

77th GENERAL ASSEMBLY

SENATE FLOOR DEBATE

June 27, 1972

1. PRESIDENT:

2. Senate will come to order. Prayer by the Chaplain Reverend  
3. Rudolph S. Shoultz, Pastor of the Union Baptist Church in Spring-  
4. field. Pastor Shoultz.

5. PRAYER:

6. PRESIDENT:

7. Motion by Senator Mohr that reading of the Journal be dispensed  
8. with. All in favor signify by saying aye. Contrary minded. Motion  
9. prevails. Senator Clarke.

10. SENATOR CLARKE:

11. Mr. President, Mr. Pro Tem. You know in the same thing as  
12. that prayer the Lord said, "Let there be light", so we have opened  
13. our blinds this morning and we can see what is going on here.

14. PRESIDENT:

15. Incidentally I'm advised....Senator ParTEE.

16. SENATOR PARTEE:

17. Yes, I think the membership ought to know there are some  
18. pictures being made and that they have the kind of inferior film  
19. I take it that causes us to have to stand this glare but I'm sure  
20. that Bill Calvin will do this with dispatch and we can get back to  
21. a normal situation.

22. PRESIDENT:

23. I think Bill Calvin ought to know many of us look better in  
24. the dark, Bill, I don't know. We are also being taped. Committee  
25. reports, Petitions, Resolutions, Messages from the House.

26. SECRETARY:

27. Message from the House, Mr. Selcke, Clerk. Mr. President--I'm  
28. directed to inform the Senate that the House of Representatives has  
29. concurred with the Senate in the passage of bills with the following  
30. title along with the following amendments Senate Bill 1425 with  
31. Amendments No. 1, 2 and 3, Senator McBroom's bill. 1505; House  
32. Amendment No. 1, Senator Laughlin's bill. Senate Bill 1538,  
33. House Amendment No. 1, Senator McBroom's bill. Senate Bill

1. 1558 with House Amendment No. 1, Senator Harris' bill.

2. PRESIDENT:

3. Secretary's desk on those. Yes, one of those was yours.

4. SECRETARY:

5. Message from the House, Mr. Selcke, Clerk. Mr. President --  
6. I'm directed to inform the Senate that the House of Representatives  
7. has adopted the following preamble and Joint Resolution in the  
8. adoption of which I am instructed to ask concurrence of the Senate  
9. to wit: House Joint Resolution 146 and it's relative to the  
10. beating of a Jerome Spence in Bartonville State Hospital.

11. PRESIDENT:

12. Senator Sours.

13. SENATOR SOURS:

14. I was out just a minute ago. Was that from the House? Is  
15. it Representative Bradley? If I might, at this time, I'd like to  
16. have the rules suspended for immediate consideration of that Resolution.

17. PRESIDENT:

18. Is there objection? All...Senator Berning.

19. SENATOR BERNING:

20. I didn't quite get this. Is this a Resolution?

21. PRESIDENT:

22. Senator Sours.

23. SENATOR SOURS:

24. This is a Resolution, Senator Berning, in connection with  
25. investigating a death at Peoria State Hospital. It's passed  
26. the House. The desire is that the Illinois Investigating Commission  
27. investigate the cause of death.

28. PRESIDENT:

29. Senator Berning.

30. SENATOR BERNING:

31. Well, I heartily support this and I just wanted to add as  
32. an addendum that I have had two serious incidents involving  
33. constituents of mine in Highland Park. And these are not in

1. penal institutions, they are in State institutions of higher learn-  
2. ing and I would hope that sooner or later we somehow get some answers  
3. to conditions that apparently exist in these Universities. One  
4. student was slain at Southern Illinois University and another  
5. young man was savagely beaten at the University of Illinois. These  
6. are deplorable incidents and hopefully someday we can attack this  
7. problem and I, for that reason, support this amendment, this Resolution.  
8. PRESIDENT:

9. Senator Laughlin.

10. SENATOR LAUGHLIN:

11. Well, yes, Mr. President, members. Senator Sours, would you  
12. yield to a question? Has there been an investigation of this  
13. death by the State's Attorney and the Grand Jury in Peoria County?

14. PRESIDENT:

15. Senator Sours.

16. SENATOR SOURS:

17. As far as I know there has not been, Senator. The deceased  
18. was apparently a resident of McLean County. Now I understand the  
19. local County Coroner investigated it.

20. PRESIDENT:

21. Senator Laughlin.

22. SENATOR LAUGHLIN:

23. Well, I just have one question that comes to mind. When  
24. there has been a death and there has to be an investigation or an  
25. inquest and perhaps Grand Jury action, I'm wondering to what extent  
26. we set a precedent with this Resolution, if we pass it, by trans-  
27. ferring the ordinary business of law enforcement to the Illinois  
28. State Investigating Commission. This is my question.

29. PRESIDENT:

30. Senator Sours.

31. SENATOR SOURS:

32. Well, I don't think this would be an exclusive investigation.  
33. If the Illinois Bureau wants to investigate it, good luck.

1. PRESIDENT:

2. Senator Laughlin.

3. SENATOR LAUGHLIN:

4. I don't think I'm making myself clear. I'm not talking  
5. about the Illinois Bureau of Investigation. What I'm trying to  
6. find out is this; I understand that this Resolution calls for  
7. investigation the death of one person, not into the question of  
8. deaths generally in State institutions or beatings in State  
9. institutions. Now if the Resolution was couched and language which  
10. asked the Investigating Commission to investigate the general  
11. treatment which would include deaths, beatings which did not  
12. necessarily call death, that's one thing. But I am concerned  
13. if we put the Illinois Investigating Commission into the investigation  
14. of each death in a State institution when that is properly a  
15. function of local officials. This is my concern, Senator, and I would  
16. appreciate any comments you wish to make on it.

17. PRESIDENT:

18. Senator Sours.

19. SENATOR SOURS:

20. Well the briefest comment would be a couple of <sup>short</sup> paragraphs  
21. from the Resolution. WHEREAS, Jerome Spence was violently,  
22. brutally and criminally / assaulted on a certain day, WHEREAS, he was discovered  
23. in the hallway of Ward 8 C of the hospital bleeding from the  
24. mouth and lips, etc., WHEREAS, he was rushed to the hospital, etc.,  
25. WHEREAS, it is alleged that this beating was administered by  
26. another patient at the hospital and it is further alleged that  
27. the same patient has administered numerous beatings to other  
28. patients, etc. Now that is the basis of the Resolution. Now  
29. does that clarify your position any?

30. PRESIDENT:

31. Senator Laughlin.

32. SENATOR LAUGHLIN:

33. Well, not really. I will vote for the Resolution but I

1. would again say, Senator Sours, that certainly this is a matter  
2. for local law enforcement authorities.

3. PRESIDENT:

4. Senator Rock.

5. SENATOR ROCK:

6. Yes, Mr. President, if I may, just to answer Senator  
7. Laughlin, if I might. I spoke yesterday, Senator, with  
8. Representative Bradley concerning this resolution which he  
9. said that Senator Sours was going to handle in the Senate, and  
10. I expressed the same concern to him that you just expressed.  
11. To my knowledge, the State's Attorney of that particular county  
12. has not yet instituted grand jury action. You may rest  
13. assured that the Crime Commission or the Investigating Commission  
14. will not go forward until this matter is cleared with the  
15. State's Attorney of that county.

16. PRESIDENT:

17. Is there further discussion? All in favor of the adoption  
18. of the resolution indicate by saying aye. Contrary minded.  
19. The resolution is adopted. Are there further resolutions or  
20. motions? Senator Bruce.

21. SENATOR BRUCE:

22. Mr. President, yesterday I had a canned speech written by  
23. the staff for me, and part of that speech included an introduction  
24. of Mr. Cork Armstrong and his wife from White County who are  
25. in the gallery, and I'd ask that they stand and be recognized  
26. by the Senate.

27. PRESIDENT:

28. Senator . . . Senator Sours.

29. SENATOR SOURS:

30. There's another resolution, HJR 34, on the Secretary's  
31. Desk. Is this the proper time to bring that up now, while  
32. we're on . . .

33.

1. PRESIDENT:

2. Well, we . . . Let's bring it up now and get it out of the  
3. way here now. HJR 34, on the Secretary's Desk. Senator Sours  
4. is recognized.

5. SENATOR SOURS:

6. I might suggest to the President that there may be some  
7. opposition to this if you'd care to have it later on today. I  
8. don't want to occupy all the prime time.

9. PRESIDENT:

10. Well, if there will be any extended debate, I'd sooner  
11. have it later, if that . . .

12. SENATOR SOURS:

13. I'd like to get it heard today, though. Just anytime.

14. PRESIDENT:

15. We'll recognize you later today. For what purpose does  
16. Senator Horsley arise?

17. SENATOR HORSLEY:

18. Are we on the order of Resolutions?

19. PRESIDENT:

20. We are.

21. SENATOR HORSLEY:

22. I would like, at this time, to call Senate Joint Resolution 77  
23. and Senate Joint Resolution 78.

24. PRESIDENT:

25. 77 and 78, on the Secretary's Desk. Senator Horsley is  
26. recognized. I think we better take them one at a time, Senator.

27. SENATOR HORSLEY:

28. Yes, they, uh . . . These are two matters that, of course,  
29. I feel very strongly about. We had it up last year in '71, and  
30. I would point out that 77 and 78, I would like leave to talk  
31. about both of them, although we may want separate roll calls,  
32. it would shorten the time involved and be much more simpler  
33. to discuss both of them at the same time. 77 puts the Constitution

1. back like it was before and would put us in biennial session  
2. and . . .

3. PRESIDENT:

4. Just . . . Just a moment. For what purpose does Senator  
5. Bruce arise?

6. SENATOR BRUCE:

7. In hopes, perhaps, of conserving time. Senator Horsley,  
8. since the time limit has passed for putting these to the voters  
9. in this election--we're talking about in 1974--I wonder if it  
10. would not be more appropriate to discuss that sometime closer,  
11. because the new Constitution says under Article XIV that we have  
12. to do that at least 6 months before the next election, which  
13. is now past, so it would be 1974.

14. PRESIDENT:

15. Senator . . . Senator Horsley.

16. SENATOR HORSLEY:

17. Senator Bruce, I understand exactly what you say, and I  
18. understand the Constitution. I can read very well, and I know  
19. it says that. You are absolutely right, but the time has come  
20. for public opinion to be crystallized and to get ready for  
21. this matter, and I think the . . . the debate on this at this  
22. time, and I will try to hold this to a minimum because of  
23. the time element, and I think it's very important that the  
24. public be thinking about it, because they<sup>may</sup> want to mandate  
25. some of us--not some of us, because there probably won't be  
26. me, but some of you--with regard to this matter as far as next  
27. January or February, in getting it on the next ballot is  
28. concerned. Now as I started to say, the only difference between  
29. 77 and 78 is that 77 would take us back to the biennial session  
30. concept that we had under the old Constitution and would say  
31. that we would have only a session, the biennial session of  
32. 6 months duration, but there could be special sessions called  
33. by the Governor at any time. Now, 78 is a little bit more



1. modernized and streamlined, in line with what we had hoped to  
2. do in this session, but <sup>have</sup> / not accomplish, and that would say  
3. that you would have the regular biennial session in the odd-  
4. numbered years. In other words, from January to July 1, you  
5. would be meeting in general biennial session for the amendment  
6. of laws and the budget. In the even-numbered years, then, in  
7. '74, it would not even be constitutional to consider all of the  
8. bills that we've <sup>been</sup> / sitting here day after day, spinning our wheels  
9. on, killing time, waiting to get down to the crux of the argument  
10. and compromises that have to be made on appropriations. But  
11. in the even-numbered years, you would be limited only to the  
12. matter of budget and revenue and nothing else. However, the  
13. Governor could call a special <sup>session</sup> / to run concurrently with that if  
14. you had an important matter, or the legislative leaders could  
15. call a special session dealing with an important matter at any  
16. time, including one to run concurrent with the regular budgetary  
17. session in the even-numbered years. Now just to highlight  
18. what I'm talking about, and if anybody would like to have copies  
19. of these figures, they are quite lengthy, and I don't expect  
20. to go into them too much in detail today, but I would just like  
21. to show you what we have done by way of government and what has  
22. happened to us, that we have gone up with a per capita cost  
23. of government from \$27.00 a year to over \$500.00 a year--per  
24. capita. Now that's what we have done in the cost of government.  
25. Now it's not fair to blame one Governor, to blame one administration  
26. and say you're to blame for this, because there is federal money  
27. now in our budgets that is funneled back to the local governments  
28. and it is utterly impractical and it is utterly impossible to  
29. compare other than the operations of State government. Our  
30. operations budget 20 years ago, was only \$454 million. Ten  
31. years later that figure had zoomed up . . .

32. PRESIDENT:

33. Just a moment. Just a moment, Senator. Let's please . . .

1. Can we hold down the noise level. Proceed, Senator.

2. SENATOR HORSLEY:

3. Ten years later, that figure had doubled, so that in 1961  
4. the operations budget had gone up to \$955 million or more than  
5. double itself, just for operations alone in a ten year period.  
6. And now we bring that on down to the operations for the last  
7. period of '71, so that you can keep that same figure in mind,  
8. and the operations alone has jumped to \$1,472,000,000.00, so  
9. that we are now 4 times--just for operating State government  
10. in that period of time--we are more than double again during  
11. that same period. Now the figures that I gave you, and I've  
12. wrongly used the figure of \$27.00, but in 1952, the per capita  
13. appropriation was \$78.26 per person. That has now jumped up  
14. for operations alone to \$152.00, but the total appropriation  
15. for '72 was \$515.00 per capita. Now when you tell me that  
16. we're giving that kind of service to the public and that  
17. figure has gone up in that period of time from \$78.00 to  
18. \$515.00, and that our operations alone is costing each person  
19. \$152.00 just to operate State government, you begin to get  
20. what's happening to us because we have the demand for increase  
21. in budget from every agency, salaries, everything keeps going  
22. up, up, up. I have a complete set of figures for all of these  
23. years that are really very enlightening and make intelligent  
24. reading, to prove my point that we need to go back to something  
25. other than what we have now. To say nothing of the fact,  
26. ladies of gentlemen of this Body, that you're killing off some  
27. of the members of this Body. We've already had House members  
28. who have died. You've had many of us who cannot stand this  
29. strain. For example, the Illinois State Chamber of Commerce  
30. has come out and are supporting this resolution. You talk  
31. to the people in the newspaper gallery who have to sit here  
32. day after day, and if they had to vote on it, I think the vote  
33. would be 10 to 1 in favor of going back to something other

1. than what we have now. I, for one, am on the casualty list  
2. that can't . . . I just can't do the kind of job that I've  
3. always done and put in the time and the hours reading bills  
4. and going into matters like I used to do, and I don't think  
5. it's fair to the taxpayers when you can't do your job properly.  
6. Now we cannot keep this up, because when you stop and think  
7. of the numbers of this Body that are retiring, number 1 for  
8. health reasons; number 2, economically you can't afford to  
9. win an election and make less than many of the young people  
10. around here who are employed as aides to help us. Did you  
11. ever stop and compare what they make and compared with the  
12. salary that we have <sup>to</sup> run for office and spend? This thing is  
13. getting ridiculous and out of proportion when you take that  
14. on figure alone, and you'll find that we are spending more  
15. than 10 times annually, just for the help in this Body, over  
16. what we spent 10 years ago, you begin to realize what has  
17. happened to government. Ladies and gentlemen, I would like  
18. to see both of these resolutions adopted by this Body, send  
19. it over to the House so that they can make their desires  
20. known; let the public be well informed of this problem knowing  
21. that it will not be on the ballot in November; let the organizations  
22. who are interested in this study the figures and the documents  
23. that we have to back up the need for some sanity in the operation  
24. of this government and I believe the adoption of at least No.  
25. 78, which constitutionally says you can't take these bills  
26. mine-run. Now for the lawyers in this Body, you know what I'm  
27. talking about, like my good friend, Bill Redmond, over there  
28. from the House, when you pull a law book off of your shelf and  
29. you find that we are here today amending the substantive law  
30. that the bill you're amending isn't even in the printed law  
31. book, then you know what trouble we're in in the State. Even  
32. the judges and the lawyers don't know what the law is, because  
33. it's not on the statute books and here we are back amending

1. the law that isn't even published. Now that's ridiculous, and  
2. the time has come for it to stop and I would ask for your affirmative  
3. vote which is merely advisory only, and I certainly will stand up  
4. and defend any candidate, Democrat or Republican. If we're going  
5. to be full-time legislators and I use the word "we" wrongly, because  
6. I don't think it's going to include me, you are entitled to a  
7. salary commensurate with the duties of spending full time here  
8. and doing the job that should be done, spending these additional  
9. billions of dollars because you cannot make a part-time job  
10. out of what has been thrust on us as a full time occupation.  
11. And the guy that tells you that you're only job is to sit here  
12. and vote yes and no on bills doesn't know what he's talking  
13. about, because I watch you gentlemen leave here, go pick up  
14. the license plates for the people in your district, you have  
15. to handle your public aid problems, you have to handle all  
16. kinds of jobs. Your phone rings day and night, like mine  
17. does, from 6:30 in the morning 'til midnight. You can't  
18. even take a nap. You're in a full time job, and it's going to  
19. get worse, and there'll be more of you quit this great Body  
20. than there are quitting now, because they simply cannot take  
21. the punishment. I urge your yes vote on both of these  
22. resolutions and then let the House maybe pick or amend and  
23. eventually we'll come up with one resolution. But if I have  
24. to compromise, I'll settle for No. 78. That'll mean you'll  
25. only be here for a month in the even-numbered years, handling  
26. budgetary matters only, and not amending laws that are not  
27. even published.

28. PRESIDENT:

29. Is there further discussion. Senator Sours. Just . . . Just  
30. a moment. Please. Senators Smith, Cherry, Clarke, Vadalabene,  
31. can you take your conference off the Floor, please. Senator Sours.

32. SENATOR SOURS:

33. Mr. President, ladies and gentlemen of the Senate, I rise

1. in support of this, too. In the short span of time I have been  
2. here, there's<sup>one</sup>/thing I've noticed perceptively, and that is  
3. the quality of the legislation is not what it used to be. It  
4. seems, since the advent of annual sessions, we have what could  
5. be classified, truthfully, as dog and cat bills. We are now  
6. in the business of legislating at retail instead of legislating  
7. at wholesale. Our best efforts ought to be diverted into matters  
8. of important legislation, not just some old cat and dog bill  
9. that most of us find ourselves filing because we're here all  
10. the time. Another thing, I think a lot of mischief, actually,  
11. has resulted from the annual sessions. I know we've wasted  
12. a lot of time. I know we've been around here a posteriori  
13. most of the time, swatting flies and breathing. In this  
14. short Session, other than the appropriations, may I say, there  
15. have been very few bits of significant legislation, because  
16. we're here, we occupy our time with dog and cat bills. I  
17. support Senator Horsley in both of these.

18. PRESIDENT:

19. Is there fur . . . Senator Partee.

20. SENATOR PARTEE:

21. Uh . . . Senator Horsley, would you yield for a question?  
22. Oh. He's right here.

23. PRESIDENT:

24. He indicates he will yield.

25. SENATOR PARTEE:

26. I think he's over here lobbying. Senator, would this  
27. resolution in any way diminish the power which the President  
28. of the Senate and the Speaker of the House have to jointly  
29. call a special session without the advent of the Governor?

30. PRESIDENT:

31. Senator Horsley.

32. SENATOR HORSLEY:

33. Well, sir, I'm sure it does not, but if it does, it will

1. be amended, because it was the intention that there would be  
2. two different ways to call a special session, one by the Governor  
3. and the other by the Speaker and the President Pro Tem, and I  
4. don't have the . . . don't happen to have the amendment 77 or  
5. 78 which would be the one right in front of me, but that  
6. certainly is my intention, to leave it to the leadership to call  
7. the special session. And I'll be glad to check that out.

8. PRESIDENT:

9. Senator Partee.

10. SENATOR PARTEE:

11. No . . . That's all I wanted to know.

12. PRESIDENT:

13. Is there further discussion? Senator Knuppel.

14. SENATOR KNUPPEL:

15. I, personally, will be in favor of this resolution. I  
16. haven't been here as long as some of these other fellows, but  
17. all I've seen of it makes me pretty sick, and I say that  
18. sincerely. I don't see how, the way we've proceeded in  
19. this 77th General Assembly, that we can do anything to create  
20. confidence in the people of this State. I think this is a  
21. piecemeal and a very small measure. I think until we either  
22. adopt some rules that says that we don't have to pass bills  
23. twice and have them introduced into both Houses, unless we  
24. abolish the bicameral legislature where people over in the  
25. House are throwing Senators off the Floor and we're arguing  
26. between the two Houses, the interests of the people can be  
27. served. I, personally, think that we've got to stop doing little  
28. things and do some big things if we want to create a legislature  
29. or a government in the State of Illinois that has the confidence  
30. of the people. I am almost ashamed to be called "Senator" in  
31. this Body, and I have severe reservations about whether I should  
32. be spending my time to run for reelection to a Body such as  
33. this, and what it accomplishes.

1. PRESIDENT:

2. Is there further discussion? Senator Graham.

3. SENATOR GRAHAM:

4. Mr. President, I didn't just get here this Session, and  
5. I'm reminded of the times about this time of the year that I  
6. have watched Senators pack up their briefcase and say I'm not  
7. coming back. And you hear Senators complain about the Senate  
8. and the conduct of it and the actions of it, and I have, too.  
9. I'm always reminded of the fact that there isn't anyone has  
10. a gun at my head when I sign that petition for a candidacy. I  
11. just think we ought to keep that in mind that there's no one  
12. makes us come here. If we don't like it, go home. I like it.

13. PRESIDENT:

14. Senator Horsley may close the debate. Senator . . .

15. SENATOR HORSLEY:

16. Mr. President, I would just like to close by responding to  
17. Senator Partee's question, that the . . . the President Pro Tem  
18. and the Speaker of the House can call a special session at any  
19. time, and that's in addition to the power of the Governor to  
20. call it. And I just want to add to a matter that I overlooked,  
21. and if any of you want these figures, I'll be glad to give  
22. them to you, but it's just a matter of the very short 72nd  
23. biennium. It cost us \$1,468.00 per bill and we only had 2,916  
24. bills that were introduced in a two year period. Now the  
25. 76th biennium, which is the first annual session, we had 6,188  
26. bills that we've been called upon to digest at a cost of  
27. \$4,705.00 per bill. Now that just begins to tell you the tremendous,  
28. tremendous expense that we're piling up here in the State of  
29. Illinois, and I'll appreciate a favorable vote on . . . if you  
30. want them both, on one, or separately, whichever way . . . maybe  
31. we better have them separately. Mr. . . . Senator Partee, would  
32. you want separate roll calls on these, or not?

33.

1. PRESIDING OFFICER (Senator Rock):

2. Senator Partee.

3. SENATOR PARTEE:

4. Well, I think in light of what we did yesterday, I think  
5. probably we should.

6. PRESIDING OFFICER (Senator Rock):

7. The question before the Floor is the passage of Senate  
8. Joint Resolution 77. On that question the Secretary will  
9. call the roll.

10. SECRETARY:

11. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
12. Carroll, Cherry, Chew, Clarke, Collins, . . .

13. PRESIDING OFFICER (Senator Rock):

14. Senator Collins.

15. SENATOR COLLINS:

16. Members of the Senate, you all know that I've had the  
17. honor of serving many years. But I feel that the State of  
18. Illinois' budget is now getting so huge that there must be  
19. session . . . an even . . . for just . . . Excuse me . . .  
20. for general legislation. On the even years, we should have  
21. a session. Then, on the odd years, we should have a session  
22. to particularly take care of the budget and appropriations.  
23. When you stop and think about \$7 billion appropriation and  
24. how rapidly that has fallen upon the taxpayers of the State  
25. of Illinois, you can imagine what may happen in the short time  
26. in the future. And I cannot vote for this bill. For many  
27. years I have supported the idea there should be one session  
28. for general legislation and there should be another session for  
29. budgetary proposals. And then let me add this, the Legislature  
30. ought to have the intestinal fortitude to stop a lot of these  
31. cats and dogs that Senator Sours has talked about. And, Senator  
32. Knuppel, if they don't have the guts to do it, then the taxpayers  
33. ought to remove them and put somebody else in their place. I



1. vote no.

2. SECRETARY:

3. . . . Coulson, Course, Davidson, Donnewald, Dougherty, Egan,

4. . . .

5. PRESIDING OFFICER (Senator Rock):

6. Senator Egan.

7. SENATOR EGAN:

8. Mr. President, members of the Senate, I just wanted to

9. remind you of those great words of wisdom which we see hanging

10. in many of the State offices that read: "No man's life, liberty,

11. or property are safe while the Legislature is in Session." I

12. vote aye.

13. SECRETARY:

14. . . . Fawell, Gilbert, Graham, Groen, . . .

15. PRESIDING OFFICER (Senator Rock):

16. Senator Groen.

17. SENATOR GROEN:

18. Mr. President, in the time I've been here, if I cast one

19. foolish, silly, wrong vote, it was to hold a referendum for a

20. Constitutional Convention. Annual sessions was a dream. That

21. dream has turned out to be a real nightmare. I was wrong in

22. my judgment in that case, and I want to publicly admit it. And

23. Senator Knuppel, if you think it's bad now, wait 'til next

24. Session. I vote aye.

25. SECRETARY:

26. . . . Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,

27. . . .

28. PRESIDING OFFICER (Senator Rock):

29. Senator Knuppel.

30. SENATOR KNUPPEL:

31. I don't think the Constitutional Convention created the low

32. image in which the General Assembly of the State of Illinois has

33. held. I personally opposed annual sessions at that time, and I

1. say here and now, that's not all that's wrong with this Body,  
2. whether we hold annual or biennial sessions. There's a great  
3. deal more wrong with this Body than that--the petty bickering  
4. between the Houses, the failure to attach importance to the  
5. really important legislation, the waiting to make deals at  
6. the end of the Session where a person who comes from a small  
7. community like I do without any political clout feels like a  
8. young boy going to hunt bears with a switch or a beetle in  
9. front of a steam roller. Now, there's a lot wrong with this  
10. Body that's been wrong with it a lot longer than the Constitutional  
11. Convention. It made some mistakes and I'm here to vote aye  
12. in order to try to correct one of those mistakes, but that  
13. Constitution is a whole lot better than the Constitution we  
14. lived under before, and the low image of the General Assembly's  
15. lasted for a long, long time before they ever had a Constitutional  
16. Convention. I vote aye.

17. SECRETARY:

18. . . . Kosinski, Kusibab, Latherow, Laughlin, . . .

19. PRESIDING OFFICER (Senator Rock):

20. Senator Laughlin.

21. SENATOR LAUGHLIN:

22. Yes, Mr. President, members of the Senate, I'm going to  
23. vote no on this resolution and aye for the following one. I'd  
24. like to say very briefly that I think State government is a viable  
25. policy-making instrument of a government in the United States  
26. of America is pretty well down the drain. I'd call your attention  
27. to the fact that more times than I can recall, we've been told  
28. this time that we have to pass a bill or we won't get the federal  
29. funds, and that's reason enough to have a one month session in  
30. the even-numbered year, or how in the world are we ever going  
31. to know that we're going to get our share from the Great White  
32. Father. There isn't any other way you can take advantage of it  
33. because Congress, which, when they introduce new programs, and

1. then they tell you, all right, now fellas, you do it. That,  
2. coupled with the tendency of the citizenry to think that the  
3. way to correct every problem is to pass a law, is leading  
4. this Legislature into a position, and I think it's a good Legislature  
5. and I am proud to have been a part of it, is leading it into a  
6. situation where what has come to pass and what is going to come  
7. to pass, in my estimation, is, and this is no insult to local  
8. government, we're going to become a glorified Board of Supervisors.  
9. We're going to appropriate the money. We're going to grunt when  
10. the federal government tells us to grunt, and I don't like to  
11. have this happen. It's everything in the world that I don't  
12. stand for philosophically or politically, but I do think, under  
13. these circumstances, while I vote for the next resolution, I  
14. think, fellas, that you aren't able to keep the shop open unless  
15. you are here so that you can take advantage of whatever Congress  
16. gives you in the even-numbered year. I vote no on this particular  
17. resolution.

18. SECRETARY:

19. . . . Lyons, McBroom, McCarthy, Merritt, . . .

20. PRESIDING OFFICER (Senator Rock):

21. Senator Merritt.

22. SENATOR MERRITT:

23. Mr. President and members of the Senate, I think, in briefly  
24. explaining my vote, I think that all we have to do is look at  
25. the exodus of the Senators leaving the Senate this year. These  
26. are seasoned, experienced and certainly dedicated people, who  
27. simply can't afford to be here full time any longer. By the  
28. same token, in talking with my people back home, I don't believe  
29. they can afford to have us here full time anymore, to give  
30. every special interest group an opportunity to come down and  
31. ask for more and more and more. I think, in the best interest  
32. of all the people of Illinois, if we can get this on the ballot  
33. they will vote a resounding yes to go back to biennial sessions.

1. I vote aye.

2. SECRETARY:

3. . . . Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,  
4. Ozinga, Palmer, Partee, . . .

5. PRESIDENT:

6. Senator Partee.

7. SENATOR PARTEE:

8. I suppose you certainly know that I share the view of  
9. some who have expressed concern about elongated sessions in the  
10. off year. I, personally, like Senator Laughlin, believes that  
11. there are certain things that almost demand and mandate a session  
12. each year. I do, however, think that the resolution or the thought  
13. embraced in Senate Resolution 78 is more meaningful to the people  
14. of this State. I think we have to have a second session, but  
15. I am particularly am attracted to the provision that delimits  
16. the even year session to matters pertaining to revenue and appro-  
17. priations. I think this is the way to compromise this situation.  
18. I think we do have to have a second year session, but it should  
19. have that delimitation. In this first opportunity we had for  
20. this kind of session, since the new Constitution, we tried  
21. desparately, vainly however, to delimit this particular session.  
22. And I'm not the kind of person who'll say I told you so, but  
23. the warnings and forboding fell on deaf ears, and that is why  
24. we are hear now on the 23rd of . . . the 27th day of June instead  
25. of being home at our businesses. I cannot vote for this resolution,  
26. but I will support the following one, 78. I think it is a fairer  
27. situation. It is more in the interests of what must be done to  
28. run a business called government. You simply can't run it for  
29. 6 months and then go away for 18 months. Government just does  
30. not lend itself to that kind of an approach. I think what's in  
31. 78 is better, so I will vote no on 77.

32. SECRETARY:

33. . . . Rock, Romano, Rosander, Saperstein, Savickas, Smith,

1. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

2. PRESIDENT:

3. Senator Cherry.

4. SENATOR CHERRY:

5. Mr. President, members of the Senate, I haven't voted  
6. as yet, and I've deliberated on the subject for many years,  
7. because for many years it has been the subject of discussion  
8. and dialogue, comments by the press, the news media, and I  
9. think now we've had the example of what the new Constitution  
10. provides--that's annual sessions. We've had more absenteeism  
11. by some of our members in this Session than ever in the history,  
12. I think, of our State Legislature. And it's understandable,  
13. because nobody knew how long we were going to go each week,  
14. how many days of the week we're going to serve. As a matter  
15. of fact, our first target of our Session's being concluded  
16. was January 2nd, and here it is three weeks later. So it's  
17. almost impossible to prognosticate or guess when we're going  
18. to conclude. And I think until the members of the Legislature  
19. are observing full time, I think it's silly and ridiculous  
20. to continue to have annual sessions. And I think the time  
21. has come where we either have to address ourselves to full  
22. time legislat . . . members of the Legislature, which I think  
23. is not a bad idea, because it's impossible to devote your time  
24. and effort to other interests under the existing circumstances.  
25. So I think that this resolution makes sense, and I think we're  
26. going to save the people a lot of money until and if and when  
27. we have full time legislators. I'm going to vote to support  
28. this resolution. I vote aye.

29. PRESIDENT:

30. Senator Mitchler.

31. SENATOR MITCHLER:

32. How am I recorded?

33. PRESIDENT:

1. You're recorded in the affirmative.
2. SENATOR MITCHLER:
3. Mr. President, after reading these two resolutions and hearing
4. some of the arguements particularly of Senator Partee I am going
5. to ask that my vote for Senate Joint Resolution 770 be changed
6. from aye to nay and that I intend to vote for Senate Joint Re-
7. solution 78 because it is necessary that we have an annual budget
8. and that we should meet in the even numbered year but only in my
9. opinion as stated in Senate Joint Resolution 78 would be to con-
10. sider Revenue or Appropriation matters. So I would ask that my
11. vote be changed from aye to nay.
12. PRESIDENT:
13. Senator Dougherty.
14. SENATOR DOUGHERTY:
15. How am I recorded.
16. PRESIDENT:
17. You're not recorded.
18. SENATOR DOUGHERTY:
19. I vote aye.
20. PRESIDENT:
21. Senator Clarke.
22. SENATOR CLARKE:
23. Mr. President, I don't believe that I voted. I'd just like to
24. point out that your about to give this Resolution enough votes to
25. pass in which case the other Resolution is mute because Resolution
26. 78 as I understand it <sup>is</sup> to limit the off year session and I think that
27. we have seen the growth in state government and seen the problems in
28. budgeting even on an annual basis and certainly there is an absolute
29. need if the Legislature is going to fulfill its function to be here
30. to act on those matters. I think we are fooling ourselves if we think
31. that either of these Resolutions are going to be considered or passed
32. in the House. But in order to express the Senate's views and the
33. views of the President pro tem at the start of this Session, I would

1. like to see 78 passed rather than 77 so the House knows what our
2. opinion is. I vote no.
3. PRESIDENT:
4. For what purpose does Senator Horsley arise?
5. SENATOR HORSLEY:
6. Mr. President, after listening to views expressed today I now
7. Table Senate Joint Resolution 77 and ask for a roll call on 78.
8. PRESIDENT:
9. Motion to Table. All in favor signify by saying aye. Contrary
10. minded. Motion prevails. The motion technically has to be postpone
11. consideration indefinitely and then a motion to Table. The Journal
12. will so show two motions. For what purpose does Senator Groen arise?
13. SENATOR GROEN:
14. Well, Mr. President I ask unanimous consent to be included as a
15. co-sponsor behind Senator Horsley's name on this Resolution.
16. PRESIDENT:
17. On 78 and 77. Is there objection? Leave is granted. Senator
18. Sours the same, Senator Merritt the same. Senator Graham, do you
19. want to be shown as a co-sponsor? Senator Knuppel wants to be
20. shown as a co-sponsor. Senator Saperstein, Latherow...if you will
21. indicate to the Secretary rather than...just come up and indicate
22. to the Secretary that you would like to be shown as co-sponsor. 78,
23. Senator Joint Resolution 78, Senator Horsley.
24. SENATOR HORSLEY:
25. I think I've explained this enough Mr. President. It's like the
26. other one but it merely says you will have your 6 month session in
27. 19...in the odd numbered years, the even numbered years will be
28. budget matters only and nothing else unless your called into
29. Special Session by the Governor or by the Leadership to consider
30. matters other than budget.
31. PRESIDENT:
32. Secretary will call the roll.
33. SECRETARY:

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

9. PRESIDENT:

10. Hall aye. On that question the yeas are 46, the nays are none.
11. The Resolution having received the necessary 35 votes is declared
12. adopted. Senator Graham.

13. SENATOR GRAHAM:

14. Mr. President, just to keep the wheels turning, in a message we
15. received from the House this morning on Senate Bill 1558 on which
16. attached they / an amendment, I move now that we refuse to concur in the
17. House amendment to Senate Bill 1558. The amendment makes it un-
18. constitutional, refuse to concur in the House amendment.

19. PRESIDENT:

20. Senator Graham moves to refuse to concur in the House amendment
21. on Senate Bill 1558. All in favor signify by saying aye. Contrary
22. minded. Motion prevails. While we're on...in that order of motions
23. if you'll turn to page two of your Calendar, we'll go down the list
24. of Senate Bills with House amendments and if Senate sponsors wish
25. to make motions at this time they can do so. If the motion is to
26. concur the House amendment, I think the sponsor should explain the
27. amendment. 691, Senator Weaver. Senator Weaver.

28. SENATOR WEAVER:

29. Mr. President and members of the Senate, I would move to concur
30. with this amendment. It just changes the date in the bill to 1972.
31. That's the only change in the amendment.

32. PRESIDENT:

33. Senator Partee. Is there further discussion? The Secretary will



1. call the roll.
2. SECRETARY:
3. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,
4. Cherry, Chew, Clarke,
5. PRESIDENT:
6. Just a moment. Gentlemen, the Secretary has to be able to hear
7. the roll call. Just a moment. Just a moment, we're not going to do
8. anything until we have some order. For what purpose does Senator
9. Cherry arise?
10. SENATOR CHERRY:
11. For the purpose of inquiring from Senator Mitchler just what
12. did the House do and...or Senator Weaver, I'm sorry. What is his
13. position with respect to concurrence on what ever the House did ?
14. Some of our members are confused.
15. PRESIDENT:
16. This is why....
17. SENATOR CHERRY:
18. And it's only because they've been listening.
19. PRESIDENT:
20. This is why we have to have order. The House amendment changes
21. the effective date of the act.
22. SENATOR CHERRY:
23. And this is all it does? And Senator Weaver recommends acceptance
24. of the House amendment.
25. PRESIDENT:
26. Senator, we're on roll call. The motion is that the Senate concur
27. in the House amendment.
28. SENATOR CHERRY:
29. I'll vote aye.
30. SECRETARY:
31. Clarke, Collins, Coulson, Course, Davidson, Donnewald, Dougherty,
32. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley, Hynes,
33. Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin, Lyons,

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

4. PRESIDENT:

5. Kosinski aye. Carroll aye. Carpentier aye. On that question  
6. the yeas are 41, the nays are none. The bill having received the con-  
7. stitutional majority is the...Senate concurs in the House amendment  
8. having received the constitutional majority. 1320, Senator Davidson.

9. SENATOR DAVIDSON:

10. Thank you, Mr. President. And, Senators, I'd like to concur in  
11. the House amendment to Senate Bill 1320.

12. PRESIDENT:

13. What does the...will all Senators explain very briefly what the  
14. House amendment does when you move to concur. Senator Davidson.

15. SENATOR DAVIDSON:

16. All right. We will. Now in the House amendment it struck on  
17. page 2 on line 31 the sum \$146,500 and put in \$346,500 and this is for  
18. repairs to the buildings and improvements on the grounds, on the  
19. State Fairgrounds. Now these are something, if any of you people  
20. have been out there, can see how these buildings are deteriorating  
21. and the condition they are in. Now we go down on the same page 2  
22. and they strike on line 36, \$550,000 and replace that with \$27,000.  
23. This is for the construction of a better living center out there.  
24. Now on page 3 on line 1 for the construction of a textile building  
25. they struck \$700,000 and replaced that with \$45,000 which is state  
26. money to help construct the textile building which is very much needed.  
27. That building has been torn down on the fairgrounds now. Then they  
28. left the, no that wasn't struck, oh, yes, that's right. Then on number  
29. 2 a supply building for \$455,000 was struck here in the Senate and the  
30. House amendment put the \$455,000 back. Now I'll explain what the  
31. supply building is. At the present time all the equipment, everything  
32. that is bought on the fairgrounds, are brought to different buildings.  
33. They have no check on this thing at all. We should have on this fairgrounds,

1. if we're going to continue the fair, we should have a building out  
2. there. That's one thing that is absolutely necessary. I think as I  
3. told you before when this was up on 3rd reading when we were talk-  
4. ing about this same project here awhile back. We need this building  
5. on the fairgrounds and the fair needs this more than anything else  
6. out there. Now on line 6 there was a comfort station and a horse  
7. barn for \$153,500 now that was struck and \$87,000 was put back in for  
8. a comfort station and Lord knows we need some comfort stations out  
9. there on the fairgrounds. If any of you people and all your people  
10. that come down from Chicago and all our people that come in from out  
11. in the rural areas we just don't have anyplace for comfort stations  
12. on the fairgrounds. This was struck last year and we should have it  
13. in this year and if we're going to continue our Illinois State Fair  
14. then we should have this comfort station.

15. PRESIDENT:

16. Senator Cherry.

17. SENATOR DAVIDSON:

18. I'd like to have a favorable roll call on this Senate amendment,  
19. House amendment.

20. PRESIDENT:

21. Senator Cherry.

22. SENATOR CHERRY:

23. I think in Senator Davidson's comments on the comfort stations, I'd  
24. be interested to know how much he wants to restore for the comfort station.  
25. How much money is involved?

26. PRESIDENT:

27. Senator Davidson

28. SENATOR DAVIDSON:

29. \$87,000.

30. PRESIDENT:

31. Senator Cherry.

32. SENATOR CHERRY:

33. That made up my mind.

1. PRESIDENT:

2. Senator Rock.

3. SENATOR ROCK:

4. Yes, Mr. President, members of the Senate. I rise in opposition  
5. to Senator Davidson motion to concur. It seems to me that if we boil  
6. it down, the Senate amended this bill and the House in fact just re-  
7. stored the money, isn't that what this amendment does?

8. PRESIDENT:

9. Senator Davidson. Senator Davidson, a question has been directed to you.

10. SENATOR DAVIDSON:

11. I didn't get it.

12. PRESIDENT:

13. Senator Rock, could you repeat your question?

14. SENATOR ROCK:

15. Sure. Senator, it seems to me that the Senate tacked on an amendment  
16. to this bill and then when it got to the House, the House just merely  
17. refused our amendment and put our money back, isn't that what they did?

18. PRESIDENT:

19. Senator Davidson.

20. SENATOR DAVIDSON:

21. Senator Rock, I'm sure you're wrong because you struck \$700,000 out  
22. and you also struck \$153,500 to \$87,000 was put back and the \$700,000  
23. was struck out, \$45,000 was put back and...here I'll give you this.  
24. The Senate amendment cut 2 million, 208 thousand, 500 dollars and the  
25. House amendment put back \$814,000. Now you cut out the better living  
26. center, textile building, the supply building, the plumbing and the  
27. electrical repair work out there, the horse barns and the comfort  
28. station. Well the House amendment put back the repairs and the  
29. supplements of \$200,000, the better living center of \$27,000, the  
30. textile building with the state money \$45,000 and the supply building  
31. 455 and the comfort station \$87,000. Now we put back, now I mean, the  
32. House amendment \$814,000 and the total amount that was struck here in  
33. the Senate amendment was 2 million, 208 thousand, 500 dollars, so I

1. don't think we put back all of everything that was struck here in the  
2. Senate.

3. PRESIDENT:

4. Senator Rock.

5. SENATOR ROCK:

6. Well, I just, I appreciate your explanation. We finally found out  
7. what the House did and I ask the members on this side not to concur in  
8. the House amendment.

9. PRESIDENT:

10. Motion is for the concurrence in the House amendment. On that  
11. question the Secretary will call the roll. Those in agreement of the  
12. position of Senator Davidson will vote in the affirmative. Those in  
13. the agreement of the position of Senator Rock will vote in the  
14. negative.

15. SECRETARY:

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

18. PRESIDENT:

19. Senator Cherry.

20. SENATOR CHERRY:

21. My grandfather building a little comfort station on a little  
22. farm that he owned. It cost \$46.00, it had 8 stalls. I don't  
23. go for \$87,000 for a comfort station or any part of the restoration  
24. made by the House, I vote no.

25. PRESIDENT:

26. Continue the roll call.

27. SECRETARY:

28. Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald, Dougherty,  
29. Egan,

30. PRESIDENT:

31. Senator Dougherty.

32. SENATOR DOUGHERTY:

33. In casting my vote I didn't know Senator Cherry was related to

1. Chick Sayles. I will vote no.
2. SECRETARY:
3. Egan, Fawell, Gilbert, Graham,
4. PRESIDENT:
5. Senator Graham.
6. SENATOR GRAHAM:
7. I'm sort of surprised at Senator Cherry. I doubt very much if
8. he ever used a Chick Sayles. Who's running this outfit...that he
9. ever used a Chick Sayles. I doubt if he ever saw a 1910 Sears and
10. Roebuck catalog and I wish that I had my poem here that I read to
11. Senator Mitchler last year. I would read a couple of stanzas of it
12. and suggest you all read it in case you think we haven't changed.
13. The title of it is, "The Passing of the Old Backhouse", by James
14. Whitcomb Riley and I vote aye.
15. SECRETARY:
16. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,
17. Kosinski, Kusibab, Latherow,
18. PRESIDENT:
19. Senator Latherow.
20. SENATOR LATHEROW:
21. Mr. President in explaining my vote, Senator Cherry, I'm rather
22. well acquainted with the productions in the WPA time and you couldn't
23. even buy a two holër for that price. I vote aye.
24. SECRETARY:
25. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,
26. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock,
27. Romano, Rosander, Saberstein, Savickas, Smith, Soper, Sours, Swinarski,
28. Vadalabene, Walker, Weaver.
29. PRESIDENT:
30. Senator Davidson.
31. SENATOR DAVIDSON:
32. In explaining my vote...
33. PRESIDENT:

1. Just a moment...gentlemen.

2. SENATOR DAVIDSON:

3. Now, gentlemen of the Senate, Senators. We're coming down here to  
4. the wire whether we are going to continue our state fair. If we don't  
5. want to keep these buildings up and improve a little bit on what we  
6. got out there then we might as well put a sign on the outside of that  
7. fair, "Gone out of Business." This fair represents the agricultural  
8. industry of the State of Illinois and the agricultural industry is the  
9. largest industry in Illinois. Now I'd like to see some of the members  
10. from the other side of the aisle give a vote to this because your  
11. people use this fair just as much as the downstate people do. Now  
12. I'm going to ask for a call of the absentees.

13. PRESIDENT:

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

15. SECRETARY:

16. Arrington, Gilbert, Harris, Knuepfer, Knuppel, Romano, Saperstein.

17. PRESIDENT:

18. On that question the yeas are 26. The nays are 25. The motion  
19. having failed to receive the necessary 30 votes is declared defeated.  
20. The Senate nonconcur in the House amendment. Senator Davidson.

21. SENATOR DAVIDSON:

22. Now, Mr. President, I would request a Conference Committee.

23. PRESIDENT:

24. That motion will have to be made by the House. They will either  
25. have to recede or fail to recede from the amendment. Is Senator  
26. Horsley on the Floor? Senator, it has just been called to the  
27. Chair's attention by my legal counsel, Henry Hansen over here, that  
28. amendments to the Constitution have to be read in full on three  
29. different days prior to passage and we have not complied with that  
30. so what I think we'll, if you can get together with Dick Durbin here,  
31. we'll make sure that is complied with and I think we'll have to have  
32. a rerun on that roll call prior to...we'll read it today, later today,  
33. in full the first time.

1. SENATOR HORSLEY:

2. Well it was read in full the first time the day it was intro-  
3. duced.

4. PRESIDENT:

5. It is not been read in full at all and we're now being taped and  
6. we can't indicate simply by, you know, the Journal that it is has been  
7. read in full and we will get to that later today. 1323, Senator  
8. Fawell. Just a moment...this appears to be a noisy day for the Senate.  
9. Senators Nihill, Saperstein, Chew...please. Gentlemen, let's, will  
10. those not entitled to the floor please leave the floor? Will the  
11. Senators be in their seats? Will the State Treasurer be a little  
12. more quiet in his conversation with Senators Bidwill and Groen?  
13. All right. Senator Fawell is recognized.

14. SENATOR FAWELL:

15. I made the motion to concur with the House amendment. The  
16. House amendment is a reduction of approximately 6 thousand dollars  
17. in this appropriation bill.

18. PRESIDENT:

19. Is there any discussion? Senator Partee.

20. SENATOR PARTEE:

21. I am pleased to agree with Senator Fawell and I think we should  
22. concur with this amendment.

23. PRESIDENT:

24. The 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. On that question the yeas are 43, the nays are none. The  
3. Senate concurs on the House Amendment. 1327, Senator Merritt.

4. SENATOR MERRITT:

5. Yes, Mr. President and members of the Senate, in the a...this  
6. on the savings and loan commissioner's annual budget by Senate  
7. Amendment we cut out 61 thousand eight hundred dollars here. By the  
8. House Amendment before us now, it adds back in twenty thousand  
9. seventy-one dollars for the expressed purpose of employing two  
10. examiner trainees with degrees in accounting and business administra-  
11. tion. And what's more important, further classifies them to the  
12. extent that they should be Viet Nam veterans. I think we should also  
13. note that there was no effort made to restore the other two positions  
14. or the 10 thousand in contractual services. I've checked this  
15. with Leadership and Task Force from the other side of the aisle and  
16. I know of no objection to it and I would ask for concurrence in the  
17. House amendment.

18. PRESIDENT:

19. Is there any discussion? The motion is to concur in the House  
20. amendment and on that question the Secretary will call the roll.

21. SECRETARY:

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

30. PRESIDENT:

31. Collins, aye. While the Secretary's tallying that I note the  
32. presence in our hall of a former United States Senator, Ralph Smith,  
33. we're happy to have you with us.

1. Senator Merritt.

2. SENATOR MERRITT:

3. Mr. President, I just can't understand what's happening on  
4. the other side. I had thought I had cleared it with the Task  
5. Force. They told me that part was acceptable. There's only  
6. twenty thousand being put back in for certainly a most worthwhile  
7. and needed cause and Viet Nam veterans are the only ones that will  
8. be recognized as these trainees. I would appreciate certainly  
9. a call of the absentees.

10. PRESIDENT:

11. The Secretary will call the absentees.

12. SECRETARY:

13. Arrington, Carroll, Bruce,...

14. PRESIDENT:

15. ...Carroll, aye.

16. SECRETARY:

17. Egan, Gilbert, Hall, Harris, Hynes, Johns, Knuepfer, Knuppel,  
18. Kosinski, Kusibab, McBroom, Newhouse, Nihill, Partee, Rock, Romano,  
19. Smith,

20. PRESIDENT:

21. On that question the yeas are 30, the nays are 13, the Senate  
22. concurs in the House amendment. 1328, Senator Berning.

23. SENATOR BERNING:

24. Thank you, Mr. President, and members of the Body, the House  
25. amendment reduces by slightly over 7 thousand dollars the line item  
26. appropriations and makes a total reduction of a hundred eighty-eight  
27. thousand in the amount to be transferred from the general fund to  
28. the Local Governmental Law Enforcement Officer's Fund and that is  
29. because they now have a balance in the fund right around two hundred  
30. thousand dollars. This seems to be completely justified as a House  
31. amendment, I would move for concurrence.

32. PRESIDENT:

33. Is there any discussion? Senator Cherry.

1. SENATOR CHERRY:  
2.                    <sup>did</sup>  
   How much / the House restore, Senator Berning?
3. PRESIDENT:  
4.                    Senator Berning.
5. SENATOR BERNING:  
6.                    <sup>item</sup>  
   Senator Cherry as I said the line / reductions are slightly  
7. over 7 thousand dollars and the reduction in the amount to be trans-  
8. ferred is a 188 thousand dollars. This is a reduction.
9. PRESIDENT:  
10.                   The Secretary will call the roll.
11. SECRETARY:  
12.                   Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier, Carroll,  
13. Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,  
14. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
15. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,  
16. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein, Newhouse,  
17. Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander,  
18. Saperstein, Savickas, Smith, Soper, Sours, Swinarski, Vadalabene,  
19. Walker, Weaver.
20. PRESIDENT:  
21.                   On that question the yeas are 37, the nays are 1. The Senate  
22. concurs in the House amendment. Senator Merritt.
23. SENATOR MERRITT:  
24.                   Mr. President, going back to that reform bill 1327, I'd like  
25. to reconsider..
26. PRESIDENT:  
27.                   Senator Merritt, on 1327, moves to reconsider. Senator McBroom  
28. moves to Table. All in favor to Table signify by saying aye, con-  
29. trary minded, Motion to Table prevails. 1329, Senator Merritt.
30. SENATOR MERRITT:  
31.                   Yes, Mr. President and members of the Senate. I'm not going  
32. to belabor your time to much here, it's too valuable today. As I  
33. understand, the other side of the aisle from the President pro tem

1. object to concurring in the House amendment to the Department of  
2. Business and Economic Development to annual appropriation. Here in  
3. the Senate, we deleted Section 3 of the new Illinois sessions completely  
4. which would abolish this program. However, in the House due to the  
5. efforts of Director Ray Dickerson who unfortunately has not been able  
6. to be with us to do his yeoman's work here because he's undergoing surgery  
7. or just has undergone surgery at Mayor Brothers, in Rochester, he was able  
8. to get a reasonable figure restored by agreement from both the  
9. Republican and Democratic sides of the aisle. We cut out 700 hundred  
10. thousand here and they restored 400 and 50 thousand in the House and  
11. that's just exactly what the amendment does that's before us here  
12. today. Now, this does not represent, this 450 thousand, any more money  
13. that was spent in current fiscal year '72. In fact it remains at  
14. about the same figure. I believe the actual expenditures was 4 hundred  
15. and forty-six thousand. Really, it means just continuing the program  
16. that was in effect and I don't believe that I have to tell too many  
17. members of the other side of the aisle there...many there are three  
18. over there who are members of our Commission that know the value of  
19. this program. Not only in tourism, but in industrial development.  
20. These ads go over the United States. There's many inquiries come  
21. in. They run into the hundreds of thousands of inquiries in the  
22. tourism. I know of at least one member over there has used the  
23. many tour books. Very good advantage in Southern Illinois to try  
24. to promote the tourist trade there and this is not an unreasonable  
25. request. In fact, most of the cut was taken completely out of  
26. advertising. In fact, previously there was 3 hundred and thirty-eight  
27. thousand in there and that's been reduced to a 112 thousand by virtue  
28. of this 4 hundred and fifty thousand they're asking for. I think  
29. it's reasonable and I would ask that we concur in that amendment.

30. PRESIDING OFFICER:

31. Senator Bruce.

32. SENATOR BRUCE:

33. I rise in opposition to concurring with the House amendment.

1. This Body took action and took out the new Illinois program,  
2. \$700,000. The House will restore this program to the level that  
3. it was a year ago. It has been the feeling of the Task Force  
4. that this is a program that should finally start to wind down.  
5. We're spending money. The Department of Business & Economic  
6. Development had a dinner at which 140 people attended. They  
7. paid \$13.50 a head in New York City. That's the kind of ex-  
8. penditure that I think this Body should start to wind down. I  
9. would oppose concurring with the House Amendment.

10. PRESIDENT:

11. Senator Merritt may close the debate.

12. SENATOR MERRITT:

13. Well, I would just say this, gentlemen. I'm not going to  
14. belabor the issue any longer. I know that there are probably  
15. absolutely no votes over there. The three members of our  
16. Commission know full well the <sup>worth</sup> true/ and value of this program.  
17. Whenever you can get inquiries running into the hundreds of  
18. thousands, coming from people all over the United States, and  
19. that material flowing out to them, we begin to bring tax dollars  
20. and revenue into the State. And the same thing holds true for  
21. your Industrial Development Program. I'm not going to belabor  
22. the issue any longer. I'll simply ask for a roll call vote.

23. PRESIDENT:

24. Secretary will call the roll. Those in agreement with the  
25. position of Senator Merritt will vote in the affirmative. Those  
26. in agreement with Senator Bruce will vote in the negative.

27. SECRETARY:

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

33. PRESIDENT:

1. Senator Merritt.

2. SENATOR MERRITT:

3. Just in briefly explaining my vote, although I certainly  
4. have the greatest respect for Senator Bruce, but I notice that  
5. he wasn't objecting one bit when through the efforts of that  
6. Department some of this material, we were able to attract General  
7. Tire Company to his District. He was mighty proud of it then.  
8. Now he wants to destroy the very thing that we're trying to  
9. accomplish. I vote aye.

10. SECRETARY:

11. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
12. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
13. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

14. PRESIDING OFFICER: (Senator Johns)

15. On that particular measure the yeas are 24, the nays are  
16. 17. Having failed to receive the constitutional majority is  
17. declared defeated. The Senate refuses to concur in the House  
18. Amendment. 13...Senator Merritt.

19. SENATOR MERRITT:

20. Mr. President. Then I would request a Conference Committee.

21. PRESIDING OFFICER: (Senator Johns)

22. That is now up to the House, Sir.

23. SENATOR MERRITT:

24. Okay, all right.

25. PRESIDING OFFICER: (Senator Johns)

26. 1330, Senator Soper.

27. SENATOR SOPER:

28. Mr. President and members of the Senate. The a, the Amendment  
29. put on by the House restores \$15,000 for equipment for the In-  
30. dustrial Commission to take care of some furniture that they need  
31. in their hearing rooms. I talked to the members of the Task  
32. Force on the other side of the aisle, one time they agreed that  
33. it should be restored, I don't know how they feel about it now.

1. I'll ask for a concurrence on the Amendment.

2. PRESIDING OFFICER: (Senator Johns)

3. Any discussion? The Secretary will call the roll. All  
4. those agreeing with Senator Soper will vote in the affirmative.  
5. Concurrence in the House Amendment. 1330. Senator Bruce.

6. SENATOR BRUCE:

7. Since there may be some confusion, what has been restored  
8. is \$15,000 worth of equipment that was cut out by the Democratic  
9. Task Force. I would like to, so that there's no confusion, per-  
10. sonally I am going to oppose that. I understand that there's  
11. been an agreement that that be restored, but it's not Task Force.  
12. It's personal. So...

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,  
17. Hall, 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. Cherry aye. Saperstein aye. Palmer aye. Neistein aye.  
24. On that question the yeas are 36, the nays are 1. The Senate  
25. concurs in the House Amendment. 1355, Senator Bruce.

26. SENATOR BRUCE:

27. Yes. I would call / <sup>your</sup> attention to both 1355 and 1356,  
28. both of them State Treasurer's Bills. As you know, it's historically  
29. been that the State Treasurer will introduce these bills early in  
30. the Session, and then as the Session goes along and time passes,  
31. he has a more accurate assessment of how much money will be needed,  
32. both in this year for debt service and how much will be needed  
33. in the coming year. In 1355, additional money is added for debt

1. service for transportation aid bonds which will be now issued  
2. in the coming year. In 1356, the amount is decreased because  
3. that money will now be paid, not in this fiscal year, but in  
4. next fiscal year. That Amendment is prepared by the State  
5. Treasurer. It's the amount of money he needs for debt service  
6. before July 1 and the debt service he will need after July 1.  
7. I move that we concur in the House Amendment to both , both Bills.  
8. I would prefer a separate roll call.

9. PRESIDENT:

10. 1355. Is there any discussion? Secretary will call the roll.

11. SECRETARY:

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

20. PRESIDENT:

21. Palmer aye. McBroom aye. On that question the yeas are  
22. 38, the nays are none. The Senate concurs in the House Amend-  
23. ment. 1356, Senator Bruce.

24. SENATOR BRUCE:

25. I made the explanation apply to both Bills. This is the  
26. decrease that a is a compliment to the add-on in 1355.

27. PRESIDENT:

28. Senator Bruce moves that the Senate concur in the House  
29. Amendment. On that question the Secretary will call the roll.

30. SECRETARY:

31. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
32. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, David-  
33. son, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,



1. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
2. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
3. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
4. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
5. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

6. PRESIDENT:

7. On that question the yeas are 38, the nays are none. The  
8. Senate concurs in the House Amendment. 1369, Senator Baltz.

9. SENATOR BALTZ:

10. Mr. President and members of the Senate, I move that this  
11. Body concur in the House Amendment to Senate Bill 1369.

12. PRESIDENT:

13. Do you want to have a two-sentence or so explanation of  
14. what the Amendment did?

15. SENATOR BALTZ:

16. I don't know whether I can do it in two sentences or not.  
17. I see Senator Bruce is on his feet. But I'll, I might tell you  
18. what happened on this Bill. The original bill for Comprehensive  
19. Health Planning appropriation was cut some \$252,000 by the Com-  
20. mittee in this Body. \$102,500 was cut from the appropriations  
21. of the budget and \$150,000 was cut from the grant-in-aid<sup>to</sup>/Local  
22. CHP Area Councils. \$50,000 of this was restored by Amendment  
23. on the Floor of the Senate, \$50,000 of the \$150,000 was restored.  
24. \$50,000 was restored in the House. There was an attempt in the  
25. House to put on an Amendment that would restore \$100,000 of this  
26. amount. The a...it was agreed by both sides of the aisle and  
27. supported by both the Democrat and Republican side of the aisle  
28. that they would restore \$50,000. Now this \$50,000 Amendment is  
29. the one now that I am seeking concurrence for, now on the Floor of this  
30. Body. If there's any questions, I would be glad to respond to  
31. them. In any event, I would like to give my total views, if  
32. necessary on the worth of this Agency.

33. PRESIDENT:

1. Senator Bruce.

2. SENATOR BRUCE:

3. I rise in opposition to the motion to concur. If I might  
4. just reconstruct very briefly, the Task Force recommendation was  
5. we would cut \$150,000 from the grants. After discussion we  
6. restored a hundred...we restored \$35,000 to \$135,000. Then we  
7. agreed we would add another \$15,000 with the full understanding  
8. that once we added that <sup>additional</sup> / \$15,000, that the Agency would  
9. not run to the House and plea that they needed more money, since  
10. we had spent a great deal of time with a relatively small budget.  
11. Now we find ourselves faced with the idea that they have restored  
12. an additional \$50,000. I believe that this violates our agree-  
13. ment that we would go with \$150,000 down the line. I would ask  
14. that we not concur in the House Amendment and have this matter  
15. eventually ironed out in a Conference Committee.

16. PRESIDENT:

17. Is there further discussion? Senator Baltz may close the  
18. debate.

19. SENATOR BALTZ:

20. Well, Mr. President and members of the Senate. A, Senator  
21. Bruce refers to an agreement. At the time we discussed this, a  
22. I would imagine that probably in some of the discussion he felt  
23. that there was an agreement on this. We had a...

24. PRESIDENT:

25. Just a moment. Senator Baltz is entitled to be heard.

26. SENATOR BALTZ:

27. Upon reevaluation of the program, we found that a, the amount  
28. that a, we had sent over in this Bill a cut of \$100,000 from State  
29. funds a like amount in the matching funds and Federal Grants  
30. would have a tendency to, not only, cripple this Agency, but this  
31. was an Agency that's just been established in the last Session of  
32. the General Assembly. It's probably one of the most popular  
33. programs that is presently being used in the State. It's a

1. formation, of course, of local health areas planning councils.  
2. There's been much discussion about this Agency, and there was a  
3. good deal of discussion about it in the House Bill that we con-  
4. sidered yesterday. I want to point out to you that in March 1st  
5. of '71 there were only two areas in the State that had formed  
6. Comprehensive Health Planning Agencies. In, by, January 1st of  
7. 1972 there were some seven areas in the State that had formed  
8. and by February 1, of '72 an increase of a sizeable part of the  
9. Southern part of the State had formed an area council health  
10. planning agency. And we expect and hope by June 30, 1973 the  
11. entire area would be covered. I would like to give you some facts  
12. on this to tell you what areas I'm talking about because I think  
13. it will involve every Senator's District. The local voluntary  
14. comprehensive health planning has become a movement involving  
15. every area of the State. It involves hundreds of private citizens  
16. interested in better health, as well as the doctors and other  
17. health professionals and the hospitals. It is a citizen planning  
18. to meet local health needs. Now these voluntary organizations  
19. must pick themselves up by, virtually by their own bootstraps.  
20. They start up with a volunteer help and local money resources.  
21. I can tell you from my own experience in my own Will-Grundy  
22. County Comprehensive Health Planning County that's doing things  
23. the hard way. They need and deserve a measure of assistance from  
24. the State. The Senate agreed that the State should help when last  
25. year it passed Senate Bill 475, The Illinois Comprehensive Health  
26. Planning Act. I think nearly all members of the Senate have heard  
27. from their local CHP organizations in Chicago and downstate. I  
28. think you know that they are seeking some assistance from the  
29. State in order to start to get organized. I have gone over this  
30. matter very carefully and thoroughly with the Agency themselves.  
31. I have considered the letters and the phone calls and the visits  
32. that I have had from CHP Councils everywhere. I'm convinced that,  
33. at the very minimum, the \$200,000 is needed. I have a listing of

1. CHP Councils and Regions and sub-Regions for whom there is a  
2. projected potential State grant and if these monies are appropriated.  
3. There are presently 13 existing Regional and sub-Regional CHP  
4. Councils that are eligible for grants. There's Rockford, to serve  
5. a 9-County Region up there, Chicago and Cook County has a CHP  
6. Incorporated to serve Chicago and Cook County. They have 3 sub-  
7. area CHP Councils within that area. They, number 3, there are  
8. Counties to the Northwest of Chicago that have formed: Kane  
9. County and McHenry County. Number 4, the Will-Grundy-Kankakee  
10. County Council is in operation. Peoria has formed to serve that  
11. Region. Rock Island will serve Rock Island and Scott County. A  
12. Region Council called Arch, the Alliance for Regional Community  
13. Health will serve Counties down around the East St. Louis area.  
14. There's a Council formed in Carbondale that serves many Counties  
15. of Southern Illinois and they are forming four sub-Regional  
16. Councils in that program. And the reason the full \$200,000 is  
17. needed is that there is activity in many additional places. The  
18. following are the additional places that the Regional or sub-  
19. Regional CHP Council are now in the process of formation. There's  
20. a Regional CHP Cordinating Council for the 9-County Metropolitan  
21. Chicago Area...Region. There's an additional sub-area CHP Council  
22. in Cook County. There's a sub-Regional Council for LaSalle,  
23. Bureau, Putnam and Marshall Counties. Another is being formed in  
24. Knox, Warren, Fulton and McDonough Counties. A Regional CHP  
25. Council is being formed for the Springfield Region. A sub-Regional  
26. Council is being formed for Bloomington, Champaign, Urbana,  
27. Danville, Decatur and Charleston-Mattoon. And there are four  
28. Regional CHP Councils in the 27-County Region in Southern Illinois.  
29. Now the objective is to assist all of these Regions and sub-Regions  
30. so that the entire State is covered as soon as possible. \$200,000  
31. in my estimation, is little enough for the State to do. So, I  
32. would urge you to concur in the motion to concur with the House  
33. Amendment and vote aye on this motion.

1. PRESIDENT:

2. For what purpose does Senator Latherow arise?

3. SENATOR LATHEROW:

4. Mr. President just to say that I'm glad you didn't ask for  
5. a 3-line explanation.

6. PRESIDENT:

7. The Secretary will call the roll.

8. SECRETARY:

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

16. PRESIDENT:

17. Senator Partee;

18. SENATOR PARTEE:

19. The no votes emanating from this side certainly do not  
20. indicate any problem with the program involved in this Bill.  
21. We are simply saying that all the fine things you say, Senator  
22. Baltz, can be accomplished with less money. No.

23. SECRETARY:

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

26. PRESIDENT:

27. Cherry no. Vadalabene no. On that question the yeas are  
28. 25, the nays are 8. The motion having failed to receive the  
29. necessary 30 votes, the Senate does not concur in the House  
30. Amendments. 1439, Senator Latherow.

31. SENATOR LATHEROW:

32. Mr. President and members of the Senate, I recognize that a  
33. lot of necessary funds were restored in this Bill for Mines and

1. Minerals and I have had a private talk on the other side with a  
2. couple of the gentlemen, and I move to concur.

3. PRESIDENT:

4. Is there any discussion? Senator Partee.

5. SENATOR PARTEE:

6. Without a long speech, I just want to say, Senator, we are  
7. going to nonconcur here.

8. PRESIDENT:

9. The...if the Chair may make this suggestion. When we know  
10. that we're not going to get the vote, if we can, and I realize  
11. that the sponsor doesn't want to make the motion to nonconcur  
12. if we can have someone on the other side then make the motion to  
13. nonconcur we can save a lot of time. Senator Latherow.

14. SENATOR LATHEROW:

15. Mr. President, I think there's some chance, but it's so  
16. minute, let's just take a division, if it's all right with you.

17. PRESIDENT:

18. We can't, can't do it that way. We can take a motion to  
19. nonconcur from Senator Partee if that will be satisfactory.

20. Senator Partee moves to...Senator Partee.

21. SENATOR PARTEE:

22. No. I'm not making a motion to I'm making...  
23. I'm just telling him we are not going to concur. Let it go on  
24. his motion.

25. PRESIDENT:

26. All right. What I...what the Chair is trying to do was to  
27. save the time of roll calls on some of these...

28. SENATOR PARTEE:

29. Yea, I understand that. But let them make the motion and,  
30. I'm counting the votes, Sir. And let them make the motion.

31. PRESIDENT:

32. All right. Senator Latherow moves that the Senate concur  
33. in the House Amendment. And on that question the Secretary will

1. call the roll.
2. SECRETARY:
3. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
4. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
5. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen,  
6. Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
7. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
8. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga  
9. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
10. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.
11. PRESIDENT:
12. Newhouse no. On that question the yeas are 24, the nays  
13. are 3. The motion having failed to receive the necessary 30  
14. votes, the Senate does not concur in the House Amendment. 1439,  
15. Senator Latherow? That's the one we just had, I'm sorry. 1484,  
16. Senator Cherry. Is Senator Cherry on the Floor?
17. SENATOR CHERRY:
18. What did they do in the House?
19. PRESIDENT:
20. Let's go on to the next one and you find out in the meantime.  
21. 1560, Senator Harris, who's handling that one for Senator Harris?  
22. Senator McBroom, are you handling that?
23. SENATOR MCBROOM:
24. I want to ask a question. What happened to 1538, Mr. President?
25. PRESIDENT:
26. 1538? 1538 is not on this list. A, Senator Cherry is ready  
27. on the other one while we check on 1560. 1484, Senator Cherry.
28. SENATOR CHERRY:
29. 1484, the House reduced some appropriations for the First  
30. Appellate Court District. I'm asking the members of the Senate  
31. to not concur in the House Amendment.
32. PRESIDENT:
33. Motion to nonconcur in the House Amendment. All in favor

1. signify by saying aye. Contrary minded. Motion prevails. 5160,  
2. Senator Clarke, do you know who's handling that? Just hold that.  
3. All right. 1562, Senator Partee.  
4. SENATOR PARTEE:  
5. We move to concur in the House Amendment.  
6. PRESIDENT:  
7. Motion to concur in the House Amendment. Senator Clarke.  
8. SENATOR CLARKE:  
9. Could you explain them, Senator?  
10. PRESIDENT:  
11. Senator Partee.  
12. SENATOR PARTEE:  
13. Yea, this is an addition of the appropriation on the  
14. legislative staff. I think it's warranted and will concur.  
15. PRESIDENT:  
16. Is there any discussion? Senator Clarke.  
17. SENATOR CLARKE:  
18. Now, there're two amendments. That's the 1st Amendment,  
19. right? And that's for the House Appropriations staff. I have  
20. no argument with that.  
21. PRESIDENT:  
22. Senator Partee.  
23. SENATOR PARTEE:  
24. And the second one was the split of the appropriation  
25. between the two parties.  
26. PRESIDENT:  
27. Motion that the Senate concur in the House Amendments.  
28. On that question the Secretary will call the roll.  
29. SECRETARY:  
30. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
31. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
32. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,  
33. Harris, Horsley, Hynes,



1. PRESIDENT:

2. Senator Horsley.

3. SENATOR HORSLEY:

4. I couldn't hear the explanation of the Amendments here.  
5. As I understood Amendment No. 1 increases the House Appropriations  
6. staff on a permanent basis?

7. PRESIDENT:

8. Senator Partee.

9. SENATOR PARTEE:

10. You're interrupting my lunch, Senator. But just a minute and  
11. I'll get the file and get back to you.

12. PRESIDENT:

13. Senator Horsley.

14. SENATOR HORSLEY:

15. And is Amendment No. 2 what we've been reading so much about  
16. the cutting the payroll down for only a short period of time? Is  
17. that the one?

18. PRESIDENT:

19. Senator Partee.

20. SENATOR PARTEE:

21. I don't know what it is, Senator, but we're not wastrels,  
22. and if we have too much in here, it simply lapses. I don't think  
23. that we put in more than we're going to use, and we're certainly  
24. not going to use it in any indiscriminate fashion. If the Amend-  
25. ment passes and we aren't here for the same kind of period, that  
26. will be reflected in savings. I don't seem to have the Amendment  
27. here, but you can rest assured that there's no problem.

28. PRESIDENT:

29. Senator Bruce. We are on roll call, but Senator Bruce in  
30. response to Senator Horsley, is that...

31. SENATOR BRUCE:

32. I know, if Senator Horsley has...we're disorganized this  
33. morning. Now I'm worried. If this is the Amendment that we cut

1. all the State Officers' salary in half then we've got some  
2. problems and may we get an explanation very quickly. Now, I  
3. know...

4. PRESIDENT:

5. This is the...this is the appropriation for the General  
6. Assembly, not for the State Officials. Senator Clarke.

7. SENATOR CLARKE:

8. I think I can explain it. I...in response to what  
9. Senator Partee answered, the first Amendment adds \$60,000  
10. to the House Appropriations' Staff Fund. Now, we reduced  
11. our Appropriations Staff Fund because we did not spend it  
12. all this year, and what they do in that regard, is their  
13. business in my opinion. The second Amendment merely separates  
14. between the Majority and Minority party. One of the funds,  
15. I'm not sure whether it's the appropriation or otherwise, we  
16. had already done that in the Senate Appropriation. So, I  
17. think both of these are perfectly legitimate and don't relate  
18. to the item that Senator Bruce is worried about.

19. PRESIDENT:

20. Senator Horsley, how do you...Senator Horsley.

21. SENATOR HORSLEY:

22. In view of that explanation, I've heard and seen the payroll  
23. in the House. With all due respect to the Sponsor, Senator  
24. Partee, I just can't go along with all of the additional payroll  
25. that's been loaded on in the House and I want to be recorded  
26. "no."

27. PRESIDENT:

28. Senator Horsley votes no. Continue the roll call.

29. SECRETARY:

30. Knuepfer, Knuppel, Kosinski, Kusibab, Latherow, Laughlin,  
31. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
32. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,  
33. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski,

1. Vadalabene, Walker...

2. PRESIDENT:

3. Senator Walker.

4. SENATOR WALKER:

5. Thank you and members of the Senate, I understand from  
6. talking with some House members that the present Speaker over  
7. there has forgotten the meaning of the word "austerity." I  
8. understand the security guards over there are falling over them-  
9. selves; that he's increased the staff in spite of what some of  
10. the papers have said, and I can't see why they / couldn't do what  
11. the Senate has done. If we appropriate these monies and they  
12. lapsed, as I understand it, we'll omit them. Now, they're  
13. increasing their stipend over there by \$60,000...\$115,000.  
14. I think perhaps that this situation should be dealt into a  
15. little bit and in light of the fact that I understand that the  
16. Speaker is holding six bills in hostage over/because I happen  
17. to be the Senate sponsor and I should care less whether they  
18. pass or not, but they do happen to be Municipal League bills  
19. and they're simple bills merely extending the interest rate  
20. which we have done here year after year and it's 7%. I vote  
21. "no."

22. SECRETARY:

23. ...Weaver.

24. PRESIDENT:

25. O'Brien aye, Kosinski aye. On that question the yeas  
26. are 40, the nays are 5. The Senate concurs in the House Amend-  
27. ment s. 1581. Senator Merritt.

28. SENATOR MERRITT:

29. Yes, Mr. President and members of the Senate, I believe that  
30. this matter of this House Amendment has now been resolved with  
31. leadership and the Task Force on the other side. Amendment No. 1  
32. adds back in what we took out in the Senate, \$100,000 for the  
33. dredging equipment. Amendment No. 2 adds in three, four, five

1. other projects that are all in the Governor's budget. I  
2. know of no objection to it. I would move that we concur  
3. in the...both House Amendments.

4. PRESIDENT:

5. Senator Rock.

6. SENATOR ROCK:

7. Mr. President and members of the Senate, I'm sure I'm  
8. aware that there was an agreement reached between Senator  
9. Merritt and the House and Senator Partee in regard to Amend-  
10. ment No. 1 concerning that machine. Amendment No. 2, however,  
11. as I read it, adds those six stray projects and I would stand  
12. corrected, but I don't think all of those are in fact in the  
13. Budget. I think by putting them in this bill they assume under  
14. themselves kind of an odor of sanctity about them, but I don't  
15. think they're any more than just project bills much the same  
16. as we vote up or down in here and by putting them in the omnibus  
17. bill, I'm opposed to Amendment No. 2. I ask my people not to  
18. concur with Amendment No. 2.

19. PRESIDENT:

20. Well, do you want to make the motion separately on each  
21. amendment then, Senator, so we can...Senator Merritt.

22. SENATOR MERRITT:

23. If that be the wish of the Body.

24. PRESIDENT:

25. You may do what you wish, Senator.

26. SENATOR MERRITT:

27. I'm informed...Let's dispose of them separately then, Mr  
28. President, if it's acceptable. Take No. 1 first.

29. PRESIDING OFFICER: (SENATOR NEISTEIN)

30. All right. The vote on Amendment No. 1. The Clerk will  
31. call the roll.

32. SECRETARY:

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

1. PRESIDING OFFICER (SENATOR NEISTEIN):

2. Senator Bruce.

3. SENATOR BRUCE:

4. Just briefly. Amendment No. 1 restores the \$100,000 dredge  
5. that was removed by the Task Force. No one can object to  
6. \$100,000. The problem is there's a bill in for three of those.  
7. I'm sure we'll have another one or two next year, and this  
8. means that we're going to provide services to communities  
9. to dredge out their local lakes at State expense. Now, if  
10. we want to launch onto that program that's fine. We terminated  
11. that program the latter part...right after World War II, and  
12. this just the dredge. There will have to be a truck to haul  
13. it, five or six employees to run it, and then we'll have a  
14. second one and more trucks and more employees and more dredges  
15. and it's just a new program. The Task Force felt that its  
16. items in the State Budget; it was a low priority ones I vote  
17. no.

18. PRESIDING OFFICER: (SENATOR NEISTEIN)

19. Senator Bruce votes no. Continue with the roll call.

20. SECRETARY:

21. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
22. Davidson, Donnewald, Dougherty, Egan...

23. PRESIDING OFFICER: (SENATOR NEISTEIN)

24. Senator Egan.

25. SENATOR EGAN:

26. Senator Merritt, with all due respect to your dredging  
27. machine, I know it doesn't fit in the North Branch of the Chicago  
28. River. I just want to remind you that last year we passed an  
29. omnibus bill wherein we agreed that we would pass an appropriation  
30. for \$275,000 to clean up the North Branch south of Foster Avenue  
31. if the Governor would agree to cleaning the North Branch north  
32. of Foster Avenue by...and so we thereby appropriated \$125,000.  
33. That was the deal a year ago. The North Branch of the Chicago

1. River is still not clean because the Governor renigged on the  
2. deal and he has not cleaned up north of the...in the North  
3. Branch north of Foster Avenue to date. Now, Senator Merritt,  
4. you're coming back next year, this year and asking that we  
5. appropriate another \$100,000 for a dredging machine that doesn't  
6. fit in the North Branch of the Chicago River. I vote no.

7. PRESIDING OFFICER: (SENATOR NEISTEIN)

8. Senator Egan will be recorded as "no."

9. SECRETARY:

10. ...Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
11. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,  
12. Laughlin, Lyons, McBroom, McCarthy, Merritt...

13. PRESIDING OFFICER: (SENATOR NEISTEIN)

14. Mr. President in briefly explaining my vote, I'd like to  
15. at least clear up one matter. I believe that it was Senator  
16. Bruce that brought it up. Actually there will only be two  
17. employees involved in this, and I believe as all of us know  
18. that although it has been discontinued for the past ten years,  
19. there was approximately prior to that time about \$30,000 per  
20. year expended for that purpose. We've got these problems all  
21. over the State of Illinois and I say if one machine alone will  
22. prove its value in restoring these lakes to these communities,  
23. then so be it in future years. If it doesn't, then it can end  
24. right there. In answer to Senator Egan, I know that he's alluded  
25. to this many times in the past. The bill itself has Item 13  
26. in there for \$150,000 for the North Branch of the Chicago River.  
27. I'm just as disturbed as you are, Senator, in the past over not  
28. having these appropriations released, but I believe that your  
29. worries are over now that it's in there. I...

30. PRESIDING OFFICER: (SENATOR NEISTEIN)

31. How do you vote?

32. SENATOR MERRITT:

33. I vote aye.

1. PRESIDING OFFICER: (SENATOR NEISTEIN)

2. Okay. Continue with the roll call.

3. SECRETARY:

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

8. PRESIDING OFFICER: (SENATOR NEISTEIN)

9. On Amendment No. 1...Do you want to call the absentees,  
10. Senator Merritt, you've got 37 votes. All right, on this  
11. Amendment No. 1, House Amendment, the Senate concurs 37 yeas,  
12. five nays. Now Amendment No. 2, do you want to give a brief  
13. explanation, Senator Merritt, one of your patented brief ones?

14. SENATOR MERRITT:

15. Yes, Mr. President, I didn't think it was that. Could be.  
16. I might add in these items added in Amendment No. 2 and I thought  
17. we had come to an agreement on the other side, but each one of  
18. these have separate bills already passed through this Body. I  
19. can't understand the reluctance on the other part...on the other  
20. side of the aisle on them. There are some of them that are for their  
21. people as well as ours. I know that Senator Horsley, Mitchler,  
22. Berning, Carpentier, Coulson, Knuppel, Johns, Davidson, Vadalabene,  
23. all have projects there. I certainly would recommend the con-  
24. currence in this.

25. PRESIDING OFFICER: (SENATOR NEISTEIN)

26. Any discussion? Senator Rock, you're next.

27. SENATOR ROCK:

28. Yes, Mr. President, Senator, my problem with that Amendment  
29. is: Now, yesterday I voted for an \$8,000,000 bridge that was  
30. not in the budget. Individual projects...Senator, remember that  
31. will you? But at any rate this omnibus bill was introduced and  
32. came out of the Appropriations Committee on the basis that each  
33. and everyone of those projects was approved by the Department of

1. Waterways and was in fact fundable in the budget. Now, to  
2. put in projects that are not in the budget seems to me to  
3. destroy the credibility and validity of that omnibus bill,  
4. and that's what I'm opposed to.

5. PRESIDING OFFICER: (SENATOR NEISTEIN)

6. Senator Rock will be opposed to it. Now, Senator Egan.  
7. SENATOR EGAN:

8. Now, Senator Merritt, I don't want to really belabor this  
9. at length, but I think there's some misunderstanding and I  
10. want to make it clear. Mr. Guillou is standing there with you.  
11. He knows the facts. Let me go through it one more time. Last  
12. year was the first year that we had an omnibus project's  
13. bill and the reason that we had it was so that we could con-  
14. solidate all of these and put them in one package and pass  
15. them out and let the Department do with them what they were  
16. directed to do and that is use the money for that purpose for  
17. which it was delineated. Now, in so doing, we agreed on two  
18. things for the North Branch of the Chicago River. No. 1, south  
19. of Foster Avenue needed some construction, some shoring up and  
20. some shoulders along the sides. We agreed that if they would  
21. do that, they would agree also to clean up the North Branch north  
22. of Foster Avenue in my neighborhood. Now, I scratched the  
23. Governor's back and I thought the Governor was going to scratch  
24. my back. My back is still itching, Senator Merritt, and the  
25. Governor's is not. Now, that's what I object to and there's  
26. nothing in this bill to satisfy that. The money has been appropri-  
27. ated. It's there and it's not being used; so, that's why I'm  
28. objecting to it. I can't vote for anything year after year  
29. after year when my back is itching, if you'll get the message,  
30. Senator.

31. PRESIDING OFFICER: (SENATOR NEISTEIN)

32. Senator Egan's going to vote no. Senator Nihill.

33. SENATOR NIHILL:



1. SENATOR NIHILL:

2. Mr. Chairman and Senators, I...no Senator is allowed to  
3. sit in here without a coat on, I understand, but it seems that  
4. other people come in here without their coats on. Is that  
5. available, is that right?

6. PRESIDING OFFICER: (SENATOR NEISTEIN)

7. It's the ruling of the Chair: No. 1 that the gentleman  
8. sitting there without a coat has no business to be on the  
9. Floor of the Chamber to begin with, and secondly, to compound  
10. it, he's without a coat. So, you're correct, Senator Nihill,  
11. and the Sergeant-at-arms will so inform him. Senator Knuppel.

12. SENATOR KNUPPEL:

13. I happen to notice a Senator on the Floor yesterday without  
14. his shoes on. This is the kind of crap that makes us, really  
15. gets to our image, I tell you.

16. PRESIDING OFFICER: (SENATOR NEISTEIN)

17. The Secretary will take note of his comments. Senator  
18. Mohr.

19. SENATOR MOHR:

20. Mr. President, I have seen staff, I have seen lobbyists,  
21. I have seen people sitting beside people through this entire  
22. Session assisting Senators. I don't know. I think that if it  
23. the rule, it should be enforced for both sides of the aisle.  
24. We spent one-half a day here on one issue this Session that  
25. one of the Senators had somebody at their side for all of that  
26. time. I think that if we're going to go by the rules which I'm  
27. in favor of, let's go by the rules. They have done it on both  
28. sides and all Senators.

29. PRESIDING OFFICER: (SENATOR NEISTEIN)

30. I'm glad you brought that up, but I haven't been presiding  
31. and I'll read the rule to you: On page 85, Rules of the Senat  
32. Section II, "No person other than members and officers of the  
33. General Assembly, elected State Officers, Judges of the Supreme

1. Court, Administrative Aide or Secretary to the Governor, former  
2. Presidents of the Senate and former members of the Senate, provid-  
3. ing they've served as members during one or two most recent  
4. regular Sessions, and employees of the Legislative Reference  
5. Bureau shall be admitted to the Floor of the Senate as herein  
6. provided." That's in essence what it says. You are so correct,  
7. and as long as I'm here, I'll enforce whatever you're proposing,  
8. and that's the rule of the Senate. Who else...Senator Palmer.  
9. SENATOR PALMER:

10. This discussion of the rules in the middle of a discussion  
11. of a bill...

12. PRESIDING OFFICER: (SENATOR NEISTEIN)

13. Stand up, please.

14. SENATOR PALMER:

15. ...has confused me, Mr. President, and I'd like to know  
16. how's the President going to vote on this bill?

17. PRESIDING OFFICER: (SENATOR NEISTEIN)

18. If you'll listen attentively, you'll hear my vote loud  
19. and clear in a stentorian voice. Is there anymore discussion  
20. on this Amendment No. 2? The Clerk will call the roll. Senator  
21. Merritt, you can close the debate. Sorry.

22. SENATOR MERRITT:

23. Very briefly.

24. PRESIDING OFFICER: (SENATOR NEISTEIN)

25. Again briefly. Okay.

26. SENATOR MERRITT:

27. I'll say again that each one of these items are budgeted  
28. items. Each one of them has separate bills that have been going  
29. through. In addition to adding, there's also been some deletions  
30. also. They've eliminated \$120,000 in the Willow Creek project  
31. by agreement with the Mayor there, \$35,000 in the Salt Creek  
32. project there has been reduced. Now, I can't understand the  
33. reluctance in view of the fact that there are separate bills that

1. have been going through here on these same projects. I'd  
2. ask for a favorable vote on the concurrence.

3. PRESIDING OFFICER: (SENATOR NEISTEIN)

4. Senator Groen, for what purpose do you arise?

5. SENATOR GROEN:

6. Senator Merritt, did you say we're still appropriating  
7. money for Salt Creek?

8. SENATOR MERRITT:

9. Yea.

10. SENATOR GROEN:

11. Is that included in this bill?

12. SENATOR MERRITT:

13. There's \$10,000 left in it. The House eliminated \$35,000.

14. SENATOR GROEN:

15. Is that the same Salt Creek we've been appropriating for  
16. for fifteen years?

17. SENATOR MERRITT:

18. That is correct.

19. PRESIDING OFFICER: (Senator Neistein)

20. That is correct, Senator Groen. The Clerk will call the  
21. roll, and we're voting should we concur on the House Amendment  
22. No. 2. Senate Bill 1581. For what purpose does Senator  
23. Vadalabene rise?

24. SENATOR VADALABENE:

25. If we want to go by the rules, I think it's the Secretary  
26. that will call the roll.

27. PRESIDING OFFICER: (SENATOR NEISTEIN)

28. You're correct. The Secretary will call the roll.

29. SECRETARY:

30. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
31. Carroll, Cherry...

32. PRESIDING OFFICER: (SENATOR NEISTEIN)

33. Senator Cherry.

1. SENATOR CHERRY:

2. I want to make a correction on Senator Groen's statement.  
3. We haven't been appropriating money for Salt Creek for fifteen  
4. years, it's eighteen years because I've been down here this  
5. long and, Senator, I think in November I'm going to put in a  
6. bill changing the name of Salt Creek to Platinum Creek. I vote  
7. no.

8. SECRETARY:

9. ...Chew, Clarke, Collins, Coulson, Course, Davidson,  
10. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham...

11. PRESIDING OFFICER: (SENATOR NEISTEIN)

12. Senator Graham.

13. SENATOR GRAHAM:

14. Mr. President, so we might ease the minds of some of the  
15. people regarding Salt Creek. If they would have flown over  
16. Northwest Cook County last week, they would have understood,  
17. I think. I don't think it's the legislators' that are down  
18. here's fault; that the people are continuing to build houses  
19. out there at the rate of about fifteen per day in that area.  
20. I don't think that it's our fault that the racetrack who  
21. provides some tax money for this paved about 200 acres of  
22. ground for a parking lot. The drainage water from such parking lot  
23. goes into Salt Creek, floods out the people in Rolling Meadows.  
24. I don't think that it's our fault that Salt Creek starts way  
25. up in Lake County and ends at DesPlaines River, down around  
26. Westchester. I don't think it's our fault. I think that the  
27. people along there are entitled to as much consideration as  
28. anyone else, and even though that is a goldplated creek, I  
29. get just a little bit tired of people yelling about Salt Creek  
30. when the people up there had about \$2,000,000 worth of damage  
31. last week from flooded homes and basements as a result of the  
32. fact that Salt Creek isn't properly taking care of the flood  
33. water. I don't know whose going to correct that, but I think

1. that they're entitled to some consideration.

2. PRESIDING OFFICER: (SENATOR NEISTEIN)

3. How do you vote, Senator Graham?

4. SENATOR GRAHAM:

5. I vote aye.

6. PRESIDING OFFICER: (SENATOR NEISTEIN)

7. Senator Graham votes aye.

8. SECRETARY:

9. ...Groen...

10. PRESIDING OFFICER: (SENATOR NEISTEIN)

11. Senator Groen.

12. SENATOR GROEN:

13. Well, Mr. President, apparently the...somebody dropped  
14. the pork barrell and they didn't have the lid on tight and  
15. it's really come off. We've had, I don't know how many Creek  
16. bills, and I'm glad someone has alluded to the fact that most  
17. of these problems have been caused by private enterprise going  
18. out into the suburban areas and private developers benefit at  
19. the cost of the taxpayer. Now maybe that's progress and maybe  
20. I'm old-fashioned, but I don't believe in it. It just seems  
21. to me that ever since I've been here, we've been appropriating  
22. money for Salt Creek, and if that thing ..maybe as Senator Clarke  
23. came over and suggested, maybe they paved it and the paving  
24. cracked and they need \$10,000 to fix the cracks. I don't know,  
25. but I'll tell you one thing, if we don't stop this business of  
26. giving money from the public treasury and let it be used by  
27. real estate developers to develop areas that are obviously going  
28. to flood because of the inadequacy of the Creeks that are there  
29. and the rivers that are there to carry the waters, we're just  
30. going to bankrupt this thing. Now, we have reached a point on  
31. this...on this matter of creek improvements, particularly in  
32. Cook County, where with the toll roads going in and the toll  
33. roads contributed to it, they should have paid their share.

1. If a developer wants to go out and buy 200 or 400 acres of  
2. land and build houses, let him contribute a sum as we require  
3. him to do in the case of schools now. Let him contribute money  
4. to fix the drainage areas and make this a part of the require-  
5. ments as a plat in the plan for this area, that runoff water  
6. will be taken care of. I think we've reached the absolute  
7. maximum on the Creek situation in the State of Illinois. I vote  
8. no.

9. SECRETARY:

10. ...Hall, Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel,  
11. Kosinski, Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy,  
12. Merritt, Mitchler, Mohr, Neistein...

13. PRESIDENT:

14. Senator Merritt.

15. SENATOR MERRITT:

16. Mr. President, just briefly, I just...Senator Groen, I just  
17. wonder what you'd be doing when the Illinois River is overflowing  
18. and into Pekin. It'd be a different matter then. Getting back  
19. to...Is Senator Egan on the Floor? His remarks about not having  
20. the monies released, I'm just as disturbed in my District over  
21. the fact that the Governor of my own party held up funds and  
22. didn't release them for projects; so, I think we all share that  
23. concern. I vote aye.

24. SECRETARY:

25. ...Mohr...

26. PRESIDENT:

27. Senator Mohr.

28. SENATOR MOHR:

29. Mr. President, I concur 100% with the remarks of Senator  
30. Graham. When you talk about Salt Creek, gentlemen, this isn't  
31. just a little stream of water like most creeks in Illinois. This  
32. is in some areas nearly the size of rivers. We have a town that  
33. is in the District that I represent, the Village of Westchester,

1. where there are \$50,000 and \$60,000 homes that get basements full  
2. of water, or recreation rooms or family rooms right up to the  
3. ceiling. Water runs out, in many cases right out of the living  
4. rooms of these homes, and it is time we recognized some of these  
5. problems. The Bureau of Waterways, in my opinion, gets about  
6. 1/20th of the budget that they should actually receive. I think  
7. this is where some of the priorities or some of the money should  
8. go. And certainly Salt Creek and the Bureau of Waterways deserve  
9. a high-priority rating. We hear all the other pleas down  
10. here for many, many programs. When you see people that suffer and  
11. have to live with these water conditions, I think it's time that  
12. we recognized our problems and did something about it. In closing  
13. I would just also say that many times the Department appropriates  
14. money for particular creeks and the money isn't spent for that  
15. particular project that it had been appropriated for. That has  
16. happened to me, and I, too, hope that some work gets done in  
17. Salt Creek in my area. So, I would encourage a vote of aye.  
18. I vote aye.

19. SECRETARY:

20. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
21. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
22. Swinarski, Vadalabene, Walker, Weaver.

23. PRESIDENT:

24. For what purpose does Senator Merritt?

25. SENATOR MERRITT:

26. Absentees.

27. PRESIDENT:

28. Senator Merritt requests the absentees be called. They will  
29. be called.

30. SECRETARY:

31. Arrington, Gilbert, Harris, Hynes, Johns, Knuepfer, Knuppel,  
32. McCarthy, Newhouse, Nihill, Rock, Romano, Savickas, Swinarski,  
33. Vadalabene.

1. PRESIDENT:

2. On that question the yeas are 24, the nays are 20, 1 present.  
3. The Senate does not concur in Amendment No. 2. 1597, Senator  
4. Merritt.

5. SENATOR MERRITT:

6. Well, I've been up the creek all day it seems like. We're  
7. down to the last one. I think I've finally got a non-controversial  
8. one. In Senate Bill 1597, we did, in the drafting of the Bill,  
9. they did not say from where the appropriation would come. It  
10. would naturally come from the same as the Brussels office. This  
11. has to do with the Far East office that passed both the Senate  
12. and the House. They merely add the words "from the Agricultural  
13. Premium Fund" and it does agree with the language and the financing  
14. of the Brussels office. I checked that out with the leadership  
15. Task Force on the other side. I'd appreciate a vote for concurrence.

16. PRESIDENT:

17. Senator Bruce.

18. SENATOR BRUCE:

19. I just wondered if the sponsor would yield for a question.  
20. Who drafted the Bill that would not have put in the fund from which  
21. the money was coming?

22. SENATOR MERRITT:

23. It's purely an oversight on the part of the Department in  
24. drafting it because the other one for the Brussels office is very  
25. clear on it and brings it into conformity, and they, so, caught it  
26. in the House and amended it accordingly.

27. PRESIDENT:

28. Senator Bruce.

29. SENATOR BRUCE:

30. Well, let me say again, this is a position that is mine,  
31. personally, and not a Task Force position. That is, in opposition  
32. to this Bill in this form or any other form. I think it's inter-  
33. esting, again, that here we have a Bill that was introduced and



1. passed this Body with full realization that we had General Revenue  
2. Fund and the Governor introduced his budget. It was balanced  
3. when he introduced it. It's supposed to be balanced when we get  
4. done here. Now we have another \$125,000 coming out of the  
5. Agricultural Premium Fund, which is, if it's budgeted again,  
6. wasn't in the book and now we have another little Bill floating  
7. around here. I would just stand in opposition to concurring in  
8. any amendment.

9. PRESIDENT:

10. Is there further discussion? Senator Latherow.

11. SENATOR LATHEROW:

12. Mr. President. Senator Merritt, what does the Agricultural  
13. Premium Fund have to do with the operation of a Far East office?

14. PRESIDENT:

15. Can you repeat your question, the volume was down here and...

16. SENATOR LATHEROW:

17. Senator Merritt, I was wondering what the Agricultural  
18. Premium Fund has to do with an operation of an overseas office  
19. for...in this Bill.

20. PRESIDENT:

21. Senator Merritt.

22. SENATOR MERRITT:

23. I'll answer you this way, Senator. Ever since the inception  
24. of that office in 1968, the legislation was drafted that way, and  
25. I would think, primarily, because one of the most important activities  
26. certainly, in the Brussels office, and will be also to a greater  
27. extent in the Far East office is in the export of our agricultural  
28. products. We've got to keep our a...we've got to find new and  
29. expanded markets for that, as well as our manufactured goods.  
30. Illinois can no longer just sit back and envy their position with  
31. other states attempting to do likewise. That's the best explana-  
32. tion I can give.

33. PRESIDENT:

1. Senator Latherow.

2. SENATOR LATHEROW:

3. Where is this overseas office?

4. PRESIDENT:

5. Senator Merritt.

6. SENATOR MERRITT:

7. In Brussels.

8. PRESIDENT:

9. Senator Latherow.

10. SENATOR LATHEROW:

11. But, I thought this said Far East. Just my history has gone  
12. wrong, has it.

13. PRESIDENT:

14. Senator Merritt.

15. SENATOR MERRITT:

16. Excuse me, Senator, I thought you meant the one that had  
17. already been established and in operation since 1968. No. The  
18. proposed location, I think, from all reports coming out would be  
19. Hong Kong.

20. PRESIDENT:

21. Is there further discussion? Senator Dougherty.

22. SENATOR DOUGHERTY:

23. Mr. President and members of the Senate. I rise in support  
24. of this measure, for the reason that I am familiar with the pro-  
25. posed operations of the Far Eastern office. Going back to 1963  
26. I sponsored legislation that said that we needed an office in  
27. Washington. This Body saw fit to defeat that measure. Subsequently,  
28. we enacted legislation to create a Department of Business and  
29. Economic Development. We have an office in Washington that has  
30. done a tremendous job. Subsequently, one in New York, one in  
31. Brussels where a very fine job is being done. Now, Senator Latherow,  
32. why should it come out of the Agriculture Premium Fund? I'll tell  
33. you why. Because the people of the Far East have become more and

1. more familiar with the dietary habits of the people of the  
2. Western World. And they're moving away from the cereal diet.  
3. They're going into the protein diet. The products of Illinois  
4. are being sold in the Far East right now. Not only the agricultural  
5. products. There is need for an office over there to maintain co-  
6. operation with the peoples of that part of the world in order to  
7. sell our other products. We are number one in agriculture, we  
8. are number three in heavy machinery. This is an incentive to  
9. Illinois industry. This Bill is needed. We do need this office.  
10. There is a long report prepared on this by two of the gentlemen,  
11. Mr. Barr and Mr. Tremble, who went over there at their expense,  
12. not our expense, and they proposed this office. They went to  
13. Singapore, Hong Kong. They were in India. They were in Tokyo.  
14. They believe in this and I join with them and think we should  
15. concur in this Amendment. This is something badly needed.

16. PRESIDENT:

17.       Senator Neistein.

18. SENATOR NEISTEIN:

19.       Mr. President and members of the Senate. I think I should  
20. address this to Senator Dougherty. Is this the Agency, Senator  
21. Dougherty, is this the Agency that charges a half dollar or a  
22. dollar, that Economic Development or two dollars, if anyone  
23. writes in and wants to find out about Illinois? And if they want  
24. to visit our parks and our resources that we charge them money?

25. PRESIDENT:

26.       Senator Dougherty.

27. SENATOR DOUGHERTY:

28.       I am not...this Bill has no references as to parks or periodi-  
29. cals distributed by this Department. This particular program has  
30. to do with the cultivation of business interest in the Far East in  
31. order that the people of Illinois may profit by it.

32. SENATOR NEISTEIN:

33.       Yea, but Senator Dougherty, you didn't answer my question.

1. Is this the group, the Economic Development Agency that charges  
2. 50¢, \$1 and \$2 if anyone inquires about what facilities are there  
3. in Illinois for us to come here, do they charge the people? Is that  
4. the Agency? I'm not talking about the program.

5. PRESIDENT:

6. Senator, Senator Dougherty.

7. SENATOR DOUGHERTY:

8. I will answer that it is true. They have been given per-  
9. mission to charge for certain of their periodicals when they are above  
10. those that are printed for free distribution. That's right.

11. PRESIDENT:

12. Senator Neistein.

13. SENATOR NEISTEIN:

14. And one other question, Senator Dougherty. You said they're  
15. doind a good job in Brussels and that other sinecure place, where  
16. is it that you said, some other city, and I want to know by what  
17. authority you are saying they are doing a good job. You mean the  
18. employees that are there and on the payroll?

19. PRESIDENT:

20. Senator Dougherty.

21. SENATOR DOUGHERTY:

22. The employees are very nominal. But they are advertising  
23. our products and they are bringing us business. We have a plant  
24. down in Senator Vadalabene's District that was put in there as a  
25. result of this Department. They've enlarged many of the plants,  
26. and the State of Illinois has been enlarged by virtue of the  
27. operations of these offices. We've encouraged buyers from the  
28. other nations of the world to come here and buy Illinois products.  
29. It is a very good program, whether you agree or not.

30. PRESIDENT:

31. Senator Neistein.

32. SENATOR NEISTEIN:

33. Well, Senator Dougherty, we're nextdoor neighbors. Usually

1. you're in error, but this time you're mistaken. I'm going to  
2. oppose this Bill.

3. PRESIDENT:

4. Senator Dougherty.

5. SENATOR DOUGHERTY:

6. I might be mistaken, but I might tell you that in my  
7. District we sold 17 locomotives to the Country of India. So  
8. that's a motive in my District. And over a number of years ago  
9. in Senator Soper's District, when we were rehabilitating the  
10. Fiat factories in Italy, found there was only place in the world  
11. they could make the presses to go about this. And they were made  
12. in Senator Soper's District, in Cicero.

13. PRESIDENT:

14. Senator Vadalabene.

15. SENATOR VADALABENE:

16. Thank you, Mr. President and members of the Senate. I move  
17. the previous question.

18. PRESIDENT:

19. Motion for the previous question. All in favor signify by  
20. saying aye. Contrary minded? Motion prevails. Senator Merritt  
21. may close the debate.

22. SENATOR MERRITT:

23. Yes, Mr. President. It seems like we got far afield here on  
24. the justification of everything. But this Body should understand  
25. that this Bill passed out of here several weeks ago with only 7  
26. dissenting votes. It passed out of the House with only 5 dis-  
27. senting votes. I think this truly represents the will, not only  
28. of the people but of their elected Senators and Representatives.  
29. So, we've come far afield simply because of this Amendment  
30. stating that the appropriation should come from the Agriculture  
31. Premium Fund. Now to look at the companion bill creating it, I  
32. think it's very simple that it should come from there. It says  
33. in cooperation with the Department of Agriculture and with the

1. counsel of the International Trade & Port Advisory Committee to  
2. establish overseas offices for the promotion of export of Illinois  
3. agricultural and manufactured products, to represent Illinois  
4. seaports for economic development, and so forth. Now I think it's  
5. very logical that this appropriation should come out of that same  
6. premium fund that the Brussels office comes out of. I'm not  
7. going to go into all the benefits that have accrued to the  
8. State of Illinois. Just by their efforts alone in the Brussels  
9. office, we enjoy a fine plant in Southern Illinois today, employing  
10. 128 people. They're currently paying a quarter of a million dollars  
11. worth of taxes into that depressed County. Badly needed. I'd ask  
12. for concurrence.

13. PRESIDENT:

14. Secretary will call the roll.

15. SECRETARY:

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

17. PRESIDENT:

18. Senator Carpentier.

19. SENATOR CARPENTIER:

20. Anything that has to do with Belgium is great. I vote aye.

21. SECRETARY:

22. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
23. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,  
24. Harris, Horsley, Hynes, Johns,

25. PRESIDENT:

26. Senator Johns.

27. SENATOR JOHNS:

28. Mr. President and gentlemen of the Senate. If you will recall I  
29. testified on behalf of this office on the original presentation of  
30. the Bill. I'll do the best I can. Thank you very much. Okay. I  
31. feel like my friends on this side of the aisle ought to consider this  
32. very seriously because I can vouch for the Department, and vouch for  
33. the quality of the people that they hire to maintain these offices.

1. I can vouch for the results of the offices, and I can tell you  
2. that it puts Illinois in the forefront, where it rightfully  
3. should be, for its exporting ability. And I would ask that  
4. members on my side accept my endorsement of this particular  
5. Bill. Thank you very much. I vote aye.

6. SECRETARY:

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

11. PRESIDENT:

12. Senator Sours.

13. SENATOR SOURS:

14. This is something, Mr. President and Senators, I think, ought  
15. to be supported. We spend millions over here advertising that  
16. Ivory soap floats or this toothpaste will take care of all possible  
17. dental problems, and this sort of thing, I have found, is very  
18. good. At least Otto Kerner found it so when he went to Europe  
19. 5 or 6 years ago and took with him a group of businessmen for this  
20. specific purpose. I vote aye.

21. SECRETARY:

22. Swinarski, Vadalabene, Walker, Weaver.

23. PRESIDING OFFICER: (SENATOR LATHEROW)

24. Roll call is 40 aye, 3 nay. The Senate concurs in the  
25. House Amendment. Senator Clarke, Senate Bill 1560. Senator Clarke.

26. SENATOR CLARKE:

27. Mr. President, I want to recommend to this group that on  
28. 1560 we concur in House Amendment No. 1 and disagree on...and not  
29. concur on Amendment No. 2. Amendment No. 1 was put on because in-  
30. advertantly we had forgotten to have an appropriation for various  
31. legislative conferences and the Governor's conference. We have  
32. to appropriate money for the Governor to go to a Governor's Con-  
33. ference and the Legislative Leaders to go to their Conference.

1. That is Amendment No. 1. I'd like to concur in Amendment No. 1.  
2. Do you want to take these separately?

3. PRESIDENT:

4. Let's take these separately. The motion is to concur in  
5. Amendment No. 1. Is there any discussion? Secretary will call  
6. the roll.

7. SECRETARY:

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

16. PRESIDENT:

17. Vadalabene aye. Kosinski aye. Hall aye. Laughlin aye.  
18. On that question the yeas are 41, the nays are none. The Senate  
19. concurs in Amendment No. 1. Senator Clarke.

20. SENATOR CLARKE:

21. Amendment No. 2 is the amendment that's been alluded to  
22. and what it does is to take away from various funds which, in  
23. effect, cuts the salaries in half, and this Amendment, I think,  
24. we should resist and ask for a Conference Committee.

25. PRESIDENT:

26. Is there any discussion? Senator Bruce.

27. SENATOR BRUCE:

28. I concur in that. I don't know what the House was thinking  
29. about when they cut all the State Officers' salary in half. I  
30. think they intended to cut the appropriation in half, but if we  
31. don't do something, when a new Governor is elected, be it Ogilvie  
32. or Walker, he will take office at one-half the current Governor's  
33. salary.



1. PRESIDENT:

2. All in favor of the motion indicate by saying aye. Contrary  
3. minded? The Senate does not concur in Amendment No. 2. I'm  
4. asking Mr. Fernandes to read Senate Joint Resolution 78 that  
5. Senator Horsley introduced, so that we can read it a first time  
6. here in full.

7. SECRETARY:

8. (Senate Joint Resolution No. 78.)

9. PRESIDENT:

10. The Resolution has been read a first time. We have several  
11. Conference Committee...may I have the attention of the Body. We  
12. have several Conference Committee reports here. The Chair is not  
13. going to entertain any of the Conference Committee reports until  
14. we have an indication on the Conference Committee report that it  
15. has been looked at by leadership on both sides. Now, as of right  
16. now, I have only one Conference Committee report that has that  
17. indication on it, and that is House Bill 3190. Oh, we have two  
18. of them now. House Bill 3190, Senator...is Senator Newhouse on  
19. the Floor? Are you ready to make a motion on that Conference  
20. Committee report?

21. SENATOR NEWHOUSE:

22. Mr. President, I move that this Body adopt the Conference  
23. Committee from House Bill 3190.

24. PRESIDENT:

25. Can you explain, very briefly, what it does? Senator Rock?

26. SENATOR ROCK:

27. Yes. Mr. President and members of the Senate. This was a  
28. companion Bill to the Uniform Code of Corrections. It's an  
29. Amendment...it was originally introduced as an Amendment to the  
30. Cities and Villages Act, I believe. And it had some language in  
31. there that certain...that it seemed to impinge on the Home Rule  
32. powers. So, all we did was, we didn't change the substance of  
33. the Bill, just deleted that one Section that said that if a

1. municipality is going to introduce an ordinance, it can be no  
2. greater than a Class A misdemeanor. We just took that whole  
3. Section out, so that we didn't infringe on the powers of muni-  
4. cipalities to introduce any kind of an ordinance or anything.  
5. There should be no controversy on this matter.

6. PRESIDENT:

7. Senator Latherow.

8. SENATOR LATHEROW:

9. Mr. President, I don't even find this in the Digest, or in  
10. the Bill Book.

11. PRESIDENT:

12. Is...Senator Laughlin.

13. SENATOR LAUGHLIN:

14. Well, Mr. President, I just examined this Bill, and the  
15. Amendment does exactly, or the Conference Committee report does  
16. exactly what Senator Rock said it did. And I didn't see any  
17. objection to it, consequently, I initialed it. Now, I did see  
18. the Bill, so a, in printed form, Senator. And I saw a Conference  
19. Committee report.

20. PRESIDENT:

21. Senator Rock.

22. SENATOR ROCK:

23. Senator Latherow, if you'll look at the latest Digest, you  
24. will find that, on page 474 of the Digest, with regard to the  
25. Bills introduced to conform all Statutes to the Uniform Code of  
26. Corrections, there were some 560 bills originally, and it's  
27. listed in that. It was just an Amendment to the Cities and  
28. Villages Act to conform that Act to the Uniform Code of Corrections.

29. PRESIDENT:

30. Is there further discussion? Secretary will call the roll.  
31. The motion by Senator Newhouse is that the Senate concur in the  
32. Conference Committee report.

33. SECRETARY:

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

10. PRESIDENT:

11. On that question the yeas are 39, the nays are none. The  
12. Senate adopts the Conference Committee report. On House Bill 4445,  
13. Senator Sours is recognized on the Conference Committee report.

14. SENATOR SOURS:

15. Mr. President, by way of explanation. The Senate put an  
16. Amendment on this Bill. It's the blood labeling Bill. It went  
17. to the House. The House did not concur. There was a Conference  
18. Committee appointed, and the report does just one thing, and this  
19. change was undertaken at the behest of the pharmaceutical companies.  
20. There's one clause in the definition of blood, and by the way,  
21. this Bill is definitional as to blood donation purchased other  
22. items. It says that blood means whole blood or components of  
23. human blood, including plasma, which are prepared from whole human  
24. blood by physical, rather than chemical process. That's what it  
25. said. Now this is added. But does not include blood derivatives  
26. manufactured or processed by industrial use. Now, I understand  
27. it's been approved by both sides. I move we concur.

28. PRESIDENT:

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

30. SECRETARY:

31. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
32. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course, Davidson,  
33. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,

1. Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
2. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
3. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
4. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
5. Smith, Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

6. PRESIDENT:

7. On that question the yeas are 39, the nays are none. The  
8. Senate adopts the Conference Committee report. Senator Lyons,  
9. on the Secretary's Desk, it is not listed with the other Senate  
10. Bills with the House Amendments, but the very first Bill is  
11. Senate Bill 1508 with House Amendment No. 2. Are you prepared  
12. to make a motion on that one?

13. SENATOR LYONS:

14. Is that, is that the Senior Citizens' Property Tax Relief Bill?  
15. Yes, I am, Mr. President. I understand that the Bill now, as  
16. amended, conforms to other Bills on the same subject which have  
17. been passed. This is the only one remaining to be passed. I  
18. believe there's universal agreement on all of the Bills.

19. PRESIDENT:

20. Is there any discussion? Secretary will call the roll.  
21. Senator Clarke.

22. SENATOR CLARKE:

23. Can I just ask what it does?

24. PRESIDENT:

25. Senator Lyons.

26. SENATOR LYONS:

27. Well, it conforms the...Senate Bill 1508 was the original a,  
28. was a Bill that I introduced having to do with relief, property  
29. tax relief for senior citizens, which modified slightly the a  
30. Governor's plan which was in a Bill, embodied in a Bill introduced  
31. over in the House by Representative Hyde, and also had some differ-  
32. ences from the Bill which Senator Mohr introduced here in the  
33. Senate. When all the bills...all the bills passed the Senate

1. they all got over in the House, they were all amended in the  
2. House to be identical. Now this is the last one of the series  
3. remaining.

4. PRESIDENT:

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

6. SECRETARY:

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

15. PRESIDENT:

16. Partee aye. Ozinga aye. On that question the yeas are 41,  
17. the nays are none. The Senate concurs in the House Amendment.  
18. House Bills on First Reading. Senator Saperstein, 4264.

19. SENATOR SAPERSTEIN:

20. Mr. President and gentlemen, I would like to advance House  
21. Bill 4264 to Second Reading without commit to Committee

22. PRESIDENT:

23. Without reference to Committee.

24. SENATOR SAPERSTEIN:

25. Yes, because it is similar to Senate Bill 1431 which went out  
26. of the Senate.

27. PRESIDENT:

28. Is there objection? Leave is granted. House Bills on  
29. Second Reading. Senator Clarke?

30. SENATOR CLARKE:

31. Could I ask Senator Saperstein a question? Does that mean  
32. that we're going to be here at least until Thursday, Senator  
33. Saperstein, because we'll have to be here at least until Thursday.

1. to pass that Bill. So you're predicting we'll at least be here  
2. until Thursday.

3. PRESIDENT:

4. Senator Saperstein?

5. SENATOR SAPERSTEIN:

6. I think you know the answer better than I do, you and  
7. Senator Partee. I hope that we can go by Tuesday, Thursday.

8. PRESIDENT:

9. House Bills on Second Reading. 16...is Senator Mohr on the  
10. Floor? I wonder...Senator Soper will you make a note to tell  
11. your colleague, seatmate...Senator Mohr, do you want to move  
12. those? 1668.

13. SECRETARY:

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

15. PRESIDENT:

16. Any amendments from the Floor? Third Reading. 1669.

17. SECRETARY:

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

19. PRESIDENT:

20. Any amendments from the Floor? Third Reading. 1781, Senator  
21. Mohr. 1781.

22. SECRETARY:

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

24. PRESIDENT:

25. Any amendments from the Floor? Third Reading. 3743. 3743.

26. SECRETARY:

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

28. PRESIDENT:

29. Senator Laughlin.

30. SENATOR LAUGHLIN:

31. I'm not aware of amendments that are being. There aren't  
32. any? All right. Then just go ahead and move it. I was going to  
33. say I'd offer to bring it back if anybody wanted to try have a go

1. at it.

2. PRESIDENT:

3. 3743. Are there any amendments from the Floor? Third  
4. Reading. 3784, Senator Mohr. All right, we'll come back to  
5. that shortly. 3794, Senator Hynes. 3794.

6. SECRETARY:

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

8. PRESIDENT:

9. Any amendments from the Floor? Third Reading. 4285,  
10. Senator Vadalabene? 4285.

11. SECRETARY:

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

13. PRESIDENT:

14. Any...

15. SECRETARY:

16. One Floor Amendment offered by Senator Vadalabene.

17. PRESIDENT:

18. Senator Vadalabene offers Amendment No. 1. Can you explain  
19. the Amendment, Senator?

20. SENATOR VADALABENE:

21. Yes. Thank you, Mr. President and members of the Senate.  
22. House Bill 4285 is a quadrennial Bill designed to revise the  
23. pay schedule of County officers. As presently constituted in  
24. the Bill contains the range of the maximum allowance. What this  
25. Amendment does, it makes a revision of a minimum allowance...there  
26. will be a minimum salary for the County officials.

27. PRESIDENT:

28. Is there any discussion of the Amendment? All in favor  
29. signify by saying aye. Contrary minded? The Amendment is adopted.  
30. Any further amendments? Third Reading. 4465, Senator Laughlin,  
31. do you want to advance that for Senator Gilbert?

32. SENATOR LAUGHLIN:

33. NO? Senator Hynes says, no, I don't advance this for Senator

1. Gilbert, is that correct? I can't tell what Senator Hynes means.  
2. I don't interpret this way and this way. Will you please tell me,  
3. Senator?

4. PRESIDENT:

5. Senator Hynes.

6. SENATOR HYNES:

7. Please do not move it.

8. PRESIDENT:

9. Or could we move it and then bring it back for Amendment.  
10. You would rather not move it. We're going to be getting into  
11. problems with some of these bills if we don't ...Senator Partee.

12. SENATOR PARTEE:

13. Just so nobody will think we're talking about holding it  
14. 'till tomorrow or something. We'll get back later to it today.

15. PRESIDENT:

16. Okay. 4590, Senator Rock. 4590.

17. SECRETARY:

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

19. PRESIDENT:

20. Any amendments from the Floor? Third Reading. 4682,  
21. Senator Graham. 4682.

22. SECRETARY:

23. Second Reading of the Bill. No Committee amendments. One  
24. Floor Amendment offered by Senator Graham.

25. PRESIDENT:

26. Senator Graham, can you explain your Amendment.

27. SENATOR GRAHAM:

28. Yes, Mr. President and members of the Senate. This Bill,  
29. originally, was to provide for filing of results of a refer-  
30. endum on the question of whether a County or a municipality  
31. should become a Home Rule unit. Certificate to be filed with the  
32. Secretary of State and become public record. Certificate must  
33. show whether the County or municipality is Home Rule or non Home



1. Rule as a result of the referendum. The Amendment says strictly  
2. that there will be a 20-day prefile notice to the Secretary of  
3. State of the municipality or unit's intention to hold a referendum.  
4. I move its adoption.

5. PRESIDENT:

6. Is there any discussion? All those in favor, signify by  
7. saying aye. Contrary minded? The Amendment is adopted. Any  
8. further Amendments? Third Reading. Senator Mohr is now ready  
9. on 3784. 3784.

10. SENATOR MOHR:

11. Yes. I'd like to move that, and there has been talk about  
12. an amendment. I'll bring it back at a later date if you so desire.

13. PRESIDENT:

14. 3784.

15. SECRETARY:

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

18. PRESIDENT:

19. Senator Clarke, you're offering an Amendment on 3784?

20. SENATOR CLARKE:

21. Yes, Mr. President. It's an Amendment that strikes Sections  
22. relating to an Employment Agency Advisory Council. When this Bill  
23. was presented to me with the idea that it should be brought off the  
24. Table, it was represented that the Department of Labor was for it,  
25. and I find that they were against it, unless or until this Amend-  
26. ment is accepted it takes this Advisory Council out. They do not  
27. want that. So I would like to offer this Amendment to put it in  
28. presentable form.

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Well, I've had some dealings with Advisory Councils that  
33. Departments don't want to have around. Now, why wouldn't the

1. Department of Labor like to have a free Advisory Council tell-  
2. ing them where they're making errors or where they could improve  
3. their work.

4. PRESIDENT:

5. Senator Clarke.

6. SENATOR CLARKE:

7. Maybe they've got too many Councils now. I really can't  
8. answer your question.

9. PRESIDENT:

10. Is there further discussion? Senator Mohr.

11. SENATOR MOHR:

12. Just in order that we might save some time, I did state  
13. that I'll bring it back if somebody has some objection to it.  
14. Move it for today though.

15. PRESIDENT:

16. Well, this amendment is being offered right now.

17. SENATOR MOHR:

18. We'll adopt this amendment. If there's further amendments,  
19. we'll come back to it.

20. PRESIDENT:

21. All right. Is there further discussion of this amendment?  
22. All in favor of the adoption of the amendment indicate by saying  
23. aye. Contrary minded. Senator Partee.

24. SENATOR PARTEE:

25. I'm sorry. What exactly does the amendment do? I'm  
26. sorry.

27. PRESIDENT:

28. Senator Clarke.

29. SENATOR CLARKE:

30. The amendment eliminates Section 1a. It pertains to an  
31. Advisory Council, Illinois Employment Agency Advisory Council  
32. of seven members. The Department indicates...the Director  
33. indicates that they object to this bill with its Advisory

1. Council.

2. PRESIDENT:

3. Senator Partee.

4. SENATOR PARTEE:

5. Did they state the reason for their objection?

6. PRESIDENT:

7. Senator Clarke.

8. SENATOR CLARKE:

9. My information states here that Director Grabiec feels  
10. the Council is totally unnecessary--besides being costly, it  
11. would only duplicate work the Department is already doing. I  
12. feel that this was somewhat misrepresented because if the  
13. House member that brought it to me had indicated favorable  
14. approval by the Department where it turns out to be just the  
15. opposite.

16. PRESIDENT:

17. Is there further...all in favor of the adoption of the  
18. amendment indicate by saying aye. Contrary minded. The  
19. amendment is adopted. Senate bills on Second Reading. 1608.  
20. 1608.

21. SECRETARY:

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

23. PRESIDENT:

24. Any amendments from the Floor? Senator Rock.

25. SENATOR ROCK:

26. I just want to point out that the...that there is a  
27. misprint on the Calendar. It should be January 1, 1973. I  
28. wish the Secretary would correct that.

29. PRESIDENT:

30. The Senator is correct. The Calendar will, hopefully,  
31. be corrected. Senate bills on Third Reading. Are there any  
32. Senators who want to call Senate Bills on Third Reading? House  
33. Bills on Third Reading. These are the first bills which will

1. now be called: 2215, Senator Berning; 2222, Senator Mitchler;  
2. 2363, Senator Newhouse; 3068, Senator Hynes; 2215, Senator  
3. Berning. Is Senator Berning...wishes to hold it. 2222,  
4. Senator Mitchler. Hold. Is Senator Newhouse on the Floor?  
5. Senator Hynes, 3068. In the next column. These are the  
6. first bills that will be called: 4083, Senator Mohr; 4102,  
7. Senator Horsley; 4158, Senator Baltz; 4185, Senator Knuepfer;  
8. 4211, Senator Coulson. 4083, Senator Mohr.

9. SENATOR MOHR:

10. Yes, Mr. President and members of the Senate, House  
11. Bill 4083 is the annual appropriation for the Department of  
12. Aeronautics. I know of no objection. I ask for a favorable  
13. roll call.

14. PRESIDENT:

15. Is there any discussion? Senator Rock.

16. SENATOR ROCK:

17. Yes, Mr. President and members of the Senate, the Task  
18. Force did look at this. It was reported out of the Appropriations  
19. Committee without an amendment. I'd urge the members on my  
20. side to support this bill.

21. PRESIDENT:

22. The Secretary will call the roll.

23. SECRETARY:

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

33. PRESIDENT:

1. Course aye. On that question the yeas are 39, the nays  
2. are none. The bill having received a constitutional majority  
3. is declared passed. 4102, Senator Horsley.

4. SENATOR HORSLEY:

5. Mr. President and members of the Senate, I move to bring House  
6. Bill 4102 back to Second Reading for the purpose of offering  
7. an amendment.

8. PRESIDENT:

9. 4102 is brought back to Second Reading for purpose of  
10. amendment.

11. SENATOR HORSLEY:

12. May I ask the Secretary if the first two amendments have  
13. been adopted?

14. PRESIDENT:

15. Two amendments have been adopted apparently.

16. SENATOR HORSLEY:

17. I now offer Amendment No. 3.

18. PRESIDENT:

19. Can you explain your amendment, Senator?

20. SENATOR HORSLEY:

21. Yes and to explain, someone raised the question yesterday  
22. and I wasn't sure about the draftmanship, but I've since checked  
23. it...Senator Bruce, I believe you raised this question about  
24. amending a bill that has been amended and for many years it's  
25. been the practice to offer amendments to the printed bill and  
26. it's up to Enrolling and Engrossing then to put them together.  
27. There is another way and that is offering an amendment to a bill  
28. that has been amended and that's an amendment as amended; so,  
29. either way is acceptable and I've checked this with the  
30. Reference Bureau and it will work out. This bill will have a  
31. Conference Committee anyway you look at it because it has to  
32. go back to the House; and so if there is any problem on lines  
33. or amendments, it will be worked out in that manner. Now,

1. Amendment No. 3 has to do with \$1,700,000 that were added  
2. by amendment to this bill on a matter of Local Government  
3. Health Departments. The budget had a budget of \$1,323,000,  
4. I believe. By amendment that has been increased above what  
5. the Governor's Budget allowed by \$1,700,000 so that all the  
6. telegrams that you've received from the people in these Local  
7. Health Departments, I think they misunderstand and think that  
8. they are being taken out when in reality they are getting the  
9. exact amount as budgeted and the Director testified that in  
10. his opinion \$1,323,000 was the proper amount and that he  
11. could do the job that should be done with the Local Departments  
12. and did not need \$1,700,000 additional money. So Amendment  
13. No. 3 merely takes out a million, 600 and some odd thousand dollars  
14. to bring it back in line with the Budget and I offer Amendment  
15. No. 3 and move its adoption.

16. PRESIDENT:

17. Is...Senator Bruce.

18. SENATOR BRUCE:

19. I rise in opposition to Amendment No. 3. The Local  
20. Health Agencies who are going to be funded by this have done  
21. an excellent job in the State of Illinois. We have underbudgeted  
22. their work for many years and it's my own feeling that the House,  
23. although I do not generally agree with additional monies to any  
24. Agencies, this is one time where local public health agencies  
25. have spent the money wisely and for very good programs--for  
26. inoculations of school children and other health examinations--  
27. and if they need an additional amount of money and they've  
28. convinced our Task Force that they do, I believe that we should  
29. appropriate this money and I oppose removing the amount of  
30. money that the House has inserted in this line item.

31. PRESIDENT:

32. Is there further discussion? Senator Horsley may close  
33. the debate.

1. SENATOR HORSLEY:

2. Very briefly, I think all has been said that need be  
3. said. The Department, the Governor says \$1,300,000 is enough  
4. and I believe that that should be sufficient. The mere fact  
5. that some local individuals may want \$3,000,000 or \$10,000,000  
6. or \$20,000,000, I believe we have to stay within whatever limits  
7. we can find the money, and I would urge the adoption of Amend-  
8. ment No. 3.

9. PRESIDENT:

10. Is division satisfactory, Senator Horsley or Senator  
11. Bruce? Will the Senators be in their seats. Senators be  
12. in their seats. Those in favor of the adoption of the amend-  
13. ment by Senator Horsley, please rise. Those opposed, please  
14. rise. The amendment is defeated. Senator Horsley.

15. SENATOR HORSLEY:

16. I now offer Amendment No. 4. This bill contains the amount  
17. in it for the MTS, Municipal Tuberculosis in Chicago, and it  
18. was found that this was not appropriated last time. Their  
19. right to levy a tax to support this institution was increased  
20. and the Governor did not include this in his Budget and for  
21. that reason, the Director believes it is not necessary. As of  
22. December 31, there were only 464 of the beds occupied in this  
23. institution out of a total beds available of 630, and out of the  
24. whole State, there's only 800 beds occupied of a total of nearly  
25. 1200; so that it is the feeling that we are spending money here  
26. for a local project that we do not do in other localities and  
27. that the money should not be appropriated and should be deleted.  
28. It's a million and one-half dollars that's been added again  
29. over and above the amount budgeted by the Governor and over  
30. and above the amount which the Department says is not needed in  
31. the bill; so I would move the adoption of Amendment No. 4.

32. PRESIDENT:

33. Senator Dougherty.

1. SENATOR DOUGHERTY:

2. Mr. President and members of the Senate, I rise in opposition  
3. to this Amendment for the reason as Senator Horsley says, it  
4. does provide \$1,500,000 for the Chicago Municipal Tuberculosis  
5. Sanitarium. This is badly needed because despite what has been  
6. said to the contrary, the State Department is gradually phasing  
7. out the State Tuberculosis Sanitarium in Chicago. Furthermore,  
8. we were forced to increase the statutory rates for the maintenance  
9. of this institution and we find there is still need for it,  
10. a definite need for it for the reason that this is located in  
11. an area where there is a high incidence of TB and it is badly  
12. needed in order to operate and to take care of these people  
13. because you must remember that many of these people are not  
14. natives of Chicago; there are people who come there from other  
15. parts of the State seeking employment and what the phase out  
16. of the Chicago State Tuberculosis Hospital and the slowing  
17. down of the hospital at Mt. Vernon, this is one place where  
18. Chronic Tuberculosis sufferers may come and those suffering  
19. from other pulmonary diseases. This is badly needed and a  
20. badly need item for the City of Chicago and I suggest that we  
21. do reject this amendment.

22. PRESIDENT:

23. Senator Egan.

24. SENATOR EGAN:

25. Thank you, Mr. President and members of the Senate. Let  
26. me tell you, Senator Horsley, that this is not a local project.  
27. This money has been appropriated over the last previous eight  
28. sessions of the General Assembly and all of a sudden this time  
29. the Governor decided that he doesn't want to spend the money  
30. anymore. Let Chicago spend the money on their own Municipal  
31. Tuberculosis Sanitarium. It is not Chicago's only, Senator  
32. Horsley. It is not a local project and believe me if you go  
33. over there and talk to the people that run the place, you can



1. find out very soon that it is drastically needed; so, I rise  
2. in opposition of your amendment.

3. PRESIDENT:

4. Senator Horsley may close the debate.

5. SENATOR HORSLEY:

6. Well, Mr. President, I again repeat right here in the  
7. City of Springfield, we have St. John's Sanitarium where we  
8. support that locally and there's no State money involved.  
9. As far as I know, Mt. Vernon is the only one in the State, the  
10. downstate, that gets any tax money. I don't believe Peoria  
11. gets any tax dollars from the State, and here again I'm going  
12. to repeat that we're subsidizing a deficit here for an in-  
13. stitution at the end of the year who had only 464 beds occupied  
14. out of 630. Now, the Governor did not include this. We did  
15. not appropriate money last time for this institution and I  
16. see no reason why we should do it this time and why they should  
17. be treated any differently than these downstate Sanitariums  
18. that are being run at the present time locally. I again renew  
19. my motion that Amendment No. 4 be adopted and ask for a roll  
20. call.

21. PRESIDENT:

22. Roll call has been requested. For what purpose does  
23. Senator Soper arise?

24. SENATOR SOPER:

25. Mr. President, I'd like to ask Senator Dougherty one  
26. question.

27. PRESIDENT:

28. Just a moment. The debate has been closed already; so  
29. you may explain your vote if you wish to talk on the bill.

30. SENATOR SOPER:

31. Mr. President.

32. PRESIDENT:

33. Yes.

1. SENATOR SOPER:

2. I can't explain my vote unless I ask a question.

3. PRESIDENT:

4. You may ask a question when it comes to your turn on the  
5. roll call. The Secretary will call the roll. Those in agree-  
6. ment with Senator Horsley will vote in the affirmative. Those  
7. in agreement with Senators Dougherty and Egan will vote in  
8. the negative.

9. SECRETARY:

10. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
11. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
12. Davidson, Donnewald, Dougherty, Egan...

13. PRESIDENT:

14. Senator Dougherty.

15. SENATOR DOUGHERTY:

16. Before casting my vote which is aye, I'd like to inform  
17. Senator Horsley that as Senator...my vote is no rather...I'd  
18. like to inform Senator Horsley that as I stated before, we are  
19. now treating patients at MTS, are those who have been left  
20. out or forced to go to MTS by virtue of being the phase out  
21. of the State TBS. Furthermore, for many years we did have this  
22. appropriation for the City of Chicago. Then suddenly with the  
23. advent of the present administration, we find that a survey  
24. was made by a group of people from Temple University in  
25. Philadelphia who advised the phase out of this hospital. They  
26. don't even know where the hospital is and this was done solely  
27. on their advice as requested by the Bureau of the Budget.  
28. This is needed, vitally needed, and I urge that my colleagues  
29. vote no on this amendment.

30. SECRETARY:

31. ...Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
32. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,  
33. Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,

1. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
2. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper...  
3. PRESIDENT:  
4. Senator Soper.  
5. SENATOR SOPER:  
6. Now if I'm not too late, may I ask a question?  
7. PRESIDENT:  
8. You're in order, Senator.  
9. SENATOR SOPER:  
10. Senator Dougherty, I know, I know...  
11. PRESIDENT:  
12. Senator Soper is entitled to be heard. Just a minute.  
13. SENATOR SOPER:  
14. I know that some people from my District go over to the  
15. Chicago TB Institute and are taken care of. Is that correct?  
16. PRESIDENT:  
17. Senator Dougherty.  
18. SENATOR DOUGHERTY:  
19. People from your area are eligible for MTS and they're  
20. also eligible for the Cook County TBS...TB San.  
21. PRESIDENT:  
22. Senator Soper.  
23. SENATOR SOPER:  
24. I vote no.  
25. SECRETARY:  
26. ...Sours, Swinarski, Vadalabene, Walker, Weaver.  
27. PRESIDENT:  
28. McBroom aye. Horsley aye. Merritt aye. Horsley.  
29. Swinarski no. On that question the yeas are 22, the nays  
30. are 31. The Amendment is defeated. Since no amendments were  
31. passed, we can go and call it back to Third Reading and proceed  
32. immediately to the adoption of the bill if you want to do so.  
33. SENATOR HORSLEY:

1. I'll now ask to call the bill on Third Reading then.

2. PRESIDENT:

3. Right. 4102, Senator Horsley.

4. SENATOR HORSLEY:

5. I think the bill has been debated and I...as I've pointed  
6. out, it will have to go back to the House for concurrence and  
7. these matters will have to be worked out in a Conference Committee,  
8. and I'd ask a favorable roll call on the bill.

9. PRESIDENT:

10. The Secretary will call the roll.

11. SECRETARY:

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

21. PRESIDENT:

22. Neistein aye. Nihill aye. Hynes aye. Savickas aye. Clarke  
23. aye. Gilbert aye. On that question the yeas are 36, the nays  
24. are none. The bill having received a constitutional majority  
25. is declared passed. Senator Newhouse was off the Floor when  
26. 2363 was called and he is now here. 2363. Senator Newhouse.

27. SENATOR NEWHOUSE:

28. Thank you, Mr. President and Senators. House Bill 2363...

29. PRESIDENT:

30. Just, just, just a moment. Senator Clarke. There is a  
31. request, Senator Newhouse, that that be held. 2363 is held.  
32. 4158. Is Senator Baltz on the...4158, is Senator Baltz on  
33. the Floor? 4211, Senator Coulson. Senator Coulson.

1. SENATOR COULSON:

2. Yes, Mr. President, I would like to request that that be  
3. called back to the order of Second Reading for the purpose of adding  
4. two amendments. I think the gentlemen on the other side have seen  
5. both amendments. One is to be offered by them. That probably should  
6. be number one.

7. PRESIDENT:

8. Who is offering that amendment? Senator Hynes offers Amendment  
9. No. 1. Can you explain the amendment, Senator?

10. SENATOR HYNES:

11. Amendment No. 1 does not change the total in the appropriation, but  
12. it earmarks \$115,000 for student employment purposes at the institutions  
13. involved in this appropriation bill and I would move the adoption of the  
14. amendment.

15. PRESIDENT:

16. Is there any discussion? All in favor signify by saying aye.  
17. Contrary minded. The amendment is adopted. Amendment No. 2 is offered  
18. by Senator Coulson. Is that correct? Senator Coulson.

19. SENATOR COULSON:

20. Is that on the Secretary's desk too? This amendment recalculates  
21. the arithmetic involved in the so-called prevailing wage amendment. I  
22. think your forces have seen it. Considerable amount of arithmetical  
23. recalculation had to be done. The Hanahan amendment, so-called, was  
24. erroneous; and while I'm not in sympathy with it, I suppose if it's  
25. going to be attached to this bill, it should be done with correct  
26. arithmetic. Have you seen it and are you satisfied with it?

27. PRESIDENT:

28. Is there any discussion? Senator...

29. SENATOR COULSON:

30. Mr. President, why don't I move its adoption orally and we'll  
31. hold it for awhile and see if they are satisfied.

32. PRESIDENT:

33. Well, just a moment. Is there any discussion? Senator

1. Partee.

2. SENATOR PARTEE:

3. We missed something here. I'm not sure we heard you.

4. PRESIDENT:

5. Senator Coulson.

6. SENATOR COULSON:

7. Yes, Sir. This amendment makes about fifteen changes in  
8. House Bill 4211 by changing an amount, \$23,937,000 to \$25,222,000,  
9. so forth and so forth. It's entirely arithmetical. I think  
10. you have several copies of it. The purpose is to correct the  
11. arithmetic involved in the prevailing wage amendment so that  
12. as now...if it now so amended, this purpose would be accomplished.  
13. All of the Universities' systems would be kept together. There  
14. would be a 5½% July 1st increase for all nonacademic staff with  
15. add-on funds for prevailing rate costs and a 4½% September 1st  
16. increase for all academic staff. This was the apparent attempt  
17. of the House amendment, but the arithmetic was terribly faulty  
18. and I don't sympathize with it, so I'm not going to advocate  
19. it and if you want to defeat it, bless you. I'll be happy.

20. PRESIDENT:

21. Is there further discussion? Senator Partee.

22. SENATOR PARTEE:

23. We apparently don't have the amendment or if we do have  
24. it, we've mislaid it or some other staff member has it. If  
25. you could just hold it a minute until we can get it and we'll  
26. get right back to this.

27. PRESIDENT:

28. Senator Coulson.

29. SENATOR COULSON:

30. Well, why couldn't I adopt it and I'll call it back if  
31. you're not satisfied. We have adopted one amendment and I  
32. don't want to get this thing balled up with the record.

33. PRESIDENT:

1. All right. All right. We'll adopt this amendment and  
2. then hold the bill until we get things cleared up. All in  
3. favor of the adoption of the amendment indicate by saying  
4. aye. Contrary minded. The amendment is adopted. Third  
5. Reading. The next bills to be called are: 4256, Senator  
6. Latherow; 4286, Senator Groen; 4294, Senator Gilbert; 4302,  
7. Senator Dougherty and 4330, Senator McCarthy. 4256, Senator  
8. Latherow. Hold it. 4286, Senator Groen. Hold. Senator  
9. Gilbert just went off the Floor. I think he'll be returning.  
10. 43...We'll...I'll come back to it whenever you want, Senator  
11. Gilbert. 4302. Hold. 4330, Senator McCarthy. You want  
12. to hold it. The Chair can't guarantee a thing. You discuss  
13. that with...hold. The next bills to be called on that column  
14. then are: 4374, Senator Latherow; 4392, Senator Partee and  
15. 4420, Senator Fawell. 4374, Senator Latherow.

16. SENATOR LATHEROW:

17. Mr. President, I have two amendments to go on this bill.

18. PRESIDENT:

19. Senator Latherow has two amendments. The bill is brought  
20. back to Second Reading. Can you explain the amendments?

21. SENATOR LATHEROW:

22. Yes.

23. PRESIDENT:

24. Let's take them one at a time.

25. SENATOR LATHEROW:

26. Mr. President, Amendment No. 1...it won't be Amendment  
27. No. 1 now. The ones that you have there, I want the Secretary  
28. to note, those amendments that weren't adopted will not be adopted.

29. PRESIDENT:

30. You are offering some completely new amendments here now,  
31. Senator Latherow. Is that correct?

32. SENATOR LATHEROW:

33. Yes.

1. PRESIDENT:  
2. Senator Latherow offers...  
3. SENATOR LATHEROW:  
4. This amendment...this amendment is the one that has to  
5. do with...  
6. PRESIDENT:  
7. Just a moment. So that we understand where we are. There  
8. have been some amendments adopted. Is that correct?  
9. SENATOR LATHEROW:  
10. One amendment, I think, was adopted. Isn't that correct...  
11. or two?  
12. PRESIDENT:  
13. One amendment has been adopted. All right.  
14. SENATOR LATHEROW:  
15. Right. Right.  
16. PRESIDENT:  
17. So, Senator Latherow now offers Amendment No. 2.  
18. SENATOR LATHEROW:  
19. Amendment No. 2 puts into the bill the funding money for  
20. Chicago State and Governor's State and also puts back into the  
21. bill the construction of the Fine Arts building and the Health  
22. Services facility at Western Illinois University. I move  
23. the adoption of Amendment No. 2.  
24. PRESIDENT:  
25. Is there any discussion? All in favor signify by saying  
26. aye. Contrary minded. The amendment is adopted. Amendment  
27. No. 3 is now offered by Senator Latherow. Can you explain that?  
28. SENATOR LATHEROW:  
29. This amendment, Mr. President, has to do with the prevailing  
30. wage rate, negotiated wage rate amendment, and I think that we  
31. have had some agreements on this in order to provide consistency  
32. for all systems, The University of Illinois and the Board of  
33. Governors and the Board of Regents and so forth. It has a 5½%



1. July 1 increase for all nonacademic staff and with add-on  
2. funds for prevailing rate costs and a 4½% increase on all  
3. academic staff on September 1, and I move the adoption of  
4. Amendment No. 3.

5. PRESIDENT:

6. Senator Hynes.

7. SENATOR HYNES:

8. I believe the amendment is correct, but we have not  
9. fully completed our check of it. I suggest that we adopt it  
10. as we did the other one with the understanding that if there is  
11. a problem, we'll come back to it, and move it back to Second.

12. PRESIDENT:

13. All right. Is there further discussion? All in favor  
14. of the adoption of the amendment, indicate by saying aye.  
15. Contrary minded. The Amendment is adopted. We will come back  
16. to these when I get an indication from the Sponsor or someone  
17. that we're ready to go ahead. Senator Gilbert.

18. SENATOR GILBERT:

19. with the same understanding and with the approval  
20. of Senator Hynes, I would like to now revert to House Bill 4294  
21. which we just passed over. I have a similar amendment, and  
22. if we could put that on now with the understanding that it  
23. will be called back in the event if we cannot reach an accord  
24. upon it.

25. PRESIDENT:

26. 4294 is called back to Second Reading for purpose of  
27. amendment. Senator Gilbert offers another amendment, the  
28. same general tenure as the amendments which have just been  
29. adopted. Is there any discussion? All in favor signify by  
30. saying aye. Contrary minded. The amendment is adopted.  
31. The bill will be held on Third Reading now until we hear.  
32. 4392. Is Senator Partee on the Floor? Senator Partee.

33. SENATOR PARTEE:

1. Mr. President and members of the Senate, you know exactly  
2. what my attitude has been about Commissions, but this is one  
3. which I think we can logically make an exception of because  
4. it does not fit into any of the categories of other committees  
5. and could not properly be a subcommittee of any of them.  
6. This is a very interesting, new kind of concept. I'm sometimes  
7. amazed at how we see things happen day after day after day and  
8. finally somebody puts it into presentable words where we can  
9. understand it and I passed out this morning something for your  
10. desk called "The Sudden Infant Death Syndrome Study Commission."  
11. The Federal Government has spent about eight million dollars,  
12. eight million dollars, in hearings and other things in this  
13. area, and this is a modest appropriation of \$9000. Sometimes  
14. we think about what is called "Crib Deaths" or "Cot Deaths"  
15. and not only is there no explanation in terms of medicine  
16. what causes death of several, three out of every one thousand  
17. children, born in this country, but the effects on the parents  
18. and the brothers and sisters seems to be quite traumatic and  
19. there is, we feel, something that can be done for persons  
20. in that situation. So, the purpose of this Commission is to  
21. study this question and hopefully make recommendations as to  
22. how to assuage and mollify parents under these circumstances.  
23. I hope this is enough of an explanation. If it is not, I'd  
24. be happy to answer any questions. If not, I would ask for a  
25. favorable roll call.

26. PRESIDENT:

27. Is there...Senator Walker.

28. SENATOR WALKER:

29. Thank you, Mr. President and members of the Senate. When  
30. I look at the sponsorship of this bill in the House, I can't  
31. quite agree that it's necessary legislation even though the  
32. appropriation is only \$9000. The members of the Senate will  
33. take a fast shot, Wolf, Katz, Scariano, Mann, Rayson...I would

1. say that the sponsorship over there is 90% liberal. Again  
2. we start these deals with \$9000; next year it will be \$25,000,  
3. 40 or 50. I'm still complaining about the Railroad Crossing  
4. deal of Palmer's that was really doing a job and came here  
5. and asked for only a few thousand dollars more and we defeated  
6. here. I can't see where this is something for the Legislature.  
7. There's going to be five Senators, five members of the House  
8. delve into this subject here. I think it's something that  
9. should be handled by the Medical Profession or someone more  
10. knowledgeable. I don't disagree with the intent and purpose  
11. of the legislation, but I just can't see where any member  
12. of this Senate or any member of the House could be helpful  
13. in coming up with any solution to it. I intend to vote no  
14. and I would ask a few friends that I have left on both sides  
15. of the aisle to feel free to joining me. Thank you.

16. PRESIDENT:

17. Senator McBroom. Senator Partee.

18. SENATOR PARTEE:

19. Senator Walker yield for a question? The gentlemen  
20. that he referred to as sponsors of the bill, I think if you  
21. would check, you would find out that they voted for a certain  
22. \$8,000,000 bridge bill. I don't know if you are interested  
23. in that, but more than that, I think legislation ought to rise  
24. or fall on...not on the sponsorship, but on the merit of the  
25. legislation. I would for one hate to say to people who go  
26. through this shock and trauma that they are to be ignored and  
27. that we shouldn't make some effort to find out something about  
28. the sudden infant death syndrome. I...probably you are...have  
29. some problem with the language involved in the name of it. I  
30. think medically it's the only way to be properly expressive  
31. of what is involved. If there are no further questions, I'd  
32. call for a roll call.

33. PRESIDENT:

1. The Secretary will call the roll.

2. SECRETARY:

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

9. PRESIDENT:

10. Senator Mohr.

11. SENATOR MOHR:

12. If I'd know we're going to be talking about Commission bills  
13. again, Senator, I'd have introduced another Railroad Crossing  
14. Commission bill which I think is most important too. I'm going  
15. to again give you a vote on another commission bill. I vote  
16. aye.

17. SECRETARY:

18. ...Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,  
19. Partee, Rock, Romano, Rosander, Saperstein, Savickas, Smith,  
20. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver.

21. PRESIDENT:

22. Carpentier aye. On that question the yeas are 38, the nays  
23. are 1. The bill having received a constitutional majority is  
24. declared passed. 4420, Senator Fawell.

25. SENATOR FAWELL:

26. Mr. President and members of the Senate, House Bill 4420  
27. is no longer an appropriation bill. That was amended out of  
28. the bill and what the bill does is to provide what is referred  
29. to as special education grants to two different categories:  
30. One to teachers who are under contract and teaching special  
31. education courses in poverty areas and to teachers who are  
32. certified but not under the certification portions of the  
33. special education article of the School Code. It limits the

1. aid which is given here in a scholarship grant to the maximum  
2. amount which a student would get under the Illinois Scholarship  
3. Law. It obligates the person to execute a note so that the value  
4. of this scholarship would be repaid within a three year period  
5. after the, after the grant is given. And, of course, the person  
6. is obligated to teach for a two-year period in a poverty area.  
7. The basis of the Bill, which had very strong support in the House,  
8. is that obtaining teachers who will teach special education in  
9. poverty areas, especially, is a very difficult process. The funds  
10. are in the Governor's budget now, as I understand it, and I know  
11. of no opposition to the legislation as it stands, would ask for  
12. the favorable vote of the Senate.

13. PRESIDENT:

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

15. SECRETARY:

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

24. PRESIDENT:

25. Senator Latherow.

26. SENATOR LATHEROW:

27. Aye.

28. PRESIDENT:

29. Latherow aye. Sours aye. On that question the yeas are 33,  
30. the nays are none. The Bill having received the constitutional  
31. majority is declared passed. The next Bills to be called are  
32. 4422, Senator Fawell, 4449, Senator Knuepfer, 4508, Senator  
33. Latherow and 4550, Senator Dougherty. 4422, Senator Fawell.

1. SENATOR FAWELL:

2. Mr. President and members of the Senate, House Bill 4422 is  
3. Representative Telscer's legislation which sets forth bilingual  
4. scholarship grants and these grants would be handled by the Scholar-  
5. ship Commission again given the two basic categories of recipients.  
6. One, to teachers who are not certified as teachers but are bilingual  
7. and to students who are bilingual who do desire to go into teaching  
8. as a profession. In each case they must enter into contracts to  
9. teaching as a profession. In each case they must enter into contracts  
10. to teach for at least a two-year period in schools which are cert-  
11. ified as being a school with a substantial number of bilingual  
12. students. This has been amended to cover both Chicago and downstate.  
13. And it is a sum of money, \$200,000, which is within the Governor's  
14. budget. Again, I know of no opposition to the Bill and would  
15. appreciate the support of the Body.

16. PRESIDENT:

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

18. SECRETARY:

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

23. PRESIDENT:

24. Senator Kosinski.

25. SENATOR KOSINSKI:

26. Senator Fawell, may I say this. That through all the efforts  
27. that were done and all the hard work that was done on my bilingual  
28. bill, I understand early this morning the Appropriations Committee,  
29. kiss of death 12 to 6, down party lines, but I shall always support  
30. for better education. I'll vote aye on this bill.

31. SECRETARY:

32. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
33. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,  
Partee, Rock, Romano, Rosander, Saperstein,

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

3. PRESIDENT:

4. Romano aye. Lyons aye. On that question the yeas are 36,  
5. the nays are 5. The Bill having received the constitutional  
6. Majority is declared passed. I am advised by Senator Hynes that  
7. Senate Bill 1547, the School Formula Bill, and there is now an  
8. agreed Amendment, so we're going to go out of the order of  
9. business for this one Bill. Senate Bill 1547, Senator Hynes.

10. SENATOR HYNES:

11. It is not an agreed Amendment. The agreement was that the  
12. Bill would be brought back for purposes of attaching the Amendment.

13. PRESIDENT:

14. I'm sorry. Well, we'd better get going on the Bill anyway.  
15. Get something rolling. 1547 is brought...on Second Reading and  
16. will return to Postponed Consideration then, Senator. Yes it will.  
17. Return to Postponed Consideration then after the adoption of the  
18. Amendment.

19. SENATOR HYNES:

20. I can't ask to have it brought back to Third Reading.

21. PRESIDENT:

22. You wish to call it, then, today, is that it?

23. SENATOR HYNES:

24. Yes.

25. PRESIDENT:

26. All right. 1547 is brought back to Second Reading for pur-  
27. poses of Amendment. Senator Hynes offers Amendment No. 1. Ex-  
28. plain the Amendment, Senator.

29. SENATOR HYNES:

30. Amendment No. 1 makes several changes in the proposed formula  
31. for the coming fiscal year. Essentially, though, to get to the  
32. essence of it, it adopts the formula of the School Problems  
33. Commission which is found in House Bill 4465 and makes two additions.

1. One, it adds a two percent increase in the density bonus for all  
2. four categories involved. Secondly, it adds five percent to the  
3. flat multiplier. The total money involved in those two additions  
4. is \$41 million dollars, of which \$27 million would be distributed  
5. downstate, \$14.4 million in Chicago. I would move the adoption  
6. of Amendment No. 1 and, I'd be happy to respond to any questions.  
7. PRESIDENT:

8. Senator Gilbert.

9. SENATOR GILBERT:

10. I merely want to rise in opposition to this. This is a  
11. matter that we've gone over many times. This Amendment would call  
12. for, according to Senator Hynes, and I have no reason to question  
13. anything that he says in relation to this...

14. PRESIDENT:

15. Just a moment. Please ...this...Let's hold down the noise.  
16. Proceed, Senator.

17. SENATOR GILBERT:

18. An increase of \$41 million above the recommendation of the  
19. School Problems Commission Formula. Now, the Governor, when he  
20. indicated that there was \$90 million dollars available for the  
21. common schools over the amount of money appropriated last year,  
22. he made no recommendation as to how it be spent, where it be  
23. spent, leaving that to the Legislature. The recommendation of  
24. the School Problems Commission used \$47 million dollars of that  
25. in their formula which gave a 7% flat multiplier increase to all  
26. schools and reduced the qualifying rate in the dual districts three  
27. cents, which added another \$6 million plus dollars to them. We  
28. have, so far, in the special education program, which has been  
29. enacted in the Superintendent's budget, added one million of this  
30. \$90 million to the gifted, one-half million to the special education  
31. tuition, \$16 million for special education reimbursements,  
32. \$1,570,000 for bilingual education, \$6, 700,000 for urban education  
33. which \$700,000 is to be reduced in the event that certain other



1. bills which we passed from here are passed from the House, leaving  
2. that one at about \$6 million for urban education. We've added  
3. \$6,600,000 for pupil transportation. Senator Rock had a Bill which  
4. called for \$5,000...\$500,000, but that will be taken care of in  
5. the reduction of the urban pupil transportation, I mean the urban  
6. education bill. We have a \$5,800,000 deficiency which is on  
7. Second Reading now. And there were two survey bills. One \$100,000,  
8. one \$128,000, and then we also had \$20,000 for the hearing officers.  
9. The money just is not there. We have done the best we can to  
10. distribute the money throughout the State to help the urban area,  
11. to help the rural and the sparsely settled, populated areas, where  
12. the people live many miles apart or from their schools. If the  
13. money was there, lady and gentlemen of the Senate, I'm sure that  
14. everyone of us here would be glad to support this type of legis-  
15. lation. The School Problems Commission would have recommended a  
16. higher support level. But it isn't there, and I urge a no vote on  
17. this, so that we may then arrive at a proper formula which we can  
18. fund. We have to be realistic. I certainly wish we had a billion  
19. dollars more to give to the schools, but we also have to face the  
20. fact that the taxpayers of this State, when they are rebelling at  
21. the local level for taxes, they are also thinking that we do not  
22. want new State taxes, so that they will have to pay them at home  
23. just to get them back for their schools. They're thinking they  
24. do not want tax increase and this type of legislation will require  
25. a tax increase in the immediate future. I urge a no vote.

26. PRESIDENT:

27. Senator Hynes may close the debate.

28. SENATOR HYNES:

29. Very briefly, Mr. President, I would like to respond to  
30. Senator Gilbert's comments, but I would prefer to do so when the  
31. Bill is on Third Reading. And I would simply move for the adoption  
32. of this Amendment. Then we can explain exactly what its impact  
33. will be.

1. PRESIDENT:

2. Secretary will call the roll.

3. SECRETARY:

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

12. PRESIDENT:

13. Graham no. Partee aye. McBroom no. Neistein aye. On  
14. that question the yeas are 28, the nays are 20. The Amendment is  
15. adopted. 4449, Senator Gilbert is handling this Bill for Senator  
16. Knuepfer.

17. SENATOR GILBERT:

18. As the Calendar indicates, this is the appropriation for  
19. the ordinary and contingent and distributive expense of the Junior  
20. College Board. This is the Bill that yesterday an Amendment was  
21. put on. This Bill will probably end up in Conference Committee  
22. because it has to go back to the House, but we need to pass this  
23. legislation now so that if there is any matter to be determined  
24. on the Amendment yesterday, it can be handled in Conference Com-  
25. mittee. I would ask for a favorable roll call.

26. PRESIDENT:

27. Is there any...Senator Bruce.

28. SENATOR BRUCE:

29. I had talked to Senator Clarke. I understood that this was  
30. going to be held until Senator Knuepfer returned. Maybe...

31. PRESIDENT:

32. Senator Gilbert.

33. SENATOR GILBERT:

1. In answer to Senator Bruce about 6:00 o'clock or so yesterday  
2. evening just before I left, Senator Knuepfer asked me to handle  
3. it if there was no controversy over it. If there was, then I was  
4. to wait until he handled it. I have checked with the leadership  
5. on your side, and they feel, as I do, that we should get this Bill  
6. back to the House because there will be further action on it. Now,  
7. if you have any reason to hold it, it makes no difference to me.  
8. I'm merely doing what Senator Knuepfer asked me to do about 6:00  
9. o'clock yesterday morning.

10. PRESIDENT:

11. Senator Bruce?

12. SENATOR BRUCE:

13. If we're going to go, I'd like to just make a comment, then.

14. PRESIDENT:

15. Senator Bruce.

16. SENATOR BRUCE:

17. First of all, I'd like to say I have no canned staff speech  
18. today because I was caught off guard and the staff was not able  
19. to get that out. Walter is now going to get an electric typewriter  
20. instead of hand writing all my speeches. In this bill is a new  
21. provision that I think this Body should be fully aware of. And  
22. that is, the Junior College Boards have been coerced by this  
23. Administration into requiring that every Junior College student  
24. in this State, except in two Districts, be required to pay tuition  
25. to attend Junior College. And I believe this Body, although not  
26. fully aware of all the problems that have gone forth in the Junior  
27. College system should take a very close look at what we do today.  
28. And that is, we have gone back on our promise to the citizens of  
29. this State, when they went to the polls and voted to tax themselves  
30. for Junior Colleges. It was our agreement to them, a promise made,  
31. that in Illinois every student could go to two years of college  
32. without tuition, and that we would raise sufficient funds through  
33. local taxation and through State assistance, so the tuition would

1. not be charged. And that was master plan in education. And now  
2. this year the Junior College Board, Fred Wellman, has told every  
3. Junior College District in this State, they had a prior copy of  
4. this Bill, and they were told, either adopt a tuition or we will  
5. make sure that those schools who receive an equalization grant  
6. will be penalized. And that penalty falls on my District. I am  
7. proud today to say that the only Junior College that receives an  
8. equalization grant, the only Junior College in Illinois, other  
9. than in Chicago that does not charge a tuition is Illinois  
10. Eastern. We have three campuses. It's a unique Junior College.  
11. We have a campus at Robinson, one at Wabash Valley College at  
12. Mt. Carmel, Olney Central College in Olney. And I have conferred  
13. with the Board and talked to them about their policy. And this is  
14. a situation they find themselves in. The situation that the  
15. Ogilvie Administration has put them in. That students in my area,  
16. where less money than any other Junior College District in the  
17. State full-time equivalent assessed valuation, the lowest in the  
18. State of Illinois are going to be compelled, either to pay tuition  
19. or lose money. Now, the Junior College Board took a very strong  
20. stand, and I'm hopeful that a new Governor can look to that Junior  
21. College District and say they did the right thing. They were not  
22. coerced into adding tuition. Because this is the impact in my  
23. District. That Junior College students won't go to school now.  
24. That that Junior College District will lose \$260,000 at the same  
25. time we are the lowest District in the State of assessed valuation  
26. for every full-time equivalent student. The lowest. No one is  
27. below our District. And we have said we're going to lose the  
28. \$260,000, fine. It comes out of our budget. It means that kids  
29. won't attend District in my Junior College. That's fine. That's  
30. fine. My people tax themselves at the highest rate allowable  
31. under the Statutes, the highest. No other Junior College taxes  
32. higher than we do, 25¢ and no District has less assessed valuation  
33. to tax. And so, they've said that's fine. We're going to lose the

1. \$260,000 because our kids can't come up with the money. It's a  
2. question of whether they haven't the guts to say no to the Junior  
3. College Board and lose \$260,000 at the State level or say yes  
4. and lose \$260,000 because kids can't attend school. Sure, we're  
5. gonna reduce programs. We're going to have lesser salaries.  
6. And the people in our District are upset with the Ogilvie Ad-  
7. ministration and the fact that we've been compelled to eat an  
8. \$8 tuition. Well, they said no. I'm proud of it. I hope they  
9. win their Court suit. I hope they pursue that. I hope that  
10. eventually the promise made to the citizens here, that we are  
11. going to provide Junior College Education at no tuition cost to  
12. students, would someday again come to Illinois.

13. PRESIDENT:

14. Senator Gilbert.

15. SENATOR GILBERT:

16. Does Senator Bruce want the Bill held? All right. Well,  
17. in answer to that I am not going to categorically say that you  
18. are wrong, but it's the first time that I have heard that if  
19. people were told that they voted for the Junior College they  
20. would not have a tuition charge. And, as you state, yours is  
21. the only one. If you want to start giving some credit for what  
22. Governor Ogilvie's done to Junior Colleges, your equalization,  
23. which we passed last time, was directly a result of his effort  
24. to try to help Junior Colleges, particularly in Southern Illinois,  
25. where they do have the low assessed valuation, and did need the  
26. help. So, let's not criticize all the time. Let's not make  
27. everything political. I think that the worst thing that's  
28. happened to education in the last two years in my experience of  
29. twelve is from the elementary school through the University, edu-  
30. cation has been put into politics, and a certain few people have  
31. done it. I ask for a favorable roll call.

32. PRESIDENT:

33. The...for what purpose does Senator Sours arise?

1. SENATOR SOURS:

2. Well, I wanted to say something about that, too, Mr. President.  
3. I was around here when we instituted the Junior College system  
4. and Senator Bruce, there was never a time, there was never a time  
5. that it was ever represented or understood that the tuition would  
6. be free, there would be no tuition. As a matter of fact, there was  
7. considerable comment about the possibility of ultimately arriving  
8. at about the same level as our State University system. Higher  
9. education, ladies and gentlemen, is far more expensive than  
10. secondary or primary education. It always has been and always  
11. will be. Probably because, the, theprofes-riate is paid much  
12. higher remuneration than your common ordinary school teacher. It  
13. was never understood and I just chatted with Senator Cherry a minute  
14. ago, 'cause he had something to say at that time, too. But there  
15. was never an understanding that would be free. Actually there's  
16. too much free today because truly there's nothing free because  
17. everything that's free somebody had to pay a tax so it could be  
18. free for somebody else.

19. PRESIDENT:

20. Senator Gilbert indicates he's going to hold the Bill.4508,  
21. Senator Latherow. Hold. 4550, Senator Dougherty. Hold. The  
22. next Bills to be called now are 4551, 4557, 4621, Senator Knuppel,  
23. 4622, Senator Davidson, 4636, Senator Mitchler, 4648, Senator  
24. Rock and 4656, Senator Graham. 4621, Senator Knuppel.

25. SENATOR KNUPPEL:

26. This is a very simple piece of legislation that's designed  
27. to correct the amount set forth in the Homestead Exemption Act, in  
28. certain Sections that weren't amended when we increased the  
29. Homestead Exemption from \$5,000 to \$10,000 in the 1971 General  
30. Assembly. I would ask for a favorable roll call. This corrects  
31. the differential. In some places it still says \$5,000.

32. PRESIDENT:

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

SB 1547  
Recalled  
6-27-72

1. SECRETARY:

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

10. PRESIDENT:

11. Vadalabene aye. McCarthy aye. Saperstein aye. Johns aye.  
12. McBroom aye. Berning aye. On that question the yeas are 42,  
13. the nays are none. The Bill having received the constitutional  
14. majority is declared passed. Senator Hynes, are you ready on  
15. 1547? 1547 on Consideration Postponed is being called out of  
16. order at the request of the sponsor and leadership. 1547.

17. SENATOR HYNES:

18. Mr. President and members of the Senate. Senate Bill 1547  
19. as amended calls for an appropriation of 41 million dollars in  
20. excess of that recommended by the School Problems Commission and  
21. by the Bureau of the Budget for the school aid formula for fiscal  
22. 1973. The original Senate Bill 1547 called for an increased  
23. appropriation of 126 million dollars over the Bureau of the Budget  
24. figure. We have now reduced it by some 80 million dollars to its  
25. current level. We did that in the face of reality of not being able  
26. to obtain enough necessary support to pass it at its original level.  
27. We feel this is a bare minimum level to which we can go with respect  
28. to this formula in order to have any increase of significance for the  
29. common schools for the coming fiscal year. The formula proposal of  
30. the School Problems Commission which is incorporated in House Bill  
31. 4465 which is pending on the Calendar will provide only an additional  
32. 24 million dollars for the common schools for day to day operations  
33. over what was provided last year. The fact of the matter is that

1. 260 districts in this State, 260 school districts will get less  
2. money under the Bureau of the Budget-School Problems Commission  
3. proposal then they received last year. And that I submit is an  
4. intolerable situation in view of the fiscal crisis that is facing  
5. the schools from Cairo to Chicago. This proposal adds to the  
6. proposal of the School Problems Commission a 2% increase in the  
7. density bonus and an 5 % increase in the level of funding for the  
8. flat multiplier. We think the money is available. I would point  
9. out the lapse of 30 million dollars in parochial funds from the  
10. current fiscal year which cannot be spent by under any stretch of  
11. the imagination because of the Supreme Court decision that was  
12. ticketed for educational purposes and should be used to finance  
13. this formula. In addition last year the formula did not spend all  
14. the money and there's going to be a 26 million dollar surplus in  
15. the common school fund at the end of this fiscal year. And finally  
16. the School Building Commission which was financed by general revenue  
17. is now being financed out of the Capitol Bond Development Act that  
18. we passed yesterday which will free \$36 million dollars in general  
19. revenue moneys. More than enough to finance this modified proposal.  
20. It was with regret that we offered this Amendment but it's an attempt  
21. to achieve some improvement in the level of funding for the common  
22. school for the coming fiscal year and I would urge your favorable  
23. support for this legislation.

24. PRESIDENT:

25. Senator Gilbert.

26. SENATOR GILBERT:

27. Well I'm going to try to be as brief as I can, I do think that  
28. a few of these things need to be answered because it's a matter that we've  
29. all discussed. I think everyone here knows how they're going to vote  
30. and no one is going to be changed and what we're saying is probably  
31. for the press and not for ourselves. The 260 schools that will get  
32. less money will get less State money. They will have more money for  
33. their schools because of the fact that they have an increase local



1. assessed valuation because we have a 7% increase across the board  
2. which amounts to 47 million dollars or 41 million dollars for  
3. the schools and 6 million plus for the dual districts. And in  
4. this Session we made an attempt to put an amendment on parochial aid  
5. bill that in the event the million dollars which was set aside  
6. for parochial aid, if it was not held constitutional, that this money  
7. would go to the common school funds and be distributed in accordance  
8. to the present formula and that was rejected by the people who are  
9. now asking you to put the 41 million dollars on and the State of  
10. Illinois as of June 30th will not have a surplus but a deficiency.  
11. I have not heard the latest estimate but the last I heard was  
12. 30 million dollars. There isn't any 30 million dollars floating  
13. around from the parochial aid to give to the schools for next year.  
14. That money is needed to help balance the budget as of the current  
15. year. I urge a no vote on this legislation.

16. PRESIDENT:

17. Senator Groen.

18. SENATOR GROEN:

19. Well, Mr. President, members of the Senate, I'd like to say  
20. a few words about this. It's exceedingly unfortunate that an  
21. amendment like this is offered. I recall so well back in a  
22. previous administration when the other side increased the formula  
23. by \$1.00. There are some of you here that remember it. And the  
24. reason of course for it was that you wanted political credit for  
25. having given more than the then Governor was willing to offer.  
26. And sure enough during that campaign the candidates went up and down  
27. the streets saying we offered this and it was turned down by the  
28. other side and the other side was put in the position of trying to  
29. justify their position. Now let's just look, let's get this record  
30. straight, gentlemen. Since 1969 the total state commitment to all  
31. forms of elementary and secondary education has risen from \$518  
32. million dollars which was the last of the preceding administrations  
33. to over \$1 billion dollars in that short space of time, the largest

1. increase of any comparable period in the history of the State and  
2. it was done under this Administration. An increase of over 100%.  
3. In the per capita formula aid alone the level of State assistance  
4. to local school districts has more than doubled going up 106%.  
5. The State's share for total outlay for public common schools,  
6. counting State and local money, has risen from 27%, which has been  
7. decried over the years as being inadequate, and it has been brought  
8. up from that during this period, short period of time from 27% to  
9. around 40%. A notable increase. When you lump together all forms  
10. of education from kindergarten through graduate school, State  
11. Government in Illinois is now providing more than 51% of the cost.  
12. Now when we figure, and that doesn't include vocational education,  
13. it doesn't include the School Building Commission, it doesn't  
14. include breakfast, it doesn't provide all of the other so called  
15. fringe benefits, shall we say, that has been provided. But I just  
16. ask you to ask yourself, what have local school boards done with  
17. this money? Is your child getting 100% better education than he  
18. got three years ago? I say to you he hasn't. And I say to you  
19. that money and money alone is not only, not the sole answer to the  
20. education problem of Illinois. I say to you that it is rapidly  
21. becoming the evil that exists in the education process in this  
22. State today. This Administration is to be commended for what  
23. amounts to not only substantial, but amounts to unparalleled and un-  
24. precedented increases in State aid at the local levels for our  
25. common schools. Rather than be criticized, praise should be given  
26. where praise is due. And, frankly, I don't know how the Governor  
27. was able to find this much money in the budget with the other de-  
28. mands that have been made and certainly with some of the bills  
29. that have passed here today and in the preceding days of this  
30. Session. He's going to have to get out that pen and do some mighty  
31. vetoes or you're not going to be able to find the money to provide  
32. the amount that was in the bill before the Amendment. I say to you  
33. that as this Bill stands, it does an injustice, it does an injustice

1. to the school children of this State. When this bill goes back for  
2. consideration by a Joint Committee, a Conference Committee, I hope  
3. some realistic thinking, some honest approach, some statesman-like  
4. approach, rather than political, prevails.

5. PRESIDING OFFICER: (SENATOR VADALABENE)

6. Senator Rock.

7. SENATOR ROCK:

8. Yes, Mr. President and members of the Senate, as Senator  
9. Gilbert has so well said, we've talked about this at length before,  
10. and rather than read the lists of 260 school districts that will be  
11. adversely affected under the Governor's program, let me just say in  
12. response to what he said that there would be more local money avail-  
13. able for these 260 adversely affected districts and, therefore, it's  
14. really not as bad as it sounds. Let me just point out that the  
15. people of this State adopted a new Constitution and in Article X of  
16. that Constitution it says: "The State has the primary responsibility  
17. of financing the system of public education." Now, sooner or later  
18. we are going to have to live up to that responsibility. In my  
19. judgement, Senate Bill 1547 as amended is a tremendous step forward  
20. in our assuming that responsibility and I rise in support of this  
21. bill.

22. PRESIDING OFFICER: (SENATOR VADALABENE)

23. Senator Saperstein.

24. SENATOR SAPERSTEIN:

25. Mr. President, Senators. I rise in support of Senate Bill  
26. 1547. I'm sure that from time to time many of you have heard how we feel  
27. about supporting public education in the State of Illinois. That  
28. we all strive to provide a quality education for our children. That  
29. we understand, as Senator Groen has said, that money is not the only  
30. answer, and I agree with him. But we must admit that without money  
31. that we cannot provide quality education for our children. I think  
32. that the Superintendent of Public Instruction, Senator Groen, has  
33. shown us a way where we can do something about the assessing of

1. education in the State of Illinois. We can find out whether or not  
2. we are getting a dollar's worth of education for our tax dollar.  
3. But, in the meantime, I think we all must admit that education must  
4. go on. And I think that it is incumbent upon us, as we find out  
5. about how we can do a better job in the State of Illinois, as far  
6. as educating our children. That we must give them the tools, the  
7. facilities and the wherewithall to go ahead with our educational  
8. program. Now those of us who have served on the School Problems  
9. Commission, some of us have differed with the appropriation as  
10. specified by the Governor, because we found in our deliberations  
11. of the School Problems Commission that much more was needed to  
12. solve some of the ills in the school districts. Every member of the  
13. School Problems Commission in this Body knows that in spite of what  
14. we learned, in spite of what we heard from County Superintendents  
15. and educators, school board members, etc., we did learn that the  
16. present appropriation that Senator Gilbert is now protecting is  
17. not sufficient, is not sufficient to provide a quality education.  
18. And I think, in my opinion, the \$40,000,000 increase is a modest  
19. increase in view of the great needs. If I had my way I would have  
20. increased the amount in the Amendment. But we were willing to go along  
21. because we realized that in many instances the budget is strained.  
22. But it seems to me, it seems to me that one of the most important  
23. functions of this State is to educate our children, and that we  
24. cannot afford to turn our faces ...

25. PRESIDING OFFICER: (Senator Vadalabene)

26. Senator Saperstein, would you please hold for just a second.  
27. No cameras are allowed while we are in Session, Sir, so we would  
28. just appreciate it if you would discontinue taking any further  
29. pictures. Thank you. Continue, Senator Saperstein.

30. SENATOR SAPERSTEIN:

31. Thank you, very much. That we cannot afford to turn our backs  
32. on these future adults who are going to have to meet world competition,  
33. who are going to be the leaders in the United States and in the World.

1. I've made this plea to you many many times, and here's an opportunity  
2. for you to support a modest, and I want to underscore modest increase  
3. in the State budget for Chicago, for Illinois schools. That was a  
4. Freudian slip. Therefore, I urge you to vote aye.

5. PRESIDING OFFICER: (Senator Vadalabene)

6. Senator Partee.

7. SENATOR PARTEE:

8. I see there's some anxiety for a roll call. I'll be very  
9. brief. Originally, when Dr. Bakalis formally came in, it was  
10. \$126 million in excess of the recommendation of the School Problems  
11. Commission. Realistically, we felt that \$126 million was simply  
12. out of the ball park. This Amendment reduces that to \$41 million  
13. dollars. It is to be observed that the State, by the Constitution,  
14. has the primary responsibility for the support of the public schools.  
15. In fiscal year '71 the State's contribution was 39.01%. In 1972  
16. it was 37.09 per cent and for 1973 it will be 37.08 per cent. So  
17. instead of going forward toward the mandate of the Constitution,  
18. we're going backward. And we're going backward at a time when  
19. Courts have made the decision in California and other states that we  
20. have to approach 50%. But, instead of going toward that, we are  
21. going backward by the School Problem formula. Hence this Bill.  
22. I would simply point out that 260 districts will lose money by the  
23. School Problem Commission formula. This Bill would prevent that  
24. very unfortunate happening. You will also observe that this is the  
25. lowest percentage increase in 40 years. Now if that lends itself to  
26. compliment, I certainly do not understand why. This is a measure  
27. that should be supported. The \$41 million dollars can be found.

28. PRESIDING OFFICER: (Senator Vadalabene)

29. Senator Berning, do you wish recognition?

30. SENATOR BERNING:

31. Yes, please, Mr. President. I just want to add, make two  
32. observations. And I want to preface that by saying certainly there  
33. isn't any member of this Body that wouldn't be wholeheartedly in

1. support of providing additional funds if the funds were available.  
2. And to a degree I resent being placed in a position of having to  
3. defend the Governor's budget at this point. I would like to call  
4. to the attention of those who have alluded to the Constitutional  
5. provision that we support education by 50%. This recap of Arti-  
6. cle VIII, Finance, where I caution you, gentlemen, Section 2B, it  
7. says: "The General Assembly by law shall make appropriations for  
8. all expenditures for public funds by the State." And then note  
9. this: "Appropriations for a fiscal year shall not exceed funds,  
10. shall not exceed funds estimated by the General Assembly to be  
11. available during that year." To the best of my knowledge the  
12. estimates presented to us, we have accepted and consequently, we  
13. are per force unable to support Senate Bill 1547. One other ob-  
14. servation, and I'm going to quote again, this is from the Waukegan  
15. News Sun: "Illinois will be broke by January, Alan J. Dixon,  
16. State Treasurer, warned a Gray's Lake audience Thursday, unless the  
17. government and General Assembly make deep cuts in spending."  
18. Gentlemen, you don't have to take my word for it. I refer you to  
19. the State Treasurer. We do not have unlimited funds to appropriate.  
20. It seems to me that this is grossly unfair to imply to those persons  
21. who depend on us to conduct our business in a rational and justifiable  
22. manner that there are funds somewhere off in the wild blue yonder  
23. that can be brought down to fund such as this.

24. PRESIDING OFFICER: (SENATOR VADALABENE)

25. Is there any further discussion? Senator Mitchler.

26. SENATOR MITCHLER:

27. Mr. President and members of the Senate, Senator Groen, I  
28. appreciated your remarks commenting on how you were disappointed that  
29. politics enters into the funding of the educational programs for the for  
30. the State of Illinois. And I think that this is a typical example  
31. of how we're allowing politics to really enter into our educational  
32. system. You know, for a long time downstate, we held our election  
33. of our school boards at a time other than the Primary and General

1. Elections. We did this for a reason. Because we wanted to keep  
2. apart those running for educational offices and those for other  
3. political offices. Now, it's obvious that for several years at  
4. least, and I've noticed it, that we get several different pro-  
5. posals for funding the educational programs of the State, the  
6. State's obligation. And then we get divided on party lines  
7. in order to vote on these, and then the one that doesn't vote for  
8. the other one gets criticized by the one party and back and forth.  
9. And the children are caught in the middle. It's sorta like a  
10. divorce case. Momma wants the baby and Poppa wants the baby  
11. and they're both pulling on the arms and who suffers but the child.  
12. Now, I am personally committed to give an increase in education so  
13. that the State does assume a larger percentage than we have been  
14. giving in the past. Now, I get that question all the time that  
15. under the new Constitution we're obligated to be the primary funder  
16. of education for our common schools. But what, what is the amount, what  
17. is the percentage under the new Constitution that the State of  
18. Illinois is obligated to? Can someone answer that question to me?  
19. Senator Knuppel, you're knowledgeable and you had the debate, and I  
20. respect your judgment. Can you answer that question?

21. PRESIDING OFFICER: (Senator Vadalabene)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. I'd be happy to. This was the final proposal that came from  
25. a Committee in the Constitutional Convention, and as I recall the  
26. proposal by the Committee, it called for 90% originally. Now it  
27. didn't carry in that form, but this was the figure that was talked  
28. about. And the Convention was pretty much divided between the older  
29. members and the younger members when you watched as they voted.  
30. The younger members, in their concepts, felt that the funding by the  
31. State should reach 90% or even 100%, while the older members who  
32. were used to doing it in the manner in which we're doing it, and there  
33. were enough of those that they did constitute a slight majority,

1. I think there were 56 in favor of 90%, if I recall the vote, and it  
2. required 59 votes to get 90% funding. 90% was the figure that was  
3. batted about in the Convention.

4. PRESIDING OFFICER: (Senator

5. Senator Mitchler.

6. SENATOR MITCHLER:

7. Thank you very much, Senator. Now I don't think anyone in  
8. this Body can truthfully introduce legislation, support legislation  
9. that would provide 90% of the cost of our common school education.  
10. So, we do have to strike at a compromise or some type of a, a medium  
11. in which we can provide the necessary amount of money. Now, I  
12. think that someone alluded to the fact that, I believe you did  
13. Senator Groen, and I didn't keep notes on this, that just how are  
14. local school districts applying this 106% more money that they have  
15. received during the last three years. And I think that's a good  
16. question. I think the people back home ask that question because  
17. if they did not, they'd be more susceptible to approving more of the  
18. bond issue and contributing more money at the local level. But  
19. I think that with the need, about three years ago for increases  
20. in teachers' salaries, and you can check every school district, when  
21. this additional money, state aid money, was provided to the local  
22. school districts, a large portion of that was given to increased  
23. teachers' salaries. I'm not critical of that. I think it went in a  
24. very good place because we had to bring the teachers' salaries up.  
25. And I'm very satisfied with the teachers' salaries in my District,  
26. what they start out with. They're well over \$8,000 just coming out of  
27. college with a B.S. degree, and I think that we should look towards  
28. a higher percentage. Now, I think that we maybe ought to determine  
29. whether the Constitutional Convention Delegates and approved by  
30. the people meant 90% or if it meant some figure closer to 70%. I'm  
31. fearful of a 90% or 100% funding by the State because the dictates  
32. of the State will be too far great for my desires. But looking at  
33. this, the Governor has in his budget, I don't think we should let



1. this become a political issue, and just divide ourselves and say,  
2. look, he didn't vote for as much as I did, and then run back home  
3. and have a big news release. That's not it. Think of the children.

4. PRESIDENT:

5. Senator Cherry.

6. SENATOR CHERRY:

7. Mr. President and members of the Senate. In the 18 years  
8. that I served in this Body, it has always been a last minute, last  
9. second appeal for aid to our schools. It seems like everything else  
10. comes first. Today we debated the need of an office in Hong Kong  
11. or wherever, in the Far East. We had comment and dialogue with  
12. respect to Salt Creek. We've passed bills of every known nature  
13. and description and every area. But our educational system, it  
14. seems, has absolutely no priority, no priority to those who need to  
15. consider our educational system and the funds needed for its opera-  
16. tion. Why it is, I don't know, because we've always had these  
17. disputes. And the incredible question of where does the money come  
18. from has been heard on the Floor of this Senate for 18 years, as  
19. long as I've been here. And every member who's been here will  
20. reflect in his memory and know that our educational funds and  
21. appropriation has been considered at the last moment. Everything  
22. else comes first but our educational system and how much money we  
23. appropriate. How much money is left, and then we address ourselves  
24. to what's left. This is what's left. If we can give you an addi-  
25. tional crumb or slice of bread, here it is, we can afford it. I  
26. think it's time that we address ourselves to the priorities of our  
27. school children and those who administer and who teach our children  
28. in the profession of their choosing. I see nothing wrong in this  
29. Amendment. People have said, and members of the Senate have said  
30. where are we going to get the money. It seems like the money can  
31. be and must be available. We should address ourselves first to  
32. this is what we are going to contribute to our responsibilities  
33. and duties that have been given to us under our new Constitution

1. and then go from there. But it seems like we put the behind before  
2. the head, and I just don't think that that is the right procedure,  
3. and I just don't think the youngsters of our school system are  
4. entitled to that kind of treatment. The application of the money,  
5. that's another problem. And I don't think there's a man sitting  
6. on this side or the other side of the aisle that doesn't look for  
7. the return of the best dollar for the dollar spent in services to  
8. be rendered and to be given in our educational system. So, I see  
9. nothing wrong in this Amendment. I think the money is there. I think  
10. we can afford in this wealthy, prosperous State of Illinois we can  
11. well afford to up the percentage of contribution. We spend over  
12. 7 billion, 300 million dollars a year and we spend approximately  
13. 1/7th of that for our educational system. And I say to the members  
14. of this Senate that for the first time, let's address ourselves to  
15. the actual deeds and not be penurious, and not be backward in time  
16. to give our school children what they are rightfully entitled to  
17. under the Constitution of our State.

18. PRESIDENT:

19. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Thank you, Mr. President and members of the Senate. I believe  
22. Senate Bill 1547 as amended has had a very good and thorough hearing,  
23. and I move the previous question.

24. PRESIDENT:

25. Motion for the previous question. All in favor signify by  
26. saying aye. Contrary minded? The motion prevails. Senator Hynes  
27. may close the debate.

28. SENATOR HYNES:

29. Mr. President and members of the Senate. I'll be very brief  
30. because this matter, I think, has received full treatment and cov-  
31. erage and debate. First of all, let me correct one statement.  
32. Senator Partee was slightly in error when he said this would be the  
33. lowest increase in percentage in 40 years, it's acutally 31 years,

1. since 1941. Secondly, I do not think this is political, partisan  
2. or anything else. It's a question of a judgement as to what is the  
3. necessary level, the desirable level for the funding of the common  
4. schools, now that's our position that this Bill should be passed.  
5. And I would ask for your favorable support.

6. PRESIDENT:

7. Secretary will call the roll.

8. SECRETARY:

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

11. PRESIDENT:

12. Senator Collins.

13. SENATOR COLLINS:

14. Mr. President and members of the Senate. I've served here  
15. under ten Governors, and I pick out two of them as being the greatest  
16. that I served under. It seems to be a coincidence, one of them is  
17. a Democrat and one is a Republican. One of them is Governor Horner  
18. and the other is Governor Ogilvie. Governor Ogilvie has done more  
19. for the schools with the help of the Democrats and the Republicans  
20. in the Legislature, so you can't say that I'm partisan, because  
21. after all he did have to have your help on the income tax, but he  
22. has done more than any Governor during my 42 years experience in  
23. the House and the Senate. He's done more for all facets of education.  
24. Junior College came into existence before he became Governor. Senator  
25. Gilbert and Senator Laughlin under the chairmanship of Senator Davis,  
26. we worked hours and hours and hours to bring about the Junior College  
27. Program. And I never heard anywhere along the line that we were  
28. going to have free tuition for Junior Colleges. Governor Ogilvie  
29. has done more for all governmental agencies, for all the people of  
30. the State of Illinois and the taxpayers and has given more in return  
31. for the tax dollar than any other Governor. I'm surprised that any-  
32. body on either side of this House would condemn the Governor about  
33. what he's done for education. It's a disgrace, and I think it's very

1. unjust and unfair and I vote no.

2. SECRETARY:

3. Coulson, Course, Davidson, Donnewald, Dougherty, Egan,  
4. Fawell,

5. PRESIDENT:

6. Senator Fawell.

7. SENATOR FAWELL:

8. I don't know what a person does when one doesn't necessarily  
9. agree with either side. That's about where I stand. I think,  
10. Senator Cherry, when you were talking about there being a last  
11. minute appeal insofar as the schools are concerned and that they  
12. are fairly low priority in the State of Illinois, I think you  
13. were partially correct. You said everything else comes first, but  
14. I want to point out to you that one form of education on behalf  
15. of the private schools didn't come last. It's priority was where  
16. the powers that be that speak in this State wanted priority to be and  
17. where Senator Cherry wanted that priority to be also, and that is in  
18. first place. Now, I point out to this assembly when you talk about  
19. \$90 million dollars for the common schools, that that isn't quite  
20. correct. Unless we come to the conclusion, the very children that  
21. need the additional aid the very least, those in the private schools  
22. are now called common schools. I will tell you that they are not  
23. the common schools. So the \$90 million dollars reduces to 60 and  
24. then when you look at the other additional special costs of education  
25. you find that the distributive fund, the actual amount is 48 million  
26. dollars. And then if you investigate a bit further and find out that  
27. we have the parochial funds that weren't used in the last Session, the  
28. actual new dollar shrinks to 23 million dollars. Thus, low and behold,  
29. we're putting more new dollars for private schools than we are for public  
30. schools. I think you're both wrong on both sides. I'm just going to vote  
31. present and watch the situation which is not very good. I think the  
32. Governor's going to be hurt taking the stand that he has taken. I  
33. don't think that you on the other side of the aisle have much right

1. to criticize him though, and overlook at least the first two years  
2. of his Administration, I think that he certainly did appropriate,  
3. and you must remember, Senator Groen, when you talk about the tremendous  
4. increases in our common school cost that you overlook entirely that  
5. the Governor came in and had to finance the implementation of the  
6. brand new bill of education for handicapped children and the tre-  
7. mendous costs that this program has rightly brought about. We're  
8. just beginning to right ourselves. Nor did he have anything to do  
9. about inflation and all the added costs of education. I feel rela-  
10. tively frustrated and ambivalent about the whole darn thing. I'm  
11. going to vote a resounding present.

12. SECRETARY:

13. Gilbert, Graham, Groen,

14. PRESIDENT:

15. Senator Groen.

16. SENATOR GROEN:

17. Mr. President, members. In explaining my vote, I want to  
18. add a new concept to this discussion. I don't think it's co-  
19. incidental that the amount involved in this Amendment is \$40 million  
20. dollars. For just a few hours ago the House in acting on Senate  
21. Bill 1555 by Amendment reduced the downstate Teachers' Retirement  
22. System Pension Fund by \$40 million dollars. I think I know where  
23. you expect to get this money. And I think that's the source. Well,  
24. I want you to know you're going to have a fight on your hands if  
25. that's your avenue of approach. Because I want to point out that the  
26. teachers' contributions for 1973 fiscal year are estimated at 105  
27. million dollars. If you responsibly react to the Statutory require-  
28. ment, you would be appropriating 165 million dollars for that system.  
29. At the present time, the Bill in the House is down to 86 million  
30. dollars which is going to result in such a deficiency that that  
31. system with no reserves is going to be using teachers' contributions  
32. next year to pay people on pension. This is a system that is more  
33. than 1 billion 300 million dollars in the red already. I say to

1. you that it doesn't make any difference how much money you appro-  
2. priate for schools in this State if you're robbing the teacher to  
3. supply the money. Because you're going to wake up someday and  
4. you're going to find that with all of the money you've appropriated  
5. for schools, you're not going to have any teachers in the classroom  
6. to use it. And if they want to strike, there's an issue they ought  
7. to strike on. I hope that if this Bill passes it gets to the  
8. Governor in this shape. And I hope the Governor vetoes with an  
9. Amendatory Veto if that \$40 million dollars is stricken from 1555  
10. and he puts it back in and then he calls you down here for the  
11. sole and only purpose of raising taxes to provide the money that  
12. you think is so readily available. I vote no.

13. SECRETARY:

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

18. PRESIDENT:

19. Senator Partee.

20. SENATOR PARTEE:

21. A new element was introduced into the debate on this Bill,  
22. and I think, unfortunately. Senator Groen mentioned that Senate  
23. Bill 1555 in the House had received a, an Amendment which re-  
24. duced the amount of downstate Teachers' Pension Fund. We had  
25. nothing to do with that Amendment. If you know about it fully,  
26. Senator, you know that this was not an Amendment that emanated from  
27. the Democratic side, but was one which emanated from the Republican  
28. side and which was supported by Republicans. I happen to have a  
29. roll call on Senate Bill 1555, on Amendment No. 2 which was adopted  
30. by a vote of 84 yeas and 33 nays. I'm not certain about the amount  
31. that it was reduced. You said it was reduced by \$41 million, I'm  
32. not certain about that. We're checking the amount of the reduction.  
33. But I can tell you this, the amount to which it was reduced is still

1. between \$8 and \$9 million dollars in excess of the recommendation  
2. of the School Problems Commission. So whatever they did, or who-  
3. ever did it, they have not done the violence to the concept that  
4. you speak of. More than that, there being no connection between  
5. that action and this Bill, I am at a loss to understand why you  
6. sought to interstitially entwine them. This Bill should be con-  
7. sidered on its own merits, and I am happy to vote aye in conformity  
8. with what I deem to be my mandate from the Constitution.

9. SECRETARY:

10. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
11. Sours,

12. PRESIDENT:

13. Senator Sours.

14. SENATOR SOURS:

15. Mr. President and Senators. A wag remarked one time that  
16. a professor was a scholar who was paid to study the sleeping  
17. habits of his students and then write a paper on it called a dis-  
18. sertation and receive an honorary degree or an earned degree. I've  
19. been down here for twelve years and I have seen the cost of education  
20. rise beyond the most sanguine expectations of a decade ago. I know  
21. the gentlemen from Cook County have a keen interest in this because  
22. there was a time when their school system was going to eliminate  
23. music and physical education. That same condition, I believe, exists  
24. in my District, which would receive some of these funds if this Bill  
25. became the law. I don't believe, as has been contended here today,  
26. there will be funds available. I'd like to call your attention,  
27. gentlemen and lady, there will be about a 50 or 60 million dollar  
28. loss in connection with the passage of the Blades Bill, the \$5,000  
29. equalized assessed valuation standard deduction that the people  
30. really want and have wanted, and if the Governor signs the Bill, they  
31. will have. We have to treat each adjunct to government in its own  
32. way. Each Department, each part of government comes in with more  
33. money each time; Mental Health, Welfare, and may I call to your

1. attention if we could have sliced off just a couple of hundred  
2. million from the-welfare, we wouldn't have this problem here today  
3. with the public schools or even higher education. I have often said  
4. that it is the conquest by the unproductive conquering the productive  
5. which causes all this trouble. Now, I've watched your Mr. Desmond,  
6. gentlemen, and I've got an eagle eye on your Mr. Healy, and it seems  
7. that Mr. Desmond only had one word and that was surrender, that is  
8. the school board. Now we need just as much money in Peoria as you  
9. in Chicago need, but my people, my voters, my constituency has in-  
10. dicated in four referenda their disposition. I'm going to vote  
11. present.

12. SECRETARY:

13. Swinarski, Vadalabene, Walker, Weaver.

14. PRESIDENT:

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. I want to vote aye and in doing so I want to explain my  
18. vote. The new Constitution says, first of all, a fundamental goal  
19. of the people of the State of Illinois is educational development  
20. of all persons to the limit of their capacities. Now, you could  
21. search this Constitution throughout without finding so persuasive  
22. a mandate anywhere therein. Now, also this Constitutions says; "The  
23. State has the primary responsibility for financing the system of public  
24. education." A lot of people are searching for what the word  
25. "primary" means. Well, if it means anything, it means 50% plus.  
26. This present formula under this bill would run only 37.8%. So we  
27. are not, and I don't know how you would test it, but we are not  
28. meeting the Constitutional mandate so long as the formula is less,  
29. is less than 50%. Now, basically I realize that there's no way,  
30. there's no way under our present system of raising revenue to meet  
31. the mandate of this Constitution. And we have failed, we've failed  
32. badly in this General Assembly to conform to this...to this mandate  
33. which the people of the State of Illinois have overwhelmingly



1. adopted. So long as we apply merely a band-aid and do things  
2. in the same manner, if this General Assembly is unwilling to  
3. open its mind to new concepts and to attack, certainly we will  
4. never be able...we will never be able to assume primary funding  
5. of education in this State. We did too little, too late in  
6. abolishing a few personal property taxes here a week ago. The decisions  
7. in California and Texas are telling us what is ahead of us  
8. and we are too timid to grasp the very thrust of those decisions.  
9. The State of Illinois must assume the mandate that's contained  
10. in this Constitution and do so, it must restructure its method  
11. of raising revenue. I challenge you men to open up your minds  
12. to new ideas as to how to raise revenue, as to how to meet this  
13. mandate and how to answer the problems that have been raised by  
14. those decisions in California, Texas and Minnesota and not to  
15. merely go ahead applying band-aids. We had this this morning  
16. when we talked about annual as opposed to biennial Sessions.  
17. Again, we are not applying the necessary scope, the necessary  
18. corrections that are going to be required to restore the image  
19. of the General Assembly of the State of Illinois. The people  
20. want us to do what this Constitution has told us to do and  
21. because this is a step in the right direction, I'm going to vote  
22. aye and I'm going to challenge you who will be here next time and  
23. the younger members of this Body to accept that challenge to  
24. open up your minds to accept new concepts and to answer the  
25. mandate of that Constitution.

26. PRESIDENT:

27. Request for a call of the absentees. The absentees will  
28. be called.

29. SECRETARY:

30. Arrington, Bidwill, Carroll, Harris, Horsley, Knuepfer, Mohr,  
31. Ozinga, Rosander, Soper.

32. PRESIDENT:

33. On that question the yeas are 28, the nays are 14, 6 present.

1. The bill having failed to receive a constitutional majority is  
2. declared defeated. 4636, Senator Mitchler.

3. SENATOR MITCHLER:

4. Yeah. Mr. President and members of the Senate, House Bill  
5. 4636 is an appropriation of \$10,000 for the ordinary and contingent  
6. expenses of the Commission to survey and study problems pertaining  
7. to the Water Pollution and Water Resources Commission. I would  
8. ask for a favorable roll call.

9. PRESIDENT:

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

11. SECRETARY:

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

20. PRESIDENT:

21. A request for a call of the absentees. The absentees will be  
22. called.

23. SECRETARY:

24. Arrington, Bruce, Carroll, Cherry, Coulson, Course, Donnewald,  
25. Dougherty, Egan, Fawell, Hall, Harris, Hynes, Johns, Knuepfer,  
26. Kosinski, Kusibab, Lyons, McCarthy, Neistein, Newhouse, Nihill,  
27. O'Brien, Ozinga, Palmer, Partee, Rock, Romano, Rosander, Saperstein,  
28. Savickas, Smith, Soper, Swinarski, Vadalabene, Walker, Weaver.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Yes, Senator Mitchler.

31. SENATOR MITCHLER:

32. Consideration.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Consideration postponed. House Bill 4656, Senator Graham.  
2. House Bill 4656,  
3. SENATOR GRAHAM:

4. I think that we have to find out if Senator Partee is ready.  
5. I'm ready if he is. Yesterday when we got into this, we wound  
6. up with a Democratic Caucus for fifteen minutes that lasted a couple  
7. of hours. I don't want to precipitate that again today.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Bruce.

10. SENATOR BRUCE:

11. Well, Senator Graham, I understand that Senator Clarke's  
12. staff is taking a look at the bills that I am handling that are  
13. duplicates and we're going to try to resolve that by tomorrow.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Graham.

16. SENATOR GRAHAM:

17. Then we'll try to pass them or do something tomorrow. I don't  
18. like to have all this heavy responsibility of these very important  
19. bills resting on my shoulder, you know, and keep postponing from day  
20. to day because these are important.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. House Bill 4663, Senator Gilbert.

23. SENATOR GILBERT:

24. We'll wait on this one.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. 4668, Senator Fawell.

27. SENATOR FAWELL:

28. Yes, Mr. President, this is the appropriation half. I should  
29. have referred to this when we passed just a short time ago House  
30. Bill 4420. This is the appropriation portion of that bill. So,  
31. I would appreciate the favorable roll call. This is, as I have  
32. indicated, is in the Governor's budget and is backed by the  
33. administration. Again, I know of no opposition. The bill just

1. recently passed out of the Senate just about two hours ago.

2. PRESIDING OFFICER: (SENATOR ROCK)

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

4. SECRETARY:

5. Arrington, Baltz,...

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Baltz.

8. SENATOR BALTZ:

9. Mr. President, I rise in favor of this legislation and  
10. Mr. and Mrs. Gilbert Stonage from my home town of Joliet that  
11. are in the gallery also favor it. I wonder if they would stand  
12. and be recognized by this Body. I vote aye.

13. SECRETARY:

14. ...Berning, Bidwill, Bruce, Carpentier, Carroll, Cherry,  
15. Chew, Clarke, Collins, Coulson, Course, Davidson, Donnewald,  
16. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,  
17. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
18. Latherow, Laughlin...

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Laughlin.

21. SENATOR LAUGHLIN:

22. Well, my vote is aye. I simply want to say and this gives me  
23. an opportunity to say it that this now misnamed scholastic achieve-  
24. ment by individual students is no longer the criteria of a grant  
25. made and maybe it shouldn't be. I'm not particularly quarreling  
26. with that idea, but somebody, sometime, should rename this Commission  
27. because it has little to do with the excellence of scholarship.

28. SECRETARY:

29. ...Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
30. Newhouse, Nihil, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,  
31. Rosander, Saperstein, Savickas, Smith, Soper, Sours, Swinarski,  
32. Vadalabene, Walker, Weaver.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Johns aye. Palmer aye. Saperstein aye. Newhouse aye.  
2. Kosinski aye. Bruce aye. Senator Neistein aye. Nihill aye.  
3. Berning aye. On that question the yeas are 39, the nays are 1.  
4. This Bill having received a constitutional majority is declared  
5. passed. House Bill 4670, Senator Clarke. Hold those, that series,  
6. okay. Senator Bruce, you wish to hold those Comptroller Bills?  
7. Okay. House Bill 4676, Senator Groen? House Bill 4681, Senator  
8. Knuppel. Senator Knuppel.

9. SENATOR KNUPPEL:

10. I'd like to bring 4681 back to Second Reading for the pur-  
11. pose of Amendment.

12. PRESIDING OFFICER: (Senator Rock)

13. Is there any objection? So ordered.

14. SENATOR KNUPPEL:

15. The Amendment has been proposed to clarify the language  
16. and to provide that the problem had to do with a natural person,  
17. or two or more natural persons. They wanted to conform the lan-  
18. guage, and this was on the Republican side, conform the language  
19. to the Amendment to the Constitution which was passed on by the  
20. people in the November 1970 election. I propose Amendment No. 1 to  
21. House Bill 4681.

22. PRESIDING OFFICER: (Senator Rock)

23. Is there any discussion? Senator Sours.

24. SENATOR SOURS:

25. Mr. President, I am asking the eternal question, Senator.  
26. Who wants this? Now I think I know your answer, I just want verifi-  
27. cation.

28. PRESIDING OFFICER: (Senator Rock)

29. Senator Knuppel.

30. SENATOR KNUPPEL:

31. I think all the people want this Bill to alleviate any con-  
32. fusion and to get the matter so that it's coherent. Some counties  
33. have adopted or gotten injuntions, and other counties haven't. And

1. the effect of what these Court decisions mean and how they'll be  
2. interpreted and whether the judicial has the right to do this or  
3. whether we should also have legislative sanction.

4. PRESIDING OFFICER: (Senator Rock)

5. Senator Sours.

6. SENATOR SOURS:

7. I say this very cordially and cheerfully. How will this  
8. affect any school district, yours or mine?

9. PRESIDING OFFICER: (Senator Rock)

10. Senator Knuppel.

11. SENATOR KNUPPEL:

12. Well, it certainly can't benefit the school districts as  
13. such. However, this applies only to individuals who are affected  
14. by the abolition of personal property tax or the lack of abolition of  
15. personal property tax under the proposed 1970 Constitutional Amendment.  
16. It doesn't affect businesses, so that about 70% to 80% of personal  
17. property tax is not affected by this legislation. Now the way it is we're  
18. going to have a patchwork quilt where some counties have adopted it.  
19. I see yesterday in the paper that the suite brought by the IAA, some  
20. judge in Cook County has issued an injunction which does this, but  
21. it specifies certain counties. And I just feel that it ought to,  
22. at least, be uniform so that all people are treated alike.

23. PRESIDING OFFICER: (Senator Rock)

24. Senator Sours.

25. SENATOR SOURS:

26. Just by way of conclusion, I could do nothing, Senator, ex-  
27. cept support this bill if I wanted to be consistent so far as the  
28. Blades Bill is concerned. But I'm wondering just what will happen  
29. because I know the schools. There isn't a school district in the  
30. State of Illinois, so far as I know, that is not in dire financial  
31. trouble. If this just takes away a little more, I think we might  
32. be doing a disservice. I'm going to support it, but I'd like your  
33. expression of opinion on that.

1. PRESIDING OFFICER: (Senator Rock)

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. I assume that the personal property tax as paid for school  
5. by individuals is only a small part of the annual income for schools.  
6. First of all, they get money from the State. They get money off  
7. real estate. They get money from corporations and businesses.  
8. And I assume they don't intend to spend all of that money in the  
9. first three or four months of the school year. This does not take  
10. the money away from the schools unless the ultimate decision of the  
11. Supreme Court takes it away. All it does is put it in escrow at  
12. interest. It's as though you had extra money available and you  
13. put it aside. And I think most schools early in the year do have  
14. sufficient funds, later in the year they run short. And if the  
15. Supreme Court decision is favorable, then this will have no eroding  
16. effects on the revenues available to schools.

17. PRESIDING OFFICER: (Senator Rock)

18. Senator Groen.

19. SENATOR GROEN:

20. Well, Mr. President, I confess to not having reached this  
21. astronomical figure of 4681 on my nightly reading, and further, it  
22. isn't in my book on my desk, so I couldn't check it. Senator Knuppel  
23. would you advise me whether or not this Bill embraces within its  
24. provisions an automatic protest on the part of the taxpayer when  
25. he pays his tax bill, or must he still file the protest to protect  
26. himself to recover if the decision of the Court is in his favor?

27. PRESIDING OFFICER: (Senator Rock)

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Well, if the only thing he's protesting is the fact that he  
31. believes that the Constitutional Amendment was effective in 1970,  
32. then he would no longer have to file a protest. But if he has  
33. other reasons for protesting the tax, such as the problems that have been

1. brought about by the decisions in California, Texas, and so forth,  
2. he'd still have to file a protest. This only takes care of that  
3. one item, and that is, whether or not the Supreme Court ultimately  
4. might hold that the vote that was taken on that Amendment, if effect,  
5. did abolish personal property tax on individuals.

6. PRESIDING OFFICER: (Senator Rock)

7. Senator Groen.

8. SENATOR GROEN:

9. Well, perhaps I should ask the question in a different  
10. manner, then. While this requires the monies paid in to be held in  
11. escrow pending the outcome of the decision, does it also state that  
12. if that decision is in the favor of the taxpayer, and that it was  
13. constitutional, then all persons who paid shall be refunded the  
14. amount they paid into the Treasurer?

15. PRESIDING OFFICER: (Senator Rock)

16. Senator Knuppel:

17. SENATOR KNUPPEL:

18. Now, as I understand the explanation that I got from  
19. Matijevich and Rich Carlson that this would require an order of  
20. Court, a, implementing the decision of the Supreme Court to release  
21. these funds from escrow. But that this would be a routine situation.  
22. Now that could be correct or not. Mr. Carlson, there, has worked  
23. with Matijevich on this Amendment. Rich? Is that correct?

24. PRESIDING OFFICER: (Senator Rock)

25. Senator Laughlin.

26. SENATOR LAUGHLIN:

27. Well, yes, Mr. President. I intend to support this Bill.  
28. I think it would be extremely unfortunate if part of the people that  
29. paid under protest and some more who take the trouble to do it.  
30. I can't imagine a more unequitable result than that. And if this  
31. will, and I've taken a quick look at it, I think it will do the job,  
32. put everybody on the same plane, I think it's highly desirable. In-  
33. cidentally, Mr. Carlson of our staff, advises me that this won't



1. affect school revenues because their budgets weren't based on  
2. a, the decision, or, the budgets were based on the premise that  
3. this money would not be available. So, they're talking about  
4. windfall money.

5. PRESIDING OFFICER: (Senator Rock)

6. Senator Donnewald.

7. SENATOR DONNEWALD:

8. I, yes, Mr. President. I would direct a question to  
9. Senator Knuppel. Senator, in your opinion, does this, does this  
10. require 35 votes, or 30, or maybe I should address that to the Chair.  
11. Either way.

12. PRESIDING OFFICER: (Senator Rock)

13. That question...Senator Knuppel?

14. SENATOR KNUPPEL:

15. No. I don't believe that it does. It doesn't really deal  
16. with the money other than to create an escrow. And I think it's  
17. just ordinary legislation.

18. PRESIDING OFFICER: (Senator Rock)

19. Well, the Chair might say that the question has been brought  
20. up, and it concerns itself with Subsection G under Section VI of  
21. the new Constitution. I am also informed that there was a ruling  
22. in the House that it did require 3/5ths vote. We're on the question  
23. of the Amendment, at any rate, so we haven't gotten the Bill to  
24. passage stage yet. Is there any further discussion on the Amendment?  
25. Senator Berning.

26. SENATOR BERNING:

27. I'd like to ask the sponsor whether line 13, 14 and 15 mandate  
28. the keeping of a special record, or whether the County Collector's  
29. normal warrant book would suffice. And in that case, it seems to me,  
30. that should be mentioned so we don't saddle the Treasurer with another  
31. darn record to keep.

32. PRESIDING OFFICER: (Senator Rock)

33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. Well, this, this Amendment was added at the request of the,  
3. of your side of the aisle, as I understand, no, I guess in conference  
4. with Matijevich. I don't know whether it requires a separate  
5. record. I assume if the records of the Treasurer are sufficient  
6. to accomplish this, then no separate record is required. And I  
7. assume it can be deposited in a common fund. And, but he will have  
8. to keep sufficient records to identify the amount that was paid  
9. and by whom. And if his records do that, I don't think a separate  
10. record is required.

11. PRESIDING OFFICER: (Senator Rock)

12. Senator Berning.

13. SENATOR BERNING:

14. Well, excuse me, I hope that would be the case. But in  
15. my opinion, this is one of the examples of one of those bills,  
16. those cats and dog bills that we don't really need. All we would  
17. have to have had would been an order to the County Treasurer that  
18. the funds be held, and we wouldn't have to go through saddling  
19. us with another bill to handle and loading up the Statute books.  
20. A, this should be a simple administrative procedure that any  
21. treasurer would be happy to follow and maintain those funds and  
22. distribute them at the proper time. I don't see that this bill  
23. is necessary.

24. PRESIDING OFFICER: (Senator Rock)

25. Senator Groen.

26. SENATOR GROEN:

27. Well, Mr. President. Senator Knuppel, in, in further comment  
28. about the question I raised earlier, the original Bill, as it has  
29. now been given to me, and I'm looking at it now for the first time,  
30. states specifically in lines 15 through 18 that if the Court holds  
31. the thing valid the County Collector shall refund to that escrow  
32. account, to each person who paid such taxes, the amount of such  
33. personal property taxes so extended and collected from that person.

1. Now that would have been an automatic refund by the County to the  
2. person who paid the taxes. Now, as the Amendment reads, the  
3. Amendment states that the County Collector shall maintain an item-  
4. ized record of all such payments. However he shall not pay any-  
5. thing out of that account except pursuant to an order of a Court  
6. of competent jurisdiction issued concurrently with, or subsequent  
7. to final disposition of lake shore auto parts. Now it seems to me  
8. that what we have done is taken an original bill which would have  
9. included an automatic refund to the taxpayer and said by the  
10. Amendment to it that he's going to have to file his protest and  
11. then get a Court order to get his money. I'd like to see the bill  
12. back in its original form, rather than as it's amended. I think  
13. what's going to happen here is that people who do not file will  
14. ultimately lose their tax payment and the County or the State or  
15. somebody is going to have a, a substantial windfall of money here,  
16. where the taxpayer can't get his money back.

17. PRESIDING OFFICER: (Senator Rock)

18. Senator, the Bill has not yet been amended. Where, that's  
19. the question before the Floor. Senator Knuppel.

20. SENATOR KNUPPEL:

21. Well, I was not unhappy with the bill in the form that it came over  
22. here. This amendment was suggested by your side of the aisle, and I wish  
23. that your aide, there, would explain to you the reasons for the  
24. change. I mean, I was happy with it the way it was, and I was  
25. willing, in order to secure the votes from that side of the aisle,  
26. to amend it to provide as you've indicated.

27. PRESIDING OFFICER: (Senator Rock)

28. That's a good idea. Is there any further...Senator Groen.

29. SENATOR GROEN:

30. I wonder if we might hold this and might look at this a  
31. little more carefully and know what we're doing here.

32. PRESIDING OFFICER: (Senator Rock)

33. Okay. It will be held on second reading pending the...

1. Senator Knuppel.  
2. SENATOR KNUPPEL:  
3. I, I don't want to lose a legislative day...  
4. PRESIDING OFFICER: (Senator Rock)  
5. I, I'm sorry. We'll put it back to Third Reading. Okay.  
6. Third Reading.  
7. PRESIDING OFFICER: (Senator Rock)  
8. 4684, Senator Knuppel?  
9. SENATOR KNUPPEL:  
10. 4684 is one of these a, appropriations. And it's a \$10,000  
11. appropriation authorizing the Division of Water Resource Management  
12. to expend \$10,000 maximum for flood control on the Illinois-  
13. Michigan Canal in LaSalle County. The Bill is sponsored in the House  
14. by Barry and Fennessey. It's a simple Bill. It's easy to read.  
15. You're either for it or you're against it.  
16. PRESIDING OFFICER: (Senator Rock)  
17. Is there any discussion? Secretary will call the roll.  
18. Senator Merritt.  
19. SENATOR MERRITT:  
20. I'd just like to make the observation. It's just another  
21. case again, after you argued for an hour today on the Division of  
22. Waterways Bill, why we're right back on another individual one.  
23. This one, apparently, must be okay with everybody. I don't know  
24. why all the flak went up this morning. I don't think I could  
25. support this one anymore than those that couldn't support 1581 this  
26. morning.  
27. PRESIDING OFFICER: (Senator Rock)  
28. Is there any further discussion? Secretary will call the  
29. roll.  
30. SECRETARY:  
31. Arrington, Baltz, Berning, Bidwill,  
32. PRESIDING OFFICER: (Senator Rock)  
33. Senator Berning.

1. SENATOR BERNING:

2. I'm sorry. I would just like to ask one question of the  
3. sponsor. Do you know, does this commit us to an ongoing program  
4. of continuing appropriations, or is this a one-shot thing?

5. PRESIDING OFFICER: (Senator Rock)

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Very frankly, I don't know.

9. PRESIDING OFFICER: (Senator Rock)

10. Continue the roll call.

11. SENATOR BERNING:

12. Aye.

13. SECRETARY:

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

21. PRESIDING OFFICER: (Senator Rock)

22. Senator Sours. Davidson no. Senator Sours.

23. SENATOR SOURS:

24. Mr. President and Senators, I'm about to cast some bread  
25. upon the water. In the Senator from Vermillion's Bill today, there  
26. was a little item there of \$80,000 for Dry Run Creek, situated,  
27. lying, and being in Peoria County. I'm going to vote aye.

28. SECRETARY:

29. Swinarski, Vadalabene, Walker, Weaver.

30. PRESIDING OFFICER: (Senator Rock)

31. Lyons aye. Egan aye. Newhouse aye. Hall aye. Senator  
32. McBroom, for what purpose do you rise? Senator McBroom.

33. SENATOR McBROOM:

1. Mr. President and members of the Senate, I...

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Can we have some order back there? Please. Senator  
4. McBroom.

5. SENATOR MCBROOM:

6. Thank you, Mr. President. Just very briefly, Senator  
7. Mitchler had a bill here a few moments ago that asked for the  
8. same amount of money. I really don't know what's so meritorious  
9. about this bill, and so derogatory about Senator Mitchler's,  
10. but I'm going to vote aye.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Merritt.

13. SENATOR MERRITT:

14. Mr. President and members of the Senate, I'd also like to  
15. know that after this morning I know the importance of this kind of  
16. bill too. I'd just like to be a little bit bigger than some others,  
17. I vote aye.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Swinarski aye. On that question the yeas are 31, the nays  
20. are 2. This bill having received a constitutional majority is  
21. declared passed. If I might have your attention, we are now going  
22. to move to the second priority list, and the following bills in  
23. the first column are circled and will be called: House Bill 1318,  
24. Senator Latherow; House Bill 2033, Senator Mohr; House Bill 2780,  
25. Senator Harris; House Bill 2882, Senator Harris; House Bill 3077,  
26. Senator Hynes and House Bill 3080, Senator Davidson. Senator  
27. Bidwill.

28. SENATOR BIDWILL:

29. This place is getting like the Stock Exchange on a Saturday  
30. afternoon. Can you break up all the private huddles?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Gentlemen. Please will the Senators be in their seats.  
33. If anyone has a conference, please take it off the Floor to

1. Senator Neistein's office. Senator Graham.

2. SENATOR GRAHAM:.

3. I want to second Senator Bidwill. All the orators from the  
4. Senate seem to gather over here at this time of day. Will they  
5. go home.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. We are now beginning the second priority list. I've been  
8. advised that we don't know how many times we're going to keep  
9. going around. If you have some bills you want to call, we'd better  
10. get to it. House Bill 1318, Senator Latherow.

11. SENATOR LATHEROW:

12. Mr. President, I'd like to get that on the first priority  
13. tomorrow if we could.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Well that's a question that I certainly can't determine.  
16. I think you'd better tell Senators Clarke and Partee.

17. SENATOR LATHEROW:

18. I think I've made my point. I want to call it tomorrow.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. House Bill 2033. Is Senator Mohr on the Floor? Senator  
21. Mohr. Hold it. House Bill 2780. Senator Clarke, is somebody  
22. handling those, or...hold those. 2882. Was Senator McCarthy  
23. handling that, I believe? That was the one for Senator Harris.  
24. 2882. Going to hold that? Okay. 3077, Senator Hynes. 3080,  
25. Senator Davidson. Hold that. All right. In the next column  
26. the following bills will be called: 3588, Senator Savickas. No.  
27. 3798; 4155, Senator Graham; 4179, Senator Harris; 4364, Senator  
28. Groen. That's all on that column. We'll start with House Bill  
29. 4155. Senator Graham.

30. SENATOR GRAHAM:

31. Yes, Mr. President and members of the Senate, this bill  
32. was amended...

33. PRESIDING OFFICER: (SENATOR ROCK)

1. For what...excuse me, Senator. For what purpose does  
2. Senator Dougherty arise? Senator Dougherty.

3. SENATOR DOUGHERTY:

4. Senator Graham, as you know, we revived this bill for the  
5. purpose of offering an amendment. I checked with the Reference  
6. Bureau just a few moments ago and the amendment is not ready as  
7. of this time. I'm wondering if you'd hold it until that time.

8. SENATOR GRAHAM:

9. Certainly. That's what I was going to say, Senator,

10. PRESIDING OFFICER: (SENATOR ROCK)

11. House Bill 4179, Senator...whose handling that for Senator  
12. Harris, anybody? 4179. House Bill 4364. Senator Groen, do you  
13. wish that to be called? 4364. For what purpose does Senator  
14. Dougherty arise?

15. SENATOR DOUGHERTY:

16. I spoke to Senator Groen about this and I'm prepared to  
17. offer an amendment and I...the House members approved the amend-  
18. ment and I also spoke to about Senator Groen. I'd like to put  
19. this Amendment No. 1 onto House Bill 4364. Call it back to the  
20. order of Second Reading and place it on and after business has  
21. transpired, we'll pass the bill. Here is the amendment to the  
22. Clerk.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Groen, do you wish it brought back to Second Read-  
25. ing?

26. SENATOR GROEN:

27. Perfectly agreeable. That's fine.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. The bill will be brought...is there is any objection? The  
30. bill is on Second Reading for the purpose of Amendment...this will  
31. be Amendment No. 1. Senator Dougherty, do you wish to explain the  
32. amendment?

33. SENATOR DOUGHERTY:



1. The Amendment, this is what the Amendment does. This Act  
2. is not a prohibition upon the contractual and associational powers  
3. granted by Article VII, Section X of the Illinois Constitution, and  
4. the number change. That's all it does. It retains the rights that  
5. we heretofore had under the new Constitution. I move its adoption.

6. PRESIDING OFFICER: (Senator Rock)

7. Is there any discussion? All in favor of the adoption of  
8. Amendment No. 1 indicate by saying aye. All opposed? The Amend-  
9. ment is adopted. Any further amendments? Third Reading. In the  
10. third column, we'll have to have intervening business, I assume.  
11. In the third column: 4479 and 4480, Senator Clarke? Senator  
12. Partee? 4479 and 4480. Senator Dougherty. Senator somebody.

13. SENATOR

14. I'm holding those bills for a very short time. I want to  
15. get some clearance on them.

16. PRESIDING OFFICER: (Senator Rock)

17. Senator Clarke.

18. SENATOR CLARKE:

19. Do you think maybe I could get these on the first priority  
20. tomorrow?

21. PRESIDING OFFICER: (Senator Rock)

22. I'll certainly try, Senator. Okay. All right. Now that's  
23. exhausted the second priority list, so that we would have to get to  
24. a no priority list. I'm advised that there is a bill on Consideration  
25. Postponed, if you will turn to the second page of the Calendar, it's  
26. House Bill 2460, Senator Latherow? Senator Latherow.

27. SENATOR LATHEROW:

28. Thank you, Mr. President. This is a Bill that we had some  
29. time ago and had a little misunderstanding on it. It has to do with  
30. the movement of single-axle livestock trucks out of the State of  
31. Missouri into the East St. Louis yards. Now this has made quite an  
32. economic problem in this yard area because of the reduction in num-  
33. ber of livestock being transported in there for sale in that area,  
the State of Illinois. Because of the attitudes taken, this has

1. caused these livestock to be sold in the area of Missouri rather  
2. than Illinois, and I think I'd be glad to answer any questions  
3. which might be asked on this. I know there was some mis-  
4. understanding on it, and I feel like it is a good Bill.

5. PRESIDING OFFICER: (Senator Rock)

6. Is there any...Senator Hall.

7. SENATOR HALL:

8. Yes, Mr. President and members of the Senate. I'd like to...  
9. this Bill is very beneficial to my area and to Senator Sours and  
10. to some other areas. I'd like to ask your favorable support  
11. for all the members on this side to this Bill.

12. PRESIDING OFFICER: (Senator Rock)

13. Senator Lyons.

14. SENATOR LYONS:

15. Mr. President and members. When this Bill came up the  
16. first time, some of us on this side had some questions. They  
17. have since been resolved, and I think that the Bill, as Senator  
18. Hall said, has merit, and I ask that the members on this side  
19. support it as well.

20. PRESIDING OFFICER: (Senator Rock)

21. Any further discussion? Senator Vadalabene.

22. SENATOR VADALABENE:

23. This not only is in Senator Hall's area, but it's in  
24. Senator Vadalabene's area also and I would...Senator Johns area...  
25. I think it's in everybody's area.

26. PRESIDING OFFICER: (Senator Rock)

27. Senator Latherow may close the debate.

28. SENATOR LATHEROW:

29. Yes. By closing the debate I would add to that Peoria  
30. and Joliet, as well as the livestock auction up in, what is  
31. Senator Davidson's area at Geneseo, I think it is. Atkinson.  
32. I ask for a favorable consideration.

33. PRESIDING OFFICER: (Senator Rock)

1. Secretary will call the roll.

2. SECRETARY:

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

9. PRESIDING OFFICER: (Senator Rock)

10. Senator Mohr.

11. SENATOR MOHR:

12. Mr. President, did I understand that this is good for  
13. Senator Vadalabene and Senator Johns and Senator Bruce's area?  
14. And Senator Latherow?

15. PRESIDING OFFICER: (Senator Rock)

16. That's my understanding, Senator Mohr.

17. SENATOR MOHR:

18. Do you have any creeks in your area, gentlemen? Okay,  
19. I'll support it, I vote aye.

20. SECRETARY:

21. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer,  
22. Partee, Rock, Romano, Rosander, Saperstein, Savickas, Smith,  
23. Soper, Sours, Swinarski, Vadalabene,

24. PRESIDING OFFICER: (Senator Rock)

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. In explaining my aye vote, I just want to let Senator Sours,  
28. Senator Mohr know that the Governor vetoed my creek Bill.

29. SECRETARY:

30. Walker, Weaver.

31. PRESIDING OFFICER: (Senator Rock)

32. McBroom aye. Senator Soper aye. Soper, Soper aye.  
33. On that question the yeas are 40, the nays are two. This Bill  
having received the constitutional majority is declared passed.

1. I've had two other requests from Senators for Bills that are on  
2. Consideration Postponed. House Bill 3599 and Oh, I'm sorry.  
3. Can we keep jumping back and forth? Okay. House Bill 3599,  
4. Senator Knuppel.  
5. SENATOR KNUPPEL:

6. I'd like to take this Bill from Postponed Consideration  
7. to Second Reading for an amendment. This is the Bill that  
8. dealt with oscilating lights along highways. The Amendment  
9. would prohibit oscilating light within 200, within 200 feet.  
10. It sets a specific distance where the original Bill did not.  
11. It says within 200 feet of any highway and also adds that the  
12. admonition that the prohibition on oscilating lights does not  
13. apply to airport lights. I'd like to offer that Amendment.

14. PRESIDING OFFICER: (Senator Rock)

15. Is there any objection to bringing this Bill back to  
16. Second Reading? So ordered. Senator Knuppel offers Amendment  
17. No. 1 to House Bill, House Bill 3599. Is there any objection?  
18. All in favor of the adoption of this Amendment indicate by  
19. saying aye. All opposed? The Amendment is adopted. Any  
20. further amendments? Third Reading. Back on Consideration  
21. Postponed, we will get to it, I presume. Senator Savickas  
22. had a Bill on Consideration Postponed, House Bill 4387.

23. SENATOR SAVICKAS:

24. Mr. President and members of the Senate. This Bill is...

25. PRESIDING OFFICER: (Senator Rock)

26. Excuse me, Senator. Can we have some order here, please.  
27. We're on House Bill 4387, Consideration Postponed.

28. SENATOR SAVICKAS:

29. This Bill is the bipartisan cooperation between the  
30. Metropolitan Sanitary District of Chicago, the Department of  
31. Conservation and the United States Department of Agriculture.  
32. It calls for \$172,000 as the State's share in the study of  
33. a, the projects in DuPage, Will, Kane, Cook and Will Counties.

1. I'd appreciate your support of this.

2. PRESIDING OFFICER: (Senator Rock)

3. House Bill 4387. Is there any discussion? Secretary  
4. will call the roll.

5. SECRETARY:

6. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
7. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
8. Davidson, Donnewald, Dougherty, Egan,

9. PRESIDING OFFICER: (Senator Rock)

10. Senator Dougherty. Senator Dougherty.

11. SENATOR DOUGHERTY:

12. I want to rise in support of this Bill for the reason  
13. that, while some of the objections of another Senator were,  
14. was based on NIPC's performing this task, nevertheless, the  
15. great southern area of Cook County and parts of Will County  
16. and parts of Lake County and Indiana are affected by this  
17. Bill to some degree. And we do have a flood control problem  
18. out there, and there is need for this survey in order to  
19. divert these waterways. I might point out to the other mem-  
20. bers that...the other side, one of your former leaders, a  
21. Senator down here/<sup>who</sup> lived in Flossmoor was completely aware of  
22. this. It is the same thing that Senator Graham spoke about.  
23. There's been a splurge of building in this flood plain out  
24. here to the end that there's no way of carrying off the run  
25. off. And this Bill is badly needed in the area of south-  
26. eastern Cook County, areas of Will, areas of Lake County,  
27. Indiana. This is a good measure and should be supported.

28. I vote aye.

29. SECRETARY:

30. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,  
31. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
32. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,

33. PRESIDENT:

1. Gilbert aye. Senator Merritt.

2. SENATOR MERRITT:

3. Mr. President, I'm well aware of the importance of this  
4. bill to that area. In fact this area has been under considera-  
5. tion several times on our Commission for Economic Development,  
6. some of our hearings on the ports up there. Again, I'm going  
7. to cast what, I think, is best for the people of that area,  
8. hopefully, some of my colleagues from the other side just might  
9. remember it when that Senate Bill 1815 goes to Conference Committee  
10. with those other creek bills in it. I vote aye.

11. SECRETARY:

12. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien,  
13. Ozinga, Plamer, Partee, Rock, Romano, Rosander, Saperstein,  
14. Savickas, Smith, Soper, Sours, Swinarski, Vadalabene, Walker,  
15. Weaver.

16. PRESIDENT:

17. Berning aye. On that question the yeas are 42, the nays  
18. are 3. The Bill having received the constitutional majority is  
19. declared passed. 3599, Senator Knuppel.

20. SENATOR KNUPPEL:

21. This is a bill which would prevent the use of oscilating  
22. lights within the view of a highway, within 200 feet thereof,  
23. but does not apply to airport lights. In other words, it says  
24. no person shall place or cause to be placed upon any building  
25. or structure within 200 feet of any public highway, oscilating,  
26. rotating of flashing lights which are of such intensity when  
27. illuminated as to be visable at any time from such highway. And,  
28. then, it eliminates airport lights, so that the prohibition  
29. doesn't apply to them. I'd like a favorable roll call on this.  
30. It was placed on Postponed Consdieration in order to amend it  
31. to meet the objections made on the Floor. Thank you very much.

32. PRESIDENT:

33. Is there any discussion? Senator Carpentier.

1. SENATOR CARPENTIER:

2. Just one question. What about, what about existing signs  
3. that are now, say on a service road, which would be, maybe,  
4. 30 feet off the main road.

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR CARPENTIER:

8. Would they have to take down their existing signs?

9. SENATOR KNUPPEL:

10. I would assume that they would have to take them down,  
11. if they come within the purview of this. It says nobody  
12. shall place, and I don't know, that could mean speaking in  
13. the future. I'm not going to attempt to interpret what it  
14. means, but I assume that it means that no one shall place or  
15. have existing within 200 feet of any public highway an oscilating  
16. light. The reason being that this is the lights that are  
17. used for safety and precaution on any building.

18. PRESIDENT:

19. Is there further discussion? Secretary will call the  
20. roll. Just...Senator Mitchler.

21. SENATOR MITCHLER:

22. Senator Knuppel, I know you'll answer a question. If a  
23. lighting system is now in existence on private property, they  
24. have to take that down like they do the billboards, and if so,  
25. are they compensated in any way?

26. PRESIDENT:

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. There's no provision in here for compensation for  
30. changing the lighting system. I don't know that they have  
31. to take it down, but they have to change it so it's no longer  
32. oscilating, and there's no provision in here for them being  
33. compensated for that. This is a...I think this is allowed  
under the police power for public safety.

1. PRESIDENT:

2. Senator Mitchler.

3. SENATOR MITCHLER:

4. Is this part of the Federal Highway Plan as was the  
5. billboards, or where did the Bill originate from?

6. PRESIDENT:

7. Senator Knuppel.

8. SENATOR KNUPPEL:

9. I'm not acquainted with the genesis of this Bill  
10. other than it's Harber Hall's Bill from the House. I assume  
11. that it's been brought about from situations such as I've  
12. experienced as a practicing trial lawyer where these rotating  
13. lights, if they're misplaced, have resulted in people being  
14. confused and having crashed or otherwise being injured or  
15. killed.

16. PRESIDENT:

17. Is there...Secretary will call the roll.

18. SECRETARY:

19. Arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
20. Carroll, Cherry, Chew, Clarke, Collins, Coulson, Course,  
21. Davidson, Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham,

22. PRESIDENT:

23. Senator Graham.

24. SENATOR GRAHAM:

25. Mr. President, I, either we're at the wrong time...

26. PRESIDENT:

27. Just a moment. Please let's...

28. SENATOR GRAHAM:

29. Either we're in the wrong time of day or we're not  
30. listening to what Senator Knuppel said. I guess maybe they  
31. get tired of that, too. Nevertheless, this is an important  
32. Bill. And I think, Senator Knuppel, in addition to the rotating  
33. lights, if you happen to go out to the Southern Air, which you



1. don't, but in case you should, there's a triangle light out  
2. there that almost blinds everybody that goes by on the way  
3. out. So maybe we could take care of that next year. This is  
4. an important Bill, I think, especially for people in crowded  
5. traffic areas at night and it's raining. You've got those  
6. flashing lights shining in your face. And this will con-  
7. tribute, in my opinion, to the saving of the lives, I don't  
8. think anyone that has one oscilating now would want to con-  
9. tribute to death. I think it's a good Bill, and let's give  
10. it a little support. I vote aye.

11. SECRETARY:

12. Groen, Hall, Harris, Horsley, Hynes, Johns, Knuepfer,  
13. Knuppel, Kosinski, Kusibab, Latherow, Laughlin,

14. PRESIDENT:

15. Senator Laughlin.

16. SENATOR LAUGHLIN:

17. Well, Senator Knuppel, I believe I have the Amendment.  
18. There's only one Amendment that you had on this. It substitutes  
19. for the words "in view within 200 feet". Is that right? And,  
20. no, it goes on and says it doesn't apply to airport lights.  
21. But it's one Amendment? Now, my question is, why did you  
22. leave in when you take out "In View" it reads "within 200 feet  
23. of any public highway oscilating, rotating or flashing lights  
24. which are of such intensity when illuminated to be visable at  
25. any time from such highway." You've still got a question mark  
26. in there, haven't you? Why didn't you say within 200 feet. Why do you  
27. leave this shaded area here. Somebody gets one and puts it  
28. 175 feet and contends that it can't be seen. I just have a  
29. question about your Amendment. In other words, why didn't you  
30. stop when you just said within 200 feet?

31. PRESIDENT:

32. Senator Knuppel.

33. SENATOR KNUPPTEL:

1. Well, I assume there's no objection to a person having  
2. a rotating or an oscillating light in a home or anyplace else,  
3. as long as it's not visible from the highway. And I didn't  
4. want to answer those kind of questions on the other side.  
5. It is as broad as it is long. It has to be visible from the  
6. highway before it would be bad. In other words, if someone  
7. wanted to use an oscillating light in a showroom that wasn't  
8. visible from the highway for some reason, they could do so.

9. PRESIDENT:

10. Senator Laughlin.

11. SENATOR LAUGHLIN:

12. I think it's poorly drafted in that respect. I vote  
13. aye.

14. SECRETARY:

15. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr,  
16. Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
17. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper,  
18. Sours, Swinarski, Vadalabene, Walker, Weaver.

19. PRESIDENT:

20. Carpentier aye. Carpentier present. Merritt aye.

21. On that question the yeas are 39, the nays are none, 1 present.

22. The Bill having received the constitutional majority is declared  
23. passed. 4364, Senator Groen.

24. SENATOR GROEN:

25. Mr. President and members. Senate Bill 4364 or House Bill  
26. 4364 was given to me by the Department of Personnel, and I might  
27. read the synopsis of the Bill from the front page of the Bill.  
28. It pretty well tells, and I'll elaborate briefly. It's an Act  
29. providing for the interchange of public employees between and  
30. among governmental agencies at the same or different levels of  
31. government, Federal, State and Local, so as to strengthen the  
32. personnel resources at the various governmental levels in this  
33. State without causing harm to the employees involved. It's also

1. intended to comply with and conform to and implement the Federal  
2. Intergovernmental Personnel Act of 1970. It provides for the  
3. protection for those persons who may be loaned or who may be  
4. set for a period of not to exceed two years and then, if in the  
5. judgment of both the sending agency and the receiving agency,  
6. the person could benefit and the government could benefit by an  
7. extension. There might be an extension for up to two years.  
8. The written agreement that is entered into shall cover specific  
9. benefits such as, but not limited to seniority, rate of pay,  
10. longevity, vacation, sick leave, retirement, life and health  
11. insurance, disability and death, relocation, travel expenses  
12. and other protections. They are protected under the terms of  
13. the State Employees Group Insurance Act of 1971. The Director  
14. of the Department of Personnel of the State of Illinois is  
15. directed to explore the means of implementing the Act to make  
16. rules and regulations to assist departments and agencies and  
17. instrumentalities of the State and its political subdivisions  
18. in this program and in those jurisdictions in the State possessing  
19. Home Rule powers, The Chief Executive Officer of that Home Rule  
20. unit shall be the principal administrative officer of the Act  
21. and shall possess the same power and authority as the Director  
22. of the Department of Personnel. It's somewhat of an experimental  
23. program in the sense that it is believed that in the exchange  
24. of personnel would be valuable training for persons who desire  
25. to make government a career in training those persons for positions  
26. of greater and higher responsibility to broaden their experience  
27. and make them a better public servant. I believe the Bill is  
28. worthy of your consideration. I believe it's worthy of a trial,  
29. and if subsequent General Assemblys find that it is not working  
30. as it a, we would hope that it would, then I would suggest that  
31. you review it, but I do think it has merit and is worth a try.  
32. I would recommend it to you.  
33. PRESIDENT:

1. Senator Cherry.

2. SENATOR CHERRY:

3. I rise in opposition to this Bill, Mr. President and  
4. members of the Senate. This Bill simply has for its purpose  
5. of shifting of employees from one governmental unit to another.  
6. The first time in the history of our State that we are con-  
7. sidering engaging into this concept. Now we have Task Forces  
8. appointed on both sides of the aisle. They go through Appro-  
9. priations. They go through the need of a Department for the  
10. purpose of hiring employees in the areas in which they're  
11. serving their activities. Suddenly, we pass this Bill, we  
12. find that any governmental unit can take the man for whom an  
13. appropriation has been given for this Department, transfer  
14. him to another Department, the money goes with him, and I  
15. say all this can do is create a chaotic condition such as  
16. which we've never had or existed before in this State. I  
17. think it's a dangerous concept to get into. I don't think  
18. that the purposes that we have appointed our Task Forces and  
19. the appropriation bills that we spent so much time. Con-  
20. siderable time and effort has gone into the purposes and the  
21. amount of money appropriated for these departments. Suddenly  
22. to give these governmental units the right to do what this Bill  
23. proposes to do, I don't think is a meritorious activity under  
24. any circumstance. It's a concept that's a plan. Senator Groen  
25. says let's see how it works. I can't see how it can do nothing  
26. but bring chaos into the employees of our State, the governmental  
27. units which run our State. And I would suggest to everybody to  
28. consider their opposition to this Bill.

29. PRESIDENT:

30. Is there further discussion? Senator Groen may close  
31. the debate.

32. SENATOR GROEN:

33. Well, Mr. President, I take an absolutely diametrically

1. opposed view to that which has been expressed by Senator Cherry.  
2. The status of employees of other governments they would continue to  
3. pay those people while they are in the State of Illinois. If  
4. you want to send a person to Springfield from the City of Chicago  
5. or Cook County or the Sanitary District to whatever it might be,  
6. they would still be paid by your local agency. You would pass  
7. on the appropriation in that agency for his continued salary.  
8. He would draw from you while he is gone. I don't see any, any  
9. fear of loosing control for the appropriation or the review of  
10. an individual's salary or what he's doing. You still have that  
11. individual completely under your control. In the opposition  
12. or in the other viewpoint to which Senator Cherry, I have already  
13. tried to express it. It seems to me that we can, by this means,  
14. train people who, as I say, want to make government a career,  
15. to make them better public servants by broadening their experience,  
16. by giving them experience at different levels of government, in  
17. different kind of jobs while you still do retain control over  
18. the pursestrings and control over that person. I, I think it is  
19. a good concept. I think it's something we probably should have  
20. tried before, and it would seem to me that if we had, we would  
21. have more career people in State government and we would have  
22. better qualified people in State government and at all other  
23. levels of government. I ask your favorable consideraiton.

24. PRESIDENT:

25. Secretary will call the roll.

26. SECRETARY:

27. arrington, Baltz, Berning, Bidwill, Bruce, Carpentier,  
28. Carroll, Cherry...

29. PRESIDENT:

30. Senator Cherry.

31. SENATOR CHERRY:

32. There are two other objections to this Bill which I did  
33. not mention when I first spoke in opposition. First of all, if

1. an employee is shifted from one Department to another, now that  
2. position from which he's removed may or may not be filled by  
3. that Department, because a man can be taken out and put into  
4. another area of governmental services where perhaps he has some  
5. expertise. He comes back and let's say that area of employment  
6. is concluded. He comes back and he may find that someone else  
7. has his job, or he may come back and find that that job has  
8. been completely abolished. What happens to that individual?  
9. I don't care whether he's a Democrat or a Republican. What I'm  
10. saying is no political significance whatsoever. Secondly,  
11. a man contributes, an employee contributes to a pension fund.  
12. Now, under this Bill, if he's transferred to another agency  
13. he has the option of coming under disability for either of the  
14. two positions that he wants, depending upon which his selection  
15. is. Now we have the question of how much his contributions are.  
16. So, I think from that area this Bill is erroneous and has no  
17. merit whatsoever. I vote no.

18. SECRETARY:

19. Chew, Clarke,

20. PRESIDENT:

21. Senator Clarke.

22. SENATOR CLARKE:

23. Mr. President. Some of the arguments I've heard here  
24. today against this Bill are arguments of people, I think, who  
25. don't want to look at new concepts or new progress. I recall  
26. early in this Session, or was it last year, in the Executive  
27. Committee when we were considering the appointment of a Director  
28. of Public Aid on transfer or loan from the Federal Government.  
29. And at that time similar arguments were raised, and I think  
30. legitimately, possibly, by the President pro tem. Now, state  
31. government isn't an island in itself anymore than local govern-  
32. ment or the federal government. And I think that one of the  
33. concepts that we have to start looking into along with all of the

1. other interrelationships that are becoming quite obvious is the  
2. transfer of personnel. We're certainly transferring money.  
3. Goodness knows we have revenue-sharing in the State of Illinois  
4. with local governments. We're going to have it from the Federal  
5. government to the State. We ought to have this kind of interchange  
6. between personnel and brains. And this is an attempt to do just  
7. that. And I would think that it would be a good government,  
8. regardless of which party is in power, and I certainly urge an  
9. aye vote. I vote aye.

10. SECRETARY:

11. Collins, Coulson, Course, Davidson, Donnewald, Dougherty,  
12. Egan, Fawell, Gilbert, Graham, Groen,

13. PRESIDENT:

14. Senator Groen.

15. SENATOR GROEN:

16. Mr. President, I must answer Senator Cherry in explaining  
17. my vote because on both of the points he raised, the first point  
18. he raised I explained where he was wrong, and I now want to ex-  
19. plain where he was wrong in both of the other points that he  
20. raises in objection to this Bill. He states the person comes  
21. back and he finds his job is gone. He says secondly, he may use  
22. his pension benefits. Now, if Senator Cherry will read the  
23. Bill on page 3, and I am reading from the Bill, it starts really  
24. at the bottom of page 2, the necessity of a written agreement  
25. and that agreement is entered into by the sending agency, by the  
26. receiving agency and by the employee. And it is...the written  
27. agreement covers and cannot be inconsistent with his protection.  
28. And it is not only limited to these following things, but can  
29. include anything else he wants in it, but it protects him from,  
30. for his seniority, his rate of pay, longevity, vacation, Sick  
31. leave, retirement, life and health insurance, disability and  
32. death and relocation and travel expenses. The employee is pro-  
33. tected, Senator Cherry, in every, every benefit, every protection

1. protection possible is given to him. First of all, he doesn't  
2. have to do this unless he agrees to it. I think this is an  
3. excellent piece of legislation, and I would ask everyone to  
4. seriously, seriously consider it, that the State of Illinois  
5. and other levels of government might have the benefit of this  
6. Act. I vote aye.

7. SECRETARY:

8. 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. Vadalabene no. Request for a call of the absentees.  
16. The absentees will be called.

17. SECRETARY:

18. Arrington, Chew, Course, Donnewald, Dougherty, Egan,  
19. Hall, Harris, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
20. Kusibab, Lyons, Mitchler, Neistein, Newhouse, Nihill, O'Brien,  
21. Ozinga, Palmer, Partee, Rock, Romano, Rosander, Savickas,  
22. Smith, Sours, Swinarski.

23. PRESIDENT:

24. On that question the yeas are 23, the nays are 5. The  
25. Bill having failed to receive the constitutional majority is  
26. declared defeated. House Bill 333 on Postponed Consideration.  
27. Senator Carpentier.

28. SENATOR CARPENTIER:

29. Yes, Mr. President. This Bill, House Bill 333, allows  
30. two hospitals in Moline if both Boards of Directors decide to  
31. merge, they're right across from each other. We had this in  
32. Senator Dougherty's Committee. This has the Home Rule pro-  
33. vision in it. This also takes approval of the City Council



1. to do anything. And as far as I can tell from the Illinois Medi-  
2. cal Society, this affects no other hospitals in the State of  
3. Illinois but the Moline Public and the Lutheran Hospital in  
4. Moline. I know of no objection to this Bill.

5. PRESIDENT:

6. Is there any discussion? Senator Partee.

7. SENATOR PARTEE:

8. Yes. There was some misunderstanding about it originally.  
9. All that's been cleared up, and I plan to vote aye.

10. PRESIDENT:

11. The Secretary will call the roll.

12. SECRETARY:

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

21. PRESIDENT:

22. Palmer aye. Carroll aye. On that question the yeas  
23. are 42, the nays are none. The Bill having received the con-  
24. stitutional majority is declared passed. House Bill 1569 on  
25. Postponed Consideration. Senator Horsley.

26. SENATOR HORSLEY:

27. Mr. President and members of the Senate. This is a Bill  
28. that lacked, I believe, about 4 votes the other day when it was  
29. called. It's a Bill in which this group and in which my local  
30. man is one of the officers and they have worked hard for several  
31. years to get this legislation approved, and they've worked with  
32. the bar associations and they've come up with a bill that the  
33. Bar Association can recommend and I believe will help clean up

1. the collection business in the State of Illinois. And it takes  
2. away a lot of practices of which you get a lot of complaints  
3. today. Threatening letters, for example, threatening legal  
4. suits or wage garnishment or listing the name of a lawyer by  
5. the collection agency or to employ sheriffs or other law of-  
6. ficers in connection with a collection of a claim, or to threaten  
7. any violence, and to furnish legal advice or engage in the  
8. practice of law. And they're many, many items that they have  
9. held to be contrary to the good principles of their profession,  
10. and they're trying to upgrade it, and I think they've done a  
11. good job. They proposed to let the Department of Financial  
12. Institutions handle their licensing, which will be \$50 for  
13. three employees and not more than \$150 if the agency is larger.  
14. And it requires a bond to be given. And it protects the persons  
15. who are legitimately in the business, like banks, credit unions,  
16. insurance company attorneys, loan, finance, and so on, who will  
17. not be covered by the Bill. It has the Home Rule amendment on  
18. it which was put on and was not taken off. But it is a start  
19. in this direction to clean up and a lot of work and effort has  
20. gone into it, and they'd like to have this Bill passed at this  
21. Session, if possible. And I would appreciate a favorable roll  
22. call at this time.

23. PRESIDENT:

24. Senator Cherry.

25. SENATOR CHERRY:

26. Will the sponsor yield to a question?

27. PRESIDENT:

28. Senator Horsley indicates he will.

29. SENATOR CHERRY:

30. Senator Horsley, the Calendar states that this Bill carries  
31. with it an appropriation of \$100,000. Is that still on the Bill?

32. SENATOR HORSLEY:

33. No, Sir. That was taken off by Amendment and is not on

1. the Bill.

2. PRESIDENT:

3. Senator Cherry.

4. SENATOR CHERRY:

5. The Bill has no appropriation at the moment?

6. PRESIDENT:

7. Senator Horsley.

8. SENATOR HORSLEY:

9. That, that is correct because of the effective date  
10. and all, the Department will not need the money until you'll  
11. be back here in Session after the first of the year and get  
12. it started. And by then the license fees will have to be  
13. appropriated back to the Department.

14. PRESIDENT:

15. Senator Cherry.

16. SENATOR CHERRY:

17. Well, I would say, ultimately, this Commission, if  
18. we pass this Bill, is going to cost the State money. I  
19. think they're many abuses in the collection agencies that  
20. I have witnessed as a lawyer as I'm sure Senator Horsley has.  
21. I'm sure that all of our Bar Associations in this State have  
22. had many complaints because of abuses by collection agencies  
23. and the comments made by Senator Horsley. I think all of the  
24. abuses are known. Repeated letters. Improper threats.  
25. Doing things, perhaps serving garnishments, on people where no  
26. judgements have been procured and things of that nature that  
27. I think should be addressed to. But I don't know what a  
28. Commission could do that we don't, that we do not have any  
29. facts on now. I think we know all the abuses. I think Senator  
30. Horsley has properly identified all the abuses. I think the  
31. Bar Associations of our State should address themselves to this  
32. area and propose and recommend legislation to this Body which  
33. I think we would give ample and valid consideration to. I don't

1. know why we have to engage our State Officials and the members  
2. of our Legislature for the purpose of conducting a hearing and  
3. investigation on the kinds of abuses that we know now exist.  
4. I think it would be a waste of money whether it's now or whether  
5. at a later time. And I think this Bill should be opposed.

6. PRESIDENT:

7. Senator Coulson.

8. SENATOR COULSON:

9. Mr. President, as I understand it this is a Bill to  
10. conduct a licensing of the agencies. This is not a bill for  
11. an investigative commission. I think the Senator who preceded  
12. me is talking about some other bill or in some other Legis-  
13. lature.

14. PRESIDENT:

15. Senator Berning.

16. SENATOR BERNING:

17. Thank you, Mr. President. I'd like to ask the sponsor a  
18. question since this measure comes close to touching on a subject  
19. that I would like to see us address ourselves to, and that is  
20. the firms operating as debt consolidation organizations, and I'm  
21. curious then, Senator, on page 2 starting with line 20, the  
22. definition there of "a person" and going on where it says, "No  
23. person shall conduct a collection agency in this State or directly  
24. or indirectly engage in the business of collecting within this  
25. State or soliciting within this State claims for others." Could  
26. that be construed, then, thereby to cover debt consolidation  
27. operations?

28. PRESIDENT:

29. Senator Horsley.

30. SENATOR HORSLEY:

31. Because those people are in a, are under a different  
32. licensing arrangement and have to give bond for that business,  
33. That's a...you're talking about a completely different.. you're

1. talking about where they pay so much money to an agency and they  
2. apportion it out to the creditors. No, Sir. They're not in the  
3. business of collecting money as defined by this Act.

4. PRESIDENT:

5. Is there further discussion? Senator Rock.

6. SENATOR ROCK:

7. Yes. If the sponsor will yield to a question, I have  
8. a...On page 5 of the Bill

9. PRESIDENT:

10. Just a moment. Let's have some order.

11. SENATOR ROCK:

12. In order for one to qualify for a license under this  
13. proposed Act, one must have an acceptable credit reputation.  
14. Acceptable to whom?

15. PRESIDENT:

16. Senator Horsley.

17. SENATOR HORSLEY:

18. To the Department of Financial Institutions, and that  
19. was amended for a three-year period immediately prior to the  
20. filing of the application for the license.

21. PRESIDENT:

22. Senator Rock.

23. SENATOR ROCK:

24. Well, in my judgment, Amendment No. 2, which is the  
25. one to which you just referred only compounded the badness of  
26. this. When you say acceptable credit reputation, can you  
27. define that for me?

28. PRESIDENT:

29. Senator Horsley.

30. SENATOR HORSLEY:

31. Well, I think that that should be, certainly, for the  
32. Department to determine that they are solvent and that they  
33. don't have debts outstanding, and that they don't have judgements

1. against them. I think your credit reputation is something  
2. defined everyday with the retail merchants who do business  
3. with you, by the credit bureaus and others. I don't know how  
4. you could put a dollar limitation on it and say they have a  
5. credit reputation of "x" number of dollars. But it has to be  
6. for a three-year period they've had an acceptable credit  
7. reputation. I questioned the sponsors of the Bill about this  
8. in the House. Mr. Representative Hanahan is one of the sponsors  
9. and they put this Amendment on it for a three-year period  
10. because it will keep people who do not have good credit repu-  
11. tations and who haven't paid their accounts that they've  
12. collected, who have not kept their money in trust as required  
13. and <sup>in</sup> separate bank accounts and other matters, would not be con-  
14. sidered as having a good reputation. But I don't see how you  
15. can actually pin it down. But we have all types, even lawyers,  
16. before they can be admitted to the Bar it says they must have,  
17. go before the committee on moral fitness. Now what is moral  
18. fitness is not defined in the Bar rules. And yet they judge  
19. you as to whether you have moral fitness to be a lawyer. And  
20. there's no way of defining that except the generally accepted  
21. standards of the day as to whether you're a man of good moral  
22. character. So, we have that in our Statutes everywhere, Senator  
23. Rock, that we cannot pinpoint certain definitions such as this.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Well, just, and I am, unfortunately, I think this is a  
28. subject which must and will be sooner or later addressed. I  
29. just don't...I think that in these closing days and closing hours,  
30. I think that this is a little bit too large a program to launch  
31. out into, and I'm really having trouble with this definition of  
32. what an applicant must have or possess. You say have an acceptable  
33. credit reputation, which again is subject to definition. In addition,

1. not having any unsatisfied judgments and never having been  
2. adjudicated or bankrupt. Those two things, at least, seem to  
3. me to be contained within one's credit reputation. So, to  
4. have a third category just seems to me to be a, kind of out-  
5. landish. In addition, of course, the Bill as written does not  
6. apply to any Home Rule units. So I don't know whether we are  
7. accomplishing what you're setting out to...most of the, and I'll  
8. have to rely on my own experience, most of the problems with  
9. the collection agencies, frankly, happen in the large metropoli-  
10. tan areas, like the City of Chicago. When I was working for  
11. Attorney General Clark in the Consumer Fraud Brueau, we had  
12. thousands of complaints about collection agencies and the  
13. tactics they use, and if you'll recall there were a couple of pretty  
14. significant Amendments to the Consumer Fraud Act dealing just  
15. exactly with that, that were introduced by Senator Gottschalk  
16. some years ago. To get into this kind of a licensing Statute  
17. or to get into attempting to control these agencies and not have  
18. it apply statewide, it seems to me to be kind of a self-destruct  
19. idea, and I can't support this Bill in its present form.

20. PRESIDENT:

21. Senator McBroom.

22. SENATOR McBROOM:

23. I move the previous question.

24. PRESIDENT:

25. Motion for the previous question. All in favor signify  
26. by saying aye. Contrary minded? Motion prevails. Senator  
27. Horsley may close the debate.

28. SENATOR HORSLEY:

29. Well, I can only reply first to Senator Cherry that what  
30. Senator Coulson says is true. That this is a Bill to license  
31. and setting up standards for an industry that needs regulating.  
32. Because there have been abuses in the past by unethical and un-  
33. scrupulous people. And so this is not setting up a Commission.

1. This is setting up standards by which their license can be  
2. taken away from them and they can be punished for the abuses  
3. that are going on today by badgering poor people and threat-  
4. ening them, threatening to sue them when they don't have the  
5. right to do so. Replying to Senator Rock, the Home Rule  
6. Amendment certainly was not my idea and was not the idea of  
7. the persons who sponsored the Bill. It was your side of the  
8. aisle that wanted the Home Rule Amendment, and I agree with  
9. you. It's needed in Chicago and elsewhere, but you people  
10. didn't want it. And so the sponsors, the people that worked  
11. ten years on this problem and finally have decided to go with  
12. a bill in the Legislature, said we'll go ahead and we'll show  
13. to the people that it's doing such a good job in the other towns  
14. and communities, that we feel like Chicago will want it, and  
15. it will be entirely up to Chicago later on as to whether you  
16. want your people regulated and take the Home Rule Amendment  
17. off in another Session. But in order to get their business  
18. regulated, they're willing to take their chances now and prove  
19. that they can do a good job. Now, I happen to be a little  
20. familiar with, not the business, I know nothing about that at  
21. all except I know Mr. O. D. Atchison, who has been the President  
22. of this group and who has worked many years, and I know that he  
23. and his Committee have worked with Bar Associations and other  
24. officials in an effort to get this Bill in an acceptable form  
25. to do a job of cleaning up their own industry, which they admit  
26. needs cleaning up. And, certainly, when we've licensed many  
27. other groups we certainly owe it to these people to help them  
28. clean up that group. And I will appreciate your favorable roll  
29. call on this important Bill.

30. PRESIDENT:

31. Secretary will call the roll.

32. SECRETARY:

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



1. Carroll, Cherry,

2. PRESIDENT:

3. Senator Cherry.

4. SENATOR CHERRY:

5. Collection agencies have been guilty of too many abuses  
6. in our society, particularly against those people who could  
7. least afford to come under the activities of a collection agency.  
8. Admittedly, there are these abuses. I don't know why this  
9. industry can't get together and formulate and construct bills  
10. that will prohibit these abuses. I would gladly co-sponsor them.  
11. And I think that we should have laws. Now under this Bill  
12. there is created a 6-man advisory board, 5 of whom come from the  
13. collection agency industry, and I think that's the intent of  
14. this industry is to see that they maintain and regulate and have  
15. complete power and supervision over collection agencies. But  
16. I'm not about to give this industry the right to regulate itself.  
17. I think it should be done by law. I think these kind of abuse  
18. that is contained in this Bill should be legislated. We should  
19. have laws prohibiting them. We should have laws with teeth in  
20. them so that the laws can be enforced, so that these people who  
21. are guilty of the self-proclaimed abuses which do exist can be  
22. enforced and can be arrested and can be charged with misdemeanors  
23. if we go that far, and I think we should. And it would seem to  
24. me that that's the way to clean up this business. Not by having  
25. their own people regulate themselves and govern themselves with  
26. licenses and licensure, and I don't know how much money this con-  
27. cept would cost the taxpayers of our State. I don't know what  
28. this Bill is doing here anyway. It certainly doesn't fall within  
29. the four categories, but these are the kinds of things, it seems  
30. to me, we've addressed ourselves to in this Session. I vote no.

31. SECRETARY:

32. Chew, Clarke, Collins, Coulson, Course, Davidson,  
33. Donnewald, Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall,

1. Harris, Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski,  
2. Kusibab, Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt,  
3. Mitchler, Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga,  
4. Palmer, Partee, Rock, Romano, Rosander, Saperstein, Savickas,  
5. Smith, Soper, Sours,

6. PRESIDENT:

7. Senator Sours.

8. SENATOR SOURS:

9. I'd like to suggest this Chamber support this Bill.  
10. The collection agents of thirty years ago, Senator Cherry,  
11. were a different breed entirely. We had a collection agent in  
12. Peoria who also had an office in Decatur would bring a sound truck  
13. up in front of the house of a debtor, and he would publicize  
14. the fact that John Smith, the debtor, owed Bill Jones so many  
15. dollars. Now this is a bill on which I've had a letter, and  
16. I've also had a telephone call from a collector in Peoria. This  
17. is an honest attempt, Senator Cherry, this is an honest attempt  
18. to have some regulation in an industry or an occupation that,  
19. believe me, needs a little ethical conduct. Everything about  
20. which you complained is in the Bill, if you'll read the Bill.  
21. This proscribes some of the miserable conduct that was the  
22. subject matter of your criticism. In my honest opinion, to  
23. vote against this Bill is an absolute indefensible position.  
24. I vote aye.

25. SECRETARY:

26. Swinarski, Vadalabene, Walker, Weaver.

27. PRESIDENT:

28. Request for a call of the absentees. The absentees will  
29. be called.

30. SECRETARY:

31. Arrington, Baltz, Bruce, Fawell, Hall, Harris, Horsley,

32. PRESIDENT:

33. Senator Horsley.

1. SENATOR HORSLEY:

2. Senator Sours commented pretty much on the fact that all  
3. of the things are spelled out in law. This does make this...these  
4. prohibited Acts of harassing people and threatening law suits  
5. and threatening garnishment and wage assignments and all, it puts  
6. the force of law, now the Bar Association wants to get rid of  
7. policing these outfits. They want to get rid of the shyster  
8. outfits. And that's why the Bar worked with this group in  
9. helping to police their own professions. And I certainly hope  
10. we'll get enough votes to pass this Bill, and I want to vote  
11. aye.

12. SECRETARY:

13. Hynes, Johns, Knuepfer, Kosinski, Kusibab, Lyons,  
14. Neistein, Newhouse, Nihill, Ozinga, Palmer, Partee, Rock, Romano,  
15. Rosander, Saperstein, Savickas, Smith, Swinarski, Vadalabene,  
16. PRESIDENT:

17. On that question the yeas are 31, the nays are 3. The  
18. Bill having received the constitutional majority is declared  
19. passed. Senator Horsley moves to reconsider. Senator Mitchler  
20. moves to Table. All in favor of the motion to Table signify  
21. by saying aye. Contrary minded? Motion to Table prevails.  
22. Senator Partee is a, for Senator Newhouse, is amending 2363. Is  
23. that correct, Senator Partee?

24. SENATOR PARTEE:

25. I was going to, but there are two Amendments here, and  
26. I'm not really certain whether both go on or don't. He had to  
27. go to his son's birthday party. So I'll just hold it 'till  
28. tomorrow.

29. PRESIDENT:

30. The Bill will be held. Senator Clarke?

31. SENATOR CLARKE:

32. If you want to go ahead, I know that both Amendments go  
33. on.

1. PRESIDENT:  
2. Senator Partee.  
3. SENATOR PARTEE:  
4. Does the Secretary have the Amendments?  
5. PRESIDENT:  
6. The Secretary indicates he has one Amendment.  
7. SENATOR PARTEE:  
8. Would you read Amendment No. 1 first while we're getting  
9. the other one for you.  
10. SECRETARY:  
11. Amend House Bill 2363 on page 2, line 1, by deleting the  
12. words "Commission staff member", and inserting in lieu thereof  
13. the following: "Hearing Officer who shall be an attorney  
14. licensed to practice in Illinois." And on page 2, line 16,  
15. by deleting the words "Staff member" and inserting in lieu  
16. thereof the words "Hearing officer", and on page 4, line 25,  
17. by deleting the words "as a matter of right" and inserting in  
18. lieu thereof the words "for good and sufficient cause."  
19. PRESIDENT:  
20. Senator Partee.  
21. SENATOR PARTEE:  
22. Senator Laughlin.  
23. PRESIDENT:  
24. Senator Laughlin.  
25. SENATOR LAUGHLIN:  
26. Well Mr. President and members. Some two months ago I  
27. was advised that last week, last year I had stopped this bill  
28. by raising certain objections, and they would be met by these  
29. Amendments, and I agree that these Amendments to come forth and  
30. meet the objections I had had, so I urge the adoption of the  
31. Amendment.  
32. PRESIDENT:  
33. All right. All in favor of the adoption of Amendment,  
this first Amendment indicate by saying aye. Contrary minded?

1. The Amendment is adopted. Amendment No. 2 is offered by Senator  
2. ParTEE. Senator ParTEE.

3. SENATOR PARTEE:

4. He's coming down with it.

5. PRESIDENT:

6. He has it now?

7. SENATOR PARTEE:

8. Oh.

9. PRESIDENT:

10. Do you wish to explain very briefly what it does? Or  
11. is this... Senator Laughlin's explanation apply to both?

12. SENATOR PARTEE:

13. I think it covers the whole thing.

14. PRESIDENT:

15. Senator Laughlin?

16. SENATOR LAUGHLIN:

17. I'm sorry. I have to disclaim. I understand it's not  
18. objected to. I don't understand this Amendment and I'm not  
19. about to speak for it.

20. PRESIDENT:

21. Senator Clarke.

22. SENATOR CLARKE:

23. Well, this is a... it just changes a place where it's  
24. talking about a reply to the respondent. It says, it says  
25. promptly now, and this changes it to within ten days to make  
26. it specific in terms of the reply to the respondent. The other  
27. two changes are just technical clarifications.

28. PRESIDENT:

29. All in favor of the adoption of the Amendment indicate  
30. by saying aye. Contrary minded? The Amendment is adopted.  
31. We have some messages from the House. And if the Senators,  
32. whenever messages come over on Bills, and you're aware of it, if  
33. you can let us know right away, we'll try to interrupt business

1. to take care of messages so that we can move on this business  
2. during these final days. Now, messages from the House.

3. SECRETARY:

4. A message from the House from Mr. Selcke, Clerk. Mr.  
5. President -- I am directed to inform the Senate that the House  
6. of Representatives have passed Bills of the following titles  
7. and the passage of which I am instructed to ask concurrence of  
8. the Senate to wit: House Bills 4576, 3768, and 4163.

9. PRESIDENT:

10. Senator Donnewald.

11. SENATOR DONNEWALD:

12. I, Mr. President and members. On the Secretary's Desk  
13. are House Bills 3768 and 4576, 4576 sponsored by Representative  
14. Randolph, 3768 by Representative Shea. These are Bills that I  
15. would ask the Body to place on the order of First Reading and  
16. advance to Second without reference to Committee, if that would  
17. be possible. Very briefly, the Bills are companion Bills, and  
18. they have to do with permitting the State Treasurer's office  
19. on a voluntary basis of the cities involved, the small com-  
20. munities to lump together their bond issues so that they can  
21. get a better rating than they would were they to go it alone.  
22. And I think it should be explained to the Body that it will not  
23. affect any local council, and that these particular Bills were  
24. drawn by Chapman and Cutler in the form that they desired, and  
25. I would, if there's any other questions that you might want to  
26. ask, I would try to answer. But if there be none, I would make  
27. the appropriate motion.

28. PRESIDENT:

29. Is there objection? Leave is granted. Senator Clarke.

30. SENATOR CLARKE:

31. I'll agree to that, but I think we want to look at them  
32. very carefully, because I know these did have heated discussion  
33. in the House, and you know, there are questions about them.

1. Mr. President.

2. PRESIDENT:

3. Senator Clarke.

4. SENATOR CLARKE:

5. Haven't we received another Bill from the House?

6. PRESIDENT:

7. There are some others...other messages. Right.

8. SECRETARY:

9. 4163, Senator Clarke.

10. PRESIDENT:

11. Senator Clarke.

12. SENATOR CLARKE:

13. I'd like to move that this Bill be read a first time  
14. and advanced to Second Reading. And this is the consolidated  
15. Commission appropriations which we're all interested in, I  
16. know.

17. PRESIDENT:

18. Is there objection? Leave is granted. Further  
19. messages from the House. House Bills on...Senator Partee.

20. SENATOR PARTEE:

21. Having had intervening business, I wonder if we could  
22. take the roll call on 2363, which is the Bill we just amended,  
23. which is the Bill which puts the Illinois Fair Employment  
24. Practice Act in conformity with the Federal Rules and Regulations.

25. PRESIDENT:

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

27. SECRETARY:

28. Arrington, Baltz, Berning, Bidwill,

29. PRESIDENT:

30. Senator Berning.

31. SENATOR BERNING:

32. Mr. President, I just would like to explain my vote. If  
33. I understand it correctly, the Amendments have been placed in

1. order to make us conform to Federal regulations, and if we do  
2. not accept these, the Federal Government can preempt the per-  
3. rogatives of the State of Illinois. Well, I resent that, and  
4. I also object to the provision for the Commission to be able  
5. to initiate complaints on its own. And for those reasons, I  
6. vote no.

7. SECRETARY:

8. Bruce, Carpentier, Carroll, Cherry, Chew, Clarke,  
9. Collins, Coulson, Course, Davidson, Donnewald, Dougherty,  
10. Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris, Horsley,  
11. Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab, Latherow,  
12. Laughlin,

13. PRESIDENT:

14. Senator Laughlin.

15. SENATOR LAUGHLIN:

16. Mr. President, members of the Senate. This morning I  
17. expressed myself...

18. PRESIDENT:

19. Just a moment. Please. Let's get some order. Please.  
20. Can we break up the caucuses back there?

21. SENATOR LAUGHLIN:

22. I expressed myself and said that what we were doing is  
23. not making much policy at the State level. And this is another  
24. example of the fact that we don't. But it is a desire, as I  
25. understand it by even the employing groups in this State to try  
26. and retain some semblance of control by cowering to the Federal  
27. Government and making our act comply with it. And, again, I'll  
28. read a paragraph, a letter I received from the Illinois State  
29. Chamber of Commerce, among other things the Federal Amendment  
30. will allow the State Fair Employment Practice Commission to be  
31. eligible for advance funds to exclusively enforce Title VII of  
32. the 1964 Civil Rights Act in the area of equal employment op-  
33. portunity. House Bill 2363 can be a vital and important first



1. step toward policing our own affairs exclusive of federal super-  
2. vision and the words exclusive of federal supervision are underlined.  
3. Now I don't like this and I repeat what I said this morning, we don't  
4. make much policy down here. We can't as long as the federal govern-  
5. ment controls the supply of money, permits inflation under either  
6. a Republican or Democratic administration, raises the death ceiling,  
7. proceeds to deficit of finances, then makes programs available to us  
8. and say alright now come and get it and do as we told you so. I  
9. frankly don't see any choice in this matter but to vote aye.

10. SECRETARY:

11. Lyons, McBroom, McCarthy, Merritt, Mitchler, Mohr, Neistein,  
12. Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee, Rock, Romano,  
13. Rosander, Saperstein, Savickas, Smith, Soper, Sours,

14. PRESIDENT:

15. Senator Sours.

16. SENATOR SOURS:

17. I don't know how many, Mr. President, members of this Chamber  
18. have examined this Bill. This is a whole new, entirely new Civil  
19. Practice Act practically for F.E.P.C. Now it doesn't make me feel  
20. any better when someone says we are now about to conform to the  
21. Federal Act. I quite frankly am fatigued over the slinking, surrep-  
22. titious, supercilious heavy hand of Washington. I vote no.

23. SECRETARY:

24. Swinarski, Vadalabene, Walker, Weaver.

25. PRESIDENT:

26. How is Senator Partee recorded? He is not. Senator Partee.  
27. On that question the yeas are 31, the nays are 2. The Bill having  
28. received the constitutional majority is declared passed. Senator  
29. Chew moves to reconsider, Senator Johns moves to Table. All in  
30. favor for the motion to Table signify by saying aye, contrary minded.  
31. Motion to Table prevails. We have a Conference Committee report.  
32. Is Senator Mohr on the Floor? We have a Conference Committee report  
33. on House Bill 4260. I think your the Senator sponsor of it. Senator

1. Mohr.

2. SENATOR MOHR:

3. We ah, I'd like to concur on the Conference Committee.

4. PRESIDENT:

5. Can you give us a very brief . . .

6. SENATOR MOHR:

7. House Bill 4360 is the Local Government Affairs appropriation  
8. on the \$150,000 in the Conference, that the Conference Committee  
9. recommends as the intern program. The original amount was \$200,000.  
10. Its been reduced to \$150,000.

11. PRESIDENT:

12. And your motion is for the adoption of the Conference Committee  
13. report?

14. SENATOR MOHR:

15. For the adoption, yes, sir.

16. PRESIDENT:

17. Is there any discussion? Senator Bruce.

18. SENATOR BRUCE:

19. Yes, as a member of that Conference Committee I refuse to sign  
20. that Conference Committee report with this reason. It has been the  
21. idea of the Task Force over the last two years that this program should  
22. begin to wind down. This is the intern program for municipalities.  
23. It will continue one more year. It is very much desired by munici-  
24. palities that it continue for this reason. We don't require a matching  
25. amount of money. We give them a thousand dollars and their tickled  
26. to death to have it. If we told every Mayor in the city, in the State  
27. of Illinois that we would provide him a Cadillac I'm sure they would  
28. come down here enthusiastic to the enth degree to receive a  
29. Cadillac from the State of Illinois. I have this objection to the  
30. intern program. Other intern programs we have begun by this leg-  
31. islative body have some sort of legislative enactment. This program  
32. was commenced without legislative authority. It has continued without  
33. legislative authority or without legislative guidelines. The

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1. department administers without rules and regulations. It picks the  
2. interns as they desire. I think that is a bad way to spend the  
3. state's money. If this is an intern program it should be continued  
4. and it should be given on merit, not on who one knows. If it is to  
5. be continued then the legislative, legislature should get some report  
6. on what kind of activity that interns are involved in. That is not  
7. done and until such time it is I object to the program continuing.

8. PRESIDENT:

9. Senator Rock.

10. SENATOR ROCK:

11. Yes, Mr. President members of the Senate. I would advise the  
12. members on our side that the Conference Committee report which I  
13. signed and Senator Dougherty signed was agreed upon by Senator  
14. Partee and the Department. And I would urge, while I share some  
15. of Senator Bruce's reservations, I would urge our members to support  
16. it.

17. PRESIDENT:

18. 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. Baltz aye, Johns aye, Groen aye. On that question the yeas are  
30. 38, the nays are 2 the Conference Committee Report is adopted by the  
31. Senate. 4465, House Bill on Second Reading. Senator, Senator Gilbert  
32. is recognized.

33. SENATOR GILBERT:

1. I, ah have an amendment to House Bill 4465. This is the School  
2. Problem Commission formula and recommendation for the distributive  
3. fund to the Superintendent of Public Instruction for the common  
4. schools. This amendment...

5. PRESIDENT:

6. Just a moment, just a moment. We're talking about something  
7. extremely important to the people of Illinois. Proceed, Senator  
8. Gilbert.

9. SENATOR GILBERT:

10. This amendment provides that the dual districts will receive,  
11. be reduced 3 % from 87 to 84% in those districts of over 500 in  
12. the elementary and 1,000 in the high schools and it increases the  
13. density factor in Chicago from 14% to 16%. This will entail a  
14. change in the House Bill 4663 which is a companion bill and the  
15. appropriation of 14 million, 800 thousand dollars which includes  
16. some \$9 million plus which is in 4330 which is Senator McCarthy's  
17. bill and will mean a net increase of 11 million, 50 thousand dollars  
18. because we're going to take from the Superintendent of Public In-  
19. structions appropriation which is in the House the sum of \$3 million,  
20. 750,000. I move for the adoption of amendment 4465. This is the  
21. school package in relation to the common schools and has the  
22. approval of both sides of the Task Force who has been working upon  
23. this through the Governor's office, the Superintendent of Public  
24. Instruction and Senators Saperstein, Hynes and myself on this side of  
25. the aisle.

26. PRESIDENT:

27. Senator Groen.

28. SENATOR GROEN:

29. Well, Senator Gilbert, do I understand that this amendment has the  
30. effect of taking 14 million dollars, in effect from dual districts  
31. and giving it to, the bulk of it to the city of Chicago by the  
32. density factor?

33. PRESIDENT:

1. Senator Gilbert.

2. SENATOR GILBERT:

3. The amendment puts the bill in compliance with the recommendations  
4. of the School Problems Commission as far as the unit, I mean the  
5. dual districts are concerned. It makes no change in that, Senator  
6. Groen. It has nothing to do with the dual districts as far as the  
7. recommendation of the School Problems Commission and the bill as it  
8. was originally introduced. The only change in any funds is taking it  
9. from the urban development program in Chicago and putting it in the  
10. density bonus. It does not end the impaction for the City of Chicago,  
11. 1 million, 8 in putting in the density bonus. It has nothing to do  
12. with the dual districts. There was an amendment put on in the  
13. House for the dual districts which is stricken here but that was  
14. an amendment placed on the House and not by the, as the bill was  
15. originally introduced.

16. PRESIDENT:

17. Senator Groen.

18. SENATOR GROEN:

19. Well, but the House amendment to which you refer relating to  
20. dual districts would have been a benefit to dual districts, would  
21. it not?

22. PRESIDENT:

23. Senator Gilbert.

24. SENATOR GILBERT:

25. Yes, Sir, it would.

26. PRESIDENT:

27. Senator Groen.

28. SENATOR GROEN:

29. The effect then is to delete that from the bill now by this  
30. amendment..this is one of the sources.

31. PRESIDENT:

32. Senator Gilbert.

33. SENATOR GILBERT.

1. This bill, the amendment put on in the House for the dual  
2. districts was never in the Governor's budget. It was never even  
3. considered except by the House members as an amendment that would  
4. be put in, it was not even considered to be left in, in the negotiations.

5. PRESIDENT:

6. Is there, is, Senator Laughlin.

7. SENATOR LAUGHLIN:

8. Yes, Mr. President, members of the Senate. I'd like to ask  
9. Senator Gilbert a question. I know he'll yield. Senator, how much  
10. money goes to Chicago as a result of this and does it mean that it  
11. comes from school districts such as those in my district?

12. PRESIDENT:

13. Senator Gilbert.

14. SENATOR GILBERT:

15. There is no new, the only new money that goes to Chicago and  
16. this entire package is the impaction which would have been given  
17. or that's talked about giving to Chicago of \$1 million 8 and then  
18. by the operation of Senator McCarthy's bill, 4330, Chicago will  
19. benefit something over and I can't give the exact figure on that  
20. something less than \$2 million dollars. The rest of the state will  
21. benefit some 450 school districts to the extent of between 6 and 7  
22. million dollars. This is an amount that the school districts do not  
23. have to pay back if they received more money last year than they were  
24. entitled to in making their state claims which is, this bill, and I  
25. was the one that put the amendment on that made it apply only to this  
26. year because as I stated when I offered the amendment we are in a  
27. declining enrollment in the public schools and we should not allow  
28. this to happen. There is no money taken from your school or from  
29. my school which is a dual school district in Carbondale and put in  
30. this money for Chicago or any place else. Money that is being given  
31. to Chicago here is being transferred from the urban education program  
32. to 3 million, 750 thousand dollars and it was the feeling of the  
33. people working in education that Chicago should be allowed a density

1. bonus and that is the \$5 million 3 that will go in as a result of  
2. the increase from 14 to 16% of the density factor. It's in a sense  
3. taking it from one pocket and putting it in the other. But it is  
4. not taking it away from downstate or any other place.

5. PRESIDENT:

6. Is there further discussion? Secretary...All those in favor of  
7. the soption of the amendment indicate by saying aye. Contrary minded.  
8. The amendment is adopted. Senator Groen.

9. SENATOR GROEN:

10. I want to vote no on this and I don't know how to get my name  
11. on this but . . .

12. PRESIDENT:

13. The Journal will indicate that Senator Groen wishes to be  
14. recorded in the negative on that. And Senator Ozinga the same.  
15. Senator Gilbert.

16. SENATOR GILBERT:

17. I would like to move now to recall 4663 from Third Reading to  
18. Second Reading for the purpose of Tabling an amendment and offering  
19. a new amendment.

20. PRESIDENT:

21. 4663 is brought back from Third Reading to Second Reading for  
22. purposes of Tabling an amendment and offering a new amendment.  
23. Senator Gilbert moves to reconsider the vote which Amendment No.  
24. 1 was adopted. All in favor signify by saying aye. Contrary  
25. minded. The amendment is adopted. Senator Gilbert moves to Table  
26. Amendment No. 1. All in favor signify by saying aye. Contrary  
27. minded. The motion to Table prevails. Senator Gilbert offers  
28. Amendment No. 2. Can you explain the amendment, Senator?

29. SENATOR GILBERT:

30. The amendment that we just Tabled was the amendment offered to  
31. make House Bill 4663 comply with the original recommendation of  
32. Superintendent of Public Instruction Bakalis which was a \$911  
33. million appropriation. This amendment which I am offering now is the

1. School Problems Commission recommendation of 787 million, 800  
2. thousand dollars plus the sums which I mentioned a moment ago  
3. which are being added based upon 4330, Senator McCarthy's bill.  
4. It's the Craig bill from the House which deals with the claims,  
5. prior claims and the amount needed to take care of the 14 to 16%  
6. of the density factor but the net effect of this will be to take  
7. from this figure of 8 hundred and two million, 6 hundred thousand dollars  
8. the sum of 3 million, 750 thousand dollars which has already been  
9. appropriated to the Superintendent of Public Instruction for the  
10. urban program in Chicago which is being deferred to place it in  
11. the density bonus factor. I move the adoption of the amendment.

12. PRESIDENT:

13. Is there any discussion? Senator ParTEE.

14. SENATOR PARTEE:

15. Mr. President and members of the Senate, I plan to support  
16. this amendment though it brings neither joy nor elation to me. I am  
17. concerned that we are not fulfilling our obligation in conformity  
18. with the constitutional mandate for the school children of this  
19. State. We've made a valiant effort to persuade you that the amount  
20. of money that we've just taken away by an amendment should have  
21. been retained. I hope, Mr. President, in days to come this rather  
22. important part of state government will be in the forefront of our  
23. cares and concern and not be among the last things considered by  
24. this Body. I think there is no question but that the decisions  
25. already rendered with by Supreme Courts in other states which have  
26. addressed themselves to this question that the State of Illinois must  
27. rapidly come to providing the primary monies for schools. We're almost  
28. 11% beneath where we should be. I'm going to support it as I say  
29. because I think this is all that is left. I would hope that the  
30. revenue-sharing provisions which have passed the one House of the  
31. federal government and hopefully will pass the other will bring us  
32. the additional aid that we need. I would hope that the Governor of  
33. this state would pledge publicly to the school children of this



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1. state a proportionate, reasonable share of those monies which come  
2. in the way of revenue-sharing from federal government to our  
3. educational program. It would suggest I think that he turly means  
4. to do that which the constitution mandates us to do and I think  
5. it would be in the best interest of our overall school program. I  
6. do not know if he's listening but if there are those of you present  
7. who know him well suggest to him that he publicly pledge a part of  
8. whatever comes by way of revenue-sharing to the school children of  
9. this state. I am going to vote aye on this amendment.

10. PRESIDENT:

11. Is there further discussion? All in favor of the adoption  
12. of the amendment indicate by saying aye. Contrary minded. The  
13. amendment is adopted. Now Senator Gilbert you do not want to pass  
14. this today or....

15. SENATOR GILBERT:

16. No, I think we should wait.

17. PRESIDENT:

18. We can hold those two together. I have a request for two more  
19. bills. House Bills on Third Reading. 4348, Senator McBroom.

20. SENATOR MCBROOM:

21. Mr. President, members of the Senate. House Bill 4348 is the  
22. measure that is wanted by the Association of General Contractors.  
23. The way the law reads now, when a construction building is put on  
24. a construction cite it must be removed or demolished at the end  
25. of 12 months whether the construction work is done. This was  
26. permitted to be extended until the work is actually completed. The  
27. Bill passed the House 112 to 3 and I'd appreciate a favorable roll  
28. call.

29. PRESIDENT:

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

31. SECRETARY:

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

1. Dougherty, Egan, Fawell, Gilbert, Graham, Groen, Hall, Harris,  
2. Horsley, Hynes, Johns, Knuepfer, Knuppel, Kosinski, Kusibab,  
3. Latherow, Laughlin, Lyons, McBroom, McCarthy, Merritt, Mitchler,  
4. Mohr, Neistein, Newhouse, Nihill, O'Brien, Ozinga, Palmer, Partee,  
5. Rock, Romano, Rosander, Saperstein, Savickas, Smith, Soper, Sours,  
6. Swinarski, Vadalabene, Walker, Weaver.

7. PRESIDENT:

8. On that question the yeas are 39, counting Senator Walker's  
9. vote. The nays are none. The bill having received the constitutional  
10. majority is declared passed. 4386, Senator Dougherty.

11. SENATOR DOUGHERTY:

12. Mr. President, members of the Senate. House Bill 4386 is  
13. a bill that provides, that gives permission to the Chicago Metropolitan  
14. Sanitary District to increase the bonding power from 6 million to  
15. 8 million dollars and connects with the Cal-Sag widening project.  
16. I might make mention of the fact that in 1957 we started the program  
17. of widening the Cal-Sag, the sum of \$6 million dollars was considered  
18. adequate but with the rising cost of construction and so forth why  
19. it's proved to be inadequate. Now the Federal government has spent  
20. close to 75 million dollars on this project, widening the Cal-Sag to  
21. a depth of 10 feet and the width of 200 feet from the Cal-Sag junction  
22. down through and up to including Blue Island and on into the Calumet  
23. River. Now they have been trying to do this and the monies is to  
24. be used for land acquisition and the moving of utilities and so forth.  
25. It does not go into the actual operation of the widening but implements  
26. it. Now in 15 years the cost of construction has gone up a great deal and  
27. it can be contained within the bond retiring requirements in the  
28. Sanitary District Act and I'd ask a favorable roll call.

29. PRESIDENT:

30. Is there any discussion? Senator Coulson.

31. SENATOR COULSON:

32. Well I'm concerned about the financial necessity for this.  
33. According to our records this original bond issue was authorized

1. in 1959. 700 thousand dollars in bonds were issued in '70 another  
2. \$500 thousand in bonds second series and another million. That  
3. makes two million, two hundred thousand that have been issued since  
4. 1959 under an authorization for six million. Now you ask to have  
5. the authorization increased to 8 million. Now I would like to  
6. inquire why the sudden haste or what's moving or why with four  
7. million dollars leeway do you figure you need 6 million dollars leeway  
8. when you haven't moved on the first two million in the last 11  
9. years?

10. PRESIDENT:

11. Senator Dougherty.

12. SENATOR DOUGHERTY:

13. I was unaware of the figures that you have. However I'm under  
14. the opinion that if they did not need the money they would not be asking  
15. for it. Do you know that the federal government requires that when-  
16. ever they engage in a project of this kind that we must provide for  
17. the acquisition of land for easements, rights-of-way, re-location  
18. of utilities and so forth. The Metropolitan Sanitary District has been  
19. designated by the federal government...

20. PRESIDENT:

21. Senator Dougherty, if the Chair could interrupt, I wonder if maybe  
22. we shouldn't hold the bill. You can check and get the information  
23. that Senator Coulson requires or if you wish to go ahead, you may.

24. SENATOR DOUGHERTY:

25. No. I have no desire at this moment. I mean that I did not  
26. know the figures that Senator Coulson had.

27. PRESIDENT:

28. Well, let's just hold it.

29. SENATOR DOUGHERTY:

30. Alright.

31. PRESIDENT:

32. House Joint Resolution 34, Senator Sours.

33. SENATOR SOURS:

1. Mr. President ladies and gentlemen of the Senate. This is  
2. a Resolution I thought I would take up this morning and later I  
3. suggested we wouldn't use the prime time. This Resolution suggests  
4. that they be some satellite animal diagnostic centers. Now I  
5. realize there's some opposition on the other side. I frankly do  
6. not know what could be wrong with the Resolution. As I understand  
7. any Resolution it mandates nobody, it mandates no subject matter.  
8. At best it is suggestive or precatory, meaning wishful. That's all  
9. I have to say, there, the amendments suggest that there be some  
10. satellite diagnostic centers at various places within the State of  
11. Illinois. Now may I say this. So far as my home district is con-  
12. cerned the livestock raisers are interested in having something  
13. nearby. They do not want to have to go and take an animal, a  
14. heavy animal from around the Peoria area up to Kewanee which is  
15. in Henry County. I don't know how some of you feel about diagnostic  
16. centers. I do know this that there are many bovine deases that amount  
17. to millions of dollars. There are a number of small animal diseases  
18. that break the hearts of families who have littel household pets. I  
19. know of nothing wrong with this bill. In the last Session I attempted  
20. to fort the construction of a large facility at Kewanee and I failed  
21. which was alright. All we want in this Resolution is that there be  
22. a continuation of the present diagnostic center in Peoria suggesting  
23. also that there be some satellite diagnostic centers too. That is my  
24. comment on this Joint Resolution.

25. PRESIDENT:

26. Senator Davidson.

27. SENATOR DAVIDSON:

28. Mr. President and members of the Senate. I'm surprised that  
29. Senator Sours is still very much interested in embarrassing his  
30. neighbors around Peoria Coutny. This proposition of a diagnostic  
31. center was thought up about three years ago by the Department of  
32. Agriculture. And they, the thought of a diagnostic center, the  
33. main thing of it is that it should be in an area where the livestock

1. industry on the farms are prevalent. And in our area north  
2. of Peoria County is the largest livestock industry in the feeding  
3. of cattle and raising of swine that there is in the State of Illinois.  
4. Now nothing was ever said, Senator Sours, that your operation in the  
5. stockyards in Peoria was going to be moved. But you've taken that  
6. as a personal effort to fight any diagnostic center being put in the  
7. northern part of the state. Now I want to just give you a little  
8. history. When this came up the Governor engaged a firm, the Inter-Am  
9. Corporation. They made a survey of the State of Illinois and that  
10. survey took some three months. At the end of that survey they came  
11. up and I was at the meeting at the Governor's office. It's when the  
12. proposal was made that one of the main diagnostic laboratories was to be  
13. put in Henry County. Then on top of that the Illinois Agricultural  
14. Association formed a Committee and they made a survey of the state  
15. and they came up with the same end in view that this laboratory  
16. should be put in the area where all the cattle feeding and the  
17. hogs are raised in the State of Illinois...the main part of them. Now  
18. the thing of it is we're talking about a laboratory that is now contained  
19. in and near the stockyard in Peoria. Now the main thing of it is  
20. that you know that just last week we had here in Springfield a  
21. luncheon which was honoring the Governor in the State of Illinois  
22. for being a cholera-free state, one of the first in the nation.  
23. A plaque was given to the Governor and the Director of Agricultural  
24. here telling them of how favorable it was to the Department of  
25. Agricultural...

26. PRESIDENT:

27. Just a moment, let's have some order please. Senator Davidson,  
28. if you can be brief and your colleagues can keep order I think we  
29. can be on with our business here shortly. Senator Davidson.

30. SENATOR DAVIDSON:

31. The only thing of it is if you are a livestock breeder and you  
32. have a cholera outbreak, you certainly don't want to haul these  
33. animals to the stockyards. You would like to have it in area that's away

1. from the stockyards. So I don't see of any necessary means that  
2. this resolution was even introduced. Because they're going to keep  
3. the, far as I know, the Department of Agricultural has never advised  
4. me any other way that your laboratory is going to stay in Peoria.  
5. But we want to put a laboratory in this State that's similar to  
6. the laboratories in Wisconsin, Kentucky, Minnesota and the livestock  
7. states in the nation and I can't see why you want to embarrass us  
8. people all the time by throwing road blocks and putting Resolutions  
9. in the embarrass having this laboratory when the Governor has said  
10. that that is where he would like to put the laboratory and where  
11. the Department of Agricultural and where the Veterinarian Association  
12. would like to have this laboratory placed.

13. PRESIDENT:

14. Senator Sours may close the debate.

15. SENATOR SOURS:

16. Mr. President and Senators. I'm not opposing Senator Davidson.  
17. I don't know why he is opposing me. I am simply suggesting by this  
18. Resolution that there be a satellite diagnostic laboratory at Peoria  
19. and I'll read the others. One in Pike County possibly, one in Henry  
20. County at Kewanee and one in the northern part of the State. Now  
21. that's all I'm contending and, Senator Davidson, this is a Lauterbach  
22. Resolution. I didn't file this. It so happens it does  
23. affect the Peoria County area. Now may I say this. I don't know  
24. how this will impress the big city people but in the area of Peoria  
25. County, Tazewell and Woodford County lies the finest land outdoors.  
26. And when you tell me that you, your area has all the livestock and  
27. all the swine I say, if you say that, Senator, you've never been  
28. around Peoria because we have it. And in addition to something you  
29. do not have, we have a Livestock Commission today, the Peoria Union  
30. Stockyards recently increased by the departure of many people  
31. from the Chicago Stockyards Commission. Peoria is burgeoning with this.  
32. We need a diagnostic center. I am not opposing the big one at Kewanee,  
33. Senator Davidson. I am suggesting that in addition to that there be

other satellite diagnostic laboratories because I do not believe for example that an animal owner in Pike County ought to have to traverse 120 or 30 miles to come to Kewanee and I think that's unreasonable if he must do that. If we have these satellite centers throughout the State of Illinois everyone will be benefited and Kewanee will not be hurt or harmed in any way. I'd appreciate a favorable roll call.

PRESIDENT:

Senator Knuppel.

SENATOR KNUPPEL:

Well I'm sorry I've been standing and hoped I could speak before Senator Sours closed the debate and with the leave of the Body I'd just like . . .

PRESIDENT:

If the Chair will just comment that I'm making exception to the general rule of not speaking after someone closes the debate because it's a Resolution we may not have a roll call...so that's the reason Senator Knuppel and Senator Baltz are both going to be recognized. Senator Knuppel.

SENATOR KNUPPEL:

Well I live in a community near, along the Illinois river and this river constitutes quite a problem for a lot of people in my district and central Illinois because there's not that many places that you cross. Peoria just happens to be extremely convenient to the people that live in my district and they have a lot of animals other than hogs. Maybe we don't have quite as many hogs as they have up in Senator Davidson's district. We have a lot of cattle and we have one of the largest turkey and poultry industry around Havana that there is and the people who run these businesses are very much in favor of keeping the diagnostic center in Peoria. It would certainly serve the people of central Illinois who are situated east and south of the Illinois river because the access is easily attainable through across the bridge at Pekin or the bridges at Peoria and in my district while Henry County is quite a ways from us. I would like to see this resolution carry. I'm so very much in sympathy with what Senator Sours has said.

PRESIDENT:

Senator Baltz.

SENATOR BALTZ:

I'd like to point out to the members of the Body that if they keep their radio on on their way to Springfield whether they're coming from the South or the North and they hear the stockmarkets and they hear the Cattlemarkets, generally, it goes something like this:

1. Peoria four thousand hogs and six thousand cattle. Omaha  
2. eight thousand hogs, nine thousand cattle. Joliet, ten thousand  
3. hogs, twelve thousand cattle. We haven't even began to build the  
4. buildings yet for our new buy and sell cattle market in Joliet and  
5. we're far ahead of the so-called leading cattle and hog markets in  
6. sales every day. Maybe we ought to just defer this whole thing  
7. and see where the Diagnostic Depot really ought to be....built in  
8. Joliet and after we listen to repeated market reports every day.

9. PRESIDENT:

10. Senator Rock.

11. SENATOR ROCK:

12. Yes, Mr. President, we have know spent more time on this than  
13. we did on Senator Gilbert's amendment to the school formula. I move  
14. the previous question.

15. PRESIDENT:

16. Motion for the previous question. All in favor signify by  
17. saying aye. Contrary minded. Motion prevails. Will the Senators  
18. be in their seats? All those in favor of the adoption of the resolu-  
19. tion, please rise. All those opposed to the adoption of the  
20. resolution, please rise. Resolution is adopted. Senator Fawell  
21. is recognized...Senator Latherow, for what purpose do you arise?

22. SENATOR LATHEROW:

23. Mr. President, in conclusion Senator Sours informed me that  
24. regardless of what it is you can always find more of it in Peoria  
25. than any other place.

26. PRESIDENT:

27. Senator Fawell is recognized in connection with House Joint  
28. Resolution 11.

29. SENATOR FAWELL:

30. Mr. President and members of the Senate, House Joint Resolution  
31. 11 is a resolution which was reported by the Executive Committee of  
32. the Senate with a favorable recommendation back in October of 1971.  
33. The House sponsor is Representative Harold Katz and this particular



1. resolution is a very simple one but I do draw your attention to  
2. it because I think some may have some very deep feelings about  
3. it. It withdraws the Illinois General Assembly. Actually it acts as a  
4. withdrawal of the Illinois General Assembly from a previous resolution,  
5. Senate Joint Resolution 32 which was passed by the Seventy-Fifth  
6. General Assembly wherein we petitioned Congress to call a Constitu-  
7. tional Convention for the purpose of submitting a Constitutional  
8. amendment to the States which will secure to the people the right  
9. of some choice in the method of apportionment of one House of  
10. a State legislature on the basis other than population. Otherwords,  
11. at the time we passed the resolution in accordance with the request  
12. which had been initiated by the late Senator Dirksen and at one  
13. time I'm told that 33 of the 34 States had passed resolutions and  
14. since then several had dropped off. There are a number of reasons  
15. why I think Illinois at this point should now rescind as other  
16. States have that previous resolution and the most salient argument  
17. I think is the fact that if that Constitutional Convention were  
18. to come into being that it would open up the convention for  
19. other issues and we could have a rewriting of our Federal Constitu-  
20. tion to show the cross section of support which is behind this House  
21. Joint Resolution 11. I might refer to the fact that Representative  
22. Katz and Representative Henry Hyde who are somewhat far apart in  
23. their political philosophies are nevertheless co-sponsors of this  
24. resolution. And both believe that the time has come when we ought  
25. to rescind Senate Joint Resolution 32. I think also that most  
26. legislatures have fairly well acclimated to the philosophy of one man,  
27. one vote. A lot of us feel especially in suburbia that it has been  
28. very helpful to bring greater representation to our fast growing  
29. suburban areas. At any rate I submit it to you, I think I certainly  
30. owe it to the House sponsor to present this to and I do so. I  
31. hope that we can have a majority to adopt this resolution which  
32. will complete Illinois' statement on the subject matter. Thank  
33. you.

1. PRESIDENT:

2. Is..Senator Laughlin.

3. SENATOR LAUGHLIN:

4. Well, Mr. President and members of the Senate, I don't know  
5. whether I originally sponsored the Illinois Resolution. I sponsored  
6. one similar to it. I don't agree, number one, that a Constitutional  
7. Convention called under Article V would open up itself to all  
8. issues. Secondly, I think the difference is this. I'm well  
9. aware that we're down the drain but I wish to be recorded against  
10. this amendment because I still think and I come from an area not  
11. which has been deprived of much of its voting strength because of  
12. the adoption of the one man, one vote principle and I wish to be  
13. recorded no, however anyone else votes on this.

14. PRESIDENT:

15. Is there further disucssion? The Secretary will call the...  
16. Senator Clarke.

17. SENATOR CLARKE:

18. Well I just want to tell a little bit about the mischief of the  
19. one man one vote when you get down to the practical nitty-gritty as  
20. the Pro Tem and I know of trying to draw districts. And you're talking  
21. about these fine lines and this division of population when what you're  
22. talking about you know is already six to eight months out of date and  
23. isn't going to mean a thing but it's got to be supposedly within  
24. one per cent according to the latest delineation of the Courts. And  
25. for that reason you not only take census tracts. You get into blocks  
26. that nobody knows what they mean and you come up with districts  
27. that are abomination if not a gerrymander and I think this has caused  
28. more mischief by virtue of the Court trying to tell us how the gerry-  
29. mander than anything that has happened in the last ten to fifteen  
30. years. I am going to vote no too.

31. PRESIDENT:

32. Senator Horsley.

33. SENATOR HORSLEY:

1. Well I want to rise in opposition also to this. And I think  
2. in this Body here we're in pretty bad shape to advocate such thing  
3. as this because talking about one man, one vote, I remember what  
4. happened here when the rules were adopted when we had a tie vote  
5. in this Body of 29 to 29 and the great advocates of one man, one  
6. vote denied to the people of the State of Illinois equal repre-  
7. sentation upon Committees in this Body and the people have had to  
8. rely upon eight to five notwithstanding the fact of equal repre-  
9. sentation. Now, I can understand a six to five situation or a five  
10. to four but eight to five are even greater percentages by those  
11. advocates of one man one vote, I just don't understand that  
12. inconsistency and I wish somebody would stand up before this debate  
13. is closed and tell me how in good conscience you could go up and  
14. down this great State of Illinois yelling and screaming about one  
15. man, one vote and then walk right in here and adopt rules and do  
16. just the opposite and deny the very thing you've bragged about  
17. and talked about all over the State and say to the people well we  
18. know we've got a tie vote but we don't want to carry that one man,  
19. one vote too far now and we can't apply it here in the Senate. I  
20. just like to hear somebody explain that and the rationale of how  
21. you have accomplished one man, one vote by an eight to five proposi-  
22. tion like this. And I want to vote no on this and I'd like to vote  
23. more than once if I could follow the same rationale.

24. PRESIDENT:

25. Senator Berning.

26. SENATOR BERNING:

27. Thank you, Mr. President, I'd like to ask for a ruling of the  
28. Chair on what it takes to pass an amendment like this. Now I  
29. am assuming that the original amendment passed with a Constitutional  
30. majority thirty votes. Now we are moving to rescind an action of  
31. this Body. Now does what does that take?

32. PRESIDENT:

33. When the original motion was adopted the there was no was not

1. requirement for majority but a simply majority of those voting  
2. on the question, our rules since have changed. The Chair would  
3. rule that the number required for rescinding would be the same  
4. number required for adoption at that time. Our rules are silent  
5. on this question and so that means a majority of those voting on  
6. the question.

7. SENATOR BERNING:

8. I'm not ready to appeal the ruling of the Chair but I'm merely  
9. raising another point. When we pass on a Constitutional amendment  
10. it takes a three-fifths vote.

11. PRESIDENT:

12. That is correct.

13. SENATOR BERNING:

14. Is this not essentially the same thing?

15. PRESIDENT:

16. Well the Chair would rule that it is not; that we are not moving  
17. on adopting a Constitutional amendment.

18. SENATOR BERNING:

19. Well then, Mr. President, I'd just like to pass a couple of other  
20. comments that to me are somewhat pertinent. I don't share the  
21. same fears that others seem to share over the potentiality of a  
22. Constitutional Convention. Now, I have been ultra-critical of what  
23. developed out of the Illinois State Constitution Convention but I  
24. am not so sure that the Federal Constitution couldn't stand a second  
25. look particularly when we are faced constantly with devious decisions,  
26. devious insofar as their end results are concerned, decisions by the  
27. United States Supreme Court which have constantly been subverting  
28. the intent of the U.S. Constitution. It just might be that a  
29. Constitutional Convention whether it's confined to one section, one  
30. article or is opened up to the entire Constitution might not be a  
31. good thing so that we could again reassert what is the intent of  
32. the citizenry, the populous of this republic and not the constant,  
33. the result of the cogitations of a group of individuals cloistered

1. in the Supreme Court building in Washington. Out of contact in  
2. my opinion with the intentions of the citizens of this nation. So  
3. I would urge a no vote then.

4. PRESIDENT:

5. Senator Rock.

6. SENATOR ROCK:

7. Yes, Mr. President and members of the Senate, I rise in  
8. defense of the Supreme Court of the United States if that's necessary.  
9. I also move the previous question.

10. PRESIDENT:

11. Motion for the previous question. All in favor signify by  
12. saying aye. Contrary minded. Motion prevails. Senator Fawell  
13. may close the debate. Senator Fawell.

14. SENATOR FAWELL:

15. Mr. President, I've had several suggest to me that there are  
16. just too many people off the Floor to have a meaningful vote so I  
17. am going to ask that the matter be held until...

18. PRESIDENT:

19. Senator Fawell...

20. SENATOR FAWELL:

21. We won't debate it, I won't go over it again. We'll just have  
22. a vote but there's just too many people on both sides off the Floor.

23. PRESIDENT:

24. Will be held. The we have some messages from the House. Have  
25. some messages from the House.

26. SECRETARY:

27. This is a report on passage of House Bill 14..or 4688 and 4689.

28. PRESIDENT:

29. Senator Bruce. This is a message on the House on some bills of  
30. yours, I understand.

31. SENATOR BRUCE:

32. Yes, House Bill 4688 and 89, I now move to suspend the rules  
33. and have those bills read a first time and referred advanced to

1. Second Reading without reference to committee. I believe both  
2. Leadership on both sides are aware of the bills.

3. PRESIDENT:

4. Is there...leave is granted.

5. SECRETARY:

6. Also House Bills 4310, 40...

7. PRESIDENT:

8. Senator Carpentier. Senator Graham.

9. SENATOR GRAHAM:

10. Mr...I have 4310 and 4667 I think came over with the same  
11. message, they're mine. I think that perhaps the Secretary of  
12. State's office talked to Carpentier. These bills apply, direct  
13. themselves to a driver testing facility in the Northwest area  
14. and I know of no reason they should be held. I'd like to see them  
15. read a first time and advanced.

16. PRESIDENT:

17. Is...okay. Is there objection? The leave is granted.

18. We have one more.

19. SECRETARY:

20. 4310 and House Bill 4510 have to get those down. That's Senator  
21. Walker.

22. PRESIDENT:

23. Senator Walker.

24. SENATOR WALKER:

25. Thank you, Mr. President, I would like to ask for unanimous  
26. consent for the suspension of the rules and have the bill read a  
27. first time and referred to or moved to Second Reading without reference  
28. to committee.

29. PRESIDENT:

30. Is there objection? Senator Partee.

31. SENATOR PARTEE:

32. We don't keep books, Senator, go right ahead.

33. PRESIDENT:

1. Leave is granted. Senator Sours.

2. SENATOR SOURS:

3. I want to know about this bill. What does it do, does it  
4. proscribe Julius Ceasar or paint my house or fix my car? What does  
5. it do?

6. PRESIDENT:

7. Senator Walker.

8. SENATOR WALKER:

9. Sponsor on the House side, Senator Sours, is Bernie McDevitt.  
10. Amends the Court of Claims Act and increases Judges' salaries, raises  
11. ceiling on awards against state, provides for jurisdiction to claims  
12. based on a just imprisonment where the person entitled to pardoning  
13. by the Governor. That's all it does.

14. PRESIDENT:

15. Senator Sours.

16. SENATOR SOURS:

17. Now that I know what it is, I'm not going to object but I'm  
18. not real red hot in favor of that bill either.

19. PRESIDENT:

20. Leave is granted. Senator Partee, do you want to explain to  
21. the Senate the procedure on...we're going to be calling on shortly.

22. SENATOR PARTEE:

23. Yes, Mr. President the members have stayed here very patiently  
24. and bills are still coming over in dribbles from the House. And I  
25. think it just demands too much of us to sit and wait until those  
26. bills come over and for that reason as we close today, Senator Clarke  
27. and I feel that the best way to approach this would be to recess  
28. until about eight o'clock for a perfunctory session so that the  
29. members will not have to return at which time those bills came over  
30. after we left we would ask leave to read a first time to ad...pardon  
31. me...to journalize them, read them a first time and refer them  
32. to the Order of Second Reading without reference to a committee.  
33. This way if they pass bills after we've left we will not lose a

1. day by addressing ourselves to them tomorrow. We would in this  
2. perfunctory Session after we leave tonight dispose of those bills  
3. in the context of moving them to Second Reading.

4. PRESIDENT:

5. Is there objection to doing that? Leave is granted. Now  
6. we do have some additional business here yet. 4681, House Bill  
7. 4681, Senator Knuppel is the sponsor. There is an amendment here.  
8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. I'd like to bring this bill back again from Third Reading to  
11. offer Amendment Number One to this bill. The amendment now has  
12. been reviewed by Senator Groen and the staff on the other side.  
13. It's acceptable to Matijevich, the House sponsor. It's acceptable  
14. to me.

15. PRESIDENT:

16. Is there any discussion? Senator Groen.

17. SENATOR GROEN:

18. Mr. President, I'm, I suppose, responsible largely for the  
19. wording of this amendment. It does remedy all of the defects  
20. which I mentioned on the Floor earlier and I'm satisfied with it  
21. and would urge people on my side to vote for it.

22. PRESIDENT:

23. Senator Laughlin.

24. SENATOR LAUGHLIN:

25. Well, I've reviewed it to and I'm well satisfied with it. I  
26. think it's a good amendment.

27. PRESIDENT:

28. All in favor of the adoption of the amendment indicate by saying  
29. aye. Contrary minded. The amendment is adopted. Further amend-  
30. ments, Third Reading. The, we have some resolutions. In fact we  
31. have quite a few resolutions.

32. SECRETARY:

33. Senate Resolution number 396 introduced by Senator McBroom.



1. It's congratulatory.

2. PRESIDENT:

3. Is Senator McBroom here? Senator McBroom moves the adoption  
4. of the resolution. All in favor signify by saying aye. Contrary  
5. minded. The resolution is adopted. It was a congratulatory  
6. resolution.

7. SECRETARY:

8. Senate Resolution number 397 introduced by Senator Carpentier  
9. and it congratulates our great golfer, Jim Jamieson. Congratula-  
10. tory.

11. PRESIDENT:

12. Senator Carpentier moves the adoption of the resolution.  
13. All in favor signify by saying aye. Contrary minded. The resolution  
14. is adopted.

15. SECRETARY:

16. Senate Resolution 398 introduced by Senators Graham, Course  
17. and Donnewald. It's congratulatory.

18. PRESIDENT:

19. Senator Graham.

20. SENATOR GRAHAM:

21. Mr. President, this is a congratulatory resolution that will  
22. be presented to Warden Clayton King at his retirement party, Thursday  
23. night. He has put in 27 years with the State in our correctional  
24. systems. He's an outstanding gentleman and I would invite the entire  
25. Senate to join us in the co-sponsorship of this resolution to this  
26. fine man.

27. PRESIDENT:

28. All Senators will be shown as co-sponsors. I understand Senator  
29. McBroom wants the same on his resolution. That will be added.

30. SECRETARY:

31. Senate Resolution 399 introduced by Senator Fawell, Clarke,  
32. Graham, Knuepfer, Mitchler and it's congratulatory.

33. PRESIDENT:

1. Senator Fawell moves the adoption of the resolution. All  
2. in favor signify by saying...Senator Fawell.

3. SENATOR FAWELL:

4. This is a congratulatory resolution honoring Wesley A. Johnson  
5. who is recently retired as a member of the College of DuPage Board  
6. and has spent many many years in public service as superintendent  
7. of schools for some thirty years in Bensenville. I would certainly  
8. ask that all members of the Senate also join as co-sponsors.

9. PRESIDENT:

10. All members will be shown as co-sponsors. All in favor of the  
11. adoption of the resolution indicate by saying aye. The resolution  
12. is adopted. We have two death resolutions. We have two death  
13. resolutions. Will the Senators be in their seats? Who are the  
14. sponsors?

15. SECRETARY:

16. Resolution 400 introduced by Senator Horsley, Carpentier  
17. and Mitchler. It's a death resolution.

18. PRESIDENT:

19. Senator Horsley. Senator Horsley.

20. SENATOR HORSLEY:

21. Mr. President and members of the Senate, I think all of you  
22. would like to be co-sponsors on this particular amendment or this  
23. resolution because it has to do with the State's first Public  
24. Safety Director who died at the age of 85, T. P. Sullivan. He's a  
25. man dedicated to police work. He served as Chief of Police in  
26. Springfield from 1930 to 1931. Was appointed by Governor Emerson.  
27. Was the first Chief of the State Bureau of Criminal Investigation and  
28. Identification. He continued to serve under Governor Horner,  
29. Stelle, and Governor Greene. It was under Governor Greene that  
30. he first organized the post as Director and he resigned in 1951.  
31. I think this man has done a great service for the State of Illinois  
32. and I'm certainly we are all saddened at his death even though  
33. he lived to a ripe age of 85. And I would move the suspension of

1. the rules and the immediate adoption of this resolution.

2. PRESIDENT:

3. All Senator will be shown as co-sponsors. All in favor  
4. of the adoption of the resolution please rise. The resolution  
5. is adopted.

6. SECRETARY:

7. Senate Resolution 401 introduced by Senators Sours, Chew, Partee,  
8. Newhouse. It's a death resolution. Is Senator Sours on the  
9. Floor? Senator Sours was recognized on Senator Smith's mike.

10. SENATOR SOURS:

11. Mr. President, Dick Penelton, Peorian, newspaper man, member  
12. of a former commission we had here, a distinguished black was  
13. gathered to his reward probably about 40 years before the ordinary  
14. time of man. He leaves behind him a record of tolerance, a record  
15. of goodness and fine civic responsibility and citizenship. I'd  
16. like to make the proper motion, Mr. President, that the rules be  
17. suspended and that the resolution be adopted.

18. PRESIDENT:

19. All in favor of the adoption of the resolution please rise.  
20. Resolution is adopted. Tomorrow all members will be shown as co-  
21. sponsors. Tomorrow morning we will have a resolution also for our  
22. former colleague, Senator Peters. Are there any announcements?  
23. Senator Clarke.

24. SENATOR CLARKE:

25. Republican caucus at 9:00 o'clock tomorrow morning.

26. PRESIDENT:

27. Senator Partee.

28. SENATOR PARTEE:

29. Session begins at 10:00.

30. PRESIDENT:

31. Senator Partee moves that the Senate recess for perfunctory  
32. Session at 8:00 and then adjourn until 10:00 o'clock tomorrow  
33. morning. All in favor signify by saying aye. Contrary minded.

The Senate stands adjourned. Perfunctory Session will be Chaired  
1. by Senator Charles Chew.

2. AFTER THE RECESS

3. PRESIDING OFFICER: (SENATOR CHEW)

4. The Senate will come to order. Will the Secretary, messages  
5. from the House.

6. SECRETARY:

7. Message from the House from Mr. Selcke, Clerk. Mr. President --  
8. I am directed to inform the Senate that the House of Representatives has  
9. concurred with the Senate in the passage of bills with the following  
10. titles and there are various Senate bills with House amendments  
11. which will go to the Secretary's desk.

12. PRESIDING OFFICER: (SENATOR CHEW)

13. Senator Clarke.

14. SENATOR CLARKE:

15. Just one bill.

16. SECRETARY:

17. Message from the House, Mr. Selcke, Clerk. Mr. President --  
18. I am directed to inform the Senate that the House of Representatives  
19. have passed a bill with the following title in the passage of which  
20. I am instructed to ask the concurrence of the Senate to wit: House  
21. Bill 4558.

22. PRESIDING OFFICER: (SENATOR CHEW)

23. Senator Clarke.

24. SENATOR CLARKE:

25. I move that it be...the rules be suspended and moved to Second  
26. Reading. Read a first time.

27. PRESIDING OFFICER: (SENATOR CHEW)

28. Motion to suspend the rules for the first time and put on  
29. Second Reading. All in favor say aye. Opposes none. Second Reading.  
30. Any further business of the Senate? If not, the Senate will stand  
31. adjourned until...Senator Clarke. Senator Clarke moves that the  
32. Senate stands adjourned until 10:00 o'clock tomorrow morning. All  
33. in favor say aye. Aye has it. No no's.