

78th GENERAL ASSEMBLY

JANUARY 9, 1974

1. PRESIDENT:

2. The Senate will come to order. In accordance with
3. Article 4, Section 5, Paragraph A, of the Constitution of the
4. State of Illinois, and pursuant to our Adjournment Resolution
5. of December 1, 1973, I now convene the Senate of Illinois.
6. The prayer will be offered by Reverend Dean George Smith,
7. of the Plymouth Congregational Church, of Springfield.
8. Reverend Smith.

9. (Prayer by Reverend Smith)

10. PRESIDENT:

11. Reading of the Journal.

12. SECRETARY:

13. Thursday, November 29, 1973.

14. PRESIDENT:

15. Senator Soper.

16. SENATOR SOPER:

17. Mr. President...all right...I move to dispense with
18. the further reading of the Journal of Thursday, November 29,
19. 1973, unless there is some additions or corrections to be
20. made the Journal stand approved.

21. PRESIDENT:

22. Senator Soper moves that we dispense with further
23. reading of the Journal of November 29, 1973. Are there
24. additions or corrections? The motion is then to approve
25. the Journal with further reading postponed. All in favor
26. signify by saying aye. Contrary no. The motion carries.

27. SECRETARY:

28. Friday, November 30, 1973.

29. PRESIDENT:

30. Senator Soper.

31. SENATOR SOPER:

32. I move that we dispense with the further reading
33. of the Journal of November 30, 1973, unless there are some

1. corrections or additions to be made the Journal stand approved.

2. PRESIDENT:

3. Senator Soper moves that we dispense with the further
4. reading of the Journal of November 30, 1973. Is there any
5. correction or addition? All in favor the motion signify by
6. saying aye. Contrary no. The motion carries.

7. SECRETARY:

8. Saturday, December 1, 1973.

9. PRESIDENT:

10. Senator Soper.

11. SENATOR SOPER:

12. I move that we dispense with the further reading of
13. the Journal of December 1, 1973, unless there is some corrections
14. or additions to be made that the Journal stand approved.

15. PRESIDENT:

16. Senator Soper moves that we postponed further reading
17. of the Journal of December 1. Are there additions or corrections?
18. All in favor of the motion signify by saying aye. Contrary no.
19. The motion carries. So ordered. Messages from the House.

20. SECRETARY:

21. (Reads message from House
22. House Joint Resolution)

23. PRESIDENT:

24. Senator Partee. You wish to move the adoption of the
25. Joint Resolution?

26. SENATOR PARTEE:

27. Yes, I so move.

28. PRESIDENT:

29. Senator Partee moves the adoption of the Joint Reso-
30. lution calling the Joint Session today. Is there discussion?
31. All in favor of the adoption of the Joint Resolution signify by
32. saying aye. Contrary no. The motion carries and the Resolution
33. is adopted. Senator Howard Mohr.

1. SENATOR MOHR:

2. Mr. President and members of the Senate, I move that the
3. Senate recess until 2:00 o'clock this afternoon.

4. PRESIDENT:

5. All right, Senator Mohr moves that the Senate recess
6. until a time definite - 2:00 o'clock p. m. this afternoon.
7. Now, we've got several significant matters of procedure that we
8. must address ourselves to. We should proceed to the House
9. for the Joint Session immediately. I know there are several
10. of you who have some announcements. There are some other
11. matters that have to come before us so this will permit us
12. after the adjournment of the Joint Session to grab some lunch
13. and be back here ready to get at these matters that need to be
14. responded to this afternoon - so Senator Mohr's motion is
15. to recess until two this afternoon. All in favor of the
16. motion signify by saying aye. Contrary no. The motion carries.
17. We will proceed to the House immediately.

18. (After recess)

19. PRESIDENT:

20. The Senate will come to order. The Senate will come
21. to order. Resolutions.

22. SECRETARY:

23. Senate Resolution No. 316, by Senator Davidson. It's con-
24. gratulatory.

25. PRESIDENT:

26. Senator Davidson.

27. SENATOR DAVIDSON:

28. Mr. President and Ladies and Gentlemen of the Senate, this
29. is a Congratulatory Resolution to Dr. Winterringer. Winter-
30. ringer who is retiring or did retire as head Botanist and
31. Curator of the Illinois State Museum. He's a world renown
32. speaker. This is a Congratulatory Message. I'd ask to suspend
33. the rule for immediate consideration and all Senators join me in

co-sponsorship.

1. PRESIDENT:

2. Is there leave for all Senators to join as co-sponsors?
3. So ordered. Senator Davidson moves to suspend the rules for
4. the immediate consideration of the adoption of the Resolution.
5. All in favor signify by saying aye. Contrary no. The motion
6. carries. On the motion to adopt all in favor signify by say-
7. ing aye. Contrary no. The motion carries and the Resolution
8. is adopted.

9. SECRETARY:

10. SR No. 317, by Senators Partee and Netsch. It's con-
11. gratulatory - Mrs. Dorothy L. Rubel.

12. PRESIDENT:

13. Senator Partee.

14. SENATOR PARTEE:

15. This is a Congratulatory Resolution for a lady who is
16. retiring tomorrow. And I would ask for suspension of the
17. rules and its immediate adoption and would like to have all
18. Senate members shown as sponsors.

19. PRESIDENT:

20. Is there leave for all Senators to serve as co-sponsors?
21. So ordered. On the motion to suspend all in favor signify by
22. saying aye. Contrary no. The motion carries. On the motion
23. to adopt all in favor signify by saying aye. Contrary no.
24. The motion carries and the Resolution is adopted.

25. SECRETARY:

26. SR No. 318, by Senators Partee, Chew, Kenneth Hall, New-
27. house and Smith.

28. PRESIDENT:

29. Senator Partee.

30. SENATOR PARTEE:

31. This is a Congratulatory Resolution for a man named John
32. Johnson, who is the president of a publishing company in Chicago.
33. And I would ask for suspension of the rules and the same procedure.

1. PRESIDENT:

2. Senator Partee moves to suspend for the immediate con-
3. sideration. All in favor signify by saying aye. Contrary
4. no. The Motion carries. On the motion to adopt all in favor
5. signify by saying aye. Contrary no. The motion carries and the
6. Resolution is adopted.

7. SECRETARY:

8. SR No. 319, by Senators Mitchler and Fawell.

9. PRESIDENT:

10. Senator Mitchler.

11. SENATOR MITCHLER:

12. Mr. President, members of the Senate, this is a con-
13. gratulatory resolution for Judge Win G. Knoch, announcing his
14. retirement after forty-three years of service on the bench. I
15. know he's a friend of many of the colleagues in the Senate, and
16. I would ask for the suspension of the rules and the immediate con-
17. sideration and adoption and ask that all Senators be included in
18. this Resolution.

19. PRESIDENT:

20. Is there leave for all Senators to serve as co-sponsors?
21. So ordered. Senator Dougherty.

22. SENATOR DOUGHERTY:

23. I join in this Resolution because Senator...Judge Win
24. Knoch one time was county judge of Dupage County and serving in
25. that capacity frequently served in assisting Judge Suria, who is
26. the county judge of Cook County and having business for Cook
27. County. A very fine man and I admire him very much and I am
28. most pleased to join in this.

29. PRESIDENT:

30. Senator Mitchler moves to suspend. All in favor signify
31. by saying aye. Contrary no. The motion carries. On the motion
32. to adopt all in favor signify by saying aye. Contrary no. The
33. motion carries and the Resolution is adopted.

1. SECRETARY:

2. SR No. 320 by Senators Vadalabene, Dougherty and
3. Donnewald. Congratulatory.

4. PRESIDENT:

5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Thank you, Mr. President. This is a Congratulatory
8. Resolution honoring our county clerk, Eulalia Hotz, who has
9. given forty years of dedicated service in Madison County.
10. So I would ask for the suspension of the rules and the im-
11. mediate consideration of this Resolution.

12. PRESIDENT:

13. Senator Vadalabene moves to suspend the rules for the
14. immediate consideration of the adoption of the Resolution.
15. All in favor signify by saying aye. I'm sorry. For what
16. purpose does Senator Berning seek recognition?

17. SENATOR BERNING:

18. Mr. President and members of the Body, having known
19. this county clerk, Eulalia, for many years and having had the
20. privilege of working with her at county officials conventions,
21. at one point or another throughout this State, I want to join in
22. this resolution. She is an outstanding public servant.

23. PRESIDENT:

24. I am certain that Senator Vadalabene will acknowledge -
25. Senator Vadalabene moves...or seeks leave of the body for all
26. Senators to serve as co-sponsors. Is there leave? So ordered.
27. On the Motion to suspend all in favor signify by saying aye. Con-
28. trary no. The motion carries. On the motion to adopt. All in
29. favor signify by saying aye. Contrary no. The motion carries.
30. The Resolution is adopted.

31. SECRETARY:

32. SR No. 321, by Senators Kosinski and all members of the
33. Senate.

1. PRESIDENT:

2. Senator Kosinski.

3. SENATOR KOSINSKI:

4. Mr. President and members of the Senate, this is con-
5. gratulating the Sisters of Notre Dame, on there great
6. achievement in teaching so many, many, many outstanding
7. students in St. Stanislaus Kostka Grammer and High School.
8. They will be celebrating their hundredth anniversary the
9. latter part of this month. So, Mr. President, I move for
10. the immediate adoption of the resolution.

11. PRESIDENT:

12. Senator Kosinski moves to...first of all is there leave
13. for all Senators to serve as co-sponsors? So ordered. On the
14. motion to suspend all in favor signify by saying aye. Con-
15. trary no. The motion carries. On the motion to adopt all
16. in favor signify by saying aye. Contrary no. The motion
17. carries and the Resolution is adopted.

18. SECRETARY:

19. SR No. 322, by Senator Kosinski and Rock. Congratula-
20. tory.

21. PRESIDENT:

22. Senator Kosinski.

23. SENATOR KOSINSKI:

24. Mr. President, members of the Senate, this is a re-
25. tirement congratulatory resolution, congratulating Mr. William
26. Hynes, a great man and a father of an outstanding Senator,
27. Tommy Hynes. Again, Mr. President, I move for the adoption
28. of the resolution and the suspension of the rules, and all
29. Senators to join in this resolution.

30. PRESIDENT:

31. Senator Kosinski seeks leave for all Senators to serve
32. as co-sponsors. Is there leave? So ordered. On the motion to
33. suspend for immediate consideration all in favor-signify by

1. saying aye. Contrary no. The motion carries and the rules
2. are suspended. On the motion to adopt. All in favor signify
3. by saying aye. Contrary no. The motion carries and the
4. Resolution is adopted.

5. SECRETARY:

6. SR No. 323, by Senator Hynes.

7. PRESIDENT:

8. Senator Hynes.

9. SENATOR HYNES:

10. This is a congratulatory resolution for a coach who
11. is retiring. And I would move for the suspension of the rules
12. for the immediate adoption and consideration of the resolution.

13. PRESIDENT:

14. Senator Hynes do you wish....oh...all right...

15. Senator Hynes moves to suspend the rules for the immediate
16. consideration. All in favor signify by saying aye. Contrary
17. no. The motion carries. On the motion to adopt all in favor
18. signify by saying aye. Contrary no. The motion carries and
19. the resolution is adopted.

20. SECRETARY:

21. SR No. 324, by Senators Nimrod, Glass and Scholl.

22. Congratulatory.

23. PRESIDENT:

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Mr. President this is a congratulatory...for Dr. George
27. Gilluly, who is retiring as Assistant Superintendent of Schools
28. and active in the Cook county...as former Assistant Superintendent
29. of Cook County schools and I ask that...all Senators join me
30. in this Resolution.

31. PRESIDENT:

32. Is there leave? So ordered. Senator Nimrod moves to
33. suspend for immediate consideration. All in favor signify by

1. saying aye. Contrary no. The motion carries. On the
2. Motion to adopt all in favor signify by saying aye. Con-
3. trary no. The motion carries and the Resolution is adopted.
4. Senator Glass.

5. SENATOR GLASS:

6. Thank you, Mr. President, I did want to speak in
7. support of that Resolution, but while I'm on my feet I
8. would like to observe that at this point in 1974, Senator
9. Partee, leads all members in offering Resolutions. But we
10. feel that...members from this side of the aisle, and partic-
11. ularly, Senator Mitchler, will pass him in the stretch.

12. SECRETARY:

13. SR No. 325, by Senators Hynes, Partee, Donnewald,
14. Rock, McBroom Shapiro, Roe, Nudelman, Daley, Bruce, Buzbee,
15. Kenneth Hall, Smith, Keegan, Wooten, Johns and Kosinski.

16. PRESIDENT:

17. Senator Hynes would you yield to Senator Partee,
18. momentarily? Senator Partee.

19. SENATOR PARTEE:

20. I knew that Senator Glass was very diligent I see
21. what he has been spending his time on - keeping up with that -
22. but...an old adage - Senator - if you can't beat them join
23. them.

24. PRESIDENT:

25. Senator Hynes.

26. SENATOR HYNES:

27. Mr. President, this Resolution urges the Board of Higher
28. Education and the governing boards of the various university
29. systems in our State to refrain from adopting or recommending
30. any tuition increases for the coming school year. As you know
31. the Board of Higher Education has so recommended the University
32. of Illinois has adopted tuition increases. I think it's highly
33. undesirable, particularly, in view of the fact that tuition
has tripled over the last six years. There are many, many,

1. substantive arguments to be raised. I would ask that this be
2. sent to the Executive Committee so that it could be properly
3. considered. But I might also mention that any Senator that
4. might want to join as co-sponsor go up and add his name. I
5. did not have a chance to talk to everyone individually.

6. PRESIDENT:

7. Thank you, Senator Hynes, I am sure there will be some
8. Senators who will want to avail themselves of that opportun-
9. ity. They can...just contact the Secretary...those of you
10. who wish to serve as co-sponsors. Executive. Message from
11. the House.

12. SECRETARY:

13. (Reads message from House
14. (HJR No. 87)

15. PRESIDENT:

16. Senator Mohr.

17. SENATOR MOHR:

18. I move the adoption, Mr. President, of HJR No. 87.

19. PRESIDENT:

20. The Joint Resolution for adjournment, then, is to
21. 12:00 o'clock noon, on January 29, (Tuesday) January 29.
22. All in favor signify by saying aye. Contrary no. And the
23. motion carries. The Joint Resolution is adopted. For what
24. purpose does Senator Connolly seek recognition?

25. SENATOR CONNOLLY:

26. Mr. President, I would just like to now make an announce-
27. ment that the Senate Transportation Committee will meet next
28. Tuesday, the 15th, at 9 A.m. here in Springfield, in Room
29. 212, concurrently the House Transportation Committee will
30. meet...we will hear the House Bill pertaining to the Speed
31. Limit Law.

32. PRESIDENT:

33. All right, the announcement is, then, that the Senate

1. Transportation Committee will meet on Tuesday the 15th of
2. January, at 9 a.m., in room 212. You will proceed with the
3. appropriate committee notice to the members and posting...
4. Senator...this was just an announcement for the members....
5. SENATOR CONOLLY:
6. That is correct.
7. PRESIDENT:
8. Yes.
9. SENATOR CONNOLLY:
10. It's in the mail right now.
11. PRESIDENT:
12. I see...we...I...Senator Glass.
13. SENATOR GLASS:
14. Thank you, Mr. President and members of the Senate,
15. as Chairman of Sub-committee of the Committee on Agricul-
16. ture Conservation and Ecology, consisting of Senators...
17. Wooten, Johns, Scholl, Bartulis and myself, the Energy
18. Crisis Sub-committee, ...we were due to make a report by the 15th
19. of this month on the Energy Crisis - the State Role in it -
20. I want to report to the Senate that we have held two hearings.
21. That we have heard witnesses and because the Federal regula-
22. tions scheduled to become effective January 15th are not yet
23. effective, we will have a report to you that will hopefully
24. be informative, so that as energy problems arise in your dis-
25. trict fuel shortages and questions on this subject you will
26. have information provided to you. There presently is a hot
27. line operated by the State where calls can be made if any-
28. one would like the number of that hot line they could certain-
29. ly get it from me or...other members of the committee. Thank
30. you, Mr. President.
31. PRESIDENT:
32. Senator Ozinga.
33.

1. SENATOR OZINGA:

2. Mr. President and members of the Senate, the Executive
3. Committee finished the Session last month with about seven
4. names to be confirmed still hanging. I have been in touch
5. with the liaison for the Governor's office and he informs me
6. and I am sure that each member of the Senate has been in-
7. formed by some members of their district that they have mem-
8. bers that have been appointed to some Advisory Commissions or
9. whatever it may be that need confirmation and everybody wants
10. to know when. Now, yesterday, today and maybe tomorrow, why,
11. the Governor is going to get us a message, when, and where
12. and how, I do not know. However, I do know that we do have
13. seven of them that still need confirmation. Therefore, any
14. message that we receive will be heard on January 29th, at
15. 10 a.m., Regular Session, I believe is coming back in at
16. 12:00 o'clock, so we'll not be inconveniencing anybody for
17. more than two hours. But 10:00 o'clock, on January 29th, for
18. all appointees that are still hanging in - those that are
19. to be appointed between now and the 18th when we will send
20. each and everyone of the members a notice.

21. PRESIDENT:

22. All right, there will be a meeting, then, of the Executive
23. Committee for the pending...I don't want to quarrel with you,
24. but I did substitute the word pending from hanging...nominations
25. ...the pending nominations ...on messages that have previously
26. reached us. And in the event that we receive another message,
27. yet today that the nominations on that message would also be
28. heard on the 29th of January at 10 a.m., in Room 212. Senator
29. Roe. We would now...there are no further announcements that
30. I am aware of right now. Senator Partee has a further announce-
31. ment. And then I will recognize Senator Roe on motions. Senator
32. Partee.

33. SENATOR PARTEE:

1. This is an announcement that I was asked to read to the
2. legislative chamber.

3. (Senator Partee reads announcement)

4. PRESIDENT:

5. Senator Roe.

6. SENATOR ROE:

7. Mr. President, I move to suspend Senate Rule 49 for
8. the purpose of making a motion to reconsider the vote by
9. which House Bill 930 was lost.

10. PRESIDENT:

11. Senator Roe having voted on the prevailing side moves
12. to suspend the rules in order to reconsider the vote by
13. which House Bill 930 was lost. All in favor of the motion
14. to suspend signify by saying aye. Contrary no. The motion
15. carries and the rules are suspended to reconsider the vote
16. on House Bill 930. Senator Roe is recognized.

17. SENATOR ROE:

18. Mr. President, having voted on the prevailing side, I
19. now move to reconsider the vote on which House Bill 930
20. was lost.

21. PRESIDENT:

22. Senator Roe moves to reconsider the action by the
23. Senate on House Bill 930. And on that question the Secretary
24. will call the roll

25. SECRETARY:

26. Bartulis...

27. PRESIDENT:

28. This is a motion to reconsider the vote by which 930...I'm
29. sorry, House Bill 930 was defeated. The Secretary will proceed
30. with the roll call.
31.
32.
33.

1. ROLL CALL on HOUSE BILL 930.

2.
3. SECRETARY:

4. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
5. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
6. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
7. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
8. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
9. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
10. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
11. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
12. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
13. Weaver, Welsh Wooten, Mr. President.

14. PRESIDENT:

15. On that question the yeas are 48. The nays are none.
16. The motion carries and the bill is reconsidered. Senator
17. Roe.

18. SENATOR ROE:

19. Mr. President, I now move to recommit House Bill 930
20. to the committee on Transportation.

21. PRESIDENT:

22. All in favor of the motion to recommit House Bill
23. 930 to the committee on Transportation signify by saying
24. aye. Contrary no. The motion carries and House Bill 930
25. is recommitted to the committee on Transportation. Senator
26. Berning.

27. SENATOR BERNING:

28. Thank you, Mr. President, Senate Bill 867 inadvertently
29. was Tabled after having been assigned to a Sub-committee, by
30. the Senate Executive Committee. Therefore, in order to keep
31. the records straight and allow further consideration of Senate
32. Bill 867, I would like unanimous consent to take this bill from
33. the Table and recommit it to the Senate Executive Committee.

1. This meets with the approval of the Chairman.
2. PRESIDENT:
3. Is there leave? So ordered. Senator Bell.
4. SENATOR BELL:
5. Mr. President, I'd like to ask leave of the Senate
6. to take from the Table Senate Bill 354, which is the
7. Uniform Probate Code to recommit it to the Judiciary
8. Committee. It started back in the track of an interim
9. Study that it was supposed to be going out to. It was
10. inadvertently killed.
11. PRESIDENT:
12. Senator Sommer.
13. SENATOR SOMMER:
14. Why, I note that Senator Sours, the Chairman of that
15. Committee is not here. And I add in my capacity as Vice-
16. Chairman...I would ask that we defer on this until Senator
17. Sours comes. And we can do this at a later time if necess-
18. ary.
19. PRESIDENT:
20. Senator Bell.
21. SENATOR BELL:
22. ...Mr. President, that's all right with me...I'd be...
23. PRESIDENT:
24. Then, you will withhold your motion...until...
25. SENATOR BELL:
26. Untill...
27. PRESIDENT:
28. The two of you can consult with Senator Sours and we
29. can act on this on the 29th. Okay. Fine. Are there further
30. motions? Message from the House.
31. SECRETARY:
32. (Reads Message from House)
33. H. B. 1851

1. PRESIDENT:

2. Rules Committee. Resolutions.

3. SECRETARY:

4. Senate Resolution No. 326, by Senator Vadalabene
5. and it's Congratulatory.

6. PRESIDENT:

7. Senator Vadalabene.

8. SENATOR VADALABENE:

9. Thank you, Mr. President and members of the Senate.

10. This Resolution congratulates the twin daughters of Senator
11. Norm Kosinski on the observation of their 18th birthday. It
12. is a milestone in a father's life to have a daughter reach the
13. age of majority. But even a greater one for two to do so at
14. the same time, epecially, when they are both talented and ex-
15. ceptionally intelligent. Most importantly this will mean that
16. the good Senator has increased the number of Democratic voters
17. in his district by two. So I would move for the suspension
18. of the rules and the immediate consideration of this Reso-
19. lution.

20. PRESIDENT:

21. Senator Vadalabene moves to suspend for immediate con-
22. sideration. All in favor signify by saying aye. Contrary
23. no. The motion carries. The Rules are suspended. On the
24. motion to adopt all in favor signify by saying aye. Con-
25. trary no. The motion carries and the Resolution is adopted.
26. Like father - like daughter. We are waiting for a message
27. from the House...the...Senate will just stand easy for
28. a minute or sit easy for a few minutes we'll get that
29. message clarified. Is there anything further to come be-
30. fore the Senate in the Regular Session? There being no
31. further action then we do have a Death Resolution. We have
32. adopted the Adjournment Resolution, so that at the conclu-
33. sion of the adoption of the Death Resolution we will, then,

1. proceed to adjourn the Regular Session, until Tuesday, the
2. 29th of January, at 12:00 o'clock, noon. If there are no
3. further announcements or comments to come before the Senate,
4. then, we will proceed to the order of Resolutions and this
5. is a Death Resolution.

6. SECRETARY:

7. (Reads Senate Resolution No.
8. 327, by Senators Vadalabene
9. and Donnewald)

10. PRESIDENT:

11. Senator Vadalabene.

12. SENATOR VADALABENE:

13. Yes, Thank you Mr. President, and members of the Senate,
14. first of all I would like to ask that all members names be
15. placed on this Resolution and for the suspension of the rules
16. and the immediate consideration of this Resolution.

17. PRESIDENT:

18. Is there leave for all Senators to serve as co-sponsors?
19. So ordered. Senator Vadalabene moves to suspend the rules
20. for the immediate consideration of the adoption of the Reso-
21. lution. All in favor signify by saying aye. Contrary no.
22. The motion carries. On the motion to adopt the Resolution
23. all in favor please rise. The Resolution is adopted. And
24. the Senate stands adjourned until 12:00 o'clock, noon,
25. Tuesday, January 29th.