

78TH GENERAL ASSEMBLY

MAY 21, 1973

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. The Senate will please be in order. The invocation
3. will be given by Reverend Ellerbrook, Union Avenue Christian
4. Church of Litchfield, Illinois. And will our guests in the
5. gallery please rise as we ask the blessing.

6. (Prayer given by Reverend Ellerbrook)

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Thank you Reverend Ellerbrook. Reading of the Journal.

9. SECRETARY:

10. Thursday, May 10, 1973.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Soper.

13. SENATOR SOPER:

14. Mr. President, I move the...we dispense with the further
15. reading of the Journal of May 10 unless there are some corrections
16. to be made that the Journal stand approved.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. You've heard the motion by Senator Soper, all in favor
19. will signify by saying aye. Opposed? The ayes have it and
20. the motion carried.

21. SECRETARY:

22. Friday, May 11, 1973.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. ...Senator Soper.

25. SENATOR SOPER:

26. Mr. President, I move that we dispense with the further
27. reading of the Journal of May 11th and unless there are some
28. corrections to be made that the Journal stand approved.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. All those in favor of the motion made by Senator Soper
31. will signify by saying. Opposed. The ayes have it and the
32. motion carries.

33. SECRETARY:

1. Saturday, May 12, 1973.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Soper.

4. SENATOR SOPER:

5. Move that we dispense with the further reading of
6. the Journal of May 12 and unless there are some corrections
7. to be made the Journal stand approved.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. All in favor of the motion by Senator Soper will signify
10. by saying aye. Opposed? The ayes have it and the motion
11. carries.

12. SECRETARY:

13. Monday, May 14, 1973.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Senator Soper.

16. SENATOR SOPER:

17. Mr. President, I move that we dispense with the
18. further reading of the Journal of May 14th and unless there
19. are some corrections to be made that the Journal stand
20. approved.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. All in favor of Senator Soper's motion signify by
23. saying aye. Opposed? The ayes have it and the motion is
24. carried.

25. SECRETARY:

26. Tuesday, May 15, 1973.

27. SENATOR SOPER:

28. Mr. President, I move that we dispense with the further
29. reading of the Journal of May 15th and unless there are some
30. corrections to be made that the Journal stand approved.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. All in favor of the motion made by Senator Soper will
33. signify by saying aye. Opposed? The ayes have it and the

1. motion is carried.

2. SENATOR SOPER:

3. Mr. President, I..that we postpone the reading of
4. the Journals of May 16th and May 17th pending the arrival
5. of the printed Journal.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. All in favor by the motion put by Senator Soper will
8. signify by saying aye. Opposed? The ayes have it and the
9. motion is carried. Committee reports.

10. SECRETARY:

11. (Secretary reads Committee Reports).

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. House Bills...we'll now...Messages from the House.

14. SECRETARY:

15. (Secretary reads Messages from the House).

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. For the records, Senators. The following...we'd like
18. to have the Journal show the following Senators are absent
19. from the Senate Chambers due to an election contest namely,
20. Senators Don Moore, Vadalabene, Regner, and Senator Knuppel.
21. Senators Harris, Partee and Howard Mohr will be arriving
22. later this afternoon as they are on some official business.
23. I think...I...I imagine that all the Senators named will
24. be on...in attendance before the afternoon is over. We now
25. will take a try at House Bills on 1st reading. It may be
26. a venture in futility. Starting with House Bill 444,
27. Representative Fennessey's. House Bill 464, Representative
28. Stone. House Bill 579, Representative Rayson. House Bill 580
29. Representative Rayson's. House Bill 616, Representative
30. Kelly. House Bill 630, Representative Gibbs. House Bill
31. 675, Representative Rayson. House Bill 678, Representative
32. Day. Were you, Senator Sours, were you desirous...
33. Senator Sours. House Bill 788, Representative Kelly.

1. Senator Vadalabene.

2. SECRETARY:

3. House Bill 788.

4. (Secretary reads title of bill).

5. 1st reading of the bill.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Glass, for what purpose do you arise?

8. SENATOR GLASS:

9. I request to be named House sponsor...Senate sponsor
0. of House Bill 678.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. You have just arrived at that momentous decision and
3. we are glad. House Bill 678.

4. SECRETARY:

5. House Bill 678.

6. (Secretary reads title of bill).

7. 1st reading of the bill.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Any other Senators want to relieve the Calendar of
0. House Bills on 1st reading? There is another way but I
1. guess we shouldn't do it. We'll now revert to the order
2. of House Bills on 2nd reading starting with House Bill 25,
3. Senator Soper. Do you want to move House Bill 25 on 2nd
4. reading? Representative Sevcik's bill. Read the bill.

5. SECRETARY:

6. House Bill 25.

7. (Secretary reads title of bill).

8. 2nd reading of the bill. No Committee amendments.

9. PRESIDING OFFICER (SENATOR GRAHAM):

0. Any amendments from the Floor? 3rd reading. Senator
1. Davidson what is your desire 32. It is not noncontroversial
2. but I wonder if you... I think Senator Fawell would...would
3. perhaps enjoy a little conversation with you in this regard

1. so we'll pass by him. House Bill 128. House Bill 144,
2. Senator Nudelman is not here. House Bill 167, Senator
3. Dougherty. Advance.
4. SECRETARY:
5. House Bill 167.
6. (Secretary reads title of bill).
7. 2nd reading of the bill. No Committee amendments.
8. PRESIDING OFFICER (SENATOR GRAHAM):
9. Are there amendments from the Floor? 3rd reading.
10. House Bill 186, Senator Roe. Advance.
11. SECRETARY:
12. House Bill 186.
13. (Secretary reads title of bill).
14. 2nd reading of the bill. No Committee amendment.
15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Any amendments from the Floor? 3rd reading.
17. House Bill 199, Senator Harber Hall. House Bill 208,
18. Senator Bartulis. House Bill 208 on 2nd reading. Advance.
19. SECRETARY:
20. House Bill 208.
21. (Secretary reads title of bill).
22. 2nd reading of the bill. No Committee amendment.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. House Bill...Any amendments from the Floor? 3rd
25. reading. House Bill 253. Senator Hall, for what purpose
26. do you arise?
27. SENATOR KENNETH HALL:
28. I was looking for Senator Harber Hall, did you advance
29. his bill?
30. SECRETARY:
31. No.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. No. We didn't. Never on Sunday without the sponsor.

1. House Bill 253 by the Chair. Advance.
2. SECRETARY:
3. House Bill 253.
4. (Secretary reads title of bill).
5. 2nd reading of the bill. No Committee amendments.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. Any amendments from the Floor? 3rd reading. SB 277,
8. I don't see Senator Palmer. The Calendar doesn't show...
9. Senator Palmer has returned and you...277 advanced, Senator?
10. We shall. House Bill 277.
11. SECRETARY:
12. House Bill 277.
13. (Secretary reads title of bill).
14. 2nd reading of the bill. No Committee amendments.
15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Any amendments from the Floor? 3rd reading. House
17. Bill 278. Advance.
18. SECRETARY:
19. House Bill 278.
20. (Secretary reads title of bill).
21. 2nd reading of the bill. No Committee amendment.
22. PRESIDING OFFICER (SENATOR GRAHAM):
23. Any amendments from the Floor? 3rd reading. Did
24. you have an amendment Senator Palmer? For what purpose...
25. are we allright Senator? 3rd reading. House Bill 279,
26. Senator Palmer. Advance.
27. SECRETARY:
28. House Bill 279.
29. (Secretary reads title of bill).
30. 2nd reading of the bill. No Committee amendments.
31. PRESIDING OFFICER (SENATOR GRAHAM):
32. Any amendments from the Floor? Senator Palmer.
33. SENATOR PALMER:

1. Has to hold that, I...there was a suggested amendment
2. which is not prepared yet so I'll hold it for next time.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. We'll take it out of the record. House Bill 313 is
5. Daley. Senator Ozinga is not in attendance yet or in
6. attendance, not here. Senator Welsh what is your interest
7. now currently in House Bill 434? Advance. House Bill 434.
8. Advance.

9. SECRETARY:

10. House Bill 434.

11. (Secretary reads title of bill).

12. 2nd reading of the bill. No Committee amendments.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Are there amendments from the Floor? 3rd reading.
15. House Bill 529, Senator Sours. Advance.

16. SECRETARY:

17. House Bill 529.

18. (Secretary reads title of bill).

19. 2nd reading of the bill. No Committee amendments.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Amendments from the Floor? 3rd reading. House Bill
22. 584 by the Chair. Advance.

23. SECRETARY:

24. House Bill 584.

25. (Secretary reads title of bill).

26. 2nd reading of the bill. No Committee amendments.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Any amendments from the Floor? 3rd reading. House
29. Bill...1320, Senator Bruce. Senator Bruce. Advance.
30. Senator Donnewald says advance.

31. SECRETARY:

32. House Bill 1320.

33. (Secretary reads title of bill).

1. 2nd reading of the bill. No Committee amendments.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Amendments from the Floor? 3rd reading. We will
4. now turn our attentions to the Calendar on the order on
5. Senate Bills on 2nd reading. Senate Bills on 2nd reading.
6. I'm attempting to save some time by ascertaining to me...
7. SB...SB 321, Senator Berning. Advance? SB 321.

8. SENATOR BERNING:

9. Mr. President...

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Berning.

12. SENATOR BERNING:

13. I'm advancing it with the distinct understanding that
14. if and when we are able to reconcile an amendment it will
15. be called back.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Berning wants it advanced with the understanding
18. that he will return it from the order of 3rd to 2nd reading
19. in the event amendments are proposed for that purpose.

20. SECRETARY:

21. SB 321.

22. (Secretary reads title of bill).

23. 2nd reading of the bill. The Committee on Public Health
24. Welfare and Corrections offers one amendment.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Berning moves the adoption of Amendment No. 1,
27. to SB 321. All in favor will signify by saying aye. Opposed?
28. The ayes have it. The amendment is adopted. Any amendments
29. from the Floor? 3rd reading. Senator Berning.

30. SENATOR BERNING:

31. ...Begging your pardon, I would like to call 192 please.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. You would like to call 192, I'm sorry I missed it. SB 192.

1. SECRETARY:

2. SB 192.

3. (Secretary reads title of bill).

4. 2nd reading of the bill. The Committee on Local Government
5. offers one amendment.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. No amendments? Senator Berning moves the adoption of
8. Amendment No. 1, Committee Amendment No. 1 to SB 192. All
9. in favor will signify by saying aye. Opposed? The ayes
10. have it. The amendment is adopted. Are there further
11. amendments from the Floor? 3rd reading. Now you have SB 440
12. don't you Senator Berning? Advance.

13. SECRETARY:

14. SB 440.

15. (Secretary reads title of bill).

16. 2nd reading of the bill. No Committee amendments.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Any amendments from the Floor? 3rd reading. SB 463,
19. Senator Saperstein. Senate Bills on 2nd reading. That's
20. yours, status of women. Advance.

21. SECRETARY:

22. SB 463.

23. (Secretary reads title of bill).

24. 2nd reading of the bill. No Committee amendments.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Are there amendments from the Floor? 3rd reading.
27. SB 477, Senator Robert Mitchler, Robert W. Mitchler.
28. SB 498, Senator Carl Berning. Advance.

29. SECRETARY:

30. SB 498.

31. (Secretary reads title of bill).

32. 2nd reading of the bill. No Committee amendments.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Are there amendments from the Floor? 3rd reading.
2. SB 536 the gentleman from the Northwest territory, Senator
3. Roe. No. SB 539, Senator Sommer. No. SB 566, Senator
4. Sours. That's on 2nd reading about halfway down the page.
5. Senator. Senate Bills on 2nd, it will be on the first page.
6. He's not interested in either of them at this time. What
7. we're attempting to do while the membership is assembling
8. themselves is to do as much book work as we can. I hear
9. they're coming because it's getting noisier here. Senator
10. Savickas. Senator Sommer do you have any interest in SB 694?
11. Advance.

12. SECRETARY:

13. SB 694.

14. (Secretary reads title of bill).

15. 2nd reading of the bill. No Committee amendments.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any amendments from the Floor? 3rd reading.

18. Senator Kenneth Course...Top of the page. Regner's not
19. here. 811, Senator Hynes. Senator Sommer, we're glad
20. you're here, how about 925? Appropriates twenty-five thousand
21. dollars for auctioneers. Advance. 925.

22. SECRETARY:

23. SB 925.

24. (Secretary reads title of bill).

25. 2nd reading of the bill. No Committee amendments.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Donnewald, SB 963, expenses for lieutenant
28. governor. Advance. 925, I'm sorry. Any amendments from
29. the Floor? 3rd reading. SB 963.

30. SECRETARY:

31. SB 963.

32. (Secretary reads title of bill).

33. 2nd reading of the bill. The Committee on Appropriations

1. offers one amendment.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Donnewald moves the adoption...Senator Donnewald.

4. SENATOR DONNEWALD:

5. I've been advised this is Senator Partee's bill. But
6. I've been advised Mr. President that the...the...there was
7. an error in the Committee Amendment and..it included...the
8. Committee amendment did not include the striking of a figure
9. of one thousand dollars. The amendment which I'm going to
10. offer now does include the omitting of the sum of one
11. thousand dollars.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Donnewald having voted on the prevailing side...
14. the adoption of..the adoption of No. 1 now moves that that
15. amendment be Tabled.

16. SENATOR DONNEWALD:

17. That's right.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. All in favor will signify by saying aye. Committee
20. No. 1 is Tabled. Senator Donnewald therefore now offers
21. for our consideration Amendment No. 2 and...we think we
22. might have an identical amendment, Senator. Moves the
23. adoption...just a moment now. The amendment was adopted,
24. the first amendment was adopted in Committee, then I think
25. we should take out of the records Senator Donnewald's first
26. motion. His motion then should be that the Senate do not
27. concur in the Committee amendment and...and therefore is to
28. be Tabled. All in favor will signify by saying aye. We're
29. just cleaning up...yeah, that's right. We're just cleaning
30. ...yeah, we Tabled Committee Amendment No. 1 therefore is
31. declared Tabled and Senator Donnewald now offers Amendment
32. No. 2. All in favor...do you want to explain your amendment,
33. Senator? He did. All in favor of adoption of Amendment No. 2

1. will signify by saying aye. Opposed? The ayes have it.
2. The Amendment is adopted. Any amendments from the Floor?
3. 3rd reading. SB 477...Senator Robert W. Mitchler. SB
4. 498, we're sure glad you're here today you're getting a
5. lot of attention. Senator Karl Berning. SB. 498.
6. Appropriation for dredging. Oh, we moved that, I'm sorry.
7. How did it...get back there. SB, no he's not here, Daley.
8. 1021 is not here. We go all the way to SB 1033 Senator
9. Sours. 1033. Appropriation for Dry Run Creek. 1st page,
10. 2nd reading. Advance.

11. SECRETARY:

12. SB 1033.

13. (Secretary reads title of bill).

14. 2nd reading of the bill. The Committee on Appropriations
15. offers one amendment.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Sours moves the adoption of Committee Amendment
18. No. 1. All in favor will signify by saying aye. Opposed?
19. The aye has it and the amendment is adopted. SB 1038,
20. Senator Nimrod. McDonald Creek. Advance.

21. SECRETARY:

22. SB 1038.

23. (Secretary reads title of bill).

24. 2nd reading of the bill. No Committee amendments.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. The Chair forgot to indicate but I will now that 1033
27. is advanced to the order of 3rd reading. 1038 is under
28. consideration at this time. No Committee amendments. Are
29. there amendments from the Floor? 3rd reading. SB 1043,
30. Senator Scholl. Advance it. He'll bring them back if need to.

31. SECRETARY:

32. SB 1043.

33. (Secretary reads title of bill).

1. 2nd reading of the bill. No Committee amendments.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Are there amendments from the Floor? 3rd reading.

4. SB 1045, Senator Mitchler. SB 1055, Senator Hynes.

5. God bless all of you and we're glad you're back. So

6. will you bless us with a little quiet, please? Thank

7. you. SB...Senator Hynes, I thought I saw him. Senator

8. Bartulis, SB 1084? No. 1096? No. Senator Nimrod,

9. 1097. That's your salary increase proposed for Director
10. of Labor.

11. SECRETARY:

12. SB 1097.

13. (Secretary reads title of bill).

14. 2nd reading of the bill. No Committee amendment.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Any amendments from the Floor? Senator Rock.

17. SENATOR ROCK:

18. Yes, Mr. President, if the sponsor will either hold
19. or move it with the understanding it can be called back.

20. One of our members does have an amendment which he spoke
21. to me about he wishes to offer it. He's unfortunately
22. detained and not yet here.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Nimrod would you be willing to move the bill
25. back from 3rd to 2nd for the purpose of amendment later?

26. SENATOR NIMROD:

27. Yes. Mr. President, I've already told the Senator I
28. would call it back and take care of that part of it.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any amendments from the Floor? 3rd reading. SB...
31. SB 1102 we'll move it.

32. SECRETARY:

33. SB 1102.

1. (Secretary reads title of bill).
2. 2nd reading of the bill. The Committee on Appropriations
3. offers one amendment.
4. PRESIDING OFFICER (SENATOR GRAHAM):
5. Senator Graham will move the adoption of Amendment No. 1
6. to 1103. All in favor will signify by saying aye. Opposed.
7. The ayes have it. The amendment is adopted. Any amendments
8. from the Floor? 3rd reading. SB 1104. Advance. He wants
9. to hold 1103.
10. SECRETARY:
11. SB 1104.
12. (Secretary reads title of bill).
13. 2nd reading of the bill. No Committee amendments.
14. PRESIDING OFFICER (SENATOR GRAHAM):
15. Are there amendments from the Floor? 3rd reading. I
16. presume we won't move 1110, 1111. Senator Davidson. 1113,
17. Senator Bartulis. That is your twenty-one million dollar
18. construction. Advance.
19. SECRETARY:
20. SB 1113.
21. (Secretary reads title of bill).
22. 2nd reading of the bill. No Committee amendments.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. Are there amendments from the Floor? 3rd reading.
25. SB 1114, Senator Bartulis. Advance.
26. SECRETARY:
27. SB 1114.
28. (Secretary reads title of bill).
29. 2nd reading of the bill. No Committee amendments.
30. PRESIDING OFFICER (SENATOR GRAHAM):
31. Any amendments from the Floor? 3rd reading. SB 1115,
32. Senator Bartulis. Advance.
33. SECRETARY:

1. SB 1115.
2. (Secretary reads title of bill).
3. 2nd reading of the bill. No Committee amendments.
4. PRESIDING OFFICER (SENATOR GRAHAM):
5. Amendments from the Floor? 3rd reading. SB 1116,
6. Senator Conolly. Advance.
7. SECRETARY:
8. SB 1116.
9. (Secretary reads title of bill).
10. 2nd reading of the bill. No Committee amendments.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. Are there amendments from the Floor? 3rd reading.
13. SB 1117, Senator Conolly.
14. SECRETARY:
15. SB 1117.
16. (Secretary reads title of bill).
17. 2nd reading of the bill. No Committee amendments.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Back to SB 1112, Mr. Secretary, we...1117 we just read.
20. Are there amendments from the Floor? 3rd reading. SB 1112.
21. SECRETARY:
22. SB 1112.
23. (Secretary reads title of bill).
24. 2nd reading of the bill. No Committee amendments.
25. PRESIDING OFFICER (SENATOR GRAHAM):
26. Amendments from the Floor? 3rd reading. SB 1118,
27. Senator Conolly. Advance.
28. SECRETARY:
29. SB 1118.
30. (Secretary reads title of bill).
31. 2nd reading of the bill. No Committee amendments.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. Amendments from the Floor? 3rd reading. SB 1119,

1. Senator Conolly. Advance.

2. SECRETARY:

3. SB 1119.

4. (Secretary reads title of bill).

5. 2nd reading of the bill. No Committee amendments.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Amendments from the Floor? 3rd reading. SB 1120,

8. Senator Sommer. Advance.

9. SECRETARY:

10. SB 1120.

11. (Secretary reads title of bill).

12. 2nd reading of the bill. No Committee amendments.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. SB 1121, Senator Conolly. Advance.

15. SECRETARY:

16. SB 1121.

17. (Secretary reads title of bill).

18. 2nd reading of the bill. No Committee amendments.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Any amendments from the Floor? 3rd reading.

21. Do you have, Senator Conolly.

22. SECRETARY:

23. 2nd reading of the bill. The Committee on Transportation

24. and Public Utilities offers one amendment.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Conolly moves its adoption. All in favor

27. will signify by saying aye. All in favor will signify by

28. saying aye. Opposed? The ayes have it. The amendment is

29. adopted. SB 1122, Senator Conolly. Advance.

30. SECRETARY:

31. SB 1122.

32. (Secretary reads title of bill).

33. 2nd reading of the bill. No Committee amendments.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Any amendments from the Floor? 3rd reading. In
3. case the Chair did not, I intended to, I'm sure I did
4. SB 1121 advanced to 3rd reading. 22 is advanced to
5. 3rd reading. SB 1123, Senator Conolly, Senator Roe.
6. Senator Conolly. Advance.

7. SECRETARY:

8. SB 1123.

9. (Secretary reads title of bill).

10. 2nd reading of the bill. No Committee amendments.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Any amendments from the Floor? I've been informed
13. Mr. Secretary that this entire group will be advanced
14. so let's go right down line, advance them. 1124.

15. SECRETARY:

16. SB 1124.

17. (Secretary reads title of bill).

18. 2nd reading of the bill. No Committee amendments.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Amendments from the Floor? 3rd reading. SB 1125.

21. SECRETARY:

22. SB 1125.

23. (Secretary reads title of bill).

24. 2nd reading of the bill. No Committee amendments.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Amendments from the Floor? 3rd reading. SB 1126.

27. SECRETARY:

28. SB 1126.

29. (Secretary reads title of bill).

30. 2nd reading of the bill. The Committee on Transportation
31. and Public Utilities offers one amendment.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Conolly. Senator Sommer moves the adoption

1. of Amendment No. 1 to 1126. All in favor signify by saying
2. aye. Opposed? The ayes have it. The amendment is adopted.
3. Any amendments from the Floor? 3rd reading. SB 1127.

4. SECRETARY:

5. SB 1127.

6. (Secretary reads title of bill).

7. 2nd reading of the bill. No Committee amendments.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Amendments from the Floor? 3rd reading. Members of
10. the Senate, Senator Knuepfer is not here at this particular
11. time but he asked me to advise you that sometime today he's
12. going to request that due to the fact they have a transportation
13. problem with some of the witnesses on the big bill that was
14. set for the Committee of the Whole he's going to ask us to
15. set it up for 2 o'clock, advance it to 2 o'clock. So I
16. talked with Senator Rock and it is our decision that 2 o'clock
17. we will recess for the purpose of hearing the testimony
18. on this bill which should take about one and one half hours.
19. After that, if that is the case, we will reconvene and work
20. for probably an hour or so or hour and a half and then adjourn
21. for the dinner hour and the Committee Meetings for this
22. evening. I think that was our original plan So if someone
23. changes the gameplan on me, I'm sorry, but that's it right now.
24. Senator Bob Mitchler.

25. SENATOR MITCHLER:

26. ...Mr. President, I was off the Floor on 2nd reading
27. when SB 1045. I would like to have that advanced from 2nd to
28. 3rd reading please.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. We will read SB 1045 a second time.

31. SECRETARY:

32. SB 1045.

33. (Secretary reads title of bill).

1. 2nd reading of the bill. No Committee amendments.
2. PRESIDING OFFICER (SENATOR GRAHAM):
3. Any amendments from the Floor? 3rd reading.
4. Senator Merritt you might have had some more bills there.
5. He does not. Mitchler, I mean. Senator Saperstein, did
6. I overlook one or two or three of your bills? You are
7. recognized and for what purpose?
8. SENATOR SAPERSTEIN:
9. Please. I wasn't here when we called 257 to have that
10. advanced.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. What...what number Senator?
13. SENATOR SAPERSTEIN:
14. 257.
15. SECRETARY:
16. SB 257.
17. (Secretary reads title of bill).
18. 2nd reading of the bill. No Committee amendments.
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. Senator Saperstein.
21. SENATOR SAPERSTEIN:
22. ...SB 297.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. We just read it, were there amendments? No amendments
25. from the Floor. 3rd reading.
26. SECRETARY:
27. SB 297.
28. PRESIDING OFFICER (SENATOR GRAHAM):
29. I'm sorry, I thought you'd read it. I'm sorry. SB 297.
30. SECRETARY:
31. (Secretary reads title of bill).
32. 2nd reading of the bill. The Committee on Appropriations
33. offers one amendment.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Saperstein moves the adoption of Amendment No. 1.
3. All in favor will signify by saying aye. Opposed? The ayes
4. have it. The amendment is adopted. Before we proceed farther
5. Senator Smith detracted my attention shortly. He was up here
6. bragging to me so I think he should brag to you. He had a
7. beautiful gift given him and he was showing me the gift and
8. I'm glad. Senator Saperstein you have another bill? 297.
9. There is a Committee Amendment, did we read 297, I got it
10. tangled up with 247. Senator Saperstein moves the adoption
11. ...we got...yeah we've done it. It's in 3rd reading, we're
12. all tangled up here Edward. Senator Smith do you have any
13. desire to address yourself to SB 299? Senator Fred Smith.
14. That is a bill for the ordinary contingent...there is an
15. amendment and you're not prepared. All right. Do any of the
16. Senators have any bills on 2nd reading that we have not ad-
17. dressed ourselves to that they would like have advanced to the
18. order of 3rd? This would be a very excellent time to get it
19. done. Senator...yes, let's...it seems of little use to attempt
20. Senate Bills on 3rd reading where we should be at this point
21. so we do have some resolutions so like leave of the Body to
22. return...revert to the order of resolution..Leave is granted
23. by Senator Johns, we shall revert to resolutions.

24. SECRETARY:

25. Senate Resolution 163 by Senator Mitchler and it's
26. congratulatory.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. The Aurora Sanitary District. Senator Mitchler.

29. SENATOR MITCHLER:

30. This congratulatory resolution I would ask for suspension
31. of the rules immediate consideration then immediate adoption
32. of this resolution.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. And you did afford the other side with a copy? Senator
2. Mitchler moves for the suspension of the rules for the
3. immediate consideration of the resolution. All in favor
4. will signify by saying aye. Opposed? The ayes have it, the
5. rules are suspended. Senator Mitchler now moves that we
6. adopt the resolution. All in favor will signify by saying
7. aye. Opposed? The ayes have it. The resolution is adopted.

8. SECRETARY:

9. Senate Resolution 164 by Senator Mitchler and all Senators.
10. It's...commendatory, Dr. James B. Holderman.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Mitchler moves for the suspension of the rules
13. for the adoption of this resolution. All in favor of the
14. suspension will signify by saying aye. Opposed? The ayes
15. have it and the rules are suspended. All in favor of the
16. adoption of the Resolution 164 WILL signify by saying aye.
17. Opposed? The ayes have it and the resolution is adopted.
18. Where is your...where is our 3rd reading Calendar? The
19. Senate will now stand in recess until 1:45 thereabout at
20. which time we will reconvene as a Committee of the Whole
21. for the purpose of hearing the big bill regarding consolidation
22. of departments. And after that hopefully we'll have...
23. sufficient number of Senators on the Floor to address ourselves
24. to the bills on 3rd reading for some one and a half or two
25. hours. So the Senate will now stand in recess until 1:45.

26.
27. AFTER THE RECESS
&
28. COMMITTEE OF THE WHOLE

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. We'll allow a reasonable amount of time for the Senators
31. to assemble and reasonable may be unreasonable to some. In
32. the meantime if any Senators have...had an opportunity to
33. look at either Senate Bills on 2nd reading or House Bills on

1. 2nd reading that they did not get moved today that we do
2. something with now I would consider that. We're not
3. intending to jump around over the Calendar for that purpose, but...
4. call...call 23. Sweeney, ring the bell again. Senator
5. Sommer had a bill on 2nd reading. What was that number
6. Senator?

7. SENATOR SOMMER:

8. 539.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. SB on 2nd reading, 539. Now, if anyone has any other
11. bills on 2nd reading today, this will be your opportunity
12. because the Chair does not intend to return to this order
13. and keep the Secretary's office in an uproar. SB 539,
14. Senator Sommer asks leave of the Body that it...it's
15. on second reading.

16. SECRETARY:

17. SB 539.

18. (Secretary reads title of bill).

19. 2nd reading of the bill. No Committee amendment?

20. Amendment No. 1 by Senator Sommer.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Sommer will explain his amendment please.

23. SENATOR SOMMER:

24. This is the amendment that the Department requested.
25. We've cleared it with them and I would move its adoption
26. at this time.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Sommer moves the adoption of Amendment No. 1
29. to SB 539. All in favor of the adoption will signify by
30. saying aye. Opposed? The ayes have it. The amendment is
31. adopted. Any further amendments? 3rd reading. What...

32. for what purpose does Senator Don Moore arise?

33. SENATOR MOORE:

1. ...Thank you, Mr. President, appearing on the
2. Calendar on the order of Senate Bills 3rd reading
3. appears SB 120 which I would like leave of the Body to
4. return to the order of 2nd reading for the purposes of
5. an amendment.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Don Moore has requested leave that SB 120
8. be returned to the order of 2nd reading for the purpose of
9. considering an amendment. All in favor? Opposed? The
10. bill has been returned. Leave is granted. And would...
11. the Secretary has your amendment.

12. SECRETARY:

13. Amendment No. 1 by Senator Don Moore.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Would you like to explain your amendment Senator?

16. SENATOR MOORE:

17. Yes, very briefly, this is an amendment that has...was
18. recommended by the Illinois Pension Laws to make the bill
19. acceptable to them. What it does, it puts the various codes
20. under the jurisdiction of the reciprocal system, the
21. retirement systems reciprocal act. And with this amendment
22. I believe that they would withdraw their objections and I
23. would move the adoption of Amendment No. 1 to SB 120,
24. Mr. President.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Moore moves the adoption of the amendment. All
27. in favor will signify by saying aye. Opposed? The ayes have
28. it. The amendment is adopted and the bill will be...any
29. amendments, further amendments? The bill will be returned to
30. the order of 3rd reading. Senator Knuepfer for what do
31. you arise?

32. SENATOR KNUEPFER:

33. ...I have three bills that I...if this is the proper

1. time I would like called back to the order of 2nd reading
2. for the purpose of amendment.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. I guess there is no better time.

5. SENATOR KNUEFFER:

6. ...Senate Bills 237,

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Give them to us slowly enough so that we can...237.

9. We'll work on 237 first but if you could give us the other
10. numbers the Secretary...

11. SENATOR KNUEFFER:

12. ...The other numbers are 769, and 956.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Knuepfer has asked leave of the Body that
15. SB 237 be returned from the order of 3rd reading to that
16. of 2nd reading for the purpose of considering an amendment.
17. Is leave granted? Granted, the bill is now in the order
18. of 2nd reading. Senator Knuepfer will offer the amendment.

19. SENATOR KNUEFFER:

20. SB 237 the amendment is added at the request of the
21. Public Utilities. It simply exempts the Public Utilities
22. from the provision of this bill and I have agreed to that
23. amendment. So that there will be no competition between
24. the...the governmental sector and the public...public
25. utilities sector in this bill and it makes that clear. It's
26. the same amendment that's on 236.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Knuepfer moves the adoption of Amendment No. 1
29. to SB 237. All in favor will signify by saying aye. Opposed?
30. The ayes have it. The amendment is adopted. Any further
31. amendments? 3rd reading. Senator Knuepfer now asks leave of
32. the Body to SB 769 be returned to the order of 2nd reading
33. for the purpose of considering an amendment. All in favor

1. signify by saying aye. Leave is granted the bill is now
2. on 2nd reading. Senator Knuepfer orders...offers an
3. amendment.

4. SECRETARY:

5. Amendment No. 1 by Senator Knuepfer.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Explain your amendment Senator.

8. SENATOR KNUEPFER:

9. ...I'm sorry this...this amendment is a faulty one,
10. I can't offer it. I beg your pardon.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. SB 769 will remain on the order of 2nd reading.

13. SENATOR KNUEPFER:

14. Can you put it back to 3rd reading Senator? I
15. thought I had the amendment here. Faulty one.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. All right. You want it returned to 3rd reading?

18. All right we'll hold it. What is the...

19. SENATOR KNUEPFER:

20. Then, SB 956.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. SB 956. Leave granted to return to order of 2nd
23. reading for the purpose of considering an amendment.

24. Leave is granted, the bill's on 2nd reading.

25. SENATOR KNUEPFER:

26. Thank you. And SB 956...

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Does the Secretary have the amendment? That's pretty
29. important. Senator Knuepfer.

30. SENATOR KNUEPFER:

31. All that the amendment does to SB 956 is to exclude
32. programs for the mentally retarded and the bill then applies
33. only to mental health service not to any services for

1. mentally retarded. I would move the adoption.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. All in favor of adopting Amendment No. 1 to SB 956
4. will signify by saying aye. Opposed? The ayes have it
5. the amendment is adopted. Any further amendments?
6. SB 956 will be returned to the order of 3rd reading. Do
7. any of the other Senators...Senator Course, for what pur-
8. pose do you arise?

9. SENATOR COURSE:

10. Yes, Mr. President, I'd like unanimous consent to
11. suspend the rules for the purpose of introducing a bill
12. it's an administration bill. It's a deficiency appropriation
13. to the Department of Revenue.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. I think Senator Rock that that bill is supposed to go
16. to Rules Committee is it not? He's asked for unanimous
17. consent...state your motion again Senator Course, I'm not
18. making...

19. SENATOR COURSE:

20. I'd like to have unanimous consent to suspend the rules
21. for the purpose of introducing a bill and then Mr. President,
22. if I get that consent I would like consent to move to the
23. order of 2nd reading without reference to Committee.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. We'll do one thing at a time. Do we have consent for
26. Senator Course to introduce a bill? Deficiency appropriation
27. bill for the Department of Revenue. Leave is granted.
28. Senator McBroom.

29. SENATOR MCBROOM:

30. No, I object.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. We have an objection. He can introduce a bill. Send
33. the bill down Senator and it will...he had...all right it'll

1. be taken care of in introduction of bills and be referred
2. immediately to the Rules Committee. Senator...for what
3. purpose. Senator Course.

4. SENATOR COURSE:

5. Let it go to the Rules Committee, Mr. President,
6. that's all right.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. All right. Well, we'll have a meeting of the Rules
9. Committee. Senator Partee, probably tomorrow? All right.
10. Sometime during the day. 3rd reading. All right, let
11. me...Senator Regner had requested some attention for
12. something. He wants to...Senator Regner would like to
13. move SB 803 on order of 2nd reading, SB 803. We're
14. scrambling but...and I'm sorry Mr. Secretary. This is
15. going to be last call on 2nd reading bills now gentlemen.
16. We'll take care of 803 first...

17. SECRETARY:

18. SB 803.

19. (Secretary reads title of bill).

20. 2nd reading of the bill. No Committee amendments.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. When we get down there I'll recognize you. Any
23. amendments...any amendments from the Floor? 3rd reading.
24. Any further Senate Bills on 2nd reading? from where?
25. Where is that? Gentlemen, gentlemen, you know now this
26. is just for today. We're not going to dispense with 2nd
27. reading bills permanently. I'm trying to execute some
28. business today so if you gentlemen will be orderly I'll recognize
29. you. It will be handled a lot better than if you're running up
30. here with your problems either to me or the Secretary because you're
31. only confusing which is already disorganized confusion. Senator
32. Bartulis.

33. SENATOR BARTULIS:

1. Thank you, Mr. President, I would like to have leave
2. of the Body to bring SB 673 back to 2nd reading for purpose
3. of an amendment.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Bartulis ask leave of the Body to bring SB 673
6. back to the order of 2nd reading for the purpose of con-
7. sidering an amendment. Leave granted.

8. SENATOR BARTULIS:

9. Thank you, Mr. President. Amendment to...to my
10. 673 is because of clerical error that was made on a
11. Committee amendment put on in Committee.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. And you now move the adoption of Amendment No. 2
14. SB 673 to clear up...typographical errors. All in favor
15. signify by saying aye. Senator Bruce.

16. SENATOR BRUCE:

17. Yes. Mr. President, on 673 I wonder if, Senator
18. Bartulis,... this was adopted in Committee and you did not
19. move to Table Committee Amendment so now we've got both
20. amendments very similar on the bill.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. I'm not so sure, we'll find out. Okay. He didn't
23. indicate he wanted to Table the first one so I guess he
24. feels it isn't necessary. Senator Bartulis moves to Table
25. Committee Amendment...reconsider the vote by which Amendment
26. No. 1 was adopted. All in favor will signify by saying aye.
27. Opposed? The amendment is Tabled. Senator Bartulis now
28. moves the adoption of Amendment NO. 2 to SB 673 with the
29. help of lawyer Bruce. All in favor will signify by saying
30. aye. Opposed? The ayes have it and the amendment is
31. adopted and the bill is back on 3rd reading. WE have...
32. we have a real important amendment...it has considerable
33. amount of printing involved in it and I'll recognize

1. Senator Sours for the purpose of expediting this and being
2. helpful to our Secretary. Senator Sours.

3. SENATOR SOURS:

4. ...Mr. President, Senators, that bill is SB 567 which
5. at the present time is a skeleton bill and we're going to
6. await what may be ironed out in the agreed bill process
7. and would like to have the big amendment now placed on the
8. bill and advanced to 3rd reading with the assurance and I've
9. just made this to Senator Rock and this can go on the record
10. that it will be pulled back for any amendments than can be
11. agreed upon by the parties and will not be voted upon ...
12. some opinion compatible with the attitudes of both sides.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. I'm looking at the amendment as too lengthy for Senator
15. Sours to read so he moves the adoption of Amendment No. 1...
16. yeah, we'll have to read the bill and then we'll move in to
17. that. We're reading SB 567 the 2nd time.

18. SECRETARY:

19. SB 567.

20. (Secretary reads title of bill).

21. 2nd reading of the bill. Committee on Judiciary offers one
22. amendment.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. And Senator Sours now moves the adoption of Amendment No. 1
25. to SB 567. All in favor will signify by saying aye. Senator
26. Rock, for what purpose do you arise?

27. SENATOR ROCK:

28. Well, Mr. President, just to make one thing perfectly
29. clear to coin a phrase this is a 77 page amendment to a
30. Workmen's Comp bill. The tradition around here has been that
31. there is some agreement reached by both the members of labor
32. and the members of management or industry. I am informed
33. reliably that industry has not yet come to an agreement

1. among its own ranks. I'm further informed that they have not
2. even begun negotiations yet with the labor segment, so that the
3. good Senator said that he will move it to 3rd and hold it
4. and will be willing to call it back for amendments to be
5. offered. Whether agreed or non-agreed amendments but to
6. give everybody an opportunity to have this amendment printed
7. and on their desk and take a look at it. There's no...
8. we're not going to intend nor does he purport to call this
9. bill for passage tomorrow or the day after tomorrow. It's
10. a question of trying to work out a very...very heady
11. problem in this State. The House has not come to any
12. agreement in their segments nor have we yet. Just so that
13. everybody's aware the bill will be called back for any
14. kind of an amendment agreed or non-agreed.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. I think Senator Rock you stated Senator Sour's agreement
17. perfectly and one of the reasons for moving into this was
18. not to rapidly try to adopt an amendment and pass a bill,
19. we're trying to be helpful to the Secretary's office in
20. printing this lengthy amendment.

21. SENATOR ROCK:

22. That is correct, Mr. President.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. All in favor of the adoption of this amendment, with the
25. clear agreement that it will be called back at any future
26. time for future amendments and there will be some, and your
27. statements are correct Senator Rock, signify by saying aye
28. on adoption. Opposed? The ayes have it and the amendment is
29. adopted and the bill will go to 3rd reading somewhat temporarily.
30. I have several...oh yes, Senator Johns.

31. SENATOR JOHNS:

32. Mr. President, I have talked it over with my colleagues
33. on the other side of the aisle. It's agreed to move SB 213

1. to the order of 3rd and I'll hold it there for an amendment
2. with Senator Harris Fawell will...

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. You are...we are temporarily...

5. SENATOR JOHNS:

6. On 2nd reading. SB on 2nd reading.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. 213 on 2nd reading and there'll be another one shortly
9. after this. SB 213. Secretary will read the bill.

10. ACTING SECRETARY (MR. WRIGHT):

11. SB 213.

12. (Secretary reads title of bill).

13. 2nd reading of the bill. No Committee amendments.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Any amendments from the Floor? 3rd reading. SB on
16. 2nd reading No. 115, Senator Knuppel. Move it. Read the
17. bill a 2nd time. SB 115.

18. ACTING SECRETARY (MR. WRIGHT):

19. SB 115.

20. (Secretary reads title of bill).

21. 2nd reading of the bill. No Committee amendments.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Are there amendments from the Floor? No amendments
24. from the Floor. The bill will be advanced to 3rd reading.
25. Any other bills on 2nd reading? Last call I hope gentlemen.
26. Senator Knuepfer.

27. SENATOR KNUEPFER:

28. Just talking about advancing now?

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Yes I...that's what I was trying to do. We're trying
31. stay on the order of business.

32. SENATOR KNUEPFER:

33. All right...SB...

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. For at least five minutes. SB 2nd reading.

3. SENATOR KNUEPFER:

4. To advance to 3rd reading.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. That's correct.

7. SENATOR KNUEPFER:

8. You can advance SB 573 and 574, if you would Sir.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. SB 573.

11. SECRETARY:

12. SB 573.

13. (Secretary reads title of bill).

14. 2nd reading of the bill. No Committee amendments.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Any amendments from the Floor? 3rd reading.

17. SB 574 and you'll be next Senator McBroom.

18. SECRETARY:

19. SB 574.

20. (Secretary reads title of bill).

21. 2nd reading of the bill. No Committee amendments.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Are there amendments from the Floor? 3rd reading.

24. Senator Knuepfer.

25. SENATOR KNUEPFER:

26. 31 is in the same category, Mr. President. You can
27. advance that.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. 1031. You may, it's not in the same category but it
30. deals with some of the same subject matter. Categorically
31. represents more money.

32. SECRETARY:

33. SB 1031.

1. (Secretary reads title of bill).

2. 2nd reading of the bill. No Committee amendments.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Are there amendments from the Floor? 3rd reading.

5. Senator McBroom.

6. SENATOR MCBROOM:

7. Yes. Mr. President, members of the Senate, I'd like
8. leave of the Body to move SB 928 back from 3rd reading to
9. 2nd for the purpose of an amendment...for purpose of an
10. amendment.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator McBroom asks leave to have SB 928 returned to
13. the order of 2nd reading for the purpose of considering an
14. amendment. Is leave granted? It is granted and the bill
15. is now on 2nd reading.

16. SENATOR MCBROOM:

17. Yes. Mr. President the Secretary has the amendment.
18. The amendment removes the back door referendum from the bill
19. which I have told several members we would do. Move the
20. adoption of the amendment.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator McBroom moves the adoption of Amendment No. 2
23. to SB 928. All in favor will signify by saying aye. Opposed?
24. The ayes have it. The amendment is adopted. 3rd reading.

25. Senator Knuepfer.

26. SENATOR KNUEPFER:

27. ...In the same vein I would like to ask leave to return
28. SB 791 which is on 3rd reading to the order of 2nd reading
29. for the purpose of adding an amendment.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Is leave granted? Granted. The bill will be returned
32. to 2nd reading.

33. SENATOR KNUEPFER:

1. ...Now, I'll explain...

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Just a moment, Senator.

4. SENATOR KNUEFFER:

5. Oh. Excuse me.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. We have to get the bill. Explain your amendment.

8. SENATOR KNUEFFER:

9. ...The...this amendment provides the pension rights of
10. the first head of Nipsey this amendment is technical in
11. nature only and the lawyers tell me that the language is
12. better than the way it was originally written. They wrote
13. it the first time and they rewrote it the second time.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. How many lawyers did you get to agree on that?

16. SENATOR KNUEFFER:

17. Well, if another lawyer gets in the act we'll have a
18. third amendment. I...

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. All in favor of the adoption of the amendment will
21. signify by saying aye. Opposed. The ayes have it the
22. amendment is adopted. Any further amendments? 3rd reading.
23. Senator Knueffer.

24. SENATOR KNUEFFER:

25. ...I have one other amendment that is not on the
26. Secretary's desk. I...I ask leave to ...

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. For what?

29. SENATOR KNUEFFER:

30. I ask leave to...I have it right here.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. For what? For what bill?

33. SENATOR KNUEFFER:

1. SB 236. To take SB 236 back to the order of 2nd
2. reading for the purpose of adding an amendment. I...

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Just a moment Senator we have to get there officially.
5. Is leave granted to return 236 to the order of 2nd reading
6. for the purpose of considering an amendment. Leave is
7. granted. The bill is on 2nd reading. We call this the
8. scramble session. 236. Explain your amendment. Does the
9. Secretary...do you have your amendment.

10. SENATOR KNUEPFER:

11. ...The amendment makes no substantive change at all.
12. It makes as I have just explained to Senator Dougherty it makes
13. them...it clarifies the language. The bill originally applied
14. to home rule unit and non home rule units. That provision
15. of the statutes of the bill which applied to home rule units
16. has been completely deleted and the standard home rule para-
17. graph has been applied to it otherwise the amendment simply
18. clarifies the bill in several areas where they...it was not
19. clear before.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. All in favor of the adoption signify by saying aye.
22. Opposed? The ayes have it. The amendment is adopted. Any
23. further amendments? Back to 3rd reading. Senator Knuppel
24. would like to advance... Senator Knuppel would like leave
25. of the Senate to return SB 1135 in the order of 3rd reading
26. to that of 2nd for the purpose of considering an amendment.
27. Is leave granted? It is. The bill's on 2nd reading.
28. SB 1135. Do you have your amendment? It'd be important the
29. Secretary have some too. He has it. Explain your amendment
30. Senator. Senator Knuppel.

31. SENATOR KNUPPEL:

32. The amendment substitutes the word for two...for the two
33. years for the words for any thereby making definite the period

1. of time that would be credited for service under this bill.

2. I move the adoption of the amendment.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Knuppel moves the adoption of Amendment No...
5. the amendment...No 1 to SB 1135. All in favor will signify
6. by saying aye. Opposed? The aye has it and the amendment
7. is adopted. Any further amendments? 3rd reading. Any more
8. ...any other Senator, do you look well to your Calendar? Do
9. you have any more business we can do in amending...moving
10. bills for amendment or further getting our Calendar in more
11. excellent shape for operation tomorrow. What are you saying
12. Senator Fawell. What would you like to do with it? SB 1032
13. on second reading. SB 2nd reading you would like to advance
14. it? Advance.

15. SECRETARY:

16. SB 1032.

17. (Secretary reads title of bill).

18. 2nd reading of the bill. No Committee amendments.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Are there amendments from the Floor? 3rd reading,
21. Senator Fawell...Yes...taken care of. Senator Glass, for what
22. purpose do you arise? Your're getting ready to ask me something.

23. SENATOR GLASS:

24. I...would request...to move SB 180 which is on postponed
25. consideration back to the order of 2nd reading for the purpose
26. of an amendment.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Leave granted. Leave is granted and it will be so moved
29. back to 2nd reading. Do we have your proposed amendment, SB
30. what, Senator Glass?

31. SENATOR GLASS:

32. SB 180.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. 180.

2. SENATOR GLASS:

3. Oh. I did leave the amendment up with you Mr. President
4. I think it...

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. You sure did and I'm using it for scratch paper but I'll
7. give it to them. Fine, give them all to them. Would you
8. explain your amendment, Senator?

9. SENATOR GLASS:

10. Mr. President, Senators, I...SB 180 would establish the
11. Uniform Management of Institutional Funds Act and the debate
12. on the bill became evident that there was a provision in the
13. bill which many of the members did not approve and that is the
14. one that would authorize the donors wishes regard to donation
15. of funds to the trust to be altered by court order. In talking
16. with persons interested in this bill indicated that was not
17. an important provision, and this amendment would delete that
18. provision. I move its adoption.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Glass has adequately presented his amendment.
21. Everybody understands...moves his adoption. All in favor will
22. signify by saying aye. Opposed? The aye has it and the
23. amendment is adopted and back to 3rd reading. Oh...back to
24. the order of consideration postponed. That's right. You were
25. not in that glorious section. Gentlemen, Ladies any other
26. 2nd reading? Well, just so we get organized for tomorrow,
27. should we proceed to the order of Senate Bills on 3rd reading?
28. Let's do it in the morning. SB 393. Senator...not here.
29. Senator Mitchler could we do that in the morning for you?
30. 2...For...for what purpose do you arise Senator?

31. SENATOR MITCHLER:

32. ...You have SB 477 on 2nd reading that we've been holding
33. for an amendment from the Department of Registration and

1. Education. On the Secretary's desk is the amendment and
2. I would appreciate calling the bill for purpose of amending
3. and advancing to 3rd reading.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. The Secretary won't but we'll do it. Is leave granted?
6. We were on 3rd reading for the second time...

7. SECRETARY:

8. SB 477.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. No Committee amendments.

11. Amendment No. 1 by Senator Mitchler.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator will explain his amendment.

14. SENATOR MITCHERL:

15. This is the amendment from the Department of Registration
16. and Education, Mr. Watson, John Watson, and what it does it
17. extends the time schedule in which the Department of Registration
18. and Education could implement SB 477, which would be the registra-
19. tion of the electrologists, ninety days extended to one year
20. in which they would have time to implement it. And from three
21. months to one year in the time of notification. I move for
22. adoption of Amendment No. 1 to SB 477.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. On the motion from Senator Mitchler all in favor will
25. signify by saying aye. Opposed? The ayes have it. The
26. amendment is adopted and the bill will be returned to 3rd
27. reading. It goes to 3rd reading. No wonder I couldn't find
28. it on 3rd reading. Now. May we...the gentleman from Lansing,
29. Senator Jack Walker might address himself to SB 393. Senate
30. Bills on 3rd reading. Would be my desire we stay on this
31. order for a while and then adjourn. Senator Walker.

32. SECRETARY:

33. SB 393.

1. (Secretary reads title of bill).

2. 3rd reading of the bill.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Walker will explain his bill. And the Chair
5. will kindly ask for some peace and quiet. Senator Rock,
6. for what purpose do you arise?

7. SENATOR ROCK:

8. I just wonder Mr...Mr. President, as a point of order
9. if you might point out to the members that we are now on
10. 3rd reading, this is passage stage and the Senators attempting
11. to explain a bill.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. I was trying to point that out and get their attention.
14. Also to point out at the same time unless it's near a disaster
15. the Chair has no desire to change from the order of 3rd reading
16. until we adjourn. Senator Walker will explain his bill on
17. passage stage, Senate Bills on 3rd reading, SB 393.

18. SENATOR WALKER:

19. ...Thank you, Mr. President, members of the Senate, before
20. explaining 393 I would like ask a question of the Chair. Last
21. week I had a couple of bills as I recall it long about the
22. same time of the day or perhaps earlier, 26 and 89 and I hit
23. them with a short deck. I think there were forty-four of us
24. here on the Floor at the time...I haven't had a head count here
25. but I did see a little scurry across the aisle and I thought
26. this was noncontroversial. In fact I thought it should be on
27. the agreed bill list but someone took it off. If I pass this
28. bill now rather than to get 35 votes or 25 and have to postpone,
29. are you going all through the bills and then coming back or are
30. you taking the...I can see where if I spend an hour or a half
31. hour on this bill I wouldn't expect it to be called for a few
32. days. It's my understanding you're going through tomorrow where
33. you leave off, you'll start again. I just want to have some

1. assurance the bill will be called before the end of the week
2. Mr. President.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator I will attempt to answer one of your multiple
5. questions. First of all it would be the intention I believe
6. that we continue on on 3rd reading and that we will start
7. tomorrow where we leave off tonight. And continue that practice
8. for the rest of the week. And the thought in mind that we have
9. a little better participation than we had today we'll get back
10. to your bill before the end of the week. You have sacrificed
11. sometime here of the Bodies to pass your bill up temporarily
12. and I think you should be acknowledged later on for that
13. purpose. Is that agreeable with you Senator Rock? We won't
14. take up the time now debating it and assure him that we will
15. get back to it this week.

16. SENATOR ROCK:

17. Well, I...you know it's not a question of conserving
18. time this bill should and will be handled with absolute dispatch.
19. As a matter of fact we could call for roll call right now. I
20. don't see any point in delaying the inevitable.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. I think Senator Walker has some... Senator Walker you
23. want to pass the bill up right now?

24. SENATOR WALKER:

25. I'll pass it up on your assurance it'll be called before
26. the week is over.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. I'll do my best... I said I'll take it out of the record.
29. I'll do my best Senator Walker. If the gentleman on the other
30. side filibustering you may not get to it. SB 396, Senator
31. Howard Mohr. No. SB 401, Senator Harris Fawell. Flood
32. Control seven hundred fifty thousand dollars. Do you wish to
33. call your bill Senator? We are on 3rd reading.

1. SENATOR FAWELL:

2. ...I...I guess I can give it a try. I may say...I
3. want to say this Mr. President, well, why don't you go a-
4. head and read the bill.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Secretary will read the bill a 3rd time by title.

7. SECRETARY:

8. SB 401.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. The Senator will explain his bill.

13. SENATOR FAWELL:

14. This...this is a measure which is in the budget. The...
15. I...I...John Genlu has brought out that the exact amount. He
16. is not aware of as yet, and I have pledged and do hereby pledge
17. that when I determine the amount in the budget as the bill
18. progresses through the House we will reduce it accordingly.
19. As I mentioned in Appropriations Committee and John Gelu
20. was there, this is a budgetary item, it's just a question. And
21. I saw him just last week and he said he still hasn't gotten the
22. exact amount. But as I have indicated I will reduce that
23. accordingly in the House unless there is some objections to
24. that.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Hynes for what purpose do you arise?

27. SENATOR HYNES:

28. Well, I...I have information that the approved...it is on
29. the approved list and the amount is fifty thousand dollars.
30. Which is substantially...fifty thousand is the figure that I
31. have which is substantially less than the amount in this
32. bill and I think we could amend it right here if we simply hold
33. it and bring it back to second reading.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Fawell was that in a...was that in a form of a
3. question or a...

4. SENATOR HYNES:

5. Comment.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. That was a comment. Senator Fawell.

8. SENATOR FAWELL:

9. Yes...inasmuch as I have embarassingly pledged on the
10. Floor this Senate that I would reduce it accordingly I...
11. I shall do so and take it back and I guess we'll have to
12. prepare the amendment and so let's pass...

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Take it out. SB 402, Senator Newhouse. 402, do you
15. wish to act on 402. Senator Newhouse.

16. SENATOR NEWHOUSE:

17. ...Senator I do want to act on this but Senator Latherow
18. has an interest in this bill and he's not on the Floor at this
19. time. If he comes on the Floor may we call it later?

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. I think you...it will be much later. Take it out of the
22. record. 241, Senator Berning. No, we're...no we're up to
23. 404 and I will be moving 404 back to the order of 2nd reading
24. and tomorrow, I'm not down at my desk now for the purpose of
25. adoption of amendment so I think I can do that tomorrow. SB 414
26. Senator Swinarski. And those amendments on 404 will be printed
27. and circulated. SB 417, Senator Chew. SB 418, Senator Ozinga.
28. SB 418 on 3rd reading. Do you wish to...can't hear you from
29. there. Senator Ozinga.

30. SENATOR OZINGA:

31. Better pass it for the time being 'til we got Senator
32. Gottschalk around.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator 417. SB 417. We tried and he's not here.

2. SB 420, Senator Rock. Read the bill by title a third time.

3. SECRETARY:

4. SB 420.

5. (Secretary reads title of bill).

6. 3rd reading of the bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Rock may explain his bill.

9. SENATOR ROCK:

10. Yes, Mr. President, members of the Senate, SB 420 is

11. an appropriation bill for the Chicago Teachers Pension Fund.

12. It appropriates two hundred and eighty thousand dollars for

13. payments to retired teachers under the Fund for supplementary

14. pensions as authorized in the plan enacted in 1971. It also

15. appropriates four thousand dollars for administration costs.

16. The appropriation merely covers payments authorized under

17. Paragraph 154 of Article 17 which was passed by the 77th

18. General Assembly. It is a yearly appropriation. I would

19. appreciate a favorable roll call.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Further discussion? Secretary will call the roll.

22. SECRETARY:

23. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,

24. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

25. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth Hall,

26. Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,

27. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore,

28. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee,

29. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,

30. Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,

31. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. On this question the yeas are 50. And the nays are none.

1. I'm sorry I kept you in suspense Senator Rock but the
2. bill is therefore declared passed with the constitutional
3. required majority. We have a request here that seems to
4. be in the nature of some urgency to some Senator and most
5. of them are. Senator Glass you rise for what purpose?

6. SENATOR GLASS:

7. Mr. President, I would ask unanimous consent of the
8. Body to return or go to the order of House Bills 3rd reading
9. for the purpose of considering House Bill 1680.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. 1680 deals with a transportation problem in the City of
12. Evanston I believe. Leave is granted. House Bill 1680 will
13. be read a 3rd time.

14. SECRETARY:

15. House Bill 1680..

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator...Senator Glass will explain his bill with the
20. help of Senator Ozinga.

21. SENATOR GLASS:

22. ...Thank you Mr. President and Senators...the Evanston
23. Bus Company has been struck by its employees and the strike
24. is in the third of fourth week. This is a bus company that
25. carries some nineteen thousand persons daily and it has had
26. a one hundred and three thousand dollar deficit. HB 1680 which
27. was passed last week in the House and then by agreement with
28. leadership was moved without reference committee...to a
29. committee to the order of second reading would amend House
30. Bill 89 which you will recall we passed earlier this year and
31. ...Governor vetoed in part...the Legislature overrode the
32. veto. House Bill 89 at the present time would forbid including
33. depreciation in computing the operating expenses for a company

1. such as the Evanston Bus Company which is a private concern
2. and without being able to include depreciation the Evanston
3. Bus Company is unable to participate in any of the grant
4. programs under House Bill 89. So the amendment that would...
5. So that House Bill 1680 the one we're considering now would amend
6. the Public Act which was House Bill 89 by permitting the
7. inclusion of depreciation in computing operating expenses
8. and this will permit the Evanston Bus Company to receive
9. approximately twenty thousand dollars and that coupled with
10. some other commitment -- from the City of Evanston will help
11. them meet this emergency situation. I'd be happy to answer any
12. questions.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Discussion? Senator Partee.

15. SENATOR PARTEE:

16. ...Several members on this side of the aisle have asked me
17. about this and I want them to know it has the approval of the
18. leadership on this side of the aisle. It's a twenty-thousand
19. dollar item and we think it's absolutely well deserved and ab-
20. solutely needed.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Wooten for what purpose do you arise?

23. SENATOR WOOTEN:

24. Will the sponsor yield for a question?

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. He indicates he will.

27. SENATOR WOOTEN:

28. What does this do to the other...to similar systems
29. throughout the State?...We..will this automatically increase
30. the amount they receive from the State?

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Glass.

33. SENATOR GLASS:

The...I would say first Senator Wooten, the...the bill

1. and I want to make this clear because Senator Harris was
2. concerned about this too. It applies only to Section 6A
3. and that is the private bus companies not the railroads.
4. And it doesn't add any additional dollars but by allowing
5. depreciation to be included in the definition of tangible
6. operating expenses it...it does mean that...claims ...can
7. be made by using that factor for...for computation. I...
8. it would make I think some slight adjustments and...in...
9. in the various claims but in the case of...as I say, the
10. Evanston Bus Company will allow them to claim about twenty
11. thousand eight hundred dollars.
12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Wooten.

14. SENATOR WOOTEN:

15. ...Senator, as I understand it, you're writing an
16. exception in and you have precise figures on one company.
17. Will not, in fact, other companies be affected? And do you
18. not have the information as to what effect it will have on
19. other counties. It seems to me that's extremely important.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Glass.

22. SENATOR GLASS:

23. I have approximate figures given me by the House sponsor-
24. ship on various of the bus companies. I...they're in no form
25. and I...I hesitate to vouch for the accuracy. They make...
26. they do make some adjustments...this is true and..and if you
27. have any specific lines in mind I can give you those. Gales-
28. burg would...United...yeah, here, Senator...United would
29. get sixty-one thousand less. They have agreed to this.
30. Safeway eighty-nine thousand more. Quincy twelv thousand less.
31. Glenview Bus Company a thousand more. Galesburg a reduction
32. of five hundred dollars. I don't think there are any major
33. changes but these are some of the ones. The figures that

1. we have from...the House. Those are the only private
2. companies involved.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Wooten.

5. SENATOR WOOTEN:

6. I...that's what I wanted to know. The list you read
7. is the total list. One company gets a windfall of eighty-
8. nine thousand and other companies have a minor adjustment
9. up or down and that's it. That's the total effect of this
10. change.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. ...Senator Glass.

13. SENATOR GLASS:

14. So...so far as I know that is correct. The...there are
15. some other figures given here. No, I see those...those are
16. comps...they are comparing to the previous ones and... Those
17. are the...those are the only changes in the private system.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Wooten.

20. SENATOR WOOTEN:

21. If the leadership on both sides has agreed to this, well
22. then I suppose I'll go along with it but it seems to me that
23. perhaps now in hindsight, this perhaps...this should not have
24. gone without reference to Committee because I don't think any
25. of us really know...precisely what's involved. When you change
26. in the wording in something as basic as that and how you compute
27. it...it seems to me that's something we really ought to have
28. a little information about.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. WE're...we're on the discussion of the passage of bills.

31. SENATOR WOOTEN:

32. Yes. I know. It just seems to me as I say in hind sight
33. that we probably should have had a little more advanced warning

1. on this.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Any further discussion? Senator Knuepfer.

4. SENATOR KNUEPFER:

5. ...Senator is there...is there any possibility that
6. depreciation could be taken on capital funds provided by
7. governmental agencies at all. Is there any possibility
8. of using this as kind of a soft match?

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Glass.

11. SENATOR GLASS:

12. Well, I'll...I...the language of the bill provides that
13. tangible operating expenses shall be construed to mean all
14. expenses required for mass transportation including employee
15. wages and benefits, materials, fuels, supplies, rental of
16. facilities, taxes except for income taxes, payment made for
17. debt service on equipment or facilities acquired prior to
18. the effective date of the Act and any other expenditure which
19. is an operating expense according to standard accounting
20. practices required for the operating of a carrier. But shall
21. not include an allowance amortization of any intangible
22. cost for debt service on new capital acquired with the
23. assistance of capital grant funds provided by the State of
24. Illinois, for profits or return of investment, for excessive
25. payments to associated entities. Now to that definition
26. we have simply added the word depreciation. So I think in
27. answer to your question, I don't...I don't believe it could.
28. I think that is one of the items accepted.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Knuepfer. I like this noncontroversial bill, Senator.

31. SENATOR KNUEPFER:

32. Well I...I just want to say that I tend to agree with
33. Senator Wooten this is no way to pass legislation. What

1. seems to me what you've done here is decided how much money
2. the bus company needs and then found some kind of statutory
3. rearrangement to come up with that kind of money and if that's
4. the way we're going to legislate in this Body why we will be
5. ..one of the problems I think with the school formula is
6. that's the kind of way we approach things, is to decide what
7. you need and then figure out how to rearrange the formula to
8. get it.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. If there is no further discussion Senator Glass will
11. close the debate. Senator Knuppel.

12. SENATOR KNUPPEL:

13. I don't...I don't fully understand it and I heard him
14. say something about Quincy was going to lose twelve thousand
15. dollars. And they've already lost their supplemental freeway
16. or their freeway system and about every other kind of trans-
17. portation and I hate to see them lose the twelve thousand
18. dollars and I don't understand why they are losing twelve
19. thousand dollars.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Are you...are you asking Senator Glass.

22. SENATOR KNUPPEL:

23. I...I'm trying to ask for an explanation I can understand.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Glass.

26. SENATOR GLASS:

27. Well, by way of answer to...Senator Knuppel and also
28. Senator Knuepfer, let me say first of all that it's true that
29. the City of Evanston and the Evanston Bus Company is...is on
30. strike, it is in a very difficult situation and this was an
31. attempt to provide some assistance. There's no doubt about
32. that. But Senator Knuepfer to say that we looked at how much
33. money they needed and then devised the bill to provide it

1. simply is not the case. They need I'm told a minimum of
2. eighty thousand dollars and this...this would amount to about
3. twenty. And the way it was done I will repeat, is simply permitting
4. them to use depreciation in computing their operating loss.
5. And it is the operating loss that is the basis for providing
6. funds under...under what was House Bill 89. I think it's
7. a reasonable approach. I think that, in fact, the legislation
8. was intended to help mass transit carriers that are in
9. difficulty. I can see none that were in greater difficulty
10. at the present time than one that is in the situation the
11. Evanston Bus Company. And I said earlier under House Bill 89
12. would have received no money and as revised would receive
13. twenty thousand dollars. I don't think it's a major piece
14. of legislation and I would hope for your support.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Any further discussion? If not the Secretary will
17. call the roll. The question is shall House Bill 1680 pass.

18. SECRETARY:

19. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
20. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
21. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
22. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
23. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard Mohr,
24. Don Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga,
25. Palmer, Partee,

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Partee.

28. SENATOR PARTEE:

29. There seems to be some confusion on this bill. I think
30. I understand it and I do not believe as I understand it that
31. there will be any diminution of any allocation that's been
32. made to any of the persons or the cities who are to receive
33. funds from this fund. I personally am not prepared to see

1. the City of Evanston without bus service. And this twenty
2. thousand dollars is what this is all about. I vote aye.

3. SECRETARY:

4. Regner, Rock, Roe, Romano, Saperstein, Savickas,
5. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
6. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,
7. Mr. President.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Hynes, aye. McCarthy, aye. Course, aye. Newhouse,
10. aye. McBroom, aye. Mr. President, aye. On that question
11. the yeas are 45. The nays are 3. The bill having received
12. constitutional majority required is therefore declared passed.
13. Now Gentlemen, Ladies, if I may have your attention please.
14. I see I'm not going to but Senators, Dr. Davidson, and people,
15. friends. Several questions are being propounded to the
16. leadership with regard to the proposed agreed list of bills.
17. It was agreed at the meeting of the Rules Committee when we
18. were going to attempt this procedure to eliminate some of the
19. bills from our Calendar that we would get the bill list to
20. you sufficiently early enough that you might be able to analyze
21. it. And it was also adopted by the Rules Committee that those
22. of you who wished, had a desire, to have a bill or bills re-
23. moved that you would submit in writing your desire. In that
24. regard Senator Partee has suggested to me that I suggest to
25. you on his side that in the event you want to make a request
26. to have a bill removed from that list that you do so in
27. writing and give it to Senator Donnewald. I am making this
28. suggest to the Republican members but if you have a bill on
29. that list that you wish to have removed that you submit a
30. letter in writing and forward it to Senator Weaver. Senator
31. Walker we will address that Sunday morning. We will now
32. call SB 423 and also if you notice and you probably won't
33. but as we go down the list if we're skipping some of these

1. bills it because they are on the proposed agreed bill list.

2. So SB 423. Senator Howard Mohr.

3. SECRETARY:

4. SB 423.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Partee.

9. SENATOR PARTEE:

10. I didn't get a chance to come over to see Senator Mohr.

11. Several members on this side are...have been asking me if we
12. could hold all of our creek bills until later in the week until
13. we can get some consensus on them. Now, I recognize that yours
14. is as important to you as everyone else's but we could do that
15. I could assure you at a later time more votes than I can at
16. the present time.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Mohr.

19. SENATOR MOHR:

20. Senator Partee this...this isn't really a creek bill.

21. SENATOR PARTEE:

22. Here. The gentlemen who told me this made a mistake, and
23. being human we can all make mistakes. This one is...or is in
24. the budget so let's go ahead with this.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. If there is no further discussion the Secretary will
27. call the roll. The question is shall SB 423 pass?

28. SECRETARY:

29. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
30. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
31. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
32. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
33. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

1. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
2. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
3. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
4. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
5. Weaver, Welsh, Wooten, Mr. President.
6. PRESIDING OFFICER (SENATOR GRAHAM):

7. On this question the yeas are 51. The nays are none.
8. The bill having received the constitutional required jamority
9. is therefore declared passed. The next bill will be SB 428
10. Senator Hynes. Senator Hynes.

11. SECRETARY:

12. SB 428.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Hynes.

17. SENATOR HYNES:

18. Mr. President, this bill makes four major changes in the
19. teacher...Chicago Teachers Retirement Fund Article. The...the
20. first allows a...a teacher to obtain full pension rights after
21. thirty-five years of service, an item that is already in the
22. downstate Teachers Fund. The cost is two hundred twenty-five
23. thousand dollars a year. Secondly, it would allow the
24. accumulation of sick leave to be credited one-half year against
25. the necessary service for retirement. This also is presently
26. in the downstate Teachers Retirement Article. Thirdly, it
27. would increase the survivors pension to three hundred dollars
28. per month for a widow with no children. And a combination of
29. for a widow and children to five hundred dollars per month.
30. Fourthly, it would authorize additional investment powers to
31. the...to the fund. It also makes certain technical changes in
32. the article. It has been approved by the Pension Laws Commission
33. and passed out of the Pension Committee 9 to 1. And I don't

1. know of any objection to it. Would ask for a favorable
2. roll call.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Sen...Senator Knuepfer.

5. SENATOR KNUETFER:

6. ...Take it the appropriation is not in the budget is
7. this similar to some of Senator Weaver's bills?

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Hynes.

10. SENATOR HYNES:

11. No, it is not similar to Senator Weaver's bills. It
12. simply deals with future benefits and its impact will be
13. next year. It...it...it does not deal with the accrued
14. liabilities at all. It simply changes the benefits under
15. the...the article that will be available to teachers.
16. Essentially to make the Chicago Article to conform to
17. the benefits that are available downstate.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Knuepfer.

20. SENATOR KNUEPFER:

21. Does it create potential future liabilities?

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Hynes.

24. SENATOR HYNES:

25. Yes, it does and I indicated the cost of those liabilities.
26. It's two hundred...the annual...the annual cost is two hundred
27. twenty-five thousand dollars. It will...for the...thirty-five
28. year item for the sick leave credit item a hundred fifty thousand
29. dollars and a hundred ninety thousand dollars for the increase
30. in the survivors pension benefits.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Any further discussion? Senator Sours.

33. SENATOR SOURS:

1. I just have one question Mr. President, Senators.

2. Senator Hynes I noticed that it permits ninety unused accumulated
3. sick days for additional service credit. Now that's for the
4. service credit only and they're not being paid for ninety sick
5. days, are they?

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Hynes.

8. SENATOR HYNES:

9. That is correct. It's only for purposes of credit toward
10. the pension.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Any further discussion? Senator Rock for what purpose do
13. you arise?

14. SENATOR ROCK:

15. Well, I just want to point out I rise in support of SB 428
16. this bill was...these changes were presented to the Pension Laws
17. Commission and each and everyone of the changes have in fact
18. been approved by that Commission. I would urge the support
19. of the members on this side.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Further discussion? If not, we'll put the main question and
22. that is shall SB 428 pass. And upon that question the...
23. Secretary will call the roll.

24. SECRETARY:

25. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
26. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
27. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
28. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
29. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
30. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
31. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
32. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
33. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
Weaver, Welsh, Wooten, Mr. President.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. On this question the yeas are 47. The nays are none.
3. The bill having received the constitutional majority is
4. therefore declared passed. Senator Bell. I...the Chair
5. might like to make a suggestion and leave it up to the
6. Senators. You're running the Senate. The next bill may
7. be slightly controversial. I would be hopeful that we
8. could work on some noncontroversial bills and clean up the
9. Calendar for the rest of the evening and come back to this
10. some of these controversial ones in the morning. Senator
11. Rock does that appeal to you? I'm not...
12. SENATOR ROCK:
13. Yes. Most certainly, Mr. President, whatever...429
14. is that the one you're referring...
15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Yeah...
17. SENATOR ROCK:
18. Yeah, that is in fact controversial..
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. How about 430?
21. SENATOR ROCK:
22. No question about it.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. Senator Bell would you like to call SB 430?
25. SENATOR BELL:
26. ...Mr. President, I would like to hear Senator Rock's
27. last remark. I didn't...Phil I didn't hear what you said.
28. PRESIDING OFFICER (SENATOR GRAHAM):
29. He said that your 429 is controversial but he has...
30. SENATOR BELL:
31. Oh. It is.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. ...He asks that we not call it this evening.

1. SENATOR BELL:

2. Oh. Okay. Well, fine...

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. 430 is too, I hear. All right, let's...

5. SENATOR BELL:

6. Let's hope you guys will be with me.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. How about 431? Senator Regner. We have a good opportunity
9. to get some bills off the Calendar. 433 will be passed over
10. and hopefully 434, that's Senator Keegan's bill. Is Senator
11. Partee...are you interested? Nothing. All right. SB 441 and
12. 442, Senator Berning. 441 and 442. Did you wish to read
13. SB 441 a 3rd time? Is that controversial? Again, did you hear
14. us, Senator? No. Let's try 444 that ought to be noncon-
15. troversial. SB. Howard Mohr.

16. SECRETARY:

17. SB 444.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Mohr. Heward Mohr.

22. SENATOR MOHR:

23. Yes, Mr. President this removes the rate limitation on
24. the garbage tax which are now 20% and this would give the
25. smaller communities the same opportunities or the same benefits
26. that the Home Rule communities have. It's endorsed by the
27. Municipal League and just about every small village in the
28. State of Illinois. The reason for this bill was that the in-
29. crease in the cost of garbage collections throughout the State
30. have gone up a hundred and fifty-five percent in the past ten
31. years and again it would just help the small municipalities
32. taking care of the increased cost in the garbage collection.
33. Any questions I'll be happy to answer.

PRESIDING OFFICER (SENATOR GRAHAM):

1. Any further discussion? On the passage of SB 444
2. the Secretary will call the roll.

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. PRESIDING OFFICER (SENATOR GRAHAM):

15. Berning, aye. McBroom, aye. On this question the
16. yeas are 36. The nays are 2. The bill having received
17. the constitutional majority is therefore declared passed.
18. SB 447, Senator Dougherty. He wants to call the bill.
19. Let us read it Secretary.

20. SECRETARY:

21. SB 447.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Dougherty will explain his bill.

26. SENATOR DOUGHERTY:

27. Members of the Senate, SB 447...

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Ladies and Gentlemen, just a minute, Senator...

30. It's no use you wasting your time. Let's have some order.

31. SENATOR DOUGHERTY:

32. This bill was introduced by myself as a representative
33. of the Illinois Legislative Investigating Commission, that made

1. an investigation of the affairs of Cook County Hospital
2. that were subject of considerable notoriety, or publicity,
3. if you will, sometime ago. The bill as originally introduced
4. did have some objections. However we worked out an amendment
5. that satisfied all objections and I believe it's in good
6. position to pass. I would ask for a favorable vote. All
7. objections have been removed.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Any discussion? On this question shall SB 447 pass
10. the Secretary will call the roll.

11. SECRETARY:

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

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. On this question, the yeas are 45. The nays are 1.
24. The bill having received the constitutional majority is
25. therefore declared passed. SB 448, Senator Bartulis.
26. Read the bill by title a third time.

27. SECRETARY:

28. SB 448.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Bartulis will explain his bill.

33. SENATOR BARTULIS:

1. Thank you, Mr. President, members of the Senate, SB 448
2. amends the school code and permits a district, school district,
3. to amend claim for equalization aid back to the inception of
4. bankruptcy. When owner of property comprising of at least
5. three percent of assessed value of all taxable property in a
6. district is involved in bankruptcy and hasn't paid taxes in
7. three or more years. Now your State aid is formulated by
8. the assessed valuation, and school districts throughout the
9. State are being penalized by inflated assessed valuations.
10. And this bill will allow all school districts to amend their
11. State aid claim if a bankruptcy of a corporation effects
12. their valuation by three percent or more. This is now allowed
13. if a court reduces a district assessed valuation. Now this
14. bill would help in an area where bankruptcy proceeds would
15. bring about a lot of detriment to a given school district.
16. And I would appreciate a favorable roll call.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Any further discussion? Senator Rock.

19. SENATOR ROCK:

20. Two questions...two questions, Mr. President, if the
21. sponsor will yield.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Bartulis will yield.

24. SENATOR ROCK:

25. What are the costs? What are the fiscal implications
26. if any and secondly, how many districts will this apply to?

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Bartulis.

29. SENATOR BARTULIS:

30. ...Senator Rock it really...throughout the State I think
31. it involves only one and this...this happens to be in a section
32. of Madison County and part of my...my district and it involved
33. the New York or the Penn Central Railroad which is involved in

1. bankruptcy and it's been over three years now. And it is
2. ...well they have an inflated valuation and it affects the
3. school aid.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Rock.

6. SENATOR ROCK:

7. Well, yes, I was aware of the Penn Central bankruptcy and
8. how it affected some districts, particularly yours. Do we
9. have any idea what the fiscal implications are, how much it's
10. going to cost?

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Bartulis.

13. SENATOR BARTULIS:

14. No, not right off hand I don't, just...just one second.
15. Well, valuations, the following taxes, I...I'll just read the
16. taxes off for '69, '70, '71, where a fifty-eight thousand and
17. fifty-eight thousand and fifty-seven thousand is what they
18. amounted to.

19. SENATOR ROCK:

20. I have no further questions. Thank you.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Thank you, Mr. President, members of the Senate, I
25. attended the same meeting. Senator Bartulis attended when this
26. question was brought up in Madison County. And I would encourage
27. all my colleagues to give Senator Bartulis a vote on this
28. very important issue.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any further discussion? Senator Hynes.

31. SENATOR HYNES:

32. Just by way of a comment but I would ask that Senator
33. Bartulis agree with me. The bill has been amended to provide

1. that if the district, if in the bankruptcy, the tax, the
2. unpaid taxes are recovered that it will be repaid to the
3. State. Am I correct?

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Bartulis.

6. SENATOR BARTULIS:

7. Yes, it was amended and in fact I have OSPI draw up
8. the amendment.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Hynes. Any further discussion? If not, the
11. question is shall SB 448 pass? And upon that question the
12. Secretary will call the roll.

13. SECRETARY:

14. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
15. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
16. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
17. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
18. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
19. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
20. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
21. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
22. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
23. Weaver, Welsh, Wooten, Mr. President.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. On that question the yeas are 45. The nays are none.
26. The bill having received the constitutional required majority
27. therefore is declared passed. SB 455, Senator Nimrod.
28. Do we have any controversial bills in 455 and 456? Or do
29. you wish to call them. They are. Senator Nimrod, I'm sorry...

30. SECRETARY:

31. SB 455?

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Did you say they are controversial?

SECRETARY:

(Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Nimrod will explain his bill.

4. SENATOR NIMRÓD:

5. Yes...Mr. President, and fellow Senators, SB 455 and
6. 456 go together here and what they do basically is to make
7. up for a deficiency that exists in the law pertaining to the
8. economic statement. And that is that when you file your state-
9. ment and the electoral boards to which that office is seeking
10. any area involvement you find that that electoral board has no
11. authority because there is no reverence in the election codes
12. to the filing of economic statements giving them the authority
13. to act on the particular case and consider it as a condition
14. for removal from office. So what this does is put it into the
15. election code. Now one of..the second bill 456 is the one
16. we're talking about, it allows for a four day delay and the
17. reason for four days for them to consider is that the present
18. laws allow that you can only challenge the particular petitions
19. or challenge a particular candidate within five days of filing
20. so what we have done here is left the four days notice in order
21. to make it eligible for that electoral board, the appropriate
22. electoral board, to be able to hear the particular challenge
23. pertaining to the State filing of the statement of economic
24. interest. And I would be glad to answer any questions, if
25. not I would ask for a favorable roll call.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Rock.

28. SENATOR ROCK:

29. Well, Mr. President, members of the Senate, I rise in
30. opposition to both SB 455 and 456. SB 455 would attempt
31. at least to give candidates an additional four days. In other
32. words they have a certain set number of days within which
33. they must file their petitions to qualify for the nomination
for office. But then they get an extra four days to file

1. their economic disclosure statement. I think it's totally
2. unnecessary and a bad precedent. SB 456 says in essence
3. that it, in fact, they fail to file their economic disclosure
4. statement, it's ground for objection to the electoral board.
5. The fact of the matter is, that it's not only grounds for ob-
6. jections under the Constitution, one is declared ineligible for
7. office and the Attorney General of this State has so ruled. I
8. would stand opposed to both of these bills in their present form.
9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Any further discussion? Senator Fawell.

11. SENATOR FAWELL:

12. I...I would think 455, I'm not sure if I understand 456,
13. but it would seem to me Senator Rock that 455 would be
14. acceptable because of the very fact that you mentioned. The
15. Constitution has a rather serious result spelled out if one
16. fails to file his ethics statement as in accordance with State
17. law. And the State law now says that you must file at the time
18. you take the steps necessary to perfect your petition. And the
19. fact is that probably, I...I would estimate, that thirty maybe
20. as high as forty percent of our local government officials,
21. are subject to forfeiture of office, maybe that's much too
22. high but I'm certain a great percentage are subject to for-
23. feiture of office because they have not been sufficiently
24. apprised of the fact that at the time they take the steps
25. necessary to file the pctition, they should have the ethics
26. statement on file, actually on file. If it...if the result was
27. not so catastrophic, I would agree wholeheartedly with what you
28. have said. But what we're doing here and now we find that even
29. many judges throughout the State of Illinois are technically
30. or have actually forfeited their office because they didn't
31. realize they had to have their ethics statement in by April 30
32. as incumbents. I think because of the...the...the result which
33. is forfeiture of office or in the case of a person who is

1. filing a petition for nomination he becomes ineligible for
2. office, then I think it's...I think that the bill that is
3. being suggested by Senator Nimrod is entirely in order because
4. what it means is a practical matter that you will put your
5. petition...file your petition, and then you've got four days
6. in which obviously you're going to be apprised of the fact,
7. now look, you filed your petition and it's in order, but you
8. had better get your ethics statement in or your petition is
9. not going to be effectual. And I think, therefore, that again
10. because of the forfeiture of office provision of the Constitution,
11. or as the Attorney General has held in regard to petition for
12. nomination, the fact that it makes you ineligible for your
13. office, I think it's highly appropriate therefore, to give a
14. four day period of grace for those who have filed and have not
15. been apprised of the catastrophic results of the failure of
16. having done so, to be able to have the additional four days
17. in which to file the ethics statement. I think...I think it's
18. a very appropriate piece of legislation, I might say necessary
19. if we're going to begin to swim out from the problems we have
20. right now, I'd go further and say we'd better do something
21. about the annual necessity of filing these ethics statements
22. of our incumbents because we have a new swarm of incumbents
23. now who have forfeited their office all the way from circuit
24. judges through your park districts, school boards, all through-
25. out the State of Illinois. And at least I think we can do this
26. favor for those who are filing their petitions and give them
27. four days in which to get that ethics statement, so that
28. the catastrophic results will not at least insofar as non-
29. incumbents, those who are petitioning for renomination or
30. nomination, will not have to face these results. I...I rise
31. in support of the bill. I think it's very helpful.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Palmer.

1. SENATOR PALMER:

2. I...I think Senator Fawell has answered my question,
3. but I just want to make sure and ask the sponsor Senator
4. Nimrod, these bills refer only to candidates they do not
5. refer to incumbents or officer holders?

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Nimrod.

8. SENATOR NIMROD:

9. No this...this refers to including it into the election
10. code so that it gives the...the electoral...the Board the
11. authority to hear the case. So that would be for candidates
12. who are filing and applying to them only.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Palmer.

15. SENATOR NIMROD:

16. To candidates only.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Netsch.

19. SENATOR NETSCH:

20. Mr. President, I think Senator Fawell's point with
21. respect to 455 is really a valid one. I don't really think
22. the provision in the Constitution requiring the filing of
23. economic disclosure statements was ever intended to be a trap
24. for the unwary and I think we have discovered that to some
25. extent it has already worked that way. And if indeed we were
26. able to pass a bill as we did a short while ago which in
27. effect extended the period ex post facto to some people who
28. had been caught in this trap, it seems to me that offering
29. only four additional days for those who might have been caught
30. in some kind of unknowing trap is really not unreasonable and
31. in no respect diminishes the importance of the economic dis-
32. closure statement. ...456 may be a different matter, I
33. think it opens up a much more complicated issue but it seems

1. to me that 455 does make sense and it is time that we
2. started to try to work our way out of what has become
3. a burden and was not really intended to be in the respect
4. in which it's working.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Nimrod may close debate.

7. SENATOR NIMROD:

8. Mr. President, the main reason that this came about
9. is the fact there is a complete void in the election code.
10. The only recourse you have to anyone who does not fill out
11. an economic statement is to take them to court. So that
12. means you do not know before the election you have the cost
13. that is involved. However, if we give that authority and
14. that power to the electoral board for which the challenge
15. is being made and air it then they have a right to hear it.
16. Under the present circumstances they cannot hear any case
17. pertaining to this particular item. That means there is a
18. complete void in this area and that's why we want to include
19. it in within the election code. So this does not change
20. the Constitution in any way, all this says is that this gives
21. them grounds for hearing it. That means then they...if they
22. have the grounds for hearing it because of our election code
23. then they can go ahead and apply that part of the Constitution
24. and deny them the right to be on the ballot, rather than wait
25. until after they've taken office and have all this confusion
26. that takes place. What we have to do now is wait until the
27. person takes office and then decides that...they find out that
28. he's ineligible and cannot hold office. So it eliminates this
29. whole controversy and this says where at the time of filing, of
30. course, at the time he makes his intentions known it is question-
31. able as to when that time really is. So rather than have a time
32. that is arbitrary, that is the reason for setting of a specified
33. time of four days and the reason of four days is so we don't have

1. to change our election laws and gives a man some grounds
2. for objections. This bill...these two bills also then
3. would eliminate the necessity of other bills that are
4. presently being presented. That is the kind of bills
5. that call for receipts. The kind of things that call
6. for spoon feeding. The kind of bills that we are doing
7. here are very consistent with the kind of legislation
8. that we've had and put the onus on the candidate on the
9. person who is seeking that office and we do offer them
10. a specific time to proceed from there. And I would ask
11. for a favorable roll call on this vote.

12. PRESIDING OFFICER (SENATOR MOHR):

13. The question is, shall SB 455 pass? And on that
14. question, the Secretary will call the roll.

15. SECRETARY:

16. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
17. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
18. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
19. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
20. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
21. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
22. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
23. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
24. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
25. Weaver, Welsh, Wooten, Mr. President.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Johns, aye. Sours, aye. Clarke, aye. On that question
28. the ayes are 35. The nays are 1. SB 455 having received
29. the constitutional majority is declared passed. SB 456.

30. SECRETARY:

31. SB 456.

32. (Secretary reads title of bill).

33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President, I believe that in the previous dis-
5. cussion this bill was explained and it's the companion bill
6. and I would ask for a favorable roll call.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Netsch.

9. SENATOR NETSCH:

10. Will the sponsor yield for a question?

11. PRESIDING OFFICER (SENATOR MOHR):

12. He indicates that he will, Senator Netsch.

13. SENATOR NETSCH:

14. ...Senator Nimrod, could we go back just briefly over
15. what it was that you were suggesting that justifies this bill.
16. Is it your point that under the law as it exists or really
17. doesn't exist at the present time, there is no way for that
18. question whether someone has or has not complied with the
19. filing of the disclosure statement to be tested until perhaps
20. he attempts to take the office, if he eventually wins the
21. election and it does seem a little bit later. Your suggestion
22. is that this provision which allows the election authorities
23. to rule on this as an objection to the validity of the filing
24. by the candidate at least provides a forum, a mechanism for
25. deciding that question long before he actually attempts to
26. take office. Is that your point?

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Yes, Senator Clark, that is basically correct and because
31. there is a void and is not a part of the election code...the
32. appropriate electoral board cannot consider the filing of this
33. statement as an objection to the petition. This will give

1. them that authority and be able to take care of that question
2. well in advance rather than wait until they've been elected
3. as you have stated.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Netsch.

6. SENATOR NETSCH:

7. But the inclusion of this provision giving the election
8. authorities the right to pass on this in no way diminishes
9. the force of the Constitutional provision and it does not
10. give them any leeway in determining whether or not the Con-
11. stitutional provision is going to be enforced. It just
12. simply says you hear it and decide it now rather than waiting
13. a few months from now.

14. SENATOR NIMROD:

15. That is...it gives them the grounds for objection. It
16. gives them the authority to consider the Constitution's re-
17. quest. It...it gives no new words, it doesn't put anything
18. new in there except give the electoral board the authority
19. to consider this as an objection.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Any further discussion? The question is shall SB 456
22. pass? And on that question the Secretary will call the roll.

23. SECRETARY:

24. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
25. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
26. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
27. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
28. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
29. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
30. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
31. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
32. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
33. Weaver, Welsh, Wooten, Mr. President.

PRESIDING OFFICER (SENATOR MOHR):

1. Bartulis, aye. Buzbee, aye. Senator Nimrod.
2. Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President, ...may I have the absentees called
5. please?

6. PRESIDING OFFICER (SENATOR MOHR):

7. Request to call the absentees. The absentees will
8. be called.

9. SECRETARY:

10. Carroll, Chew, Clarke, Conolly, Course, Daley,
11. Davidson, Donnewald, Dougherty, Harber Hall, Hynes,
12. Keegan, Knuppel, Kosinski, Latherow, McCarthy, Merritt,
13. Newhouse, Nimrod, Nudelman, Ozinga, Palmer,

14. PRESIDING OFFICER (SENATOR MOHR):

15. Newhouse, aye.

16. SECRETARY:

17. Partee, Romano, Saperstein, Savickas,

18. PRESIDING OFFICER (SENATOR MOHR):

19. Saperstein, aye.

20. SECRETARY:

21. Schaffer, Scholl, Smith, Swinarski, Welsh, Wooten.

22. PRESIDING OFFICER (SENATOR MOHR):

23. On that question the ayes are 32. The nays are 1.
24. SB 456 having received the constitutional majority is
25. declared passed. Senator Nimrod.

26. SENATOR NIMROD:

27. I would move the...to reconsider the vote by which the...
28. having voted on the favorable side.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Nimrod moves to reconsider vote by which SB 456
31. was passed. Senator Mitchler moves to lay that upon the
32. Table. All in favor signify by saying aye. Opposed, nay.
33. The motion is Tabled. Senator Johns, 459.

1. SECRETARY:

2. SB 459.

3. (Secretary reads title of bill).

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Johns.

7. SENATOR JOHNS:

8. Mr. President, Ladies and Gentlemen of the Senate,
9. SB 459 and 460 are very important bills. These bills are
10. necessary to allow the Capital Development Bond Board to
11. take over the completion of enumerated projects which
12. were being financed on an interim basis by the Chicago
13. Banks in anticipation of the final bond issue by the
14. Illinois Building Authority. These bills will allow the
15. Capital Development Bond to be issued to pay back the money
16. owing the banks. And I think this is important, they have
17. been approved by the Bond Council to the Illinois Building
18. Authority. Their passage means that all of the projects
19. not hitherto transferred to the Capital Development Bond
20. Board will be transferred to that Agency for completion,
21. and bond financing and through Capital Development Bonds.
22. It is my understanding that these projects were not trans-
23. ferred earlier to the Capital Development Bond Board due
24. to the fact that at one time the plan was to have one more
25. issue of the Illinois Building Authority Bonds. Decision was
26. made however to transfer the financing of these projects to
27. the Capital Development Bond Board in the hope that bond
28. financing by the latter Agency might result in lower cost.
29. Now these are companion bills 459 and 460. I would say to
30. this...to the members of the Assembly here. We have about
31. eight Senators that are direly affected by this action. For
32. example, at Jacksonville, Senator Bartulis would have something
33. of interest in here. And at Joliet, Senator Bell. At Alton,

1. Senator Vadalabene. At East Moline, Senator Wooten. At
2. Elgin, Senator Mitchler. At Kankakee, Senator McBroom.
3. At Tinley Park, Senator Don Moore. Chicago Reed Mental
4. Health Center, Senator Ed Scholl. All of these projects
5. are nearing completion and this will aid in the financing
6. of those projects.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Knuepfer.

9. SENATOR KNUEPFER:

10. Senator, can you ask...can you answer the question of
11. where the transferred funds are coming from? What kinds
12. of...if you've got more funds for some programs, you've got
13. less funds for others, so every time you tell some Senator
14. that it means more for his district, you are also telling
15. another it's less for his district.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Johns.

18. SENATOR JOHNS:

19. Senator Knuepfer I don't think that I used the term
20. more or less for anyone. These figures were give to me not
21. at my discretion. As you see they were given to me in a
22. package. I did not make the cuts myself, I do know some
23. have less, some have more. Why, I couldn't actually
24. tell you except that this is a means of financing period,
25. for these projects that are nearing completion.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Knuepfer.

28. SENATOR KNUEPFER:

29. Well, Senator, as long as you haven't changed the total
30. amount of the appropriation when you've given more to somebody
31. else you're taking it away from someone. Now, can you tell
32. me who you're taking it away from.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Johns.

2. SENATOR JOHNS:

3. Senator Knuepfer, if I tore the bill apart and read
4. it I believe I could, yes, I could do that for you, if
5. you don't have a copy of the bill. I'll do that right
6. here. I have the figures besides me. For example, on
7. SB...

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Rock, for what purpose do you arise?

10. SENATOR ROCK:

11. Well, I just wanted to point out to Senator Knuepfer
12. these are administration bills. These are projects that
13. were begun under the authority of the Illinois Building
14. Authority and all these banks that are concerned with these
15. projects are left out there on a limb. We are now trans-
16. ferring these to the Capital Board in the amounts that were
17. found necessary to be...actually to have been expended.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Knuepfer.

20. SENATOR KNUEPFER:

21. Well, the thrust of my question is the transfer of funds
22. was prior...was previously allocated somewhere else. Now,
23. maybe I can help you out. It's my understanding that there
24. is some nineteen million dollars that was...of this money
25. that was taken away from a tentative, appropriation is not
26. quite the word, allocation for parks and recreation. The
27. question I want to ask is does this signify a shift in pro-
28. gramming from the acquisition of land for parks and recreation
29. purposes for the people of this State and a shift to the
30. construction of...capital facilities. If so, it's of con-
31. cern to me and it's of concern to other Senators on this
32. Floor. And to the best of my knowledge as I read the bill
33. that's what's happening.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Johns.

3. SENATOR JOHNS:

4. I understood these to be housekeeping bills which would
5. satisfy the banks and the bonding houses concerning these
6. nine construction projects. I have no idea as to the policy
7. that has been taken, in taking it away from a certain instance
8. here and placing it on another project somewhere else. I
9. only know this was a matter of housekeeping and that this
10. approved by the Capital Development Bond Board and the IBA.
11. They all felt that this was vitally necessary in order for
12. these projects to be continually funded.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Glass.

15. SENATOR GLASS:

16. ...Will the Senator yield for a question?

17. PRESIDING OFFICER (SENATOR MOHR):

18. He indicates that he will.

19. SENATOR GLASS:

20. Senator Johns, I didn't follow all your explanation but
21. as I understand it, correct me if I'm wrong, there are a number
22. of projects that were commenced before the adoption of the
23. Capital Development Bond Act...and monies were advanced by banks
24. in reliance on the fact that these projects would be included.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Johns.

27. SENATOR JOHNS:

28. That is correct to the best of my knowledge.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Glass.

31. SENATOR GLASS:

32. I...I'm just wondering on what basis that kind of reliance
33. was...was made. In other words, there must have been projects

1. all over the State that would fit that description and I
2. just...I'm concerned that...there must have been some
3. reason for this assumption and I wonder if you could give
4. us any more history on it.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Johns.

7. SENATOR JOHNS:

8. Let me see if I can give you a little history on this
9. thing. When the legislation creating the Capital Development
10. Board became effective on July the 10th, 1972. Provision
11. was in the legislation in the form of appropriations and
12. authorizations to allow transfer to the Capital Development
13. Board of most projects previously authorized for IBA
14. construction. These nine projects were not included in
15. the transfer since at that time they were already under
16. construction and the 15th now the 15th IBA bond issued was
17. planned to provide for their permanent funding. However,
18. language in the Capital Development Bond Board and the
19. bond act appears prohibit further issue of these bonds, of
20. IBA revenue bonds. Specifically, the Act calls for all IBA
21. projects to be transferred to CDB and at the same time do
22. not permit bonded projects to be transferred. Thus, to
23. fund these projects with IBA bonds would also require
24. additional legislation. Does that help you a little?

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Glass.

27. SENATOR GLASS:

28. Well, I...I think it helps some but I...I'm having a
29. hard time without having studied the Capital Development
30. Act in following precisely. I gather you're saying that these
31. projects that you've described somehow were to be covered
32. under the Capital Development Act but they weren't and
33. that's what disturbs me. I...I mean I wonder if it was

1. an oversight or...or if there is some basic reason. I...I
2. understand these bills came out of the Appropriation Committee
3. with no recommendation. Am I correct on that?

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Johns.

6. SENATOR JOHNS:

7. ...I came out of the Appropriations Committee with no
8. objections as far as I can remember. I could be wrong on that.
9. Could be...listen, I'll tell you what I...I be...just as well
10. hold it because I don't want to cause a controversy here at
11. this hour. I'd be glad to work it out with anyone and try to
12. answer any questions. Fair enough.

13. PRESIDING OFFICER (SENATOR MOHR):

14. We'll take SB 459 out of the record. SB 467, Senator
15. Roe. 467.

16. SECRETARY:

17. SB 467.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Roe.

22. SENATOR ROE:

23. Mr. President, Members of the Senate, this bill does...
24. does just what the synopsis indicates. It standardizes the
25. age of marriage in this State. At the present time the age
26. of marriage with parental consent is 18 for males and this bill
27. will change that and allow males and females in this State to
28. get married at the age of 18 without parental consent and
29. the age of 16 with parental consent. The Attorney General
30. has indicated that our present law is unconstitutional. The
31. Cook County States Attorney's office has issued an opinion in
32. substantially the same form. Nonetheless, some County Clerks
33. in our State are administering the law as it stands on the

1. books and some are following the Attorney General's opinion
2. and the Cook County States Attorney's opinion. I think this
3. is a good bill and I would ask for a favorable roll call.
4. PRESIDING OFFICER (SENATOR MOHR):

5. Any discussion? The question is shall SB 467 pass.
6. And on that question the Secretary will call the roll.
7. SECRETARY:

8. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
9. Clarke, Conolly, Course, Daley, Davidson, Donnewald,
10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Donnewald.
12. SENATOR DONNEWALD:

13. Question of the sponsor. Senator, if this bill were to
14. pass it would mean that the 18 year olds could get married
15. without parental consent but they couldn't drink anything at
16. the reception, is that right?

17. PRESIDING OFFICER (SENATOR MOHR):
18. Senator Roe.
19. SENATOR ROE:

20. That's right, Senator Donnewald. My 18 year old drinking
21. bill was killed in Executive Committee.
22. SENATOR DONNEWALD:

23. Well, maybe we can have one without the other, so I'll
24. vote aye.
25. SECRETARY:

26. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
27. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
28. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard Mohr,
29. Don Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,
30. Partee, Regner, Rock, Roe, Romano, Saperstein, Savickas,
31. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
32. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.
33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Roe.

2. SENATOR ROE:

3. Absentees please.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Request for the call of the absentees has been made.

6. The absentees will be called.

7. SECRETARY:

8. Bruce, Buzbee,

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. Senator Roe, I understand this is your first bill and so

13. I...I felt compelled to stand back here and not say or do

14. anything on your first bill. Mr. President, I...in explaining

15. my vote, I vote aye. This Legislature got itself in the

16. ridiculous position last year of on one day passing a bill

17. that would have allowed 18 year olds to serve on school boards

18. and on the same day they killed a bill that would allow 18 year

19. old males to marry without parental consent. So, in effect what

20. the Legislature of the last Session was saying was that it's

21. all right for you to handle millions of dollars on the school

22. board when you're 18 years old on a...or on a junior college

23. board but you cannot marry without your parents consent. Now

24. perhaps that is...that latter is a bigger decision than that of

25. handling millions of dollars but I, for one, have been on re-

26. cord for quite sometime for full legal rights for 18 year olds.

27. If we're going to subject him to being shot at in foreign

28. countries and if we're going to allow him to vote and if we're

29. going to allow them to pay taxes, I think, it's high time we

30. give all 18 year olds full legal rights. I vote aye.

31. SECRETARY:

32. Chew, Clarke, Conolly, Davidson, Graham, Kenneth Hall,

33. Hynes, Johns, Keegan, Knuepfer, Knuppel, Latherow, Merritt,

1. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,
2. Nimrod, Nudelman, Palmer, Partee,
3. PRESIDING OFFICER (SENATOR MOHR):
4. Senator Palmer.
5. SENATOR PALMER:
6. I'd like to ask the sponsor. Are you married, sponsor?
7. PRESIDING OFFICER (SENATOR MOHR):
8. Senator Roe.
9. SENATOR ROE:
10. No...no I'm not Senator.
11. SENATOR PALMER:
12. Well, if we...if we pass this bill do you need consent
13. or....
14. SENATOR ROE:
15. I think I may be going down the tube with or without
16. the bill, Senator.
17. SENATOR PALMER:
18. Well, can you advise this Senate that if there's going
19. to be a marriage in the near future if we pass this bill?
20. SENATOR ROE:
21. No, I don't think that's quite fair Senator Palmer,
22. I...I would probably yield to most of your questions but I
23. probably have to pass on that one...
24. SENATOR PALMER:
25. Well, maybe you'll get married if we defeat the bill.
26. Is that better? I...I vote aye.
27. SECRETARY:
28. Partee, Regner, Roe, Romano, Savickas, Schaffer, Scholl,
29. Smith, Sommer, Soper, Sours, Swinarski, Vadalabene, Weaver,
30. Welsh, Mr. President.
31. PRESIDING OFFICER (SENATOR MOHR):
32. On that question the ayes are 32. The nays are 4. SB
33. 467 having received the constitutional majority is declared

1. passed. Senator Roe.

2. SENATOR ROE:

3. Thank you very much. Shall we 468? Maybe it's
4. going to be a good night.

5. PRESIDING OFFICER (SENATOR MOHR):

6. SB 468. Secretary will read the bill.

7. SECRETARY:

8. SB 468.

9. (Secretary reads title of the bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Roe.

13. SENATOR ROE:

14. The synopsis on 468 is not correct. This bill has been
15. amended twice. First amendment I'll explain to you allows
16. courts to recommend suspension or revocation of a license or
17. permit to the Secretary of State's office, recommend only. And
18. this satisfies the Secretary of State's office. It applies to
19. certain offenses which are in Chapter 95 1/2, Section 6206. In
20. addition, it...applies to parking tickets, failure to pay or
21. contest 20 parking tickets is the second amendment that was
22. suggested by Senator Chew and Senator Course. Originally
23. had the number, a gross number, and there was some discussion
24. to what that would be. Now the basic theory behind this bill
25. is that in all counties of our State we have a great amount
26. of unpaid fines for any offense you can think of because now
27. it is not legal under the Supreme Court ruling to jail a
28. person for nonpayment of fines. Now in the parking ticket area
29. this will address...itself as giving our courts something to
30. tell the defendant who doesn't pay the fine if he's coming in
31. on a dollar a week and he comes about three or four weeks then
32. he stops paying. The only remedy we have now is to cite the
33. person into court and that will usually just result in an

1. additional fine and if he's not going to pay that fine to
2. begin with, this doesn't solve anything. I think this is
3. a step in the right direction and it does give the court
4. something to say to the defendant who isn't paying his fine.
5. I would ask a favorable roll call.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Rock.

8. SENATOR ROCK:

9. Well, Mr. President, Members of the Senate, I stand in
10. opposition to SB 468 as amended. I'm not so concerned about
11. what the court can or should or will say to the defendant
12. who in fact doesn't pay. Well, what is, if the sponsor will
13. yield, what is the thrust of the Judicial recommendation upon
14. the Office of the Secretary of State if any?

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Roe.

17. SENATOR ROE:

18. I think, properly, Senator Rock that would have to be
19. directed to the Secretary of State. I would presume that it
20. would be treated as recommendation are treated now under the
21. implied consent. The court, can recommend that a person re-
22. ceive a restricted permit or it cannot recommend on or
23. could make no recommendation. Now, I don't know how the
24. Secretary of State treats these recommendations. I know when
25. I was State's Attorney, I used to make recommendations on
26. restricted driving permits also and I never heard from the
27. Secretary of State as to how it acted on my recommendations
28. so I couldn't answer that question. But the Secretary of
29. State, Mr. Pappas, did indicate to me that the form the bill
30. is in now is acceptable to them.

31. SENATOR ROCK:

32. Well, Mr. President, just in response to that, Mr.
33. Pappas is not the Secretary of State. I have not spoken

1. with the Secretary of his office about this but I stood
2. opposed to that provision, as a matter of fact to the
3. whole concept of applied consent. It seems to me for one
4. thing what we are doing is we are allowing the court on
5. the one hand to hit somebody over the head and on the
6. other hand saying yes, but I will recommend to the Sec-
7. retary that this or that be done. I think it's bad policy
8. under our Chapter 95 1/2. The only authority that rests in
9. this State for one to revoke or suspend a driver's license
10. rests within the office of the Secretary of State. I think
11. such a recommendation is not only meaningless, it's dan-
12. gerous. I would stand opposed to this bill.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Roe.

15. SENATOR ROE:

16. I would be glad to hold this bill because we were moving
17. on more noncontroversial matters. I was not aware that...
18. Senator Rock was opposed to the bill.

19. PRESIDING OFFICER (SENATOR MOHR):

20. SB 468 will be taken out of the record. Senator Moore.

21. SENATOR MOORE:

22. Mr. President, I move that we adjourn until 9:00 a.m.
23. tomorrow morning.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Before we adjourn...before we adjourn gentlemen, I'd like
26. to request a Republican caucus immediately in the President's
27. office. Senator Berning.

28. SENATOR BERNING:

29. Thank you, Mr. President, Members of the Senate, I wonder
30. how many of you noticed this very beautiful document that you
31. found on your desk this morning. I ask you what are you going
32. to do with this? Are you going to put it in a drawer? Are you
33. going to try to set it on a...on a shelf? What good is anything

1. like this, you can't write the name on the back this is
2. going to break off. I respectfully suggest to you that
3. this size paper properly punched and put in a three hole
4. binder would serve you much better.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Motion to adjourn is not debatable. All in favor...
7. Any announcements...? Any further announcements? For
8. what purpose do you arise Senator Ozinga?

9. SENATOR OZINGA:

10. I was just going to call the good Senator's attention
11. to his bill that went down the drain when Executive...that
12. five holer bill.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senate stands adjourned until 9:00 a.m. in the morning.

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