, maybe 15 or 20 agencies in it and for
8. him to be sharp enough to catch every agency and that he
9. wants to amend, and a no vote cast on such a bill could be
10. construed as a no vote for any agency that you might be for
11. rather than just one appropriation out of 40 that might be
12. included in the one single bill. I, I think you would not
13. disagree with my statement, would you, Senator?

14. PRESIDENT:

15. Senator Knuepfer.

16. SENATOR KNUEPFER:

17. Well, I, I don't disagree with what you are saying about
18. what this might mean to the appropriation process. I might
19. take issue with you about some of the implications, but this
20. would permit, very obviously, the lumping of a substantial
21. number of bills together.

22. PRESIDENT:

23. Senator Horsley.

24. SENATOR HORSLEY:

25. Mr. President and members. I've been fighting this
26. appropriation game, as you, more than anybody else know, for
27. many years when we worked on, I think probably the first, Task
28. Forces that we ever had in either Body. You and I worked on
29. them many years ago. You know what a tough job it was. And I
30. admire the work that Senator Bruce and some of his boys have
31. been doing on the Task Forces here lately. And it's a tremendous
32. job to take one appropriation bill and be a Task Force to worry
33. about that one bill alone. But when you start lumping all of

1. these agencies into one bill, you are going to cost the tax-
2. payers of this State a great deal more money than they are now
3. spending. You are going to make your work here almost an im-
4. possible load. You think you have a load now if you try to
5. watch these items, you just get into the subject where you've
6. got to watch and have amendments ready for one bill that may
7. require 40 or 50 amendments. And then I would remind you of
8. the impossible task that you're going to get into of amending
9. an amendment, which is prohibited. And if you have amendments
10. to a multipurpose bill, with several agencies in it, and you want
11. to amend it, your amendment will be ruled out of order because
12. of the lines being different because your amendment cannot
13. possibly conform to the requirements because you don't know the
14. new lines. You don't know what is in the amendments that have
15. already been adopted and the changes that have been made. And
16. we're getting into an impossible situation. I think we'd better
17. stay with our present setup, which is bad enough now that we
18. are doing it annually, rather than biennially, of having one
19. appropriation bill for each agency, and then you can judge each
20. agency on its merits and vote it up or down.

21. PRESIDENT:

22. Is there further discussion? Senator Bruce.

23. SENATOR BRUCE:

24. Yes. Our Task Force has spent a good part of time, Senator
25. Rock, Senator Hynes, Senator Course, spent a great deal of time
26. trying to prohibit exactly what this bill would allow. We have
27. tried to consolidate appropriations for one agency for one pur-
28. pose into one bill. We have transferred money from other agencies
29. into the agency that actually spends the money. To, at this point
30. transfer that and change our direction, I think, would be tragic.
31. It's very difficult for us to see all the appropriation bills.
32. We spent yesterday discussing two bills in detail. To have to
33. do all the hundreds of agencies in one bill, to see that come out

1. I think would be a very bad step backwards. And I would ask
2. for the opposition vote on this matter.

3. PRESIDENT:

4. Senator Partee.

5. SENATOR PARTEE:

6. I would simply adopt the logic of Senator Bruce and
7. Senator Horsley and move the previous question.

8. PRESIDENT:

9. Motion for the previous question. All in favor signify
10. by saying aye. Contrary minded? Motion prevails. Senator
11. Knuepfer may close the debate.

12. SENATOR KNUEPFER:

13. Well, I think little more needs to be said. I doubt if
14. the intention of this bill was to have one omnibus bill. The
15. intent of the bill was to provide that, for example, in the
16. Courts, that instead of having 6 or 7 different Court bills,
17. we would have one bill. I think this Body can make a decision
18. whatever they want to do with this. And so be it.

19. PRESIDENT:

20. Secretary will call the roll.

21. SECRETARY:

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

31. PRESIDING OFFICER: (Senator Rock)

32. Laughlin, no. McBroom, aye. Merritt, no. Ozinga, aye.
33. Soper, no.

1. On that question the yeas are 8, the nays are 17. The bill
2. having failed to receive the constitutional majority is de-
3. clared defeated. 4161, Senator Knuepfer.

4. SENATOR KNUEPFER:

5. Oh, a, somebody said same roll call, but this is slightly
6. different. All this does is provide for additional notification
7. of transfers of line items. Senator Horsley, if you'll notice
8. on page 2, the, the present Statutes provide for transfers in
9. line item appropriation and notification. All this does is
10. provide that in addition on any transfer which is authorized
11. under the regular Statutes, that the Chairman and the Minority
12. Spokesman of the House Appropriations Committee and the Chairman
13. and Minority Spokesman of the Senate Appropriations Committee
14. will be notified of transfers. It doesn't make any change in
15. the transfer procedure. It just makes change in notification.

16. PRESIDING OFFICER: (Senator Rock)

17. Senator Partee.

18. SENATOR PARTEE:

19. Senator Knuepfer, this is an excellent bill. I urge the
20. Senate to give you this one. This is an excellent piece of
21. legislation.

22. PRESIDING OFFICER: (Senator Rock)

23. Senator Horsley.

24. SENATOR HORSELY:

25. I just want to agree with Senator Partee. This is a good
26. bill and I'm glad to see it in this House.

27. PRESIDING OFFICER: (Senator Rock)

28. Senator Hall.

29. SENATOR HALL:

30. Senator, I see you have the Auditor here. What happens
31. when his term of office is up?

32. SENATOR KNUEPFER:

33. I'm sorry. I didn't get that question.

1. PRESIDING OFFICER: (Senator Rock)

2. Senator Hall.

3. SENATOR HALL:

4. You have the term Auditor here. What happens when we no
5. longer have an Auditor?

6. PRESIDING OFFICER: (Senator Rock)

7. Senator Knuepfer.

8. SENATOR KNUEPFER:

9. Then we'll have to amend the bill, Senator. I've got
10. the Auditor bill, too, on Third Reading, but that hasn't come
11. up yet.

12. PRESIDING OFFICER: (Senator Rock)

13. Is there any further discussion? Senator Knuepfer may
14. close the debate.

15. SENATOR KNUEPFER:

16. I don't think in view of the impressive posture, having
17. Senator Horsley and Senator Partee in favor of it, just let's
18. call the roll.

19. PRESIDING OFFICER: (Senator Rock)

20. Secretary will call the roll.

21. SECRETARY:

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

31. PRESIDING OFFICER: (Senator Rock)

32. Sours, aye. On that question the yeas are 38, the nays are
33. none. The bill having received a constitutional majority is

1. declared passed. House Bill 4164. Senator McBroom or Senator
2. Clarke.

3. SENATOR KNUEPFER:

4. We'll hold that one temporarily.

5. PRESIDING OFFICER: (Senator Rock)

6. 4164 will be held. Okay. House Bill 4199, Senator McBroom.

7. SENATOR McBROOM:

8. This is a supplemental appropriation...

9. PRESIDING OFFICER: (Senator Rock)

10. 4199.

11. SENATOR McBROOM:

12. ...supplemental appropriation for the Department of Finance,
13. and it amounts to \$20,000. I'd appreciate a favorable roll call.

14. PRESIDING OFFICER: (Senator Rock)

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

16. SECRETARY:

17. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
18. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,
19. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,
20. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
21. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
22. Merritt, Mitchler, Mohr, Neistein,

23. PRESIDING OFFICER: (Senator Rock)

24. Senator Neistein.

25. SENATOR NEISTEIN:

26. A, Senator McBroom, you mumbled through that explanation.
27. What do they need this money...I didn't hear the explanation?
28. And I want to know what I'm voting on because I don't want
29. another good Bill, like Senator Rock with the litter Bill, to
30. get through. Could you explain what the \$20,000 is for.

31. PRESIDING OFFICER: (Senator Rock)

32. Senator McBroom.

33. SENATOR McBROOM:

1. Senator Neistein, go ahead and vote for the bill. I'll
2. come over to your desk after roll call, and we'll go over it.

3. SENATOR NEISTEIN:

4. On that kind of an explanation, I want to vote no.

5. SECRETARY:

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

9. PRESIDING OFFICER: (Senator Rock)

10. Sours, aye. Baltz, aye. On that question the yeas are 32,
11. the nays are 2. This Bill having received a constitutional
12. majority is declared passed. If I may have your attention,
13. I'll read off these next five Bills that will be called.

14. They're all, it's that block of bills in bold print. 4249,
15. 4253, 4254, 4255 and 4256. House Bill 4249, Senator Gilbert.

16. SENATOR GILBERT:

17. I think that we can probably handle 4249 and 4253 on the
18. same roll call.

19. PRESIDING OFFICER: (Senator Rock)

20. Is there any objection?

21. SENATOR GILBERT:

22. 4294 is the same Bill as Senate Bill 1394 which we passed
23. out of here, and which the Task Force went over and 4253 is
24. the same as Senate Bill 1398, both the Secretary of State's.
25. They're identical Bills to ones we've already passed. They're
26. having...the House is clogged up, and for that reason they've
27. asked that we pass it here and then they won't have to fool
28. around with it in the House. Is this agreeable? I think we
29. can save time, Sir.

30. PRESIDING OFFICER: (Senator Rock)

31. Fine. Is there any objection to considering these two
32. Bills on the same roll call? 4249 and 4253. Leave is granted.

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

1. SECRETARY: (Mr. Fernandes)

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

3. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,

4. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,

5. Groen,

6. PRESIDING OFFICER: (Senator Rock)

7. Senator Groen.

8. SENATOR GROEN:

9. Senator Gilbert, under 4249, why doesn't this get trans-

10. ferred to the bond issue situation and do it under that rather

11. than out of General Revenue?

12. PRESIDING OFFICER: (Senator Rock)

13. Senator Gilbert.

14. SENATOR GILBERT:

15. This is a reappropriation of a project that is now in

16. process, and that's the only explanation that I can give you.

17. The Secretary was here and testified on the Senate Bill when

18. it was here. The original Bill, Sir, had an additional \$700,000

19. for additional money which was stricken from the Bill, and this

20. merely continues what was already started.

21. PRESIDENT:

22. Senator Groen.

23. SENATOR GROEN:

24. Aye.

25. PRESIDENT:

26. Senator Gilbert, Senator Groen.

27. SENATOR GILBERT:

28. These are study monies, not construction. This is the

29. planning of it and not construction.

30. PRESIDENT:

31. Senator Groen.

32. SENATOR GROEN:

33. Do I understand, did I understand you right? You said

1. study money. Now, is that to decide whether they are going
2. to have it, or are you talking about engineering and arch-
3. itecture and all this sort of thing?

4. PRESIDENT:

5. Senator Gilbert.

6. SENATOR GILBERT:

7. Yes, engineering and that part of it, Sir. Study money
8. probably was not a good terminology to use. But it is not for
9. actual construction of buildings or something of that type.
10. A, the \$700,000 that was stricken was for acquiring of other
11. sources of construction.

12. PRESIDENT:

13. Senator Groen.

14. SENATOR GROEN:

15. Well, Mr. President, I have some frightening visions
16. coming across my mind, and I would like to be recorded no on
17. 4249 and aye on 4253.

18. PRESIDENT:

19. You will be so recorded.

20. SECRETARY:

21. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
22. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,
23. Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,
24. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,
25. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,
26. Weaver.

27. PRESIDENT:

28. Gilbert, aye. Palmer, aye. Dougherty, aye. O'Brien, aye.
29. Neistein, aye. Senator, for what purpose does Senator Mitchler
30. arise?

31. SENATOR MITCHLER:

32. Are you having the same roll call on 4249 and 4253?

33. PRESIDENT:

1. That is correct.

2. SENATOR MITCHLER:

3. I'd like to be shown on 4253 as voting aye.

4. PRESIDENT:

5. You will be so shown. On 4249 the yeas are 37, the nays
6. are 2. On 4253 the yeas are 40, the nays are none. Both Bills
7. are declared passed. 4254, Senator Latherow.

8. SENATOR LATHEROW:

9. Mr. President and members of the Senate. This is exactly
10. the same as Senate Bill 1401 which we passed out, I think, last
11. week, and I'd appreciate a favorable roll call.

12. PRESIDENT:

13. Is there any discussion? Secretary will call the roll.
14. 4254.

15. SECRETARY: (Mr. Fernandes)

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, Walker,
24. Weaver.

25. PRESIDENT:

26. On that question the yeas are 40, the nays are none. The
27. Bill having received the constitutional majority is declared
28. passed. 4255, Senator Latherow.

29. SENATOR LATHEROW:

30. Mr. President, this one, too, is identical with a Senate
31. Bill that we passed recently. It has to do with the necessary
32. funds for the implementation or the work done on the present
33. Ethics Act this year. We will need these funds now since the

1. last ruling.

2. PRESIDENT:

3. Is there any discussion? Secretary will call the 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. Hall, aye. Mitchler, aye. McBroom, aye. On that question
16. the yeas are 42, the nays are none. The Bill having received
17. a constitutional majority is declared passed. 4256, Senator
18. Latherow:

19. SENATOR LATHEROW:

20. Mr. President, this Bill will be held. It is anticipated
21. that later on in the Session, we'll be able to Table it.

22. PRESIDENT:

23. It will be held. 4266, Senator Clarke.

24. SENATOR CLARKE:

25. Mr. President, I'd like to request that this be brought
26. back for amendment.

27. PRESIDENT:

28. 4266 is brought back to Second Reading for purposes of
29. amendment. What is your amendment, Senator Clarke?

30. SENATOR CLARKE:

31. The Amendment places an effective date, July 1st, on this
32. Act, and it deletes the appropriation, which was previously on
33. the Bill, which is now on the omnibus Bill that we acted on.

1. PRESIDENT:

2. Is there any discussion? All in favor of the adoption
3. of the Amendment indicate by saying aye. Contrary minded.
4. The Amendment is adopted. You'd like to proceed after inter-
5. vening business for the...is Senator Gilbert on the Floor?
6. Senator Walker. Let's move on to the next page, then. I
7. was looking for some...on the next page on House Bills on
8. Third Reading, these will be the next Bills called. 4330,
9. Senator McCarthy. 4420, Senator Gilbert. 4453, Senator Walker.
10. And I have listed 4455 by Senator Harris. I'm not sure, will
11. someone else be taking that? We'll get back...Senator Groen,
12. you'll be handling that? Senator Groen?

13. SENATOR GROEN:

14. No, but I'm concerned about 4363. There is a problem there.
15. They have money and they can't do anything with it, and I think
16. we ought to dispose of that Bill.

17. PRESIDENT:

18. That's a second priority...on my second priority list.
19. You can discuss that with Senator Clarke. 4330, Senator McCarthy?

20. SENATOR McCARTHY:

21. That's being held.

22. PRESIDENT:

23. It's being held. Senator Gilbert is not on the Floor
24. at the present time. Senator Walker, 4453? Senator Walker.

25. SENATOR WALKER:

26. Thank you, Mr. President and members of the Senate. House
27. Bill 4453 appropriates \$2,000 for the expenses of the Commission
28. on the operation of the Little Calumet River. There's no
29. salaries involved. It's merely for expenses, and I would
30. appreciate your support.

31. PRESIDENT:

32. Is there any discussion? Senator Neistein.

33. SENATOR NEISTEIN:

1. Does this Bill come within the four categories, Senator
2. Walker? I know that we called this Session together to get
3. these momentous bills like this one. Would you put it in the
4. proper category for me.

5. PRESIDENT:

6. Senator Walker.

7. SENATOR WALKER:

8. A, yes. I think this Bill falls into the category of
9. appropriations, revenue, constitutional implementation, and
10. the Administration Bills.

11. PRESIDENT:

12. Does that satisfy your...answer your question, Senator
13. Neistein? Secretary will call the roll.

14. SECRETARY:

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

24. PRESIDENT:

25. Carpentier, aye. For what purpose does Senator Neistein
26. arise?

27. SENATOR NEISTEIN:

28. I don't think I'm recorded on this Bill, and I want to
29. get on the record. And the reason I'm going to vote on this
30. Bill, Senator Walker, is that I'm delighted to see that you're
31. handling a Bill that Representative Blair is the sponsor of
32. and that you're handling it here and that you've had such good
33. spirit and camaraderie, and therefore, I'll vote aye.

1. PRESIDENT:

2. Soper aye. On that question the yeas are 41, the nays
3. are 1. The Bill having received the constitutional majority
4. is declared passed. 4266 is a Bill that was just amended a
5. little earlier. Is Senator Clarke on the Floor? Senator
6. Clarke, are you ready on 4...just hold that. Okay. Senator
7. Gilbert. Senator Gilbert was here a moment ago. 4455, is
8. Senator Groen, are you handling that for Senator Harris, or...
9. I'll just hold that then, unless there's an indication to the
10. contrary. In the next column, the following Bills will be
11. called: 4508, Senator Latherow; 4523, Senator Hynes; 4528,
12. Senator Gilbert; 4551, Senator Dougherty. We'll go that far
13. and then we'll take the others later. 4508, Senator Latherow?
14. SENATOR LATHEROW:

15. Mr. President and members of the Senate. This is a Bill
16. that creates the State Fair Board, and we've amended that.
17. Yesterday I put the Amendment on. Senator Knuppel is here in
18. agreement of what we thought was probably the best, and I'd
19. appreciate a favorable roll call.

20. PRESIDENT:

21. Is there any discussion? Senator Cherry?

22. SENATOR CHERRY:

23. Mr. President and members of the Senate. I rise in oppo-
24. sition to this Bill. We've had many problems with the State
25. Fair, problems which saw the financial operation of the State
26. Fair rise as much as a \$5 million dollar deficit, which amount
27. has been substantially reduced at the present time and hopefully,
28. will be reduced so that the Fair will be on a basis that it
29. does not operate as a deficit. There were some comments made
30. with respect to the operation of this Fair at one time and
31. another to discontinue it because of the fact that it was costing
32. the taxpayers of our State a substantial amount of money which
33. created the deficit. I don't know why the change. And I don't know

1. that putting it in the Board, as contemplated in this Bill, is
2. going to use any purpose that will change the operation. Creating
3. a Board such as is included in this Bill, in my opinion, will serve
4. no such useful purpose. I think the State Fair has to be operated
5. by one who has the direct responsibility. We've had many bad
6. things, illegal things. We've had many things that have occurred
7. that have been investigated by the Grand Jury of Sangamon County.
8. Indictments were returned, informations were returned, wrongdoings
9. in the operation of the Fair were brought to the attention of the
10. People of our State. I'm talking specifically about leasing
11. of space where advantages were given to individuals, where wrong
12. dimensions were used in the operation in the, in the creating of
13. the leases, execution of the leases, where wrong dimensions were
14. used which brought a lower amount of money. Now, to put a Board
15. in operation of the State Fair is not the answer to this. The
16. responsibility for the operation of the State Fair should remain
17. in the person appointed by the Governor of the State. He should
18. maintain and fulfill this responsibility to the best of his ability.
19. If we're going to have a State Fair in Illinois which brings in
20. thousands of viewers, thousands of people attending it, people
21. from all over the State of Illinois that come to see the Fair, I
22. think we should have the responsibility in one person and in one
23. person alone. I don't know the logic for creating this Board un-
24. less it might be to infer the fact that somebody wants to shirk
25. his responsibility for the operation of this Fair which is still
26. operating at a deficit. I think it would be a mistake to pass
27. this Bill. I think it would be a mistake to take away the respon-
28. sibility of the Governor's appointee, whoever he may be, in the
29. operation of this annual event, and I think we must look to one
30. man for its responsibility and its operation. The improvements
31. that have been suggested by the members of this Body in both the
32. Senate and the House has to be accomplished by one man who must
33. take the full and complete responsibility for the Fair operation.

1. And I would urge every member to oppose this Bill because it will
2. do nothing whatsoever to improve the existing conditions. The
3. conditions should be improved by the present Manager of the Fair
4. who is appointed by the Governor and should still continue to be
5. appointed by the Governor. I don't know what the Governor's posi-
6. tion on this Bill is. I'm hopeful that he's in opposition to it.
7. But, certainly I rise in opposition to this Bill because I think
8. it will serve no useful purpose. It will not benefit the People
9. of our State. It will not benefit the operations by diluting
10. the numbers of people who will have the responsibility. Every
11. man who'll serve on this Board will have people contact him,
12. seeking advantages for either space or location or the kinds of
13. entertainment or amusement that is normally provided. You'll
14. have a division of thoughts. You'll have a division of responsi-
15. bilities. We've seen where contracts have been entered into in
16. these Fair operations which have been construed to be illegal by
17. our law enforcement officials. So, I would urge every member of
18. this Body to oppose this Bill.

19. PRESIDENT:

20. Senator Bruce.

21. SENATOR BRUCE:

22. Would Senator Latherow please yield to a question?

23. PRESIDENT:

24. Senator Latherow? Senator Bruce.

25. SENATOR BRUCE:

26. Senator Latherow, do we have a Fair Manager at the present
27. time operating the State Fair?

28. PRESIDENT:

29. Senator Latherow.

30. SENATOR LATHEROW:

31. Well, Senator Bruce, you probably know as well as I, he may
32. not be under that title. We'll put it that way. He hasn't been
33. confirmed by the Senate. I'll put it that way.

1. SENATOR BRUCE:

2. Well, what is that gentleman's name? Is that Mr. Park?

3. SENATOR LATHEROW:

4. That's right.

5. SENATOR BRUCE:

6. Do you know when Mr. Park assumed the Directorship of the
7. State Fair?

8. PRESIDENT:

9. Senator Latherow.

10. SENATOR LATHEROW:

11. When?

12. SENATOR BRUCE:

13. Yes.

14. SENATOR LATHEROW:

15. No. I can't give you the date.

16. SENATOR BRUCE:

17. Well, it seemed like he took over the activity the later
18. part of 1971. Would that seem to be about the right time?

19. Well, I would just point out to the members of this Body, that
20. under the present Statute under which the State Fair is operated
21. the State Fair Manager is to be appointed by the Governor and then
22. that name be submitted to the Senate for the Advice and Consent of
23. this Body. To date, Mr. Park's name has not come to us for con-
24. firmation. I'm surprised, then, to find in this Bill, also, that
25. the members of the new Board will be appointed by the Governor
26. with the Advice and Consent of the Senate. Well, I think we ought
27. just to delete that, since the Governor's already deleted our
28. authority to make any decisions on who should be operating the
29. State Fair. So long as the Governor will not send names to this
30. Body, as required by Statute, so long as he refuses the power of
31. this Body to Advise and Consent of those members over whom he has
32. appointment and over whom we have final approval, I would ask
33. everyone to oppose this particular Bill.

1. PRESIDENT:

2. Senator Sours.

3. SENATOR SOURS:

4. I should like to suggest, Mr. President and Senators, if
5. it's a matter, a technical matter that a, that the Senator is
6. worried about, the confirmation, that this gentleman, Park,
7. formally was the head of the Fair which we have in the County of
8. Peoria every year. He was one of the greatest ever to operate a
9. Fair. Now, I know this, or at least I could predict this, that
10. he is absolutely untouchable. He is impeccably honorable. There
11. will be none of this scandal that we had in the past, none of this
12. peddling of the opportunities to the hucksters and the barkers
13. and that wherein a Judge from another city was indicted and
14. finally unfrocked and put on the street as a lawyer rather than
15. a Judge. This man Park is the highest type obtainable. I wish
16. he were back in Peoria.

17. PRESIDENT:

18. Senator Horsley.

19. SENATOR HORSLEY:

20. Well, I'm neither for nor against this Bill, but I'd call
21. attention to the draftsmanship of it. Somebody's headed for a
22. pack of trouble if we don't clean it up before it gets out of
23. here somehow. If you'll notice on line 12, you start defining:
24. There is also created a State Fair Board composed of the Dean of "a"
25. State University College of Agriculture. It doesn't say what
26. State, whether it's the State of Illinois, the State of Iowa,
27. Colorado. Doesn't say who's going to designate him. But just
28. says a Dean of a State University. Now, the Governor, under this
29. Bill, only has the power of appointment of six members in addition
30. to this Dean. But you don't say who's going to pick the Dean.
31. You don't define which Dean it is. But I'd much prefer you to
32. leave the Dean at home anyhow, because I've always had trouble
33. with these college professors trying to run a business institution.

1. Most of 'em couldn't make a living outside of their classroom
2. if they had to to save their lives. But you've got, you've got
3. a bad bill here/draftsmanship, and I think somebody better hold
4. this a little while and clean it up, or you're going to have a
5. pack of trouble if this Bill is passed because even an Amendatory
6. Veto is not going to do any good. Now, they're going to elect a
7. Chairman. The Governor cannot appoint more than three of the
8. same political party. Well, now that assumes, of course, that
9. the Chairman, this Dean, whoever the Dean is, is not a member of
10. any political party. This, this gives me concern. I read this
11. Bill sometime ago when this was called to my attention, and
12. Senator Latherow, I intended to mention this without doing it on
13. the Floor, and I apologize. But I think it should be looked into
14. as to how you are going to select a Dean from a State University
15. without giving somebody the power to do that.

16. PRESIDENT:

17. Senator Latherow.

18. SENATOR LATHEROW:

19. Mr. President and Senator Horsley. I can see your problem
20. as far as a State is concerned, the University, and the reason
21. that was amended in the House was to say a State, originally this
22. said the University of Illinois. I can assume that probably that
23. might need cleaning, but I can't imagine the Governor of the State
24. of Illinois calling in the Dean of the College of Agriculture of
25. the State of Iowa for an appointment. Line 14 says that all
26. seven of whom are appointed by the Governor with the Advice and
27. Consent of the Senate. Now, I would say that if you think that
28. this is a point that should be cleaned, I'd sure be glad to clean
29. it. But I want to say, too, to some of the problems, this, the
30. political aspect of this was set up the way it was given to me,
31. the fact that there has been some discrepancy every time to
32. think that, generally speaking, one man on this Board who may be
33. of the political power of the Governor is the man who actually runs

1. the Board without any exception almost. And it was a trial to
2. put a, what they called a non-partisan Board, and of course I'm
3. non-partisan in this case because I'm supporting it. I'll put
4. it that way. But I want to say this, that the State Fair Agency
5. is not the only agency in the State of Illinois, including any
6. municipality, and so on, that operates on a deficit, Senator
7. Cherry. We make many contributions to agencies, such as, we'll
8. say the Public Aid Agency, the Department of Agriculture, the
9. Department of Conservation and all of them for support. I know
10. there are occasions where the State Fair does operate in the
11. black. I will say that because I know one that does. But this
12. one is certainly operating in a far better financial position
13. than what it has been in prior years, and I'd say that in recent
14. years, by that the last year or two, this particular Agency has
15. not ^{been} / characterized as having the disreputable opportunities
16. that have gone on in prior years. I might not feel that this
17. Bill is a wholeheartedly Bill that should be supported by all of
18. us. But with the objection that Senator Horsley has, I'll try
19. to amend this to take in his objection and then call it at a
20. later date.

21. PRESIDENT:

22. The Bill will be held. 4523, Senator Hynes. 4523.

23. SENATOR HYNES:

24. Mr. President, I would ask that the House Bill 4523 be
25. brought back to Second Reading for purpose of an amendment.

26. PRESIDENT:

27. 4523 is brought back to Second Reading for purpose of
28. amendment. Explain the amendment, Senator.

29. SENATOR HYNES:

30. Senate Amendment No. 1 clarifies the situation with respect
31. to these governing boards insofar as their ability to levy taxes
32. or incur indebtedness. Very briefly, this Bill sets up the
33. possibility of a governing board to run these special education

1. cooperatives, and the limitation in the original bill is a
2. prohibition on any levy of taxes or any, the incurring of any
3. indebtedness. We wanted to be sure that this would not become
4. a new taxing body. The problem with that is that the prohibition
5. of any indebtedness limits their ability to operate. So this
6. Amendment changes it to provide that they may not levy taxes
7. and they also may not incur indebtedness except as approved in
8. an annual budget adopted by the governing board approved by a
9. majority of the cooperating school districts. So if they have a
10. budget, if it's improved, they then can proceed to incur that
11. kind of indebtedness. I move the adoption of the Amendment.

12. PRESIDENT:

13. Is there any discussion? All in favor signify by saying
14. aye. Contrary minded? The Amendment is adopted. Third Reading.
15. We'll get back to the Bill after intervening business, Senator.
16. 4528, Senator Gilbert, do you wish to...it will be held.

17. SENATOR GILBERT:

18. 4420. I'm awaiting an amendment on that, so we'll hold it
19. also. You called those two Bills of mine. Thank you, sir.

20. PRESIDENT:

21. All right. 4551, Senator Dougherty. Hold. All right.
22. Further down that column, these Bills will be called next now.
23. 4557, Senator Dougherty. All right. That will be held. 4622,
24. Senator Davidson. 4626, Senator Sours. 4641, Senator Horsley.
25. 4642, Senator Ozinga. 4643, Senator Ozinga and 4644, Senator
26. Clarke. 4622, Senator Davidson. Is Senator Davidson on the
27. Floor? He is not here. 4626, Senator Sours.

28. SENATOR SOURS:

29. Mr. President and Senators. This Bill, the syllabus, suggests
30. an appropriation of \$45,000. This has been amended down to \$35,575
31. because the Department of Conservation had \$10,000 of the amount
32. in another project within the budget. This is the second phase
33. of the restoration of Jubilee College, located in Peoria County,

1. Illinois. There's another phase coming up after this. It was
2. started two years ago. It is a condition of the...the condition
3. of the old college is in, nevertheless, a state of disrepair. It's
4. been the...it's in the Governor's budget. Everybody seems to
5. want it. It's a small amount. I'd appreciate a passable roll call.

6. PRESIDENT:

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

8. SECRETARY:

9. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
10. Carroll, Cherry, Chew, Clarke...

11. PRESIDENT:

12. Senator Cherry.

13. SENATOR CHERRY:

14. Mr. President and members of the Senate. I'm not going to
15. ask Senator Sours the direct question of whether or not he would
16. support an increase in the State Income Tax in order to provide
17. what he characterizes as a small amount of money. When you add
18. up all these small amounts of money, and I assume that this amount
19. is not in the Governor's budget. I'm wondering where all this
20. money, small or large or medium size is going to come from. I'll
21. vote aye on the Bill.

22. SECRETARY:

23. 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. PRESIDENT:

30. Senator Sours.

31. SENATOR SOURS:

32. I'll be very brief, Senator Cherry. I think I would take
33. second place to former beloved Joe Peterson when it came to be

1. a curmudgeon on a, on pieces of pork. I have two pieces of
2. pork in this Session, and they're both House Bills. They were
3. sent to me by the House sponsors from Peoria County, and I'm
4. reminded of Senator Peters' comment at one time when he said
5. the family dog never barks at the house members. I vote aye.

6. SECRETARY:

7. Swinarski, Vadalabene, ...

8. PRESIDENT:

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. I just wanted to remind Senator Sours that if you get a
12. bunch, or a lot of small pieces of pork, it's not as bad as
13. trying to get a big hog. I vote aye.

14. SECRETARY:

15. Walker, Weaver.

16. PRESIDENT:

17. Carpentier aye. Mitchler aye. Knuppel aye. On that ques-
18. tion the yeas are 36, the nays are 1. The Bill having received
19. the constitutional majority is declared passed. Senator Knuppel.

20. SENATOR KNUPPEL:

21. Just for Senator Cherry's benefit. That piece of pork is
22. going in my District anyway.

23. PRESIDENT:

24. 4641, Senator Horsley.

25. SENATOR HORSLEY:

26. Mr. President and members of the Senate. The Railroad Re-
27. location Authority is a functioning group that has gone into long
28. engineering projects and is now in its final phases of relocating
29. the railroads which block the traffic surrounding the State
30. Capitol Building. The City of Springfield has to match the funds,
31. and they're only asking for \$21,250. The City has already appro-
32. priated its \$21,250 to match it. And the New York Times has written
33. up the work of this group and its engineering studies and says that

1. the model of the nation may well be followed the model that is
2. almost ready to be put into effect by this group in accordance
3. with its studies of the Springfield Relocation of all of these
4. railroads. And I'd appreciate your favorable votes on this.

5. PRESIDENT:

6. Is there any discussion? Senator Cherry.

7. SENATOR CHERRY:

8. Question of Senator Horsley. Is this in the Governor's
9. budget, Senator Horsley?

10. PRESIDENT:

11. Senator...

12. SENATOR HORSLEY:

13. Sir, it's in under, lumped under the Commissions and Boards.
14. It's been in effect, Sir, for about six years. And they've gone
15. through the engineering studies and phases, and they have plants,
16. maps, they've staked out the corridors for the railroads, and
17. there's been a tremendous amount of work done, and they're in the
18. final phases now before the Authority is set up, and the financing
19. then will have to be done.

20. PRESIDENT:

21. Senator Cherry.

22. SENATOR CHERRY:

23. I want to make this further comment. I was interested in
24. the comment cited by Senator Horsley about the New York Times,
25. and I wondered how come the Springfield papers or the Illinois
26. papers haven't written about this great work, Senator. It doesn't
27. need a response, but I just wondered how come the New York Times
28. writes about it.

29. PRESIDENT:

30. Senator Horsley.

31. SENATOR HORSLEY:

32. The article that I just read to you was reprinted in the
33. Springfield Sun under date of April 27, 1972, and telling about

1. all of the work that this Commission has done and citing that it
2. has been cited by other newspapers for its work, and that it could
3. well be a model for other cities in the nation.

4. PRESIDENT:

5. Is there further discussion? Senator Donnewald would like
6. a roll call. Secretary will call the roll.

7. SECRETARY:

8. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
9. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,
10. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, ...

11. PRESIDENT:

12. Senator Graham.

13. SENATOR GRAHAM:

14. Mr. President I was interested in Senator Cherry's question,
15. too, about the New York Times. I think it's a clear indication
16. of the Senator from Springfield's ability to get newspaper publicity.
17. I vote aye.

18. SECRETARY:

19. 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, Walker,
24. Weaver.

25. PRESIDENT:

26. Walker aye. Laughlin aye. Kosinski aye. Knuppel aye.
27. Baltz aye. On that question the yeas are 39; the nays are 1.
28. The Bill having received a constitutional majority is declared
29. passed. 4642, Senator Ozinga. Can those two Bills, 4642 and 43,
30. be considered together? No. They cannot. 4642.

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SENATOR OZINGA:

On 4642, Mr. President, the...I'm going to hold that one. We met this morning and the Amendment that we put on there the other day will be taken off. However, I'm waiting for work from the other side of the rotunda with regard to that. On 4643, this is the appropriation for \$25,000 to the Legislative Council for a science research unit and consulting panel. This is necessary for the Council, I am told, and I would appreciate a favorable roll call.

PRESIDENT:

Is there any discussion? Secretary will call the roll.

SECRETARY:

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

PRESIDENT:

McBroom aye. On that question the yeas are 36; the nays are none. The Bill having received a constitutional majority is declared passed. 4644, Senator Clarke? Hold. 4647, Senator Latherow, do you wish to call that? 4647. Hold. On the next column, the last three Bills will be called: 4652, Senator Clarke; 4653, Senator Course; and 4665, Senator Latherow. 4652, Senator Clarke.

SENATOR CLARKE:

Mr. President. This is the annual appropriation for the Court of Claims and I'd appreciate a favorable vote.

PRESIDENT:

1. Is there any discussion? Sec...just a moment. Is there
2. a request Senator Knuppel.

3. SENATOR KNUPPEL:

4. While I think it may be appropriate as long as we have a
5. Court of Claims, I don't think there's any need longer for a
6. Court of Claims in view of the abolition of the immunity of the
7. State in the new Constitution. I, therefore, can't support the
8. appropriation. I think that we should get about the work of
9. implementation, and we should abolish the Court of Claims. It's
10. a fifth wheel on the cart of justice, and there's no need for it.

11. PRESIDENT:

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

13. SECRETARY:

14. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,
15. Carroll, 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. On that question the yeas are 38; the nays are one. The Bill
24. having received a constitutional majority is declared passed.
25. 4653, Senator Course.

26. SENATOR COURSE:

27. Yes, Mr. President and members of the Senate. House Bill 46...
28. Put the muzzle on him, will you, Mr. President. House Bill 4653
29. is the annual appropriation of \$592,250 to the Department of
30. Finance for the Management Information Division. This is a recom-
31. mendation of the Joint Committee on Legislative Information
32. Systems, and a, which is composed of Republican members and
33. Democratic members of both the House and the Senate. It was cut

1. by, I believe, around \$66,000, and I would appreciate a favorable
2. vote.

3. PRESIDENT:

4. Is there any discussion? Senator Berning.

5. SENATOR BERNING:

6. Yes. I'm sorry I can't give you the number of the Bill or
7. the Departments involved, but we recently had here and passed a
8. Bill which provided a sizable appropriation for electronic data
9. processing for some other aspect of our State operation. And as
10. I recall it was in conjunction with the legislative responsibilities.
11. My question is merely this. What thought, if any, has been given
12. toward consolidation of these activities. And I remember speaking
13. on the other issue, and I said we are getting ourselves so deeply
14. engrossed in electronic data processing that we aren't able to
15. think for ourselves. We're dependent upon these machines. But,
16. I assume that's a trend we can't reverse. However, we ought to be
17. consolidating one of the ^{biggest} problems with these electronic data
18. processing installations is that they're not utilized to their
19. fullest extent, but we pay for them irrespective of that. Have
20. we done anything about consolidating?

21. PRESIDENT:

22. Senator Course.

23. SENATOR COURSE:

24. I'm glad you asked that question, Senator Berning. We are
25. consolidating the systems, and a question propounded by Senator
26. Groen this morning to Senator Cherry in regards to the Legislative
27. Digest and the Synopsis, this will all be taken care of including
28. the, the ^{printing} / out of the Statutes, which will result in a great
29. savings to the State when the entire Legislative Information
30. System is completed, which will take about five years.

31. PRESIDENT:

32. Is there further discussion? Secretary will call the roll.

33. SECRETARY:

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

9. PRESIDENT:

10. Knuppel no. Kosinski aye. Palmer aye. Course aye. On
11. that question the yeas are 38; the nays are one. The Bill having
12. received a constitutional majority is declared passed. 4665,
13. Senator Latherow.

14. SENATOR LATHEROW:

15. Mr. President, this is a Bill that has to do with the
16. replacement of faulty conductors, and so on, that were destroyed
17. in an explosion at Western Illinois University. This was an
18. underground explosion in the wiring. They're wanting to make
19. a study of it on the replacement of this particular area that
20. was destroyed.

21. PRESIDENT:

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

23. SECRETARY:

24. Arrington, Baltz,...

25. PRESIDENT:

26. Senator Baltz.

27. SENATOR BALTZ:

28. I've just...I'm going to vote aye on this Bill, but I want
29. to point out that Senator Latherow has spent well over \$2 million
30. dollars of the taxpayers' money this morning in the number of
31. appropriations bills he had, and I think the people in this
32. Body ought to know that.

33. PRESIDENT:

1. I don't know that he heard that, Senator Baltz. Proceed
2. with the roll call.

3. SECRETARY:

4. Berning, Bidwill, Bruce, Carpentier, Carroll, Cherry, Chew,
5. Clarke, Collins, Coulson, Course, Davidson, Donnewald, Dougherty,
6. Egan, Fawell, Gilbert, Graham,...

7. PRESIDENT:

8. Senator Graham.

9. SENATOR GRAHAM:

10. Senator Latherow didn't hear Senator Baltz's remark. We're
11. not going to call him "pork barrel Latherow", but we are going
12. to talk to him. I vote aye.

13. SECRETARY:

14. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,
15. Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom,
16. McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse, Nihill,
17. O'Brien, Ozinga, Palmer, Partee...

18. PRESIDENT:

19. Senator Partee.

20. SENATOR PARTEE:

21. I noticed there that several of the members are not voting.
22. I hope it is not because of a misunderstanding. It happens that
23. I spoke with the President or the representative, I can't re-
24. member which, from this University, and this is a rather serious
25. electrical problem. I questioned him as to the amount involved,
26. and he stated that this was an estimate of the repair cost that
27. hopefully, it would not run this much and, of course, the difference
28. would be lapsed. It is a serious problem, and I vote aye.

29. SECRETARY:

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

32. PRESIDENT:

33. Weaver aye. Latherow aye. Senator Latherow?

1. SENATOR LATHEROW:

2. Mr. President. I've been accused of pork barrels and a
3. so on and if I could pronounce s-a-l-t, I would. But this, if
4. you have been listening, a couple of you, you would have heard
5. this was due to an explosion on a time when there were no students
6. around at all, those that had questions about that. This was an
7. underground explosion. They had to erect overhead wires to go
8. ahead and part of the University was without power for better
9. than three days. Now this, as Senator Partee said, this is a
10. necessary expenditure for the operation of the University. I
11. vote aye.

12. PRESIDENT:

13. On that question the yeas are 36; the nays are none. The
14. Bill having received a constitutional majority is declared
15. passed. House Bills on Second Reading. 1742, Senator Bruce.
16. We should advance that? 1742.

17. SECRETARY:

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

19. PRESIDENT:

20. Any amendments from the Floor? Third Reading. 2222,
21. Senator Mitchler? Hold. 2653, Senator Fawell? 2648, let it...
22. Senator Fawell, what's your desire? Hold. 3608, Senator O'Brien.
23. Do you wish to call it? 3608.

24. SECRETARY:

25. Second Reading of the Bill. One Committee Amendment from
26. Revenue. No there's more. Two, three, four, five, six. Six
27. Committee Amendments from Revenue.

28. PRESIDENT:

29. Six Committee Amendments from Revenue. Do you move the
30. adoption of the Committee Amendments, Senator O'Brien?

31. SENATOR O'BRIEN:

32. Yes, I do move the adoption of the Amendments.

33.

1. PRESIDENT:

2. Senator O'Brien moves the adoption of the Committee Amend-
3. ments. All in favor signify by saying aye. Contrary minded.
4. Amendments are adopted. Any further amendments? Senator Partee?

5. SENATOR PARTEE:

6. Mr. President and members of the Senate. To this Bill we
7. have an Amendment which would refer to line 25 on page 1. The
8. Bill calls for the / ^{appointment} of a Commission, which could consist
9. of five members. All we would add by this Amendment is that two
10. of those five Commissioners be persons over the age of 65
11. years. Now, I think the reason should be explained why we did
12. this. There are many, many instances of persons who are over
13. 65 years of age who are very bright, alert and fully capable of
14. handling any kind of mental or physical assignment. On this
15. basis we also recognize that there are a large number of our
16. Senior Citizens...could you hold it down a minute, Bob...there
17. are a large number of our Senior Citizens who are just shunted
18. aside when they reach this age, and are not in any way used and
19. is their brains utilized. I read an article the other day about
20. what's happening in Japan with the Senior Citizens. I think
21. this would, in another measure, give some recognition to the fact
22. that we do care about our older citizens. That it would say, I
23. think, rather symbolically and dramatically, that we want to
24. utilize their talents. And a Commission of five members with
25. two of them over 65 would be in the best interest, I think, of
26. the administration of this measure. So that is the Amendment.
27. I move its adoption.

28. PRESIDING OFFICER: (Senator Rock)

29. Is there any discussion? Senator Mitchler.

30. SENATOR MITCHLER:

31. Now I know where Senator Collins is going to be in State
32. Government after he retires.

33. PRESIDING OFFICER: (Senator Rock)

1. Senator Laughlin.

2. SENATOR LAUGHLIN:

3. Senator Partee, are these people who are on this Commission
4. eligible to participate in a lottery? Can they win a prize?

5. PRESIDING OFFICER: (Senator Rock)

6. Senator Partee.

7. SENATOR PARTEE:

8. I think I would refer that question to Senator O'Brien, who
9. is very conversant with all of its terms.

10. PRESIDING OFFICER: (Senator Rock)

11. Senator O'Brien.

12. SENATOR O'BRIEN:

13. Senator Laughlin, in answer to your question, anybody who
14. is a Commissioner or a Superintendent is not eligible to take a
15. lottery ticket or any relatives, cousins, uncles, aunts, etc.

16. PRESIDING OFFICER: (Senator Rock)

17. Senator Laughlin.

18. SENATOR LAUGHLIN:

19. Well, the only comment, you're depriving two of the Senior
20. Citizens of the right to windfall, that's all by this, and they
21. may need it.

22. PRESIDING OFFICER: (Senator Rock)

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. A, speaking of Senior Citizens, I would like to call attention
26. to the fact that our Chaplin of a couple of weeks ago is in the
27. balcony to my right and he and his wife yesterday celebrated their
28. 30th Wedding Anniversary. Reverend John Beiderwieden.

29. PRESIDING OFFICER: (Senator Rock)

30. Is there any further discussion? All in favor of the
31. adoption of this Amendment indicate by saying aye. All opposed?
32. The Amendment is adopted. Any further Amendments? Senator O'Brien,
33. I understand you have another Amendment.

1. SENATOR O'BRIEN:

2. Senator Partee only has one Amendment?

3. PRESIDING OFFICER: (Senator Rock)

4. Senator Partee.

5. SENATOR PARTEE:

6. We had another Amendment, but I think it would unnecessarily
7. complicate it. So, I'm going to pull it out. Just...we'll stay
8. with what we have.

9. PRESIDING OFFICER: (Senator Rock)

10. Any further amendments? Senator O'Brien.

11. SENATOR O'BRIEN:

12. Mr. President and members of the Senate. I have two Amend-
13. ments that I would like to put on the Bill. ^{They're} /amendments that were
14. suggested by Senator Laughlin. They clear up a little inconsistency
15. in the Bill. Amendment No., well I think 8, Amendment No. 8 amends
16. page 9 by striking everything after the comma on line 2, all of
17. line 3 and everything preceding the period on line 4. This would
18. be, this would be stricken, except that any person pursuant to
19. an appropriate judicial order may be paid the prize of the winning
20. ticket. The question was in relation, that Senator Laughlin had,
21. was in relation to an appropriate judicial order. So I move the
22. adoption of this Amendment.

23. PRESIDING OFFICER: (Senator Rock)

24. Is there any discussion? All in favor of the adoption of the
25. Amendment, indicate by saying aye. All opposed? The Amendment is
26. adopted. Senator O'Brien.

27. SENATOR O'BRIEN:

28. I have another Amendment which would bring the Bill in con-
29. formity with the Illinois Law in relation to gifts to minors. It
30. would be Amendment 9 that I would propose. It's on page 10, line
31. 27, ^{by} /striking \$5,000 and inserting in lieu thereof, \$2,500, and on
32. page 10 by striking lines 33 and 34 and inserting in lieu thereof
33. the following: To the guardian of such minor pursuant to Article IX

1. of the Probate Act.

2. PRESIDENT:

3. Is there any discussion? All in favor signify by saying
4. aye. Contrary minded? Amendment's adopted. Are there further
5. Amendments? Third Reading: 3609...3609.

6. SECRETARY:

7. Second Reading of the Bill. No Committee Amendments.

8. PRESIDENT:

9. Any Amendments from the Floor? Third Reading. 4087, 4087.

10. SECRETARY:

11. Second Reading of the Bill. No Committee Amendments.

12. PRESIDENT:

13. Any Amendments from the Floor? Third Reading. 4445, Senator
14. Sours? Senator Sours? 4445, you want to advance that?

15. SECRETARY:

16. Second Reading of the Bill. No Committee Amendments. One
17. Floor Amendment offered by Senator Sours.

18. PRESIDENT:

19. Can you explain the Amendment, Senator?

20. SENATOR SOURS:

21. Mr. President and Senators? This is a Bill that was filed
22. very recently. I talked with Senator Smith and Senator Partee
23. about it. I told them I would hold it, and I will, but I do have
24. an Amendment that I placed on the Secretary's Desk. I can be very
25. brief. It will take about 60 seconds. This Bill, as amended,
26. requires that blood used for transfusion be labeled indicating
27. where the blood was donated or purchased. It requires that blood
28. donors meet criteria of the Department of Public Health. It allows
29. Illinois blood facilities to obtain blood from other states. After
30. July 1, 1973 no purchased blood may be used for transfusion except
31. that provided by the Department of Public Health. This Bill is
32. designed to produce a statewide volunteer blood donor program, and
33. to stop the incidence of serum hepatitis. The Department of Public

1. Health, the hospitals, the Medical Society and also the University
2. of Illinois Medical School officials have gone through this Bill
3. with a fine tooth comb. That's all I know about it. I would like
4. to have the Amendment adopted, and I'd like to place it on Third
5. Reading with the assurance that if there's any objection to it, I
6. will pull it back any time to have either the Amendment stricken
7. or have it further modified.

8. PRESIDENT:

9. Is there any discussion? All in favor of the adoption of
10. the Amendment indicate by saying aye. Contrary minded? The
11. Amendment is adopted. Any further amendments? Third Reading.

12. 4630 4630.

13. SECRETARY:

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

15. PRESIDENT:

16. Any amendments from the Floor? Third Reading. On the
17. House Bills on First Reading, Senator Knuppel has indicated he
18. will take 3018. We have some motions and Resolutions. Senator
19. Gilbert, you had a motion you wished to make? Senator Partee.

20. SENATOR PARTEE:

21. I'm sorry, a 3018 was taken by Senator Knuppel?

22. PRESIDENT:

23. That's correct.

24. SENATOR PARTEE:

25. I wonder if he would, recognizing our schedule, see if he
26. could move it to Second Reading without reference to Committee?

27. PRESIDENT:

28. Is there objection? 3018, House Bill on First Reading.

29. SENATOR PARTEE:

30. It's Constitutional Implementation anyway.

31. PRESIDENT:

32. Is there objection to moving it to First Reading... Second
33. Reading without reference? Leave is granted. On a, Senator

1. Gilbert.

2. SENATOR GILBERT:

3. I would like to move to take House Bill 4466 from the Table
4. and place it on the order of Second Reading. This is one of the
5. Bills that was Tabled under the motion that was made. I have the
6. approval of the leadership on both sides. Senator Hynes, I believe
7. has talked with you, Senator Partee, and I have talked with
8. Senator Clarke about it. This is an important school transporta-
9. tion bill.

10. PRESIDENT:

11. What was that number again?

12. SENATOR GILBERT:

13. 4466. I was not here, and it was Tabled without my knowledge.

14. PRESIDENT:

15. Request that the rules be suspended and that Bill be taken
16. from the Table. Is there objection? Leave is granted. Senator
17. Horsley, you indicated that you wanted to take up one or more
18. of the Resolutions on the Secretary's Desk?

19. SENATOR HORSLEY:

20. Mr. President and members of the Senate. Unfortunately, I've
21. ^{...was} been tied up in the hospital, myself, for awhile and then tied up
22. inadvertently with my family, and there was some doubt about some
23. Resolutions that were put in as to whether they were passed and
24. some as to whether they were needed. And first of all, I would
25. like to point out that Senate Resolution 347 is the one that really
26. started the matter going, and that's referred to as the Henry
27. Hansen story in the Chicago Daily News and that merely goes into
28. the question of those headlines and quotations and flat statement.
29. And that Resolution was passed out by the Executive Committee
30. and proposed a creation of a special Committee of six members of
31. the Senate to study that one matter.

32. PRESIDENT:

33. This...you're referring to Senate Joint Resolution 75.

1. SENATOR HORSLEY

2. No, Sir. Senate Resolution 347.

3. PRESIDENT:

4. Oh, I see.

5. SENATOR HORSLEY:

6. And I have my doubts, Senator Partee, I have my doubts
7. whether the Joint Resolution that we passed out of here on
8. the matter of contracts would apply to that matter because it
9. refers only to the allegations made by Henry Hansen in the
10. Chicago Daily News with regard to one architect and will require
11. either a yes or a no, and it proposes that six members of the
12. Senate be required to be appointed to determine that question.
13. I had thought that maybe that would go before the Investigating
14. Commission, but in checking the Resolutions, I find they are
15. not broad enough for that one particular thing. And, so, Senate
16. Resolution 347 is needed to resolve it because I don't believe
17. that with such a headline that appears to be six years old, the
18. statement, that according to some press reports, I don't believe
19. we can allow such reporting as that to go unnoticed, and that we
20. should take recognition and have six members appointed to check
21. into the matter. And I would move the adoption of that Resolution.
22. 347.

23. PRESIDENT:

24. Senator Partee.

25. SENATOR PARTEE:

26. Well, only for the reason that there is something in the
27. nature of a cloud around it of whether it does or does not is
28. unnecessary for one area or another. I wonder if we could just
29. hold this / until Monday. I want to take another look at it, Senator.

30. PRESIDENT:

31. Senator Horsley indicates that he will hold it. On your
32. other Resolutions, do you wish to call any of those, Senator?
33. Senator Horsley?

1. SENATOR HORSLEY:

2. Well, I don't know where everybody is, but there seems to be
3. an absence of bodies here.

4. PRESIDENT:

5. On, on Senate Joint Resolution 77 and 78, you would need
6. 30 votes. On Senate Joint Resolution 75, you would need a
7. majority of those present.

8. SENATOR HORSLEY:

9. Well, that Resolution came out of the, 75 came out of the
10. Executive Committee, I believe, unanimously, and that, again,
11. grows out of newspaper reports by the Sun Times and the Chicago
12. Today and a, resolves again quotations made by the President of
13. a Junior College in which he is quoted in quotations in the news-
14. paper as stating that there are five other Presidents of Junior
15. Colleges who have been approached and offered bribes. Now, this
16. would go to the Investigation Commission ^{and is} / a Joint Resolution
17. and in view of the nature of the testimony, the witnesses were
18. presented to the Executive Committee, the man who wrote the story
19. was there, and he testified before the Committee that the state-
20. ments were made. Another witness who was there testified that
21. he heard and knew the statements to be true. I, therefore, would
22. ask this Resolution be adopted and sent to the House for considera-
23. tion, so that the Investigation Commission can take whatever action
24. it deems necessary in connection with this matter.

25. PRESIDENT:

26. Is there any discussion? All those in favor of the adoption
27. of the Resolution indicate by saying aye. Contrary minded?
28. Resolution is adopted. We have at least one motion I know of...any
29. and perhaps some other Resolutions. Senator Horsley.

30. SENATOR HORSLEY:

31. I would prefer to wait for a few more bodies...before

32. PRESIDENT:

33. You may wait for some other occasion. Senator Clarke?

1. SENATOR CLARKE:

2. I'd just like to ask, Mr. President, that the sponsorship
3. of 4644 be transferred to Senator Sours, please.

4. PRESIDENT:

5. 4644 should be transferred to Senator Sours. Journal will
6. so show. We have some motions and Resolutions here. Senator...
7. Mr. Secretary.

8. SECRETARY:

9. I, the undersigned, sponsor of Senate Bill 1342 having
10. voted on the prevailing side, do hereby move for reconsideration
11. of the vote by which the Bill was defeated upon Third Reading
12. in this Body on the 14th day of June, ^{A.D.}1972. Senator Knuppel.

13. PRESIDENT:

14. Is Senator Knuppel on the Floor? Well, it was the request
15. of Senator Knuppel that this...he indicated to the Chair that
16. he wanted to just maintain the right to take this up at some
17. future date. Is, is there objection to that procedure? Leave
18. is granted. We have a message from the House.

19. SECRETARY:

20. Message from the House ^{by} Mr. Selcke, Clerk. Mr. President.
21. I'm directed to inform the Senate that the House of Representatives
22. has passed bills of the following titles and the passage of which
23. I'm instructed to ask the concurrence of the Senate to wit:
24. House Bill 3763, 3782, 4102, 4211, 4384, 4621.

25. PRESIDENT:

26. Motion by Senator Partee that these be referred to the Rules
27. Committee. All in favor signify by saying aye. Contrary minded?
28. Motion prevails. Resolutions.

29. SECRETARY:

30. Senate Resolution No. 377 introduced by Senator Partee.
31. It's congratulatory relative to the interns, legislative staff.

32. PRESIDENT:

33. Senator Partee.

1. SENATOR PARTEE:

2. Yes, Mr. President and members of the Senate. More than
3. any person who's ever served in this Legislature, Senator Arrington
4. is the person who should probably be handling this Resolution.
5. Because, I think, more than any of us he helped get started the
6. legislative staff intern program. These staff interns have been
7. quite meaningful to us, and they're leaving us today, and we...
8. they're several of them on both sides of the aisle who are
9. thoroughly capable persons. There's Rich Capriola, Gerald Jaynes,
10. Theodore Johnson, Mark Joy, Jeffrey Levens, James Mees, Terry Peters
11. and Richard Solak. Three of these young men, Messrs. Levens,
12. Mees and Peters are co-recipients of the William E. Pollack Award
13. for outstanding legislative research papers. Now this award was
14. named in honor of our late and lamented friend, Bill Pollock...Pollack.
15. Oh Boy. This isn't my day. But these three, these three young
16. men received a co-award for outstanding legislative research
17. papers, and in addition to the honor that goes with it, they also
18. get a \$75 stipend. And I think that we owe our legislative interns
19. a debt of gratitude, and this Resolution simply puts down in
20. writing our warm and kinetic feeling for them, congratulating
21. them and wishing them well. Many of them will be going on to
22. various schools. One of them told me this morning he is going
23. into Loyola Law School in the Fall, and I am certain that their
24. experience has been rewarding not only to us, but to them, and
25. that they will, I hope, find a niche for themselves in government.
26. Government needs good men, such as they. I move for the suspension
27. of the Rules and the immediate adoption of the Resolution.

28. PRESIDENT:

29. All in favor signify by saying aye. Contrary minded? The
30. Resolution is adopted. Our congratulations and thanks to the interns.

31. SECRETARY:

32. Senate Resolution No. 378 introduced by Senator Partee. It's
33. congratulatory to the pages.

1. PRESIDENT:

2. Senator Partee.

3. SENATOR PARTEE:

4. Well, this one is a congratulatory, now which one is this?

5. PRESIDENT:

6. It's for the pages.

7. SENATOR PARTEE:

8. Oh, yes. This is the, I suppose an annual thing. We give
9. this Resolution in honor of our pages who are very hard working
10. people. The only difficulty I've had with the pages this year,
11. and I think this is a small thing, but the difficulty I've had
12. is to keep the young ladies from picking up the heavy books. And
13. they'd insist on doing it, and they said they want to do a man's
14. work, but I have daughters myself, and I recognize that some of
15. these large volumes were simply too heavy for them. But that's
16. the only complaint I could ever register about them, and that's
17. that the girls wanted to pick up the heavy books, and I move the
18. suspension of the rules and the immediate adoption of this Reso-
19. lution.

20. PRESIDENT:

21. All in...Senator McBroom ?

22. SENATOR McBROOM:

23. Could I ask Senator Partee a question? If he would consider
24. an amendment to that Resolution congratulating me, also, Senator,
25. since my car is used as a sandwich wagon each day.

26. PRESIDENT:

27. Senator Partee, you want to introduce a separate Resolution?

28. SENATOR PARTEE:

29. Well, I don't think we need a separate Resolution, but I just
30. wanted Senator McBroom to know that if his car becomes old and
31. worn out, I have a friend in Kankakee who's in the automobile
32. business, and maybe I can work out something for him down there.

33. PRESIDENT:

1. All in favor of the adoption of the Resolution indicate by
2. saying aye. Contrary minded? Resolution is adopted.

3. SECRETARY:

4. Senate Resolution No. 379 introduced by Senators Romano,
5. Neistein and Rock. It's a death Resolution.

6. PRESIDENT:

7. Senator Romano.

8. SENATOR ROMANO:

9. Mr. President and members of the Senate. This is a death
10. Resolution for the late Joseph Granada, the brother of State
11. Representative Pete Granada, and I move for the suspension of the
12. rules and the immediate adoption of this Resolution and that all
13. ^{would} Senators/join with me.

14. PRESIDENT:

15. All Senators will be shown as sponsor. All those in favor
16. of the adoption of the Resolution, please rise. The Resolution
17. is adopted. Is there further business to come before the Senate?
18. Senator Kusibab moves that the Senate stands adjourned until
19. Monday at 1:00 o'clock, if that's satisfactory with Senator
20. Neistein. All in favor signify by saying aye. Contrary minded?
21. Senate stands adjourned.

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