

78th General Assembly

January 24, 1973

1. PRESIDENT:

2. The Senate will come to order. The prayer will be by
3. the Chaplain, Senator Fred Smith. Senator Smith. Will our
4. guests please rise?

5. (Prayer by Senator Smith)

6. PRESIDENT:

7. Reading of the Journal. Senator Soper.

8. SENATOR SOPER:

9. I move we dispense with reading of the Journal.

10. PRESIDENT:

11. Senator Soper has moved that we dispense with further
12. reading of the Journal until the arrival of the printed copy.
13. All in favor signify by saying aye. Contrary nay. Motion is
14. carried. Senate bills 1st reading. Committee reports. Pre-
15. sentation of Petitions and Resolutions. Resolutions.

16. SECRETARY:

17. (Reads Senate Joint Resolution
18. No. 3, by Senator Graham)

19. PRESIDENT:

20. Senator Graham.

21. SENATOR GRAHAM:

22. Move to dispense the Rules and immediate adoption of
23. Resolution.

24. PRESIDENT:

25. Is there leave? All in favor of the adoption of the Joint
26. Resolution signify by saying aye. Contrary nay. The Resolution
27. is adopted.

28. SECRETARY:

29. (Secretary reads Senate
30. Joint Resolution No. 4,
31. Senator Graham)

32. PRESIDENT:

33. Senator Graham.

1. SENATOR GRAHAM:

2. Mr. President, I know that you will call to the attention
3. of the membership once more today what the Secretary just read
4. and in view of that fact I ask for immediate suspension of
5. the Rules and consideration of this Resolution.

6. PRESIDENT:

7. Is there leave for the suspension of the Rules, for the im-
8. mediate consideration of the Joint Resolution? All in favor
9. of the adoption of the Resolution signify by saying aye. Con-
10. trary nay. The Resolution is adopted. I might just point out
11. from the podium that incumbent in the adoption of that Reso-
12. lution is the fact also supported by our adjournment Resolution
13. adopted immediately preceding the consideration of this matter
14. that we will meet on Tuesday at 11:30 on the 30th, rather than
15. that program originally communicated to you of meeting on the
16. 31st and 1st. Now, this change in schedule was to accede to a
17. request by the Governor, which the President felt was appro-
18. priate. I hope that this does not work a great inconvenience
19. on the plans of the individual Senators. But we will meet on Tuesday
20. next week at 11:30, preparatory to joining our colleagues in the
21. House at 12:00 o'clock for the Joint Session. The Governor is
22. scheduled to deliver his message at 12:15. Senator Chew.

23. SENATOR CHEW:

24. Will there just be Tuesday and Wednesday?

25. PRESIDENT:

26. Yes, we will meet only Tuesday and Wednesday. It's appar-
27. ent to me that the Wednesday meeting on the 31st will probably
28. only need to be a perfunctory. We can assess that situation
29. on Tuesday and determine that at that time.

30. SENATOR CHEW:

31. Thank you.

32. PRESIDENT:

33. Your welcome. Resolutions.

1. SECRETARY:

2. (Senate Resolution No. 10
3. by Senator Partee)

4. And it's congratulatory ...Mr. Irv...it's congratulating
5. Mr. Irv Kupcinet and on the 30 - 30th Anniversary of his columns.

6. PRESIDENT:

7. Senator Partee.

8. SENATOR PARTEE:

9. Yes, it is a Congratulatory Resolution for Irv Kupcinet,
10. after thirty years as a columnist with the Chicago Sun Times.
11. And I would like to add all members of the Senate on that Reso-
12. lution and ask that the Rules be suspended and it be immedi-
13. ately adopted and considered.

14. PRESIDENT:

15. The matter of adding all Senators as sponsors...sponsors
16. is so ordered. Is there leave for the immediate consideration
17. of the Resolution? Senator Partee.

18. SENATOR PARTEE:

19. Well, it just is a Resolution which I think takes into
20. consideration that this man is an outstanding Journalist and
21. has taken the old Walter Winchel style and brought it into
22. Illinois - the three dots and dashes, etc., and has done a tre-
23. mendous job....I think you will find him...a rather non-parti-
24. san kind of gentleman who writes it as he sees it and who is a
25. real credit to the fourth estate and...this or any other part
26. of the world - Irv Kupcinet. And I'd ask immediate considera-
27. tion and adoption of this Resolution.

28. PRESIDENT:

29. All in favor of adoption signify by saying aye. Contrary
30. nay. The Resolution is adopted.

31. SECRETARY:

32. (Senate Resolution No. 11,
33. by Senator Savickas)

And it's congratulatory. Congratulates Mr. and Mrs.

1. George LaFaire of Chicago on their 70th Wedding Anniversary.

2. PRESIDENT:

3. Senator Savickas.

4. SENATOR SAVICKAS:

5. Yes, Mr. President and members of the Senate...this is a
6. Congratulatory Resolution, congratulating Mr. & Mrs. LaFaire,
7. of Chicago, for...I think it's 70 years of marriage. Their
8. 70th Wedding Anniversary. I would move...suspension of the
9. Rules and immediate consideration and adoption of this Reso-
10. lution.

11. PRESIDENT:

12. Is there leave? All in favor of the adoption of the Reso-
13. lution signify by saying aye. Contrary nay. The Resolution is
14. adopted. Introduction of bills.

15. SECRETARY:

16. SB81, By Senator Mohr. An Act to enlarge the corporate
17. limits of the Metropolitan Sanitary District of Greater Chicago.

18. SB82, By Senator Moore. Don Moore. An Act making an ap-
19. propriation to the Department of Transportation.

20. SB83, By Senator Vadalabene. An Act to amend Sections
21. 4-201.12, 5-701.13, 6-701.7 and 7-202.20 of the "Illinois
22. Highway Code, approved June 8, 1959, as amended.

23. SB84, By Senators Regner, Ozinga and Graham. An Act
24. to add Section 35 to the "Illinois Housing Development Act",
25. approved July 24, 1967, as amended.

26. SB85, by Senators Rock, Regner, Shapiro and Welsh. A
27. bill for an Act to amend Section 3 of "The Illinois Purchasing
28. Act", approved July 11, 1957, as amended.

29. SB86, By Senators Regner and Carroll. An Act to provide
30. for the specification of repair products and services by re-
31. pairmen and to provide penalties for the violation thereof.

32. SB87, by Senator Weaver, An Act to vacate, extinguish,
33. abandon, and release an easement for highway purposes held

1. by the State of Illinois over and through certain land located
2. in Champaign County. First reading of the bills.

3. PRESIDENT:

4. Might the Senate be at ease for just a few minutes. We
5. are awaiting the arrival of Senator Hall, who has...an import-
6. ant matter of legislative concern. So if the Senate would just
7. be at ease for a few minutes...we'll proceed with that...Sena-
8. tor Harber Hall. Senator Chew.

9. SENATOR CHEW:

10. Would I be in order to make a Motion ...for the Committee
11. on Assignment of Bills to be discharged from further consideration
12. of a Senate bill and order Tabled.

13. PRESIDENT:

14. Yes, yes. That Motion is in order.

15. SENATOR CHEW:

16. I move that the Committee on that Assignment of Bills
17. be discharged from further consideration of Senate Bill No. 52
18. and the bill be ordered to lie upon the Table.

19. PRESIDENT:

20. All in favor signify by saying aye. The Senator wishes to
21. discharge in order to make a Tabling Motion. It's ..it's his
22. bill. So the Motion before the...the Motion before the Senate
23. is to discharge the Committee on Assignment of Bills from further
24. consideration of SB52. All in favor signify by saying aye. Con-
25. trary nay. All right. The bill is now before us. Senator Chew
26. you wish to make the Tabling Motion?

27. SENATOR CHEW:

28. Mr. President and members of the Senate, I move that SB52
29. be Tabled.

30. PRESIDENT:

31. All in favor signify by saying aye. Contrary nay. So or-
32. dered. We will return to the order of Resolutions. The Sec-
33. retary has received an additional one and we'll process that.

1. SECRETARY:

2. A Resolution No. 11 by Senators Latherow, Sours and
3. Ozinga. And it's congratulatory.

4. PRESIDENT:

5. Senator Latherow.

6. SENATOR LATHEROW:

7. Mr. President, I'd like to move the suspension of the Rules
8. and that this be given consideration at this time.

9. PRESIDENT:

10. Is there leave for the suspension of the Rules? Senator Latherow.

11. SENATOR LATHEROW:

12. It's a Congratulatory Resolution.

13. PRESIDENT:

14. All in favor of the adoption of the Resolution signify by
15. saying aye. Contrary nay. The Resolution is adopted. Senator
16. Hall, do you wish recognition?

17. SENATOR HALL:

18. Mr. President and gentlemen of the Senate, ladies and gentle-
19. men of the Senate...I have on the Clerk's desk, - excuse me, -
20. the Secretary's desk, a bill that I would like him to introduce at
21. this time...if you'd get on the order of introduction of bills,
22. Mr. President.

23. PRESIDENT:

24. We have progressed past that already. There is leave...is
25. there leave to return to the order of introduction of bills. Pro-
26. ceed Senator Hall.

27. SENATOR HALL:

28. Thank you sir...Mr. President, ladies and gentlemen of the
29. Senate...we...

30. PRESIDENT:

31. Senator, let's let the Secretary read the bill and then you
32. proceed with the explanation.

33. SECRETARY:

SB88, by Senator Harber Hall. A bill for an Act to amend

1. Section 4A-105 of the "Illinois Governmental Ethics Act",
2. approved August 26, 1967, as amended. First Reading of the
3. bills - Senate Bills 81 through 88.

4. PRESIDENT:

5. Senator Hall.

6. SENATOR (Harber) HALL:

7. Mr. President, we have in the State of Illinois, a serious
8. situation created through the passage of the Ethics Legisla-
9. tion in the last General Assembly, which provided for the fil-
10. ing of statements of economic interests, particularly, as it
11. involves those candidates who run for local and municipal
12. elections. The problem has arisen because, for example, in
13. the City of Bloomington out of 15 candidates for local office
14. there including the offices of Council, City Council and...
15. for City Mayor...13 out of 15 candidates were not aware of the
16. requirement to file financial statements with their petitions,
17. in accordance with our law and in accordance with the require-
18. ments of the State Constitution of 1970. Accordingly, many of these
19. candidates who would be elected and will be elected when they
20. run will be according to our law ineligible to serve. With the
21. bill that we have introduced here today, I am suggesting that
22. for this election only, this election in the Spring for either
23. any of the municipal elections or school elections, council elections,
24. township elections, that for any of these elections in the
25. Spring, that is the first four months of 1973, that candidates
26. for these offices will have up to 30 days following the passage
27. of this bill, in which to file their statement. They will have
28. to file...their statements will be available publicly, of course,
29. for review. But they will not be declared ineligible by virtue
30. of the fact that they were unaware of their responsibilities. I
31. think any time we pass a law and particularly in these recent years
32. when we pass sometimes over 2000 bills in one year that people
33. find it very difficult to follow the statutory provisions that

1. we place on our books...for the proper operation of government
2. in the State and this is one serious problem. Accordingly,
3. Mr. President, I would ask leave of this body to by-pass...
4. committee in this case...and move this to the order of 2nd
5. reading ...without committee action.

6. PRESIDENT:

7. Senator Partee.

8. SENATOR PARTEE:

9. The subject matter of the request I discussed with you
10. earlier. And I gave you my word that I would not oppose the
11. moving of this bill to 2nd reading, and my word is good and
12. still remains good. I only want to point out, however, that
13. it has been brought to my attention since I talked with you
14. that there is pending in the City of Bloomington a lawsuit
15. which relates to the subject matter of this bill. I will not
16. oppose its going to 2nd reading. But I will in the intervening
17. period take a rather careful look at the lawsuit and look at
18. the legislation, while looking with another eye at the lawsuit
19. and will then make a judgement as to whether or not we will
20. support this legislation. I only say this to you so that you
21. will not be taken by your unawares, but we won't oppose moving
22. the bill to 2nd reading. I do want you to know that it does not
23. mean that we are going to support the legislation. I am not un-
24. mindful of the fact that there are several groups in the State in-
25. cluding the Municipal League that look with favor upon this
26. legislation. But we will make a final judgement after as I say
27. we have looked at it in just a position to the legislation to the
28. lawsuit that's pending.

29. PRESIDENT:

30. Yes. Senator Graham.

31. SENATOR GRAHAM:

32. Mr. President at this early date, I hesitate to think that we're
33. going to follow a pattern of discharging committees that haven't

been appointed. I'm not going to object to the Senator's request either. However, I have a serious doubt as to whether this bill if it is passed in fact is constitutional. I think we're in conflict with the Constitution right away. But that'll be a problem that we'll have to work out later on. I have no objection.

PRESIDENT:

Senator Knuepfer.

SENATOR KNUEPFER:

I'd like to hear from the sponsor as to the necessity for this the urgency of this particular bill. We spent almost six months addressing ourselves to a whole variety of problems. I have not read the series of bills. Maybe they are perfectly innocuous and maybe they do nothing, but...we've had do-nothing bills that have done something in the past. I kinda hesitate, I feel somewhat as Senator Graham, I kinda hesitate at this early date in the session to say, let's bypass the committee, particularly on a series of amendments that affect some bills that took us so long to work out. And they weren't simple, they were very complex, they were very difficult to get some kind of concurrence of this Body. And I sure would like the Senator to explain to me why I ought to vote to bypass a Committee, rather than to have the Committee hear the evidence both pro and con on this series of bills.

PRESIDENT:

Senator Hall.

SENATOR HALL:

First of all Mr. President, I would like to express my thanks for Senator Partee's mentioning the lawsuit in the City of Bloomington presently pending...asking the Court to eliminate, as I recall it, 13 candidates who have filed...for our local elections in Bloomington. He is doing this hoping that the Court will rule that they will be eligible to serve. But well knowing with the strong provisions that we have in the Constiution and

1. under the Ethics Act...that it's not likely to rule that way.
2. He is doing this to bring to light the problem...in the hopes
3. that some action will be taken that will...solve the problem
4. from the...in a legislative manner, and that prompted this
5. bill. Now, the bill we have here to answer the question by
6. Senator, Senator Knuepfer...this provision would only remain
7. effective for these elections this Spring that are coming
8. upon us now on the first one February 13...and...after the last
9. election which I believe is in April, the first week in April
10. ...this provision would...not be effective longer for any
11. future elections. Therefore, we are not changing in any sub-
12. stantial manner...the work that went into the passage of Ethics
13. Legislation last year and prior to that time. I do think though
14. that in studying the problem we - there are some serious changes
15. ...needed...some improvements that can be effected by the Gen-
16. eral Assembly. And I certainly would not want to bypass any
17. committee...to consider these, and these bills will be intro-
18. duced later in this Session. But this is an emergency nature
19. that applies to many municipalities. We don't know now in talk-
20. ing to the Municipal League they keep hearing about towns that
21. have this problem right now and they know that there are other
22. towns that have it and don't recognize that they have it. It hasn't
23. been widely...carried in the press about the problem, excepting
24. in Central Illinois, where the Cities of Champaign, Peoria and
25. Bloomington...have carried it pretty much in depth...through
26. their press and through their television. But outside of that
27. area I don't - I haven't heard too many towns that are affected.
28. But I know that they are and the Municipal League tells me that
29. they are now getting calls regarding it. So, it's an emergency
30. measure that I think answers a real serious problem. Senator
31. Graham, I agree with you..that we should look with...skepticism
32. and look closely at any attempts to bypass committee...but I
33. think there's only one way to solve this problem before the

1. election on February 13th and that is to pass this through
2. the Senate and through the House, and have the Governor sign
3. it in the first week of February. And I repute my Motion to
4. ...waive the appropriate rule, and have this moved to the or-
5. der of 2nd reading, without committee action.

6. PRESIDENT:

7. Senator Fawell.

8. SENATOR FAWELL:

9. I simply want to add that I agree with Senator Hall,
10. that there is a very serious problem here. I think that
11. probably in many of your senatorial districts the units of
12. local governments, park districts, etc., have not realized
13. how serious a problem it is. And I'm not even sure, Senator
14. Hall, that this can be cured because the Constitution is
15. rather strict. It does say that failure to file a statement
16. within the time prescribed, shall result in ineligibility for
17. or forfeiture of office, and by the way that applies to legis-
18. lators too. In my opinion, any legislator, who fails to file
19. a statement of economic interest before April 1st is auto-
20. matically forfeiting his office, under a self effective clause
21. in the Constitution. But what is happening, and we found this
22. happening in Naperville too, people will file their petition for
23. nomination, say, to a park district, and they don't realize
24. that they're supposed to have their statement of economic inter-
25. est on file in the County Clerk's office, concurrently, with
26. the filing of the petition for nomination. And so as a result
27. under the Constitutional provision it would appear that they
28. are ineligible from holding the office. And thus you're going to
29. have, I think, probably a number of people throughout the
30. State of Illinois, holding office in local governmental entities,
31. who are ineligible and co-ordinal actions are going to be able
32. to knock them out. It might be a good idea, Senator Hall to ask
33. the Attorney General for an amendment or a further statement

1. on a Attorney General's opinion he has already put out on this
2. very topic to ask if there would be a retroactive effect on
3. legislation that we passed that would be effected in regard
4. to persons who've already failed to abide by the law, and have
5. not had their statement of economic interest filed at the
6. time they had their petitions for nomination filed. Because
7. it may be that what we are doing is just moot, if the
8. Attorney General rules that we can't pass a law that's retro-
9. active. But I think what your addressing yourself to is a
10. very important matter, and it's going to cause quite a lot
11. of problems throughout the State of Illinois. As I am certain
12. more and more people will find that they do not have duly
13. elected Park Boards and City Councils simply because you have
14. people who are ineligible under the Constitution because they
15. didn't file their statement of economic interest prior to the
16. time they filed their petitions for nomination. I certainly...
17. I think...it is a emergency matter and I...certainly would
18. support your Motion.

19. PRESIDENT:

20. Any further discussion? The Motion is that the bill be
21. read a first time and advanced to the 2nd reading without reference
22. to committee. All in favor signify by saying aye. Contrary
23. nay. The Chair will call for a division. All in favor signify
24. by rising. It takes 30 votes. Be seated. Those opposed, rise.
25. On that Motion the ayes are 31. The nays are 9. Rule 5 is sus-
26. pended. The bill will be advanced to 2nd reading without refer-
27. ence. Senator Buzbee.

28. SENATOR BUZBEE:

29. Mr. President. Personal privilege, Mr. President, I would
30. ...would like to ask if it's in order for a Senator to explain his
31. vote on a vote such as the one just taken without a roll call?

32. PRESIDENT:

33. The Rule is that it is not permissible under the Rules to

1. explain your vote on a Motion that is not debatable - - Let
2. the Chair explain. The Motion to suspend is not a debatable
3. Rule. The Chair has indulged the Body, this morning, because
4. of the need for explanation for debate to proceed. So that I'm
5. going to now rule that if you wish to make comments here re-
6. gards to your position on that division you will be recognized.
7. SENATOR BUZBEE:

8. Thank you, Mr. President. I would like to explain that
9. I voted no, for one reason, and one reason only...I am one who
10. believes in a strong committee system. And I agree with several
11. comments that were made earlier that to start bypassing the
12. committee system this early in the Session, I think, is a bad
13. precedent to set. Thank you.

14. PRESIDENT:

15. We are on the order of introduction of bills. There are I
16. guess some additional proposals before the Secretary. Proceed
17. with introduction of bills.

18. SECRETARY:

19. SB89	(Secretary reads synopsis of bill)	1st reading.
20. SB90	" " " " "	1st reading.
21. SB91	" " " " "	1st reading.
22. SB92	" " " " "	1st reading.
23. SB93	" " " " "	1st reading.

24. PRESIDENT:

25. Resolutions.

26. SECRETARY:

27. Senate Resolution...

28. PRESIDENT:

29. Mr. Secretary...Are there any other matters to come before
30. the Senate? Senator Saperstein.

31. SENATOR SAPERSTEIN:

32. With the sponsor's approval, I would like to have leave to
33. be added as a sponsor to SB37.

1. PRESIDENT:

2. Is there leave? So ordered. We have some Death Reso-
3. lutions. For what purpose does Senator Mohr desire recogni-
4. tion?

5. SENATOR MOHR:

6. Mr. President, for the Republican members of the Senate,
7. I would ask that they stop by the desk immediately after we
8. adjourn to confirm office space that has been assigned to
9. them, so we can go ahead...proceed with our moves and get our
10. telephones in. So if you'll take just a few minutes after we
11. adjourn, why, I would appreciate it.

12. PRESIDENT:

13. At your desk, or in your office?

14. SENATOR MOHR:

15. Right...right here, will be fine.

16. PRESIDENT:

17. All right. Senator Graham.

18. SENATOR GRAHAM:

19. I would like to urge at this time, Mr. President, and members
20. of the Senate, when we start getting into the area of Death Reso-
21. lutions, that all of you have been notified as you have now that
22. we're in that point of business. Seems to me like this is a
23. pretty serious part of our ceremony...

24. PRESIDENT:

25. For what purpose does Senator Donnewald desire recognition?

26. SENATOR GRAHAM:

27. It's a pretty serious part of our ceremony. I would like to
28. admonish the members at this time to use whatever time necessary
29. to make their announcements, do what business has to be done, and
30. upon the reading of the last Death Resolution, that this Senate
31. when we do arise and adopt that Resolution that we stand ad-
32. journed in a dignified way and remove ourselves from the Chamber,
33. because we have just recognized the death of a person. If we

1. could do that, I think it's going to contribute a lot to the
2. dignity of this Senate. And it only takes a little bit of co-
3. operation to achieve that point.

4. PRESIDENT:

5. Senator Donnewald.

6. SENATOR DONNEWALD:

7. Prior, I agree with Senator Graham, wholeheartedly, but prior
8. to going into that order of business, Mr. President, I would
9. like to announce that there will be a Democratic caucus, immedi-
10. ately after adjournment, and we'll discuss room occupancy, as
11. well as other matters.

12. PRESIDENT:

13. Resolutions.

14. SECRETARY:

15. (Secretary reads Senate Resolution
16. No. 12, by Senator Daley)

17. PRESIDENT:

18. Senator Daley.

19. SENATOR DALEY:

20. Mr. President, I ask for the immediate...suspension of the
21. Rules and...adoption of this Resolution, on behalf of not only
22. these three firemen, but firemen throughout the State of Illinois,
23. who every day protect our lives, as well as all of the citizens
24. of the State.

25. PRESIDENT:

26. Is there leave? All in favor of the adoption of the Reso-
27. lution, signify by rising. Be seated. Resolution.

28. SECRETARY:

29. (Secretary reads Senate Resolution
30. No. 13, by Senators, Knuepfer,
31. Graham and Fawell)

32. PRESIDENT:

33. Senator Knuepfer.

1. SENATOR KNUEFFER:

2. I would move suspension of the Rules and the immediate
3. adoption of the Resolution...This mayor was a friend of Sena-
4. tor Graham, Senator Fawell and myself. He had an immense a-
5. mount of vision...particularly, in view of the problems that
6. rapidly grow in DuPage County has had. I would therefore, move
7. for the suspension and the adoption.

8. PRESIDENT:

9. Is there leave? All in favor of the adoption of the
10. Resolution signify by rising. Resolutions.

11. SECRETARY:

12. (Secretary reads Senate Resolution
13. No. 14, by Senator Partee)

14. PRESIDENT:

15. Senator Partee.

16. SENATOR PARTEE:

17. It is indeed a great loss for the nation that a man like
18. Michael Cafferty leaves us. Michael Cafferty as the scheme of
19. things would suggest, was an extremely young man, who had
20. made his mark in the field of transportation, both at the
21. national and at the local level. He came to us from the United
22. States Department of Transportation. There is a remark in this
23. Resolution, in which we allude to the very high esteem in which
24. he was held by Mr. Volpe, the Director of Transportation, for the
25. entire United States. He was well liked and loved in Chicago by
26. its leaders as a man of shrewd integrity and dedication. It
27. is unfortunate that God has chosen to take him away. But that
28. too is life. I would ask Mr. President, that all members of the
29. Senate be shown as sponsors of this Resolution and that the Rules
30. be suspended. And that this Resolution be immediately considered
31. and adopted.

32. PRESIDENT:

33. Is there leave? So ordered as far as co-sponsors are con-

1. cerned. The Motion to suspend - is there leave? Senator
2. Partee. All in favor of the adoption signify by rising.
3. Resolutions.

4. SECRETARY:

5. (Secretary reads introduction
6. of Senate Resolution No. 15,
7. by Senator Partee)

8. PRESIDENT:

9. Senator Partee.

10. SENATOR PARTEE:

11. This Resolution runs about two and a half or three
12. pages, and I think really the membership could perhaps glean
13. what might be contained therein. It is simply a Death Resol-
14. ution, for a very unsimple man, for a very learned man, for
15. a man who came from the depths of poverty and despair to the
16. highest office that is within the gift of the people, Senator
17. Knuepfer - It is said that when Lyndon Baines Johnson was born,
18. his grandfather went throughout the area, saying to people,
19. a United States Senator was born this morning. It is my grand-
20. son. That old gentleman's prophecy came true. It's very in-
21. teresting to me when I consider the life of Lyndon Baines
22. Johnson, that perhaps his life more than any politician on the
23. modern day scene suggests to us that there is still room at
24. the top for men of dedication, for men of vision, for men who do
25. not come from positions of wealth, for men who do not come from
26. families of wealth, for men who do not come from the gilt-edged
27. universities. This country fortunately from time to time reaches
28. into the depths of the inner land and elevates from those
29. depths men and anoint those men as leaders. Throughout the
30. history of this country there has been a divisive kind of
31. rhetoric about where a man was born within these United States.
32. Sometimes a man who was born beneath or below the Mason Dixon
33. line had a strike against him as far as national politics

1. was concerned. There are people who live and reside in my
2. particular community who look askance at any man whose skin is
3. white, who was born beneath or below the Mason Dixon line. And
4. there were people in my own neighborhood who said to me, this
5. man is from Texas, what kind of man can he be, what kind of man
6. will he be? It's interesting to note, I think, that whenever
7. a person is brought to a position of power and meaning, that he
8. sometimes develops into a full whole human being bereft of
9. the pettiness that sometimes is a part of aman's life, bereft
10. of some of the little colloquial kind of thought patterns that
11. some men enjoy. They come to know that they are responsible for
12. an entire nation, or for an entire state, or for an entire region,
13. and they come to know that what they thought was the greatest
14. thing in the world in terms of their own local parochial inter-
15. est had somehow faded into evanescence and had grown to larger
16. interest in the interest of all of the people of a particular
17. area. So, this man, a Southerner, was the one man who more than
18. any other President brought about a destruction and a demolition
19. of the thing which has held America back longest - the thing known
20. as the prejudice syndrome - the thing known as a racial division
21. thing. More than any other President, Lyndon Johnson helped to
22. destroy that mirage. I suggest to you that this man was pecu-
23. liarly equipped to be the President of the United States. He had
24. started out in a State during a period of American economic
25. development, when most people were poor, when many people could
26. only find jobs on federal agencies, such as the CCC camps for
27. boys. And the NYA where people went to school and worked on the
28. NYA. I'm from that school. The first time I ever had a trowel
29. in my hand to lay a brick was as a member of an NYA group while in
30. High School. And we built a building a Home Economics Building,
31. in a High School, and I want you to know that I was there two years
32. ago and it's still standing. And that's the NYA program. And
33. Lyndon Johnson had worked with that as a young man in Texas.

1. He showed his administrative ability and then came to the Con-
2. gress and served in the Congress of the United States, in both
3. Houses, in both the Congress and the Senate, and all of these
4. things in his relationship to various governmental aspects,
5. I think peculiarly and strongly prepared him for the office
6. and role of President because he understood the administrators
7. who are responsible for that end of government. He understood
8. the legislators, who were responsible for that end of government.
9. And he, more than any President, that I have known, put it all to-
10. gether, particularly, on the domestic front. I think history
11. will perhaps treat him a great deal kinder than we do presently
12. treat him generally - on the foreign policy situation, his was
13. a peculiar position with reference to our war situation. And
14. I think as time goes on and we look back in retrospect and examine
15. and analyze closely his relationship with the foreign war
16. which we are perhaps bringing now to a conclusion, his relation-
17. ship will be shown to be a great deal less painful to his memory
18. than I think is now associated with. This is a Resolution which
19. would have the Illinois State Senate say, to his very learned and
20. wonderful wife, who too, made some excellent contributions to
21. America, and to his daughters and family, that we members of the
22. Illinois State Senate share the grief of this family, and want
23. them to know that we do share that grief. And we wish them well.
24. I would ask, Mr. President, that all members of the Senate be
25. shown as co-sponsors of this Resolution. I would then ask that
26. this Resolution after the Rule shall have been suspended, would
27. be immediately considered and adopted.

28. PRESIDENT:

29. In regard to the entire Senate membership joining as co-
30. sponsors, is there leave? So ordered. Senator Sours.

31. SENATOR SOURS:

32. This may sound rather singular, Mr. President and Senators,
33. but I may be the only one who ever had luncheon with the late

1. Lyndon Baines Johnson. If there are any others I'd like to
2. exchange a few anecdotes with them. But on February 12, 1965
3. I was among a small party who called on the President at the
4. White House -- Otto Kerner, Gregory Peck, Raymond Massey,
5. Bruce Catton, Ralph G. Newman and some others. I felt little
6. like a church mouse in the Vatican...We had lunch. There were a
7. couple of Harvard Professors there - they're sort of ubiqui-
8. tous - And when the lunch was finished and was in high style
9. with fine dinnerware, gold leaf here and there...the President
10. turned to me and he said, "Senator", now, I recognized then,
11. as I do now that I was still an obscure State Senator. But
12. he said, "Senator, would you like to see the bed of Abraham
13. Lincoln? I expressed a deep interest in that and said, "Cer-
14. tainly", so he took us up a private elevator which was Lyndon B.
15. Johnson's bedroom too. And in on a bedside table in the corn-
16. er was his beautiful home he was either constructing or contem-
17. plated on the Pedernales - and he said to me, calling my attention
18. to another picture of a sort of lean-to-shack, he said, "Senator,
19. everybody down home says that old Lyndon ain't gone very far",
20. he said, "I want to call your attention that the distance between
21. that old lean-to and that beautiful Taj Mahal is just two miles",
22. I thought that was quite an anecdote...I've been in his camp ever
23. since the lefties tried to run him out of the office. I join
24. heartily in the Resolution.

25. PRESIDENT:

26. Senator Swinarski.

27. SENATOR SWINARSKI:

28. Mr. President, I rise to speak on this Resolution for a
29. moment, please.

30. PRESIDENT:

31. You're recognized.

32. SENATOR SWINARSKI:

33. Thank you. Members of the State Senate, Mr. President, I

1. rise because I was fortunate enough in 1960 to have been a
2. delegate to the Democratic National convention. Its at the
3. convention that we nominated another great American - John
4. Kennedy. And I remember after the nominations took place that
5. year - people said - who is going to be the candidate in the
6. selection for the Democratic Vice-Presidency? They said, well,
7. Lyndon Johnson tried to capture the Presidency and he should cer-
8. tainly be someone's choice. And I remember the big comments that
9. were going around in 1960 - that here is a man, as my colleague,
10. my distinguished colleague from Chicago had mentioned - here is
11. a man who's from Southern State and it could not be acceptable
12. for this nation to accept him, because of his position, and his
13. attitude, his thinking, especially, on Civil Rights. However,
14. as you know, John Kennedy selected him and he went on to be-
15. come Vice President of the United States, and later President of
16. the United States. I don't believe any man was more qualified
17. to assume the position of leadership of this great country than
18. Lyndon Johnson, as was mentioned just a little earlier. He
19. started as a legislative aid in the Congress and became a friend
20. and prodigy of Franklin Delano Roosevelt. He knew the workings
21. of Congress. He knew the workings of the Executive Branch of
22. Government. When the...when the crime assassination of our great
23. President occurred in Dallas that day he had to step in to
24. position in a country of great unrest because of what had happen-
25. ed - we're all greatly disturbed, especially being a Southerner
26. and this crime being committed in a Southern Texan town. But
27. what he did during his tenureship in this office was certainly
28. great, and too often because of a war, that was his, was not
29. his and that he inherited, it was a shame that he could not
30. last night see that peace is finally coming. But because of the
31. war that clouded so much of the legislation that he managed to
32. accomplish, especially, in the area of civil rights, and domes-
33. tic problems at home, he more than any other President was able

1. to accomplish in legislative concrete program from moving this
2. country forward. What also, though, made him a great man,
3. from what I understand, I did not have the opportunity as most
4. of us here to know him personally, but what made him a great
5. man is he always remembered from where he came from. He re-
6. membered his family. He remembered his State. He remembered
7. his home and he was humble man, who always and never forgot where
8. he came from. He was a religious man and he cared about his
9. families as I mentioned a moment ago. And it's because of the
10. concern for his community and his State, he realized that all
11. our country is is a makeup of communities, a makeup of neighbor-
12. hoods, and the makeup of States, that he was a good leader, a
13. fine leader and that's why people gave him the reigns of gov-
14. ernment to lead us. As was mentioned earlier, I too, thank that
15. I am able to second this Resolution and I wish to extend my con-
16. dolences to the Johnson family.

17. PRESIDENT:

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Mr. President, members of the Senate, I too, should like
21. to rise and give a few words in behalf of one of our great
22. Presidents. I say our President, because he was your President -
23. He was my President. The eloquent words of Senator Partee could
24. not be excelled in bringing to light the wonderful accomplish-
25. ments that President Johnson made in the area of civil rights.
26. For him to take the reigns of this government and to produce
27. what he did astounded many. Many of his laudable undertakings
28. as President changed many of his views when he served in the
29. legislative branch of Congress. But I think we should look, too,
30. to President Johnson as our commander in chief, at a time when
31. our nation was in a conflict, not a declared war, I think we
32. should join together and commend this great man for the manner in
33. which he conducted with dignity the armed forces of this nation.

1. We should remind ourselves that President Johnson did as the
2. Senator pointed out, try for the Presidency at his party's
3. National Convention, only to suffer defeat, but to immediately
4. regain the second highest office in the nation that of Vice-Pres-
5. ident. I think too, we should remind ourselves that here was a
6. man who was put on the shelf in those early days of the Kennedy
7. administration, when you'd ask who was the Vice-President, and
8. someone would say Johnson. It would be - Johnson who? But here
9. was a man with this tremendous capability upon the assassination
10. of President Kennedy, and when given the responsibility of the
11. office of President of these United States, assumed all of the
12. troubles and the problems including the war in Vietnam and the
13. problems in Indo China - it was President Johnson - was Commander
14. in Chief. Although some may say it was his war - it was an in-
15. herited war - he had inherited it from the administration before
16. him with the men in the field. But here was a man who loved his
17. country and as he manipulated the armed forces of this Country, he
18. did so because of the love of country - the importance this
19. country played the part of the free world. I think we should
20. commend him for his great responsibilities. And when it came
21. time for him to be considered for reelection when he bowed out
22. and said the responsibilities are so great that he would not
23. have the time, he did not feel that his health would permit him
24. to do campaigning. And he thought his country came first. I
25. was personally a great admirer of this man and I think history
26. will go down as recording him as one of the many great Pres-
27. idents that we had. I want to rise and commend him for his won-
28. derful response as Commander in Chief, of the military of our
29. nation while he served as President.

30. PRESIDENT:

31. Senator Graham.

32. SENATOR GRAHAM:

33. Mr. President as former President Lyndon Johnson, goes to

1. to join his old friend Everett Dirksen, I doubt that any
2. additional rhetoric would compliment that transgression
3. into that new world. I don't think we can embellish these
4. activities any. I'd like to move for the previous question.

5. PRESIDENT:

6. Senator, do you withhold your Motion? Senator Smith.

7. SENATOR SMITH:

8. As is my custom, I was sitting, here, listening to the
9. remarks of those who have preceded me. And I had thought that
10. I would remain silently, here, in my seat. However, Mr. Presi-
11. dent and members of the Senate, I too, am one of those who knew,
12. Lyndon B. Johnson. Senator Sours made reference to the fact
13. that he dined with him. So did I - on his invitation, and so
14. did my wife. I remember when I received a telegram, I wondered
15. how on earth he knew that such an insignificant - I was about
16. to say the dual decimal fraction - as the good Senator from
17. Peoria would want to say. The dual decimal fraction of an in-
18. finitesimal nothing like myself should receive an invitation
19. asking for his attendance at a reception to a foreign potentate.
20. We went. My wife sat directly opposite the late Lyndon B.
21. Johnson at a table of ten. This your humble servant sat direct-
22. ly opposite his wife - at a table of ten. The complete surprise
23. to me was that at the conclusion of the address of the invited
24. potentate - the then President arose, he looked around over the
25. audience and he said in that humble way and manner of his, "I
26. don't know a word that you said in your speech. But I'm going
27. to call upon a man, whom I know knows every word you said and ask
28. him to reply". And I looked around with the others wondering whom
29. he intended calling upon, but when he said, "Alfredos Merdo" that's
30. me, and I responded in Spanish to the address that was made on that
31. particular occasion. I've sat across the table and talked to
32. Lyndon B. Johnson, while he served as President, of these United
33. States. And I, too, have followed his career and I say to you

1. my fellow Senators, that if you survey the life of Lyndon B.
2. Johnson, you will find many, many things to commend, and but
3. little to condemn. He was brave, farseeing, quick in insight,
4. immediate in action, bold and cautious, prudent, and yet dar-
5. ing. I'm told that as a leader of men he was perhaps more re-
6. markable still, that for promptness, fearlessness, strong prac-
7. tical wisdom, and a sense of unsolid justice, it would be hard
8. for us even now to find his equal in public life. But there is
9. a higher standard, I think, by which we should look back upon
10. the life of our deceased former President. I mean the standard
11. of that morality which a man owes to truth, to the electorate,
12. to his own immediate family, and to his God. And when considered
13. in that light, may I say to you that he served greatly, yes, as
14. others have said and justly according to his heart's conviction.
15. And with that conviction I have an admiration for his memory, which
16. I could scarcely call accord to but perhaps one or two others be-
17. side. I refer again to my wife. We had a funeral in our home
18. the other day and immediately thereafter in answer to a written
19. communication as it came from the...Western Union, she left im-
20. mediately, she's in Washington, out of deference to the respect
21. of the kindly feeling that we have toward those whom he left be-
22. hind and the memory and to his memory. And I close by saying
23. that if today, tomorrow, or next week statues were to be erected
24. in testimony of a peoples' gratitude to one who has passed on into
25. the great beyond. If permitted to vote, I would vote to give to
26. that of Lyndon B. Johnson, one of the very highest places of honor.
27. PRESIDENT:

28. The motion is, the previous question. It is not debatable.
29. All in favor signify by saying aye. Contrary no. The motion
30. carries. Senator Partee moves the adoption of the Resolution.
31. On that Motion all in favor signify by rising. In accord....
32. for what purpose does Senator Daley arise?

33. SENATOR DALEY:

1. SENATOR DALEY:

2. Mr. President, I ask leave to...have all the Senators
3. co-sponsor the Death Resolution they had in regards to this
4. fireman.

5. PRESIDENT:

6. Is there leave? So ordered. In accordance with the
7. Joint Resolution previously adopted, the Senate stands ad-
8. journed until 10:00 o'clock tomorrow morning. Senator
9. Donnewald.

10. SENATOR DONNEWALD:

11. ...Mr. President, prior to adjourning, I'd like to have
12. the records show that Senator Dougherty...is ill...because of
13. his failure.

14. PRESIDENT:

15. His absence will be noted because of illness in the
16. Journal. Any other announcements? The Senate stands ad-
17. journed until 10:00 o'clock tomorrow morning. Yea. There
18. will be a Democrat caucus in on the sixth floor immediately.