

78th GENERAL ASSEMBLY

May 23, 1973

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. The Senate will be in order. The prayer will be
3. given by the Reverend Ellerbrook of the Union Avenue
4. Christian Church, Litchfield, Illinois.

5. (Prayer by Reverend Ellerbrook,
6. of Union Avenue Christian Church,
7. Litchfield, Illinois)

8. Thank you, Reverend. Senator Soper.

9. SENATOR SOPER:

10. Mr. President, I move that we postpone the reading
11. of the Journals of May 16, May 17, May 21st, May 22nd,
12. pending the arrival of the printed Journal and the
13. approval after that.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. You have heard the motion of Senator Soper. All
16. in favor will signify by saying aye. Opposed. The ayes
17. have it and the motion prevails. Committee Reports.

18. SECRETARY:

19. (Secretary reads Committee Reports)

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. In keeping with our plan to continue the next day
22. where we left off yesterday to alert the membership,
23. we'll be starting when we get on 3rd reading calling
24. SB 516 first, we'll continue to clean up our Secretary's
25. desk. But we will be starting shortly on SB 516.
26. Messages from the House.

27. SECRETARY:

28. (Secretary reads Message from the House)

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Let's proceed now to the order of Senate Bills on
31. 2nd reading. I think we need a little order and Senator
32. Saperstein you have a motion to make. As soon as
33. we complete the reading of the list on Senate Bills

1. 2nd then hopefully we'll proceed to the order of calling
2. bills back from 3rd to 2nd for amendments. So let's
3. try to do that right after we get through Senate Bills
4. on 2nd reading and all the membership will be alerted
5. so hopefully we can do that all in one fell swoop instead
6. of oscillating and then confusing the Secretary. So,
7. where to now, Senate Bills, 2nd. I have a suggestion
8. members of the Senate before the Secretary starts on
9. Senate Bills, 2nd. We're in the final weeks of the Senate
10. Session. Starting next Monday I would be hopeful that
11. we would provide for you on the Secretary's area, some-
12. where here, two legal pads. One which would indicate
13. you signing up for House Bills on 1st reading, if you
14. want to be the sponsor, and if they're not signed up,
15. we're going to skip them, and only call those that
16. are signed up. And possibly, if we don't get a better
17. reaction than we are on Senate Bills on 2nd reading,
18. we might do the same things so they could be an in-
19. dication up here as to whether or not you want to move
20. Senate Bills on 2nd so we don't have to waste that half
21. hour every day reading bills and no response. I'd like
22. for you to think that over and I think we'll suggest
23. that to you perhaps Monday. Tuesday, I'm sorry. Monday,
24. we'll not be here, I guess. We'll now proceed to the
25. order of Senate Bills, 2nd reading.

26. SECRETARY:

27. SB 1...SB 1 (Secretary reads title of bill)
28. 2nd reading of the bill. Committee on Revenue offers
29. one amendment.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Merritt. Senator Merritt moves the adoption
32. of Committee Amendment No. 1 to SB No. 1. Senator Rock
33. for what purpose do you arise?

1. SENATOR ROCK:

2. Well, I...I thought there was an agreement with
3. regards to SB 1 that was registered in the Revenue
4. Committee that that bill would not be moved until there
5. was an agreed amendment. To my knowledge there is not
6. such an amendment.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Merritt, what is your response?

9. SENATOR MERRITT:

10. Senator Rock that's...that's exactly right. I didn't
11. think it...was necessarily an agreed amendment. I think
12. I did make the statement and I still stand by it that we
13. consider any amendments offer on 2nd reading. I'm only
14. doing this because we're running out of time. I will not
15. move it further beyond that without taking it back...by
16. doing it, that's all.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Merritt moves the adoption of the amendment.
19. All in favor signify by saying aye. Opposed. The ayes
20. have it, the amendment is adopted. Are there further
21. amendments from the Floor? 3rd reading.

22. SECRETARY:

23. Senator McBroom. 150, Senator Conolly. 191, Senator
24. Berning. 286, Senator Bruce. 299, Senator Smith. 566,
25. Senator Sours. 597, Senator Latherow. 632, Senator
26. Savickas. 652, Senator Romano.

27. SB 652 (Secretary reads title of bill)

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Romano.

30. SENATOR ROMANO:

31. I would like to move to Table SB 652.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Romano ask for leave of the Body to Table

1. SB 652. Is leave granted? Leave is granted and Senator
2. Romano moves to Table SB 652. All in favor signify by
3. saying aye. Opposed. The ayes have it, the bill is
4. Tabled.
5. SECRETARY:
6. SB 731, Senator Savickas. SB 811, Senator Hynes.
7. Senator Hynes, SB 811. SB 1020, Senator Daley.
8. PRESIDING OFFICER (SENATOR GRAHAM):
9. Yes, read the bill.
10. SECRETARY:
11. SB 1020 (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. SECRETARY:
16. SB 1021. SB 1021 (Secretary reads title of bill)
17. 2nd reading of the bill. No committee amendments.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Any amendments from the Floor? 3rd reading.
20. SECRETARY:
21. 1025. SB 1025 (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. Any amendments from the Floor? 3rd reading.
25. SECRETARY:
26. SB 1055, Senator Hynes. SB 1082, Senator Latherow.
27. SB 1084, Senator Bartulis. SB 10...1110 and 1111.
28. SB 1179, Senator Merritt.
29. SB 1179 (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDING OFFICER (SENATOR GRAHAM):
32. Are there amendments from the Floor? 3rd reading.
33. SECRETARY:

1. SB 1180, Senator Merritt.

2. SB 1180 (Secretary reads title of bill)

3. 2nd reading of the bill. No committee amendments.

4. PRESIDING OFFICER (SENATOR GRAHAM):

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

6. SECRETARY:

7. 1181 (Secretary reads title of bill)

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

9. PRESIDING OFFICER (SENATOR GRAHAM):

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

11. Senator Saperstein moves that SB 996 be returned to the

12. order of 2nd reading for the purpose of considering an

13. amendment. Is leave granted? Leave is granted and the

14. bill is now on 2nd reading. And the Senator, do you...

15. Secretary have the amendment? SB 996.

16. SECRETARY:

17. SB 996, Amendment No. 2 by Senator Saperstein.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Explain the amendment, Senator.

20. SENATOR SAPERSTEIN:

21. Mr. President, Ladies and Gentlemen, the amendment,

22. amends Section 10-22.18 which covers the downstate area

23. by adding the word pre-kindergarten and the numeral 3.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Saperstein moves the adoption of Amendment

26. No. 1, is that, Mr. Secretary? Amendment No. 2 to SB 996.

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

28. ayes have it. The amendment is adopted. Are there further

29. amendments? 3rd reading. Do any of the Senators on the

30. Floor have, we have some motions to make. Senator Shapiro.

31. Senator Shapiro, would like to move...all right. Senator

32. Shapiro.

33. SENATOR SHAPIRO:

1. Mr. President, I would like leave of the Senate to
2. return SB 758 from 3rd reading to 2nd reading for purposes
3. of an amendment.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. What was that number, Senator? You have heard the
6. request of the Senator from Amboy, does he have leave?
7. Leave is granted and the bill is on 2nd reading. Senator
8. Shapiro will explain this amendment.

9. SENATOR SHAPIRO:

10. Mr. President and Members of the Senate, Amendment
11. No. 1 to SB 758 restores, puts language in this bill from
12. the old Act that was inadvertently left out and in addition
13. it also brings 758 into conformity with SB 760 and 761, and
14. I would urge the adoption of the amendment.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Shapiro moves the adoption of Amendment No. 1
17. to whatever that is up there, SB 758, all in favor will
18. signify by saying aye. Opposed. The ayes have it and
19. the amendment is adopted. And can I talk to you, Senator
20. Fawell? Senator Shapiro has another motion.

21. SENATOR SHAPIRO:

22. Mr. President, I would like leave of the Senate to
23. return SB 760 from the order of 3rd reading to 2nd for
24. purposes of an amendment.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Shapiro ask the Senate to return SB 760 to
27. the order of 2nd reading for purposes of considering an
28. amendment, is leave granted? Leave is granted and the
29. bill is now on the order of 2nd reading.

30. SENATOR SHAPIRO:

31. Mr. President, Amendment No. 1 to SB 760 strikes
32. lines 1 and 2 on page 2. This was at the suggestion
33. of the committee member who thought it would make it a

1. better bill, and I urge it's adoption.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Shapiro moves the adoption of Amendment No. 1
4. to SB 760. All in favor will signify by saying aye. Opposed.
5. The ayes have it, the amendment is adopted. Any amendments
6. from the Floor or further amendments on 760? 3rd reading.
7. Senator Shapiro asks leave of the Senate to return 761 to
8. the order of 2nd reading for the purpose of considering
9. an amendment. All in favor signify by saying aye. Leave
10. is granted...

11. SENATOR SHAPIRO:

12. Mr. President, Members of the Senate, Amendment No. 1
13. to SB 761 strikes a words, writing of money orders. This
14. will just set a fee schedule for the cashing of checks and
15. I urge adoption of the amendment.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Shapiro moves the adoption of the amendment...
18. Amendment No. 1 to SB 761. All in favor will signify by
19. saying aye. Opposed. The ayes have it. The amendment is
20. adopted. Are there further amendments from the Floor?
21. 3rd reading. Senator Vadalabene, for what purpose do you
22. arise? Oh, I'm sorry, do you have...just a moment, Senator
23. Vadalabene. Senator Shapiro, did you have some more
24. business to transact with me?

25. SENATOR SHAPIRO:

26. Yes, Mr. President, I would like leave of the Senate
27. to return SB 923 from the order of 3rd reading to 2nd
28. reading for purposes of an amendment.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Is leave granted? SB 923 to the order of 2nd reading
31. Leave is granted, the bill is now on 2nd reading. And
32. Senator Shapiro will explain his amendment.

33. SENATOR SHAPIRO:

1. Mr. President and Members of the Senate as you know
2. SB 923 appropriates \$150,000 to the Illinois Public Em-
3. ployees Pension Laws Commission to conduct an independent
4. study of our State's public employee's pension funds. The
5. amendment increases the appropriation from 150,000 to
6. \$200,000 and broadens the scope of the study. This bill
7. and the amendment are agreed to by both sides of the aisle,
8. both side of the rotunda, and I would urge its adoption.
9. PRESIDING OFFICER (SENATOR GRAHAM):

10. You've heard the motion of Senator Shapiro. All
11. in favor of the adoption of the amendment will signify
12. by saying aye. Opposed. The ayes have it, the amend-
13. ment is adopted. 3rd reading. Senator Shapiro, that
14. take care... Now, Senator from Madison, you are, aren't
15. you, Senator Vadalabene.
16. SENATOR VADALABENE:

17. Thank you, Mr. President. I would like to return
18. SB 369. I would like to have leave to return that bill
19. to the order of 2nd reading for the purpose of an amendment.
20. PRESIDING OFFICER (SENATOR GRAHAM):

21. You have heard the request of Senator Vadalabene.
22. Is leave granted? Leave is granted and the bill is now
23. on the order of 2nd reading and the Senator will explain
24. his amendment, please.
25. SENATOR VADALABENE:

26. This is Amendment No. 2, Mr. President and Members
27. of the Senate. And in order to give tighter controls to
28. the Illinois Arts Council's budget, an amendment has
29. been prepared that no voucher against this appropriation
30. shall be payable to the Illinois Arts Council, or the
31. Illinois Arts Council Foundation. Now, this will strengthen
32. the bill. This will strengthen the accountability of the
33. Illinois Arts Council, and I move for the adoption

1. of Amendment No. 2.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Vadalabene moves the adoption of Amendment
4. No. 2 of SB 369. All in favor will signify by saying aye.
5. Opposed. The ayes have it and the amendment is adopted.
6. Are there further amendments? 3rd reading. Senator
7. Vadalabene, is that the end of our business transactions for
8. today? That's it. Senator Fawell, did you have some business
9. to transact? SB 213, did you want to move on that amendment?
10. You want to discuss that? Senator Johns, Senator Fawell
11. was wanting to discuss with you something. Senator Gene
12. Johns, the business is up here. Senator Fawell, you're
13. recognized and Senator Johns you're involved.

14. SENATOR FAWELL:

15. Yes, Senator Johns, this is in regard to SB 213
16. which is on the order of 3rd reading. You and I have
17. discussed an amendment and at this time it probably would
18. be appropriate for you to make the proper motion to sus-
19. pend the rules to have the SB 213 taken back to the
20. order of 2nd reading.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Johns moves to recall 213 from the order
23. of 3rd reading to 2nd for the purposes of considering
24. an amendment, offered by Senator Fawell. Is leave granted?
25. Leave is granted and the bill is now on the order of
26. 2nd reading. Senator Fawell, do you and Senator Johns...

27. SENATOR FAWELL:

28. Yes, I do have an amendment. I believe there is
29. no amendment on the bill? So this would be Amendment No. 1.
30. I would move the adoption of Amendment No. 1 which does
31. not change the substantive portions of the bill, but
32. sets forth in regard to the addition to a school building
33. to be utilized for the instruction of hearing impaired

1. children. It sets forth a legal basis for the operation
2. for the benefit of a given number of school districts
3. within described counties. And I have talked with Senator
4. Johns. He is agreeable to this amendment, and I would
5. move the adoption of Amendment No. 1.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Fawell moves the adoption of Amendment No. 1
8. to SB 213. All in favor will signify by saying aye. Opposed.
9. The ayes have it and the amendment is adopted. Are there
10. further amendments...further amendments? 3rd reading.
11. We'll now go, if if you'll be alert, to your Calendars
12. please. Go to the order of House Bills on 1st reading.
13. House Bills on 1st reading. And if you have a friend in
14. the House who has a bill over here, let's attempt to pro-
15. ceed with it. Mr. Secretary.

16. SECRETARY:

17. HB 444, Representative Fennessey. HB 459, Rep-
18. resentative Geo-Karis. HB 464, Representative Stone.
19. HB 490, Representative Palmer. HB 505, Representative
20. Philip. HB 509, Representative McMaster. HB 526,
21. Representative J. J. Wolf. HB 546. HB 579. HB 580.
22. HB 589. HB 603.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Dougherty.

25. SECRETARY:

26. HB 603 (Secretary reads title of bill)
27. 1st reading of the bill.
28. HB 605, Representative Stedelin. HB 616, Representative
29. Kelly. HB 617, Representative Matijevich. HB 630,
30. Representative Gibbs. HB 666, Representative Skinner.
31. HB 670, Representative Palmer. HB 675, Representative
32. Rayson.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Dougherty.
2. SECRETARY:
3. HB 675 (Secretary reads title of bill)
4. 1st reading of the bill.
5. HB 686, Representative Fleck. HB 704, Representative
6. Neff.
7. PRESIDING OFFICER (SENATOR GRAHAM):
8. 686 to Senator Rock.
9. SECRETARY:
10. HB 686 (Secretary reads title of bill)
11. 1st reading of the bill.
12. HB 704, Representative Neff.
13. PRESIDING OFFICER (SENATOR GRAHAM):
14. Let's give that to Senator Latherow.
15. SECRETARY:
16. HB 704 (Secretary reads title of bill)
17. 1st reading of the bill.
18. HB 705, Representative Neff.
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. Let's give that to Senator Latherow.
21. SECRETARY:
22. HB 705 (Secretary reads title of bill)
23. 1st reading of the bill.
24. HB 710, Representative Leinenweber. HB 717, Representative
25. Day. HB 718, Representative Day.
26. PRESIDING OFFICER (SENATOR GRAHAM):
27. I'm sorry. Did we have a response? 17 and 18 to
28. Senator Palmer. Palmer, Senator Palmer.
29. SECRETARY:
30. HB 717 (Secretary reads title of bill)
31. 1st reading of the bill.
32. HB 718 (Secretary reads title of bill)
33. 1st reading of the bill.

1. HB 721, Representative Leinenweber. HB 722, Representative
2. Leinenweber. HB 726, Representative Palmer. ...729,
3. Representative Merlo.
4. PRESIDING OFFICER: (SENATOR GRAHAM)
5. Gentlemen, let's...let's don't all...
6. SECRETARY:
7. HB 726 (Secretary reads title of bill)
8. 1st reading of the bill.
9. PRESIDING OFFICER: (SENATOR GRAHAM)
10. 605, Senator Buzbee.
11. SECRETARY:
12. HB 605 (Secretary reads title of bill)
13. 1st reading of the bill.
14. HB 729, Representative Merlo.
15. PRESIDING OFFICER: (SENATOR GRAHAM)
16. Senator Carroll.
17. SECRETARY:
18. HB 729 (Secretary reads title of bill)
19. 1st reading of the bill.
20. 740, Representative LaFleur.
21. PRESIDING OFFICER: (SENATOR GRAHAM)
22. Graham.
23. SECRETARY:
24. HB 740 (Secretary reads title of bill)
25. 1st reading of the bill.
26. HB 741, Representative R. K. Hoffman. HB 749, Representative
27. Catania.
28. PRESIDING OFFICER: (SENATOR GRAHAM)
29. Senator Nimrod, are you interested in 741?
30. SECRETARY:
31. HB 749 (Secretary reads title of bill)
32. 1st reading of the bill.
33. HB 780, Representative Brummet. 790, Representative Palmer.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. It's marked, 7 what 90?
3. SECRETARY:
4. HB 790.
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. 790 is marked on my Calendar to Senator Walker.
7. SECRETARY:
8. HB 790 (Secretary reads title of bill)
9. 1st reading of the bill.
10. HB 794, Representative Douglas.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. Senator Rock.
13. SECRETARY:
14. HB 794 (Secretary reads title of bill)
15. 1st reading of the bill.
16. HB 865, Senator Roe.
17. HB 865 (Secretary reads title of bill)
18. 1st reading of the bill.
19. HB 902...
20. PRESIDING OFFICER (SENATOR GRAHAM):
21. Graham...Oh you, no. Kosinski, go ahead. Has he
22. talked to you? Fine. You handle it, please.
23. SECRETARY:
24. HB 902 (Secretary reads title of bill)
25. 1st reading of the bill.
26. HB 920, Representative Berman. HB 972, Representative
27. Day. HB 1008 and 1009, Representative R. K. Hoffman.
28. HB 1086...HB 1086, Representative Londrigan.
29. PRESIDING OFFICER (SENATOR GRAHAM):
30. Senator Rock, should you and I flip for these series
31. of correction bills? I think you'll be a nice fellow
32. to handle them. Senators, let's give that entire series
33. to Senator Rock, and thank you Senator.

1. SECRETARY:

2. HB 1086 (Secretary reads title of bill)

3. 1st reading of the bill.

4. HB 1087 (Secretary reads title of bill)

5. 1st reading of the bill.

6. HB 1088 (Secretary reads title of bill)

7. 1st reading of the bill.

8. HB 1089 (Secretary reads title of bill)

9. 1st reading of the bill.

10. HB 1247, Representative Madigan.

11. PRESIDING OFFICER: (SENATOR GRAHAM)

12. Senator Savickas.

13. SECRETARY:

14. HB 1247 (Secretary reads title of bill)

15. 1st reading of the bill.

16. HB 1616, Representative Brinkmeier. Senator Saperstein.

17. HB 1616 (Secretary reads title of bill)

18. 1st reading of the bill.

19. PRESIDING OFFICER: (SENATOR GRAHAM)

20. Ladies and Gentlemen, that was wonderful. We moved
21. several House Bills off of 1st Reading. That is marvelous.
22. Thank you. We'll now return to the order of Senate Bills
23. on 3rd reading. We...we have some more recalls here, let's
24. do that now. Senator Harris has asked for leave to return
25. SB 1005 to the order of 2nd reading for the purpose of
26. considering an amendment. Senator Bill Harris, Mr. President.
27. Mr. President: We have your SB 1005 on 2nd reading awaiting
28. your decision. The amendment is on the Secretary's desk.
29. Senator Harris.

30. SENATOR HARRIS:

31. Are the amendments on the Secretary's desk? Mr. President,
32. I'd like to call SB 1005 back to the order of 2nd reading
33. for purposes of an amendment.

1. PRESIDING OFFICER: (SENATOR GRAHAM)

2. We had already provided that for you.

3. SENATOR HARRIS:

4. All right, this amendment was requested by the
5. officials of the port district in LaSalle. This amends
6. the act, the Illinois Regional...Illinois Valley Regional
7. Port District. The bill as originally introduced only
8. added...park townships to the District. In addition,
9. the district has learned since it's been operating about
10. a year now that they need the authority to add a section
11. 210 to permit them to operate pollution control facilities
12. and additionally to expand their powers to..acquire or
13. construct warehouses and as I mentioned pollution control
14. facilities. Docks, wharves and other structures incidental
15. to the operation of the Port District. This effects only
16. that Port District Act,and I move the adoption of the
17. amendment.

18. PRESIDING OFFICER: (SENATOR GRAHAM)

19. Senator Harris moves the adoption of Amendment No. 1
20. to SB 1005. All in favor will signify by saying aye.
21. Opposed. The ayes have it, the amendment is adopted. The
22. bill will be returned to it's former position on the Calendar.
23. Do you have any further requests for...Mr. Secretary, are
24. we cleaning up here? Senator Harber Hall I think has a
25. motion to return a bill from 3rd to 2nd, on Consideration
26. Postponed, to 2nd reading for the purpose of adopting an
27. amendment. SB 280, Senator Harber Hall asks leave of the
28. Body to have it returned to the order of 2nd reading for
29. the purposes of considering an amendment. Is leave
30. granted? Leave is granted and the bill is on 2nd reading.

31. SECRETARY:

32. Amendment No. 1 by Senator Harber Hall.

33. PRESIDING OFFICER: (SENATOR GRAHAM)

1. Senator Hall will explain his amendment.

2. SENATOR HARBER HALL:

3. Mr. President, this amendment puts into the language
4. suggested by Senator Rock on the other side. The...bill
5. concerns itself with trying to notify and insure that
6. people who file for public office file their ethics
7. statement and I drafted this amendment to meet some
8. objections from Senator Rock and others on the wording on
9. the bill. I believe it does this, and I move for the
10. adoption of the amendment.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Harber Hall moves the adoption of Amendment
13. No. 1 to SB 280. All in favor will signify by saying aye.
14. Opposed. The ayes have it, the amendment is adopted.
15. Any further amendments? It'll be returned to the order of
16. Senate Bills on Consideration Postponed. Senator Knuepfer.
17. SENATOR KNUEPFER:

18. Mr. President, I'd ask leave to return SB 541 to
19. the order of 2nd reading for the purpose of adding an
20. amendment.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. You have heard the request of the Senator from Elmhurst.
23. Is leave granted? Leave is granted. The bill is now on the
24. order of 2nd reading.

25. SENATOR KNUEPFER:

26. I have explained the amendment to Senator Hynes and
27. Senator Fawell. What it does is to provide some additional
28. checks in the...the bill refers to the power of a junior
29. college to issue revenue bonds. This provides...the amend-
30. ment provides a couple of additional checks and suggests
31. that any revenue bonds must be...the projects must be
32. approved by the Illinois Junior College Board and the
33. Board of Higher Education. I think it makes it a better

1. bill. The amendments are from the Illinois Junior College
2. Board, and I would move for the adoption.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. All in favor of the adoption of Amendment No. 1 to
5. SB 541 will signify by saying aye. Opposed. The ayes
6. have it and the amendment is adopted. Are there further
7. amendments? 3rd reading. Senator Sommer.

8. SENATOR SOMMER:

9. Mr. President, Enrolling and Engrossing has informed
10. me that there's a technical error in the amendment that
11. I have attached to SB 539. And, therefore, I would ask
12. leave of the Body to...to Table the first amendment and
13. adopt the second amendment.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Senator Sommer's motion is having voted on the pre-
16. vailing side he moves to Table...reconsider the vote by
17. which Amendment No. 1 was adopted to SB 539. There is
18. an error indicated to him by Enrolling and Engrossing and
19. that is the purpose for his motion. All in favor of the
20. motion will signify by saying aye. The bill...leave is
21. granted for the bill to be returned to the order of 2nd
22. reading for the purpose of considering a new amendment.
23. Leave is granted and the bill is now on the order of 2nd
24. reading. And Senator Sommer will present his amendment
25. to the Secretary and explain it on the way back to his desk.

26. SENATOR SOMMER:

27. Mr. President, this is the same amendment that we put
28. on before, we just changed some commas.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator you did move to Table the amendment. It is...
31. Tabled, Amendment No. 1. We're adopting Amendment No. 2,
32. Senator, explain your amendment. Senator Sommer.

33. SENATOR SOMMER:

1. Well, this is the same amendment as Amendment No. 1,
2. except we add some commas and whatnot out of line. It's
3. the Department's amendment on this bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. This Department amendment that cleans up a typo-
6. graphical error, he moves the adoption of the...Amendment
7. No. 2. All in favor will signify by saying aye. The ayes
8. have it. Opposed. The ayes still have it. Any further
9. amendments? Amendment is adopted and the bill's returned
10. to the order of 3rd reading. Any further housekeeping in
11. the Senate? Senator Rock. Let's do try to have a little
12. order gentlemen.

13. SENATOR ROCK:

14. Yes, Mr. President, before we get to the order of
15. 3rd reading, I would ask leave of the Body to revert to
16. the order of House Bills on 2nd reading to move HB 995.
17. It is an emergency appropriation. One that we should
18. deal with as quickly as possible.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Rock moves to revert to the order of House
21. Bills on 2nd reading for the purpose of advancing an
22. emergency bill. Leave is granted.

23. SENATOR ROCK:

24. I would ask only that it be read a 2nd time and
25. advanced to 3rd reading.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. We...as soon as we find the bill, we'll read it by
28. title a 2nd time.

29. SECRETARY:

30. HB 995 (Secretary reads title of bill)
31. 2nd reading of the bill. No committee amendments.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Any amendments from the Floor? 3rd reading. Any further

1. housekeeping? Senator Merritt, has a request. We're
2. now going to approach cautiously Senate Bills on 3rd
3. reading. And for what purpose does the Senator from
4. Hoopeston rise? Senator Merritt.

5. SENATOR MERRITT:

6. Mr. President, I've SB 930 that's been setting
7. here for about a week just simply because we couldn't
8. get to it. It's a critical situation for a school dis-
9. trict back in Edgar County in my District for the City of
10. Paris is, for lack of better words, a hole in the doughnut.
11. The doughnut being another district around them, keeping
12. it from being contiguous for the Danville Junior College
13. where the hole in the doughnut, the Paris School District,
14. wants to go. This bill does accomplish this. It had
15. unanimous support...

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator, I think that we were waiting for you to
18. do...SB 9...

19. SENATOR MERRITT:

20. 930.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. And leave has been granted for the immediate con-
23. sideration of it. You may proceed. We have to read the
24. bill by title...

25. SENATOR MERRITT:

26. I'm sorry.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. I'm sorry, too. I was doing other things.

29. SECRETARY:

30. SB 930 (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. It is official now, Senator Merritt, proceed, please.

1. SENATOR MERRITT:

2. I won't go...belabor the Body with any of my former
3. explanation. I know of no objection to the bill, from
4. either side of the aisle. As I say it came out of the
5. Senate Education Committee unanimously, and in order that
6. I can get this to the House and signed into law to help
7. that school district out of this situation. I would
8. certainly appreciate a favorable roll call.

9. PRESIDING OFFICER: (SENATOR GRAHAM)

10. Senator Rock.

11. SENATOR ROCK:

12. Yes, Mr. President, Members of the Senate, I rise
13. in support of this bill. It effects only one district
14. and that is the one in Senator Merritt's district. And
15. I would urge the Chair to represent to the membership that
16. we are on passage stage and everybody better be alert.

17. PRESIDING OFFICER: (SENATOR GRAHAM)

18. Yes, I would remind you that we are now on passage
19. stage of Senate Bills. The main question will be put
20. and it is shall SB 930 pass, and upon that motion the
21. Secretary will call the roll.

22. SECRETARY:

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

24. PRESIDING OFFICER: (SENATOR GRAHAM)

25. Please Gentlemen, we must be able to hear your
26. response to the roll call. Please, please, please.
27. Continue Mr. Secretary.

28. SECRETARY:

29. Chew, Clarke, Conolly, Course, Daley, Davidson,
30. Donnewald, Dougherty, Fawell, Glass, Graham, Harber
31. hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
32. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,
33. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,

1. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock,
2. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
3. Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
4. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Kenneth Hall, aye. Senator Hynes, aye.
7. Senator Merritt, aye. Senator Clarke, aye. Senator
8. Soper, aye. Senator Saperstein, aye. Senator McBroom,
9. aye. Senator Johns, aye. Senator Berning, aye. Senator
10. Smith, aye. Senator Palmer, aye. Senator Howard Mohr,
11. aye. With the combination roll call that...on this
12. question the yeas were forty-nine, the nays were zero,
13. and the bill having received a constitutional majority
14. therefore is declared passed. And Senator Merritt has
15. passed his first bill today. Senator Merritt.

16. SENATOR MERRITT:

17. Thank you, very much, Mr. President. I would say
18. not only do I thank you, but the citizens of Paris,
19. Illinois in Edgar County in this school district, thank
20. you from the bottom of their hearts.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. I hope they heard that. We have a request from
23. Senator Chew. We are now going on the Calendar at
24. the regular order of business, Senate Bills, 3rd reading.
25. Starting with SB 516, and Senator Chew has requested
26. that that not be called today. So, then we will advance
27. to Senator Carroll's 535, and the Secretary will read
28. it a 3rd...522? I'm sorry, 522 will be read a 2nd...
29. 3rd time.

30. SECRETARY:

31. SB 522 (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Carroll will explain his bill.

2. SENATOR CARROLL:

3. Thank you, Mr. President. SB 522 is a bill requiring
4. mandatory insurance for the savings and loan institutions
5. throughout this State. Presently in Illinois there are
6. some forty-eight uninsured savings and loans, having assets
7. of up to \$6,000,000 of depositors, of people who have put
8. their money into these savings and loan which are at pre-
9. sent uninsured. Now, we all remember what happened with
10. City Savings and Loan, a situation that might require the
11. State of Illinois to pay out some \$20,000,000 to the
12. depositors because that institution amongst other reasons
13. was uninsured. This particular piece of legislation
14. originally came from the Legislative Audit Commission, has
15. received immeasurable support from the mass media through-
16. out the State and from the citizens of the State. We have
17. amended it to say, unlike prior versions of this bill, that
18. if they cannot get insurance through the Federal insuring
19. company, the FSLIC, then the State Director of Insurance
20. shall find State insurance for those smaller savings
21. and loans that cannot effectuate their own. We
22. have also amended the bill to say that this State
23. insurance from the Illinois Department will be equal
24. to the Federal in an amount equal to that provided by
25. the FSLIC, or \$20,000 per account. The attempt at this
26. is to take those people who are using these smaller
27. institutions and giving them the same type of protection
28. we are requiring of banks and in most of the other
29. institutions throughout this State are requiring. I
30. think it's a very sensible approach at trying to protect the
31. citizens of this State at a very nominal cost by
32. insuring these accounts so that should any of these
33. institutions close that the citizens of this State will

1. be protected at a very small cost to them.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Knuepfer and then Senator Merritt.

4. SENATOR KNUEPFER:

5. The area that disturbs me in this bill is the sug-
6. gestion that they may not be able to get insurance through
7. the Federal route. If that is so, I would assume that their
8. assets, their lending practices, are such as not to... pro-
9. vide a good guarantee on the basis of the assets that they
10. have. Now, what I'm unable to see is if this is so, how
11. the State Department of Insurance is going to be
12. able to provide them with any guarantee or any avenues
13. for guaranteeing this, through, I suspect private insurers,
14. that would be a more...a basis for security. I guess
15. what I'm saying, and having hard time saying it is
16. if they can't meet the Federal standards, they're probably
17. pretty poor risks. Now, how are we going to get them these
18. kinds of savings and loans protected in this way, Senator?

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Carroll, do you want to respond to Senator
21. Knuepfer.

22. SENATOR CARROLL:

23. Senator, a couple of things would come to mind by
24. way of answer. If these are uninsured Federally because
25. they, for example, do not have full-time management, they
26. be open only one or two days a week. They do not have
27. full-time auditors, they may have auditors there only one
28. or two days a week, or managers there only a couple of
29. hours a week. They could not, under the Federal rules,
30. come under FSLIC. They would not be allowed to become
31. insured under the Federal. That is not to say that the
32. State therefore could not find insurance for them that
33. they are a secure risk other than they are not a full

1. time operation. Secondly, if they are not a good risk,
2. then we should not be allowing the citizens of our State
3. to put their monies into that institution. That's the
4. whole concept of insurancing these institutions. Thirdly,
5. for some of the small ones they could become affiliates
6. of a larger institution, become an auxiliary office and
7. have the assets of that larger institution and therefore
8. the insurance of the larger institution in maybe a
9. neighboring city and by that means providing them better
10. service to that small locality by being a branch in
11. effect of a larger institution that could give larger
12. loans, and have greater security and have insurance of
13. accounts through this merger situation which about
14. fifty institutions have done since we introduced this
15. legislation.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Knuepfer.

18. SENATOR KNUEPFER:

19. Then, does this bill provide for phasing out those
20. or eliminating those who cannot secure insurance in some...
21. some way?

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Carroll.

24. SENATOR CARROLL:

25. What it provides Senator is that they have to become
26. insured, either through the Federal or through something
27. found by the State Director of Insurance. If that means
28. that they either do not want to get insurance or cannot
29. find insurance, then necessarily they would have to phase
30. out. Yes, if they are not insured.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Tom Merritt.

33. SENATOR MERRITT:

1. Mr. President, as Senator Carroll well knows this
2. bill had considerable amount of hearing in our Insurance
3. and Financial Institutions Committee. I opposed it simply
4. because these associations are now dwindling down to
5. where there are less than fifty and by the end of another
6. year, they'll probably be down to twenty, and I think
7. we're really almost dealing a death knell to littleness.
8. But the important thing, I...I'm not...in disagreement
9. with the concept, Senator Carroll. The important thing
10. to me is some of them are so small that no insurance
11. carrier would be interested in them. In fact, I'm told
12. there's only one company in the United States now writing
13. this, at a very prohibiting premium. In many instances
14. the premium will cost more than the total earnings of
15. some of those small associations. Now, I could buy this
16. concept if it were amended.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Gentlemen, gentlemen, please. This is not a caucus,
19. there's a Senator addressing a bill that's up for con-
20. sideration on 3rd reading. He is deserving of our
21. attention. Let's give it to him, please.

22. SENATOR MERRITT:

23. Well, thank you, very much, Mr. President. I think
24. this is important enough that people really know what's
25. happening in...in this given area. Now, we all know
26. the FSLIC premium is 1/12th of 1% per month, which is
27. totally reasonable. That's not an unreasonable figure.
28. But, if they've got to go to this one insurance corporation
29. there's probably only one in the United States would
30. write it and they say our rates are 10%, which it could
31. well be. You're going to put them out of business.
32. Now, if you could amend that to the extent that the cost
33. would not exceed that paid by our FSLIC Associations

1. and barring that, that they would be exempt, I could
2. buy that concept. But believe you me you're going to
3. finally get down to about twelve to twenty associations
4. in this State, real small ones, they just simply...the
5. premium will be more than the earnings they make and
6. you'll force them into a merger and you'll put them out
7. of business. Many times they've served that community
8. for eighty to a hundred years, financially sound but
9. little. And I think basically there lies the problem,
10. and I cannot vote to put those people out of business,
11. and if...if you're sincere in your effort to do this
12. and they cannot buy that insurance for the same premium
13. that they're going to pay the FSLIC, then I think
14. they ought to be exempt. Now, would you address your-
15. self to that Senator Carroll.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Carroll.

18. SENATOR CARROLL:

19. Senator Merritt in line with Senator Knuepfer's
20. questions, prior to yours, and I'm just guessing, it would
21. seem to me that they could not, since they are not the
22. same risk, since they are not full time operations and
23. have the full time management, and the full time facilities,
24. and the full time auditors that they would not be entitled
25. to the same type of rate of interest were they to go
26. private or through FSLIC if they were eligible. I think
27. that under insurance concepts the risk is greater with
28. that type of an institution. And they couldn't spread
29. the risk at 1/12th of 1%. I recognize that situation.
30. I think, and as you know, one way of around that that
31. was mentioned by Commissioner Lanigan, Commissioner of
32. Savings and Loans who is one of the draftsman of this
33. bill, that through their offices what they're attempting

1. to do is to maintain these small facilities as facilities
2. of larger institutions. They can maintain their integrity
3. as a facility and they can be insured at 1/12th of 1% a
4. month as...under the FSLIC as a facility of a larger
5. institution. So I think we also have to look to protect
6. the small citizen in this State who is putting their
7. money into the only institution available to them within
8. their community, and we have to try and insure those
9. accounts. I think we are also, by this, mandating the
10. Director of Insurance to find adequate insurance for
11. these people.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Merritt.

14. SENATOR MERRITT:

15. I well understand what you're saying Senator, and
16. I'm well aware of the facility merger laws that exist
17. now. But what you're actually saying to that Association
18. its just too bad, you're too little any longer and you've
19. got to merge. And, I'm not going to be a part of putting
20. just a few of those around in rural areas out of business.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Latherow and then...my roommate Senator
23. Weaver and then Senator Rock. By the way, this is Senator
24. Weaver's birthday, I think.

25. SENATOR WEAVER:

26. Thank you. Senator Carroll, I think many of these
27. small, under a million dollar associations have better re-
28. serves than some of the multi-million dollar. I just wonder
29. are you proposing that the State set up some sort of
30. insurance program in other legislation that would offer
31. insurance to these, say under a million dollar associations?

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Carroll.

1. SENATOR CARROLL:

2. Senator, this particular legislation does not pro-
3. pose such a State, FSLIC or State FSLIC. There was
4. other legislation pending before this Body, I don't know
5. the status of that legislation per se. This bill was
6. drafted in light of the...either situation occurring,
7. either that legislation passing which would give us a
8. State insurance on savings and loans or were it not to
9. pass that a mandate to the Director of the Department
10. of Insurance to find adequate insurance through private
11. sources to insure these smaller savings and loans, some
12. of which go up as five, six million dollars in deposits.
13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Weaver.

15. SENATOR WEAVER:

16. Well, isn't it true though in fact that if an associa-
17. tion is under a million that it's almost impossible to get
18. the Federal insurance? Isn't that the criteria that they
19. be at least a million dollars association?

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Carroll.

22. SENATOR CARROLL:

23. In addition to the full time auditors, full time
24. management, and the other requirements that they have,
25. there is a financial requirement also. Yes, under the
26. Federal.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Rock, and then Senator Savickas. Senator
29. Rock.

30. SENATOR ROCK:

31. Well, it seems to me we're using an inordinate amount
32. of time for...I have a question of the sponsor and per-
33. haps we can clear this up. There are to my knowledge

1. 369 State chartered savings and loans in this State.

2. How many does this bill effect?

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Carroll.

5. SENATOR CARROLL:

6. At present it effects 48 that are uninsured. At
7. the beginning of this year that number was about 90.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. I only want to say to Senator Netsch, if she wants
10. to be recognized the rest of the day she'd better get
11. a red railroad lantern because I won't be able to see
12. her with that light shining in my eye. Yes, Senator
13. Carroll. Did you...

14. SENATOR CARROLL:

15. I answered Senator Rock, I think Senator.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Savickas. Gentlemen, gentlemen, there is
18. an inordinate amount of movement and conversation on
19. this Floor. It is absolutely impossible for the Chair
20. to recognize Senators that want to be recognized when
21. the whole Floor is moving, the entire place. So, will
22. we please? Senator Savickas.

23. SENATOR SAVICKAS:

24. My comments really are in answer to Senator Weaver's
25. question regarding an alternate method to insure the
26. small savings and loan institutions. I had introduced
27. legislation that would have developed a State savings and
28. loan corporation that would have provided at the same
29. rates that our Federal FSLIC corporation provide insurance
30. for the small, mama and papa operations under a million,
31. under a hundred thousand. This legislation met stiff
32. resistance in committee and at the present time we are
33. holding it. It was being held in committee to try to work

1. out with the Federal in Washington some...some of the
2. major problems in obtaining insurance for these small
3. corporations. It's always been our contention, my
4. contention that we must provide for the people, the
5. people, the knowledge that their accounts, their money
6. is insured because when we talk about small operations
7. that have been in operation a hundred years or fifty
8. years that's fine, but these operations, the original
9. incorporators, die off. It's left to family members
10. that may or may not have any interest in the operation.
11. And thus, leaving in jeopardy the people's accounts.
12. I support this position here of Senator Carroll's on
13. 522, and at the present time it is...it is the only
14. available recourse we have in...in insuring that the
15. people restore the confidence that they have in their
16. savings and loans institutions.

17. PRESIDING OFFICER: (SENATOR GRAHAM)

18. For what purpose does Senator Soper rise?

19. SENATOR SOPER:

20. Mr. President, I think we've discussed this for
21. the last half hour. I move the previous question.

22. PRESIDING OFFICER: (SENATOR GRAHAM)

23. Senator Soper moves the previous question. All
24. in favor will signify by saying aye. Senator Carroll,
25. do you wish to close the debate, or shall we put the
26. main question? The main question is shall SB 522
27. pass and upon that motion the Secretary will call the
28. roll and the Senate will be in order, I hope.

29. SECRETARY:

30. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
31. Chew, Clarke, Conolly, Course, Daley, Davidson,
32. Donnewald, Dougherty, Fawell, Glass, Graham, Harber
33. Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,

1. Knuppel, Kosinski, Latherow, McBroom, McCarthy,

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Just a minute. Gentlemen, what do I have to do?

4. Please, the Secretary cannot hear the responses to the

5. roll call. Now this seems like a shame, to have to

6. continue to beg you. Continue with the roll.

7. SECRETARY:

8. McCarthy, Merritt,

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Merritt.

11. SENATOR MERRITT:

12. Just very briefly, I want to reiterate what I said

13. before. I want to commend Senator Lanigan for having

14. done such a tremendous job in accomplishing, bringing

15. about these mergers. A year ago there were about 80

16. associations. They're down to some 40 now. There's some

17. 20 applications pending. You're finally going to get

18. it down to a number of about 12 or 15. I don't want

19. certainly, in my area to be any part of putting those

20. out of business when they're reserves in many instances

21. are ten times what the reserves of Federal associations

22. are. I vote no.

23. SECRETARY:

24. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,

25. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock,

26. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,

27. Shapiro, Smith, Sommer, Soper, Sours, Swinarski,

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

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Harber Hall, aye. There has been a request for a

31. call of the absentees.

32. SECRETARY:

33. Bartulis, Bell, Berning, Bruce, Carroll, Chew, Conolly,

1. Davidson, Donnewald, Glass, Keegan, Latherow, Mitchler,
2. Don Moore, Newhouse, Nimrod, Ozinga, Roe, Schaffer,
3. Shapiro, Smith, Sommer, Sours, Vadalabene, Walker, Wooten,
4. Mr. President.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Ozinga, present. On this question the yeas are
7. thirty-one, the nays are four, voting present one. The
8. bill having received a constitutional majority is there-
9. fore declared passed. Senator Carroll moves, having
10. voted on the prevailing side that the vote by which it
11. ...this bill was passed, 522 be reconsidered. And
12. Senator Rock moves to Table. All in favor of the motion
13. to Table will signify by saying aye. Opposed. The ayes
14. have it and the motion is Tabled. SB 532, Senator Bob
15. Mitchler. Read the bill by title a 3rd time.

16. SECRETARY:

17. SB 532 (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Partee, and again before the Minority Leader
21. makes his presentation, I am going to again ask you to
22. please, please be in order. Senator Partee.

23. SENATOR PARTEE:

24. Mr. President, it occurs to me that inasmuch as
25. the appropriation bills do not die on Friday, that those
26. bills ought...can be held and we could take some other
27. bills that do die. So that the members will have an
28. adequate chance to get all the bills heard, if possible.
29. Just a suggestion.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. I think perhaps that's a good suggestion and I...
32. if we get down to that I think we have to give the spon-
33. sors of these appropriation bills assurance, however, that

1. we will proceed forthwith on those at a current time, and
2. I would like to have Senator Mitchler respond to your
3. suggestion. And I would like to have some order again,
4. please. Senator Mitchler.

5. SENATOR MITCHLER:

6. I...yes, Mr. President, I think that's a good idea
7. to move along and get some of these other bills off that
8. some of these appropriation bills that might take some
9. discussion. And I'd be glad to hold, as the Minority
10. Leader suggested, SB 532.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. You're very kind, Senator. Thank you very much.
13. We'll take it out of the Record, and call SB 534. Do
14. you have a noncontroversial bill, Senator Berning?
15. SB 534.

16. SECRETARY:

17. SB 534 (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. The Senator from Deerfield will explain his bill.
21. Senator Berning.

22. SENATOR BERNING:

23. Well, thank you, Mr. President. I don't believe that
24. there's any need to explain it. It came out of committee
25. unanimously. They...it does have the home rule amendment.
26. And sofar as I know there's no longer any objection, I
27. would be happy to attempt to answer questions, but...put.
28. I'd appreciate a favorable roll call.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any further discussion? If not, the question shall
31. be put. Shall SB 534 pass, and upon this question the
32. Secretary will call the roll.

33. SECRETARY:

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

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Romano, aye. Hynes, aye...Johns aye, I'm sorry.
13. Buzbee, aye. Berning...Senator Berning. You're recorded,
14. Senator Buzbee. Dougherty, aye. On this question, the
15. yeas are forty-four, the nays are none. The bill having
16. received a constitutional majority required, is therefore
17. declared passed. SB 535, the Senator from Cicero, Senator
18. Soper.

19. SECRETARY:

20. SB 535 (Secretary reads title of bill)
21. 3rd reading of the bill.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator...Senator Soper will explain his bill.

24. SENATOR SOPER:

25. Mr. President, Members of the Senate, this bill
26. does exactly what the synopsis says. It comes by re-
27. quest of the Firearms Identifications Division of the
28. Department of Law Enforcement. They've had difficulty
29. in separating the fish from the fowl, when a felony has
30. been committed by a member of society and he has a fire-
31. arms identification certificate, they are not notified
32. in time, they can't revoke it. And we feel that people
33. that have been convicted of felonies if they do have these

1. certificates should be revoked. They would like to have
2. the County Clerks send in...send in the record of the felony,
3. these people that have been convicted of felonies in their...
4. in their immediate county. Now, in Cook County, of course,
5. there's a Clerk, Dannaher, that's all computerized. And
6. I don't know how he feels about it. The small counties,
7. there's no computerization, would take little effort on
8. the part of those clerks now. I think it's necessary
9. bill if we're going to keep this thing in proper...proper
10. respect for this...for this identification certificate.
11. I'd like to have your favorable vote on this.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Any further discussion? Hearing...no requests, the
14. main question shall be put. Shall SB 535 pass, and upon
15. this question the Secretary will call the roll.

16. SECRETARY:

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

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Soper.

29. SENATOR SOPER:

30. ...and then we'll go along with this.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. There has been a request for a call of the absentees.
33. The absentees will be called and the Sergeant at Arms will

ring the bell.

1. SECRETARY:

2. Bell, Berning, Carroll, Chew, Conolly, Course,
3. Daley, Donnewald, Dougherty, Glass, Harber Hall, Kenneth
4. Hall, Hynes, Johns, Keegan, Kosinski, Latherow, Newhouse,
5. Nudelman, Ozinga, Palmer, Partee, Rock, Romano, Saperstein,
6. Savickas, Smith, Sommer, Soper,

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Glass, aye.

9. SENATOR SOPER:

10. All right...I want to explain my vote...Senator.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Soper is rising to explain his vote.

13. SENATOR SOPER:

14. I vote aye. My vote is aye on this and, I'd like the
15. ...Senators to know that this is very important bill as
16. far as the Firearms and Identification Division is con-
17. cerned. Ok. Thank you, very much.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. I think you accomplished your purpose. On this
20. question the yeas are thirty-three, the nays are none.
21. The bill having received a constitutional required
22. majority is therefore declared passed. Next bill is SB
23. 536, and Senator Rock, if you'd...we're holding that.
24. The next bill then will be SB 538. Senator Nudelman.

25. SECRETARY:

26. SB 538 (Secretary reads title of bill)
27. 3rd reading of the bill.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Nudelman.

30. SENATOR NUDELMAN:

31. Mr. President, I have three bills, 538, 551 and
32. 630. They are not numbered sequentially, but they deal

33.

1. with relatively the same subject matter; and I would ask
2. permission of the Chair and of the Body to deal with them
3. in order. I think we could dispose of the three bills
4. together in a much shorter period of time than if we waited
5. their natural course on the Calendar.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. The Chair will not make the decision, but Senator
8. Nudelman requests leave of the Body to consider the
9. bills all dealing with the subject of ethics to be con-
10. sidered concurrently starting with SB 538. Is leave
11. granted? Leave is granted and we will read SB 538, a
12. 3rd time. We have read it. Any...Senator Nudelman will
13. explain his bill.

14. SENATOR NUDELMAN:

15. Mr. President, Ladies and Gentlemen of the Senate,
16. this is a simple bill. It deals with venue as it relates
17. to the government...Illinois Government Act, and it gives
18. a person charged with a violation...It gives a person
19. charged with a violation of this Act the right to be
20. tried in the county in which he resides. This...this
21. Act has not been invoked very often. In fact, I believe
22. it has been invoked only once, but on that occasion
23. the defendant was required to travel to Springfield,
24. to bring his files and records, witnesses, attorneys,
25. and whatnot to Springfield, and spend a great deal of
26. time and extra expense in trying to... in defending his
27. case here. It seems to me that fairness would require
28. that the trial be had in the county in which the defendant
29. lives. The Constitution, of course, gives us all a right
30. to be tried in a criminal action in the county in which
31. the alleged violation of...of the law occurred. It's a
32. question of interpretation whether the violation of the
33. government ethics act occurred in this county or in the

1. county in which the party in question resides. I believe
2. that the defendant in this type of case should have the
3. right to be tried in his own county. This...this bill
4. passed out of the Judiciary Committee without opposition,
5. and I would request a favorable roll call and, of course,
6. would be willing to answer any question.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Wooten.

9. SENATOR WOOTEN:

10. Would the sponsor yield for a question?

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. He indicates that he will.

13. SENATOR WOOTEN:

14. Would this not...the present situation, I gather,
15. is that such trials take place in Springfield. Would this
16. not avoid the appearance of an impropriety, I'm thinking
17. of my own State's Attorney, who if I were called up for
18. such a trial, it would be a considerable embarrassment
19. to us both, since he is a close friend. As a matter of
20. fact, I know the judges quite well too. What...if you
21. leave things as they are, would you not avoid at least
22. the appearance of an impropriety?

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Nudelman.

25. SENATOR NUDELMAN:

26. I...I don't believe the appearance of an impropriety.
27. I think if we have that low regard for our judicial system,
28. that the question doesn't warrant answer. I would point,
29. however, that there are public officials in Sangamon County
30. in this County so that if they are charged, they, in fact,
31. would be tried in their home county. And I don't see
32. any way to avoid that. So, I...I do believe that the
33. tremendous extra expense to a defendant causes...if you

1. cause him to be tried here, in forcing him to bring what-
2. ever witness he has...witnesses he has, whatever evidence
3. he has...exhibits and whatnot and his attorney to Spring-
4. field is unfair and unreasonable.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Wooten.

7. SENATOR WOOTEN:

8. Perhaps my choice of language is unfortunate then. I
9. think I would personally want to avoid the embarrassment
10. of putting all of us in the situation and would actually
11. prefer a fairly neutral area. But that's just a personal
12. ...as I say, maybe I used the wrong language there. But
13. it seems to me that if you were in a neutral situation,
14. it might be a little bit better all the way around.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Nudelman.

17. SENATOR NUDELMAN:

18. I would point out Senator Wooten that this is not
19. an obligation, this would be a right. There would be
20. no obligation on you, Senator, if you were to be tried,
21. to be tried in your home county. You could opt for this
22. county under the present law. And under the Constitution
23. and under the law as it would be amended, you could still
24. come to Sangamon County to have your trial if you so
25. desire, or any other Senator. I didn't mean to...

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. The Chair recognizes Senator Netsch. I'd like
28. to get some order for one of our Lady Senators. May we
29. please, please, please. I think there's just too many
30. caucuses on the Floor. I know it's unavoidable perhaps,
31. but Senator Netsch, now that we can hear you...I think.

32. SENATOR NETSCH:

33. Mr. President, will the sponsor yield for a question?

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. He indicates that he will, Senator.

3. SENATOR NETSCH:

4. Senator Nudelman, under the law as it stands at the
5. moment, and I haven't had a chance to recheck this, is
6. there any option or even the possibility of moving for a
7. change of venue? Or is it an absolute requirement that
8. the trial be held in Springfield, with no opportunity at
9. all under existing tradition for a change of venue if it,
10. on traditional grounds?

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Nudelman.

13. SENATOR NUDELMAN:

14. I would suggest Senator Netsch that one can always
15. move for a change of venue. However, if one is to be
16. tried in Springfield on the basis that this is the situs
17. of the violation, or the alleged violation under Section 8
18. of the Bill of Rights of our Constitution which says that
19. the defendant has the right to a speedy and public trial
20. by an impartial jury of the county in which the offense
21. is alleged to have been committed. Now, the allegation,
22. I assume, is made that by virtue of the fact that the
23. ethics statement is filed here that this is the situs
24. of the crime, but you can always move for a change of
25. venue. And, of course, Chapter 38 has various provisions
26. for where a trial shall be had and for a method of moving
27. for a change of venue. But if...if one is charged in this
28. county under the present law, merely on the basis that
29. this is where the...this is where the situs of the
30. alleged violation occurred. Then I don't think that a
31. change of venue would have much weight, because merely
32. to say that you want...under the present law to say you
33. want a change without saying that anybody's prejudiced

1. against you, and I don't impute any prejudice to anybody,
2. by this hoped for change in the law. That's not a question
3. of prejudice against the defendant, it's a question of con-
4. venience and right.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Netsch.

7. SENATOR NETSCH:

8. Senator Nudelman, has it then been already established
9. that Springfield is where the offense occurs. If an ethics
10. statement is filed in violation of law, or not filed
11. in violation of law. Has that been determined as yet?

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Nudelman.

14. SENATOR NUDELMAN:

15. Well, the one trial that I know of under this
16. Act was held in Springfield based on the fact that
17. the...that the...the ethics statement was filed in
18. this County. Now, I think a good argument could be
19. made that whatever violation occurred, occurred in the
20. home county of the defendant, in that whatever he
21. did to cause him to misstate his ethics statement,
22. occurred in that county. He prepared his ethics
23. statement most probably in that county and mailed
24. it from there. However, the filing is here and I
25. guess the interpretation has been that inasmuch
26. as the statement is filed here this is the situs
27. and, therefore, the trial in the instance to which
28. I refer was...was handled here, and that's...that's
29. how it came to mind.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Netsch.

32. SENATOR NETSCH:

33. Mr. President, if I might just add a comment. I think

1. this is fairly difficult question to resolve in one
2. respect because I suppose that the kind of offense that
3. is involved here that is an offense on the part of a pub-
4. lic elected official, elected or appointed official, in-
5. volving governmental ethics and his disclosure statement is
6. one that it is not easy to try in the community where that
7. person lives. It presents all kinds of very difficult pro-
8. blems, including in some cases probably conflicting interests.
9. On the other hand, there's no question that a defendant
10. has a constitutional right to be tried in some place that
11. has some rational relationship to where he lives and
12. where he commits the offense. And I...I haven't decided
13. which way I'm going to vote yet. I just simply point
14. out that there are two conflicting problems, and it's
15. not easy to resolve.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Well, I think every defendant is entitled to the
20. presumption he's innocent, and he's entitled to more
21. than that, until he's proven guilty. He's entitled
22. to a trial in a form of convenience to him. If he's
23. tried here he almost has to hire local counsel. This
24. is an added imposition to him. I'm here in Springfield
25. for one reason, to serve the people of the State of
26. Illinois, and my District particularly. And I surely
27. ought to be entitled to be tried in a form that's
28. convenient to me, and that should be a privilege of the
29. defendant. I think this is good legislation, and that
30. it should be passed.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Nudelman.

33. SENATOR NUDELMAN:

1. Mr. President, I didn't foresee this type of debate.
2. There are three bills. I...I wouldn't want to take the
3. time of this Body to debate all three of these bills at
4. this length. I would, therefore, move you Mr. President
5. that these bills be held.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. They will be taken out of the record.

8. SENATOR NUDELMAN:

9. 538, 551 and 630.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Next bill for consideration will be SB 541, the
12. Senator from Elmhurst, Senator Knuepfer.

13. SENATOR KNUEPFER:

14. Mr. President, Members of the Senate, the synopsis
15. explains very clearly what this bill does. It permits
16. Junior Colleges to issue revenue bonds not to exceed 7%
17. interest and not to mature more than 40 years from the
18. date of issuance. Several Junior Colleges have felt
19. and rightly so that the State is moving so slowly on
20. some of it's building programs that the only way they
21. were going to get the facilities they needed was to do
22. it themselves. This morning I added an amendment at the
23. request of the Junior College Board which suggests...
24. which provided some protection...additional protection.
25. And that suggested that any of these projects must be
26. approved by the Illinois Junior College Board and the
27. Illinois Board of Higher Education, so that we have a
28. built-in protection or a double protection actually,
29. that Junior Colleges will not authorize or fund projects
30. under this kind of a concept that may not be viable or
31. in the public interest. The bill was introduced very
32. simply as I note because the Junior Colleges, some
33. of the Junior Colleges felt that the only way they were

1. ever going to get these programs initiated was to do
2. them on their own, rather than wait for the State. In
3. my own particular County, we are some four years behind
4. at the present moment in terms of the plans of the
5. Junior College and the commitment of the State to fund
6. those buildings, and we are getting further behind
7. every day. I would be happy to answer any questions.
8. PRESIDING OFFICER (SENATOR GRAHAM):

9. The Secretary will read the bill a 3rd time by
10. title and we'll continue with the discussion.

11. SECRETARY:

12. SB 541 (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. The first Senator asking recognition was a Lady
16. from Chicago, Senator Saperstein.

17. SENATOR SAPERSTEIN:

18. I rise in support of SB 541 at this time because in
19. committee there was some question as to whether or not
20. this would have given the Junior Colleges the right to
21. also in raising revenue to raise tuition. I do believe
22. that the...the amendments make it a much better bill. I
23. urge your support.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Buzbee, the Gentleman from Carbondale.

26. SENATOR BUZBEE:

27. Mr. President, I'd like to ask the sponsor a question.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. He indicates that he'll be glad to yield.

30. SENATOR BUZBEE:

31. I was about to rise in opposition to this bill, and
32. Senator Saperstein informed me that you had some amend-
33. ments which I was not aware of. Would you please

1. explain to me how these amendments will preclude the
2. Junior Colleges being able to charge an increase in
3. student activity fees which would go to pay off these
4. bonds?

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Knuepfer.

7. SENATOR KNUEFFER:

8. Well, now the amendments are...the amendments do
9. two things. First of all, the amendments suggest that
10. the two protections before these revenue bonds can be
11. issued. Number one is the...the approval required by
12. the Illinois Junior College Board, and secondly the
13. approval of the project by the Illinois Board of Higher
14. Education. Then, in addition to that, and these amend-
15. ments are from the Junior College Board, the...these pro-
16. jects shall be eligible for further State participation
17. in funding, and any equity that shall be acquired by the...
18. and any equity that shall be acquired by the local district
19. at the time the State's participation in the funding
20. becomes a fact. In other words, when the State does finally
21. come into the project, now there may be some initial
22. expense. I wouldn't suggest that there wasn't, but
23. eventually these will become...projects will become a
24. part of the local district's matching funds, so that
25. over the long run there will be no increase in this
26. respect. Now, there might be an initial one, until
27. such time as the State becomes a participant in this
28. program.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Buzbee.

31. SENATOR BUZBEE:

32. Well, there...there apparently is going to be an
33. initial charge then. There's...somebody's going to have

1. start paying these revenue bonds off. And the only way
2. that I can see they can get revenue to start is with a
3. student activity fee of some sort which the students
4. will have no control over. They will not be able to
5. decide if they want to pay an increased student activity
6. fee. And you can call it activity fee or tuition or
7. whatever you want eventually it gets down you're paying
8. more money. I pledge to the 25,000 or so students
9. in my District, college students, that I would never
10. vote for anything that would increase their tuition.
11. And as far as their going through the Junior College
12. Board, or the...or the Higher Board of Education, I'm
13. sorry, Senator, I cannot buy that. I don't think that
14. these people are...they're not really too aware sometimes
15. of the situation of a student paying his tuition. And I
16. think sometimes they're interested in buildings and
17. perhaps not in the financial status of a student. So,
18. I'm in opposition to this bill.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. There is no further discussion? There is. Senator
21. Hynes.

22. SENATOR HYNES:

23. Mr. President, I, too, rise in opposition to this
24. bill. I think that the amendment that Senator Knuepfer
25. offered does, in fact, strengthen the bill, but not to
26. the point that I can support it in any event. The...the
27. bill as originally drawn would have allowed the Junior
28. College Board to embark on new construction projects
29. and issue revenue bonds, payable from the user charges,
30. without any real limitation in terms of a master plan,
31. in terms of coordination, and so on. The amendment will
32. require the approval of the Board of Higher Education
33. and the Junior College Board and in that sense does

1. strengthen the bill. But beyond that I think it is an
2. undesirable approach that we would be taking today if
3. we were to approve this measure. The revenue bonds to
4. be saleable must be guaranteed by the charges, fees and
5. tuitions that students will be paying. And if the
6. facility does not bring in the kind of revenue on a
7. voluntary basis that the planners would have anticipated,
8. it will be necessary to begin charging mandatory fees
9. and to have mandatory memberships and so on in order to
10. finance the project. For that reason, I think the
11. potential is there, to put a very serious burden on the
12. students attending these institutions. I don't think
13. this is the...the proper approach towards financing the
14. construction that may be necessary in the Junior Colleges
15. and I would oppose the bill.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. If there's no further discussion, Senator Knuepfer
18. will close the debate, after that time we will put the
19. main motion. Senator Knuepfer.

20. SENATOR KNUEPFER:

21. Well, I'll close it very simply. I wish personally
22. that the State would be able to meet the commitments
23. that it originally made when the Junior College program
24. was first initiated. The State has not met those commit-
25. ments, and it does not look as if it is going to meet those
26. commitments in any foreseeable future. All that this bill
27. then does is to say, State of Illinois as long as you can't
28. do it let's leave it up, or part of it up to the
29. local Junior College District to make that determination.
30. Now, if you don't do this, the students are simply not
31. going to have the services available. If that's
32. the desire of this Body, that's what's going to happen.
33. They're not going to get them through the State

1. and I wish I could provide those through the State, but
2. they're not going to get them. If you provide no possibility
3. for them to be arrived at through this device, you simply
4. are going to not have this kind of service available.
5. You're not putting any pressure on the State of Illinois
6. in my book by simply suggesting to them that they ought
7. to do this. Because they is us, and we are not doing it,
8. and I would appreciate your support of the bill.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. The question before the Senate is shall SB 541 pass and
11. upon that question the Secretary will call the roll.

12. SECRETARY:

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

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Mitchler, aye. Knuepfer, aye. Howard Mohr, aye.
25. Senator Howard Mohr. Senator Howard Mohr, I'm sorry.
26. Johns, no. Do you have a motion Senator? On this
27. question, the yeas are twenty-three, the nays are nine-
28. teen. The bill having failed to receive the constitutional
29. majority is therefore declared lost. The next bill
30. will be SB 554, the reason for that being is that Senator
31. Keegan will be on the Floor later this afternoon. She's
32. asked that we do return to 553 later today and we have
33. agreed. So the next bill will be 554.

1. SECRETARY:

2. SB 554 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Wooten may explain his bill.

6. SENATOR WOOTEN:

7. Yes, Mr. President, this is a bill requested by the
8. Department of Public Health. It makes some changes in
9. the Illinois Food, Drug and Cosmetic Act. It deletes the
10. definition for adulterated meat or meat products. The
11. definition that's deleted is that if such meat pro-
12. ducts are in casings through which their contents can
13. be seen and if they have been colored, then they are
14. classified as adulterated. The Illinois provision, con-
15. tradicts the Federal provision which permits coloring of
16. meat products and so, the State of Illinois wishes to bring
17. it's regulations in conformity with Federal regulations.
18. This passed the committee in an unanimous roll call and
19. I would ask for favorable support this morning.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Any discussion? The question before the Senate is
22. shall SB 554 pass? Upon that question the Secretary will
23. 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,

1. Weaver, Welsh, Wooten, Mr. President.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Netsch, aye. Swinarski, aye. Soper, aye. Merritt,
4. aye. Shapiro, aye. Daley, aye. On that question the
5. yeas are forty-five, the nays are one. SB 554 having
6. received a constitutional majority is declared passed.
7. SB 555, Senator Wooten.

8. SECRETARY:

9. SB 555 (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Wooten.

13. SENATOR WOOTEN:

14. This bill also is one of three requested by the
15. Department of Public Health. And what it seeks to do
16. is to strike two lines in the existing law. Nothing in
17. Sections 9 or 14 of this Act applies to meat or meat
18. products or to poultry or poultry products. What it does
19. then is give the Director of the Department authority
20. to promulgate standards to control either economic
21. fraud or public health aspects of meat or poultry
22. offered to the consumer. I'm informed by the Director
23. this would include such things as excess fat in ground
24. beef, added water to meats, cereals or binders added to
25. ground beef. Presently they are forbidden to make
26. such judgments and they request this authority in this
27. bill.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Any further discussion? The question is shall
30. SB 555 pass and on that question the Secretary will
31. call the roll.

32. SECRETARY:

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

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

10. PRESIDING OFFICER (SENATOR MOHR):

11. Donnewald, aye. Palmer, aye. Smith, aye. Sours,
12. aye. On that question the yeas are forty, the nays are
13. one. SB 555 having received the constitutional majority
14. is declared passed. SB 556.

15. SECRETARY:

16. SB 556. (Secretary reads title of bill)
17. 3rd reading of the bill.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Wooten.

20. SENATOR WOOTEN:

21. Yes, Mr. President, this is another change requested
22. by the Department of Public Health and I will try to be
23. a little more specific on this one and perhaps I've
24. been on the others. They want to repeal a provision
25. of the law which mandates that the State of Illinois
26. license and test new drugs, experimental drugs. At
27. present, all such drugs must now be registered and tested
28. by the Federal government. What the State of Illinois
29. proposes is that instead of inaugurating a testing pro-
30. gram I've...guess we've never really had one although
31. our law seems to require it, that what the State would pro-
32. pose to do now is to let the...the Federal government
33. pass and certify and then the copy must be sent to the

1. State and that will suffice. We will not attempt to
2. duplicate the Federal program in drug testing and
3. certification, we will accept that Federal testing
4. and certification as sufficient for State purposes.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Any further discussion? Senator Saperstein.

7. SENATOR SAPERSTEIN:

8. Will the sponsor yield to a question, please?

9. PRESIDING OFFICER (SENATOR MOHR):

10. He indicates he will.

11. SENATOR SAPERSTEIN:

12. Senator Wooten, will this allow the State of Illinois
13. to request a certain testing of a certain drug or food?

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Wooten...

16. SENATOR SAPERSTEIN:

17. ...do you know?

18. SENATOR WOOTEN:

19. As far as I read the bill, Senators, it only addresses
20. itself to one thing, that's those who are applying for per-
21. mission to sell a drug. The State wants to change it instead
22. of having to be...to go through a testing procedure at the
23. State, which is actually non-existent and one at the Federal
24. level, you just go through one. And the Federal certification
25. and testing will suffice in the State. It doesn't address
26. itself to anything other than that. It does eliminate
27. some grandfather clauses, grandfather clause provisions
28. that predate 1960.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Any...Senator Nimrod.

31. SENATOR NIMROD:

32. Senator Wooten, will you yield to a question?

33. Does this mean that the State would just automatically

1. accept the Federal certificate, or does this mean that
2. the State has to approve it and can they amend it?

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Wooten.

5. SENATOR WOOTEN:

6. In effect, the State would accept it Senator, because
7. they do not now do any testing.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Any further discussion? The question is, shall SB
10. 556 pass, and on that question the Secretary will call
11. the roll.

12. SECRETARY:

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

23. PRESIDING OFFICER (SENATOR MOHR):

24. Vadalabene, aye. Johns, aye. Kenneth Hall, aye.
25. Kosinski, aye. On that question the yeas are forty-
26. three, the nays are one, one voting present. SB 556
27. having received the constitutional majority is declared
28. passed. SB 563, Senator Roe.

29. SECRETARY:

30. SB 563 (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Roe.

1. SENATOR ROE:

2. Mr. President and Members of the Senate, 563 is a
3. companion bill to 564. It simply deletes the Veterinary
4. Examining Committee from the civil administrative code.
5. In 564 as part of 564, the committee is reconstituted
6. under the Veterinary Practice Act. I would appreciate
7. a favorable roll call.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Any further discussion? On that question, or the
10. question is shall...somebody have a question or further
11. discussion? The question is, shall SB 563 pass? And
12. on that question the 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 MOHR):

25. Netsch, aye. Palmer aye. Carroll, aye. On that
26. question the yeas are forty-nine, the nays are none.
27. SB 563 having received the constitutional majority is
28. declared passed. Go back one to SB 561, Senator Walker.

29. SECRETARY:

30. SB 561 (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Walker.

1. SENATOR WALKER:

2. Thank you, Mr. President, Members of the Senate.
3. SB 561 has bi-partisan sponsorship. It prohibits the
4. licensees, the owners of the mobile home parks from
5. imposing restrictions on the sale or purchase of mobile
6. homes. It's been amended. The amendment provides, the
7. amendments have been on the desk and printed, violation
8. of the provision of this section shall be enforced by
9. local authorities through the respective State's attorneys
10. where such violations occur. That amendment was
11. offered by the Department of Health. Our present Mobile
12. Home Act, Chapter 1-11 1/2 on the operation of the mobile
13. home parks apparently takes care of everyone except the,
14. I'll call him the tenants, the owners of the mobile homes
15. themselves. And this adds to Section 15 stating that no
16. restrictions respecting the sale, purchase or transfer
17. of ownership of any mobile home may be imposed or enforced
18. by or on behalf of a licensee. I'm going to be as brief
19. as I can. It's going to take a little more time than I
20. usually take, because I think this is an important bill.
21. Chicago Trib, Attorney General reacts, trailer park practices
22. face quiz. Investigation will determine what new legislation
23. is needed to protect residents of mobile homes as well as
24. which parks violate consumer fraud laws. Scott's office
25. in November won a judgment against Willow Lake Estates,
26. a mobile home park in Elgin, enjoining the park owners
27. from restricting residence of persons...of persons
28. who bought mobile homes from the owners and charging
29. residents a fee to sell their mobile homes to a new
30. owner. The Park agreed to live with the decree with-
31. out admission of guilt. Another article from the Trib,
32. squeeze plagues mobile homes. People who seek freedom,
33. privacy and mobility in mobile home living will find

1. little of each in the Chicago area. Owners of mobile
2. homes must admit the growing list of rules to hold onto
3. lots in mobile home parks. Park owner's just don't care
4. how much harrassment, intimidation or abuse they heap
5. upon the tenants. They're happy, I think this is important,
6. they're happy when people move because they want the space
7. so they can sell a new mobile home unit to put in there.
8. Now as to the practical side. Here's the rules of a
9. mobile home park in my own District. No mobile home
10. shall be sold or rented on the lot. A follow-up on that,
11. I have read the rules of this park and agreed to abide
12. by them. Another park in my District, and I'll name them,
13. in both Sheffield's Court and Paradise Park, until further
14. notice the following will be observed relative to the
15. resale of mobile homes. Anyone desiring to sell their
16. home must first notify and list the same with the office
17. in the park where they reside. On all direct customers
18. of Sheffield's Sales Inc., where sales will be permitted,
19. the commission involved will be 6%. No one will be
20. permitted to resale their mobile home who did not buy
21. directly from or through Sheffield's Trailer Sales. In
22. other words, they want the owner of the mobile unit to
23. take it out so they can sell someone else a new unit
24. and put it on that pad. And all sales buyers must be
25. approved by the park office prior to closing the sale.
26. Any sale made prior to listing with the office or approval
27. of this office results in the resident's buyer removing
28. the mobile home. As a practical matter, that has been
29. done. People have sold their homes and in many instances
30. they want 6%, the owner of the park wants 6% from the
31. owner of the home if they sell it and they want 6% from
32. the purchaser. Now on your ordinary real estate
33. transactions, you know the seller pays the 6%. In this

1. case the owner of the mobile home park is imposing this
2. restriction on the owner of the mobile unit. This is
3. what I'm trying to cure. I think it's a good legislation
4. in committee. I was told by the Illinois Mobile Home
5. Association that they thought the bill needed an amendment.
6. That's been a month ago. The only amendment I've had
7. is from the Department of ...of Health in regard to the
8. enforcement provisions. I think it's good legislation.
9. I'll yield to questions. I would appreciate a favorable
10. roll call.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Netsch.

13. SENATOR NETSCH:

14. Mr. President, will the sponsor yield for a question
15. and I guess a comment also. Senator Walker, when the bill
16. was discussed in committee, everyone as I recall was in
17. agreement that the particular practice that you had in
18. mind to prohibit was justifiable, that is it should have
19. been prohibited. We agreed it was a bad practice, it was
20. unfair and that legislation to deal with that was perfectly
21. acceptable. The questions that were raised in committee
22. related to the fact that the language in the bill was
23. much too broad, no restriction respecting the sale, pur-
24. chase or transfer of ownership can be imposed and a number
25. of examples were raised of restrictions that a mobile home
26. operator might validly want to impose. As I recall,
27. they related to such things as good housekeeping, health
28. standards, sanitation, standards and so forth. And we
29. were concerned that if those were attempted to be imposed
30. at the time that sale took place that that somehow
31. might be caught up and prohibited in this Act. And I
32. think it was agreed in committee that when language
33. was devised that met your exact problem, that everyone

1. was supportive of it. The only amendment as I think you
2. just indicated that has been offered has to do with the
3. enforcement authority, and I think the same problem is
4. in existence as we raised in committee. The language
5. just goes beyond what is...was that you want it to reach.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Walker.

8. SENATOR WALKER:

9. Yes, Senator Netsch, I have those same notes here
10. in regards to certain ambiguities, but if you'll take
11. Chapter 111 1/2, in its entire context, it starts with
12. 719, the operation of mobile home parks then it goes
13. into each mobile home license, goes in the attendant
14. or caretakers, drainage, the minimum space, water, sewers
15. and so forth, electrical outlets, and this new section
16. that it adds ties right in to Chapter 111 1/2. And it
17. says no restriction respecting the sale, purchase or
18. transfer of ownership of any mobile home may be imposed
19. or enforced on or behalf of a licensee. Now the licensee
20. is the owner of the mobile home park itself. As I say,
21. we did discuss that. I think the bill does what I
22. want it to do. I gave the owners a chance to offer
23. amendments, they haven't done it. If they want to
24. offer them in the House, I'll be happy to discuss them
25. with them. But I've told the Senate what I'm trying
26. to do with this bill, and as Hudson Sours just said, it's
27. the people's bill. We don't get too many people's bill
28. in here. A lot of the elderly are selling their homes
29. and going into these trailer parks. A lot of young
30. newly weds, thanks Bartulis, I hadn't thought of
31. that one, are buying these mobile homes and going
32. into parks until they get transferred and they they
33. come to John Doe, the owner of the unit saying you want

1. to sell it, we want 6% and we want 6% from the purchaser.
2. I don't think it's fair by any stretch of the imagination.
3. I still think it's a good bill as I did originally, and
4. I'd appreciate a favorable roll call.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. Senator Walker, as I understand it, if I owned a
9. mobile home park, which I do not, by the way. But if
10. I owned a mobile home park and somebody in my park sold
11. their mobile home to somebody that I didn't want to live
12. in my mobile home park, and it is my property, then I
13. would not be able to tell those people that you cannot
14. keep your mobile home here. Is that right?

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Walker.

17. SENATOR WALKER:

18. ...the present rules, and I read one of them here.
19. And all sales buyers must be approved by the park office
20. prior to closing the sale. That is all right and it takes
21. care of the situation that you've discussed here. What...
22. it doesn't...what this bill does is prohibit this double
23. commission on the sale of a home. And that was also
24. discussed in committee and Mike Quasmanus, the lobbyist
25. for the mobile home association was talking about any
26. amendment. As I say, it's been a month, I haven't seen
27. the amendment. I'd like to pass the bill and if he want
28. to work it out with House sponsor, it will be perfectly
29. agreeable with me. I'm not trying to deprive the owner
30. of the mobile home park from any of their rights, such
31. as being able to...if John Doe sells to Richard Roe,
32. naturally, I think they should approve that or be asked
33. about it before they do it but I don't think they should

1. charge a two-way commission, if I can refer to it in
2. that manner.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. I...I appreciate your comment Senator. But as I
7. read through the bill as now written, it says no restriction
8. respecting the sale, purchase or transfer of ownership of
9. any mobile home may be imposed or enforced by or on behalf
10. of a licensee. And the only amendment that I have
11. in my...in my bill book says that violations of the pro-
12. visions of this section shall be enforced by local
13. authorities through their respective State's attorneys
14. where such violations occur. So what I'm saying is that
15. my original question it seems to me is still a valid one
16. as far as the bill is concerned. And you know, I hate
17. to be against people bill that's kind of like against
18. God, motherhood and apple pie. I don't read the bill
19. as you have described it.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Senator Walker, I want to should a share of the
24. blame for the discussion today. My memory of that week
25. is just a little bit fuzzy, but as I recall I was one
26. of a subcommittee which was appointed to work out the
27. language problems in this bill and I don't believe we
28. met. And that's why we're probably in the situation we're
29. in today. My apologies.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Berning.

32. SENATOR BERNING:

33. Mr. President and Members of the Body, I rise in

1. support of this bill and let me assure Senator Buzbee
2. that the mobile home park is private property and any-
3. one there is at the...is there at the sufference of the
4. owner. At any time, the owner may order you off his pro-
5. perty along with your mobile home and if you do not move
6. it off at his request, he can hook a tractor on it
7. and pull it out into the road, and it's your respon-
8. sibility then to find a site for it. This bill seeks
9. to address itself to a real critical problem, one which
10. surfaced when my subcommittee was holding hearings through-
11. out the State on the question of the mobile home park
12. control. We had testimony where a mobile home buyer
13. would have to pay a spotting fee of up to \$2,000 for
14. the privilege of putting that mobile home in a park.
15. Then should he find that he must sell the mobile home
16. because of changed circumstances, maybe he transferred
17. to California, to sell that mobile home to you, Senator
18. Buzbee, he must pay the park owner whatever the park
19. owner wants in the way of a fee or commission, just
20. for the privilege of selling the home and allowing it
21. to stay there. This is unconscionable. He, in no way,
22. is deprived from his right of screening the resident.
23. This bill does not destroy that right, but it does
24. protect the mobile home owner from vicious overcharges...
25. charges and overcharges for the transfer of ownership
26. of that home.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senators, I'm going to remind you of the rule that
29. you can speak one on...one time on the subject. We're
30. going to have to enforce the rule, we're getting down
31. to the closing days or the deadline of the 25th. Senator
32. Course and then...

33. SENATOR COURSE:

1. Yes, Mr. President, and Members of the Senate.
2. was privileged to sit in the Executive Committee. I
3. was handling a bill in there and I heard the testimony
4. on this particular bill, supported by Senator Walker.
5. And I never realized there were so many regulations
6. imposed upon people and they came to sell of...mobile
7. home. And I'm looking out for the interest of a seat-
8. mate of mine who is...not a seatmate a Gentleman who
9. is the Senator in the District adjoining mine who is
10. going to own a mobile home, and I don't want him to
11. be put in this position when he wants to sell a home
12. to have the mobile park owner tell him, well, now these
13. are the restrictions I'm going to impose upon you unless
14. you abide by them you can't sell your home, or I'm going
15. to buy your home from you at the price I want to pay.
16. And so I think this is a good piece of legislation,
17. and I'm going to support it.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Soper. Senator Glass.

20. SENATOR GLASS:

21. I rise briefly to support this legislation also,
22. Mr. President. I think the bill, Senator Course was
23. referring to happened to have been mine which did not pass
24. through Executive Committee that did however bring to
25. light many of the abuses that the mobile home owners
26. are subjected to. It was a bill that would have provided
27. some machinery so that they could not be summarily
28. evicted from the parks. I don't think that's the issue
29. here. I think this is a very reasonable bill. Many
30. of our senior citizens in particular in my District
31. and the surrounding Districts do live in mobile homes
32. and what this bill I think does is simply give them
33. a right to sell their homes without unreasonable or

1. unconscionable fees being charged to them. And I would
2. certainly would urge the membership to support it.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Soper.

5. SENATOR SOPER:

6. Senator Walker, just...I just want to clear some-
7. thing up in my own mind. I'm against anybody charging
8. somebody for selling a mobile home or not giving people
9. the right to sell the mobile home to...if they have a
10. chance to sell it for more money than somebody else.
11. But now, what that...does that makes it necessary for the
12. mobile park home owner, the fellow that owns the park
13. to accept anybody that that's sold to? That mobile home.
14. You put a new party in there, it's like...it's like owning
15. an apartment building. Do they have to...do they have to
16. take the party that the mobile home is sold to, or can
17. they require that they have a choice of taking the tenant?
18. Senator Walker...

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Walker.

21. SENATOR WALKER:

22. The rules of all of these parks provide that the
23. ...the purchaser, the owner of the mobile unit, selling
24. it to the purchaser, the purchaser has to be okayed.
25. I use a form here as to where the place of employment
26. is, they also...they want to know in other words if
27. they can pay the rent for the space occupied, if they're
28. gainfully employed and so forth. And they also reserve
29. the right to terminate the tenancy for reasons the
30. former shall deem objectionable, not be responsible
31. and so forth. All of the rules more or less provide
32. the same thing. The purpose of this...as I...the naturally,
33. the purchaser should be okayed by the home park to...

1. This bill doesn't affect that. What I'm trying to do
2. here and Senator Glass brought it out, and I have an
3. analogous situation here. A woman who was evicted from
4. a park and was not permitted to sell her home on the
5. lot finally netted only 200 from the sale of the home
6. that cost \$7,000. The home had to be pulled apart and
7. sold as salvage. The woman, a sixty-five year old widow
8. bought the home on the lot from its previous owner.
9. Now, there's a case where a widow bought a mobile unit
10. was permitted to move into it, but when she went
11. to sell it, they wouldn't give her permission to sell
12. it because they wanted to sell a new unit to put on that
13. pad as they're referred to. Now wouldn't effect that.
14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Soper.

16. SENATOR SOPER:

17. Yes, sir, you know, ask you a yes or no question ...
18. and you know you read the Constitution and all the
19. Amendments for all the States. Now, this is very simple,
20. you know Senator Walker. Very simple. Now, if you preclude
21. the...the owner of the mobile park to pick his tenant,
22. then...then the bill is bad. If you...if you say, if
23. you don't preclude him from picking his tenant then
24. to what avail is the sale of this home if the people
25. can't keep it there? Are...you say they can't charge,
26. you...and that...persons should be able to sell this
27. home. Now the owner of the park says ok, you bought
28. the home. Now you can't live there, move your home
29. out. Then what do you do. Are you going to give
30. a guarantee to the party that buys the home, I want
31. to protect the buyer. Now, somebody comes in, he wants
32. to sell that mobile home. So he says here's a nice park,
33. he gets an unsuspecting buyer and he sells him this mobile

1. home, and all of the sudden he goes to the mobile park
2. owner and he, the fellow says, I'm sorry, but I've got
3. that space rented and...under the rules and regulations
4. you...you're giving a notice, you're not accepted by me.
5. The people that signed the lease with me, can't transfer
6. the lease without my ok. Now you own the home, take
7. it out of here. What are you doing to protect that
8. fellow?

9. PRESIDING OFFICER (SENATOR MOHR):

10. Can you answer that short question...

11. SENATOR SOPER:

12. Yes or no.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Walker.

15. SENATOR WALKER:

16. That's just exactly one of the reasons this bill
17. was introduced. A seller...a seller that had purchased
18. a home on a lot sold it but didn't pay the 6%. The
19. new owner of the home went out there, sold his house-
20. hold furnishings and here's the mobile home sitting out in
21. front of the mobile home park and that's what we're trying
22. to cure here. Just exactly what you just mentioned.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Soper.

25. SENATOR SOPER:

26. All right. You're ...you're trying to cure the fact
27. that the fellow doesn't pay 6%, so why don't you say that.
28. On the sale of a home, you...a fellow can sell the home
29. to whom he pleases but it's got to be...the tenants must be
30. acceptable and before the seller can receive the money
31. from the poorest, unsuspecting client that...or the sucker that
32. he got to buy that mobile home, that he must be assured
33. of tenancy in that park. Very simple.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Walker.

3. SENATOR WALKER:

4. One...one of the reasons for that is the mobile
5. home association were invited to appear with the
6. members of the subcommittee and they didn't show
7. because they don't want any restrictions at all, as
8. to the fee in regards to the sale of homes, they just
9. don't want any restrictions imposed and I have a hunch
10. that that's the reason they didn't accept the invita-
11. tion. Roll call, Mr. President.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Ozinga.

14. SENATOR OZINGA:

15. Mr...Mr. President, Members of the Senate and
16. especially members of the Executive Committee. How
17. this bill got in License and Miscellaneous I don't know.
18. But we had three of these same identical bills as we
19. heard in Executive Committee. And as you know, that
20. Senator Glass will verify the fact they all came out with
21. a Do Not Pass. However, this is a good bill. It's a good
22. bill only for one reason, and that one reason, if the
23. Members of the Executive Committee will just remember
24. as we sat in Executive Committee we listened to an awful
25. lot for and on behalf of the tenants or the people that
26. are living in these mobile homes and they were defended
27. by the mobile park home...the mobile park owners. Now,
28. the real reason that this bill is partially good is
29. that it brought to light exactly what Senator Walker
30. is trying to say. An abusive privilege being taken
31. advantage of by the mobile park owners. This corrects
32. half of the situation and that is where the person wants
33. to move or sell his mobile home. And it only refers to the

1. sale and transfer of title to that home by people that
2. can't do anything else along the line. Now, I will agree
3. with all of you that are opposed to the bill, but I
4. think that the language is such that it could be worked
5. out so that it only refers to the sale and transfer of
6. ...of home that are on premises. Now, this is a con-
7. tractual relationship between landlord and tenant, and
8. I believe the Glass bills tried to rectify that section
9. of the Statute. This, Senator, I believe refers only
10. to the mobile park section. Therefore, I would say
11. that he should put an additional word in here, but I'd
12. be willint to let the bill out with correction in the
13. House that it refers only to the park licensee and
14. therefore would encourage a favorable roll call on
15. this bill.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator McBroom.

18. SENATOR MCBROOM:

19. I move the previous question, Mr. President.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Partee, will you hold that for one minute
22. for Senator Partee? Senator Partee.

23. SENATOR PARTEE:

24. There's an old expression that never the twain
25. shall meet. It isn't true. Senator Ozinga just made
26. a beautiful speech. He sold me because this is an open
27. housing bill for the mobile home owners and I'm going
28. to vote aye.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Walker may close the debate.

31. SENATOR WALKER:

32. Roll call.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Request for roll call. The question is shall SB
2. 561 pass? And on that question the Secretary will call
3. the roll.

4. SECRETARY:

5. Bartulis, Bell, Berning, Bruce, Buzbee,

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Buzbee.

8. SENATOR BUZBEE:

9. Mr. President...in explaining my vote, I want to
10. reiterate once again, as the problem exists in Senator
11. Walker's District and some of the other districts in
12. the suburban areas I understand these fees are being
13. charged to move in and move out. And I would be
14. adamantly opposed to that type of operation and I would
15. support a bill that would preclude that sort of thing
16. being done. But this bill goes much, much further
17. than that. This bill says that, and again, I'm sorry,
18. I...disagree with Senator Walker's interpretation of
19. the way the bill is written, but it's three little lines
20. that says no restrictions may be imposed or enforced
21. by or in behalf of a licensee. And I still think that
22. means that that licensee cannot restrict anybody from
23. moving into his park. Senator Partee's speech almost
24. persuaded me but I'm still going to vote no.

25. SECRETARY:

26. Carroll, Chew, Clarke, Conolly, Course, Daley,
27. Davidson, Donnewald, Dougherty, Fawell, Glass, Graham,
28. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
29. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,
30. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,
31. Nimrod, Nudelman, Ozinga, Palmer, Partee,

32. PRESIDING OFFICER (SENATOR MOHR):

33. ...I'm sorry, hold that. Senator Netsch, please.

1. Senator Partee. Senator Partee.

2. SENATOR PARTEE:

3. Senator Netsch I think wanted it...Oh, I see.

4. How did the Senator Ozinga vote? I want to be sure.

5. I didn't hear him. I want to follow him on this open
6. housing bill. I vote aye.

7. SECRETARY:

8. Regner, Rock, Roe, Romano, Saperstein, Savickas,
9. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
10. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,
11. Mr. President.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Netsch, I'll recognize. I failed to
14. recognize her on the roll call.

15. SENATOR NETSCH:

16. Mr. President, my vote is no. We were assured in
17. committee that the bill would be amended to deal pre-
18. cisely with the problem that Senator Walker raised and
19. which we all agreed should be prohibited. It goes far
20. beyond that, it does things that nobody has fully under-
21. stood or comprehended and it seems to me that in that
22. form it is a very bad piece of legislation.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Hall, for what purpose do you rise? Senator
25. Harber Hall, present. On that roll call the yeas are
26. forty-two, the nays are three, one voting present. SB 561
27. having received the constitutional majority is declared
28. passed. Nays are four. SB 564, Senator Roe.

29. SECRETARY:

30. SB 564 (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Roe.

1. SENATOR ROE:

2. Mr. President, Members of the Senate, this bill
3. has a number of areas. It has been amended. One thing
4. that is provided in the bill is mandatory continuing
5. education for veterinarians starting in 1977. It re-
6. constitutes the Veterinary Committee that was eliminated
7. in 563 under the Veterinary Practice Act which is part
8. of 564. It also defines animal health technician,
9. and it provides that at the scene of an accident, in an
10. emergency situation a veterinarian will not be liable
11. in the absence of gross negligence. This bill was worked
12. out in subcommittee and unanimously approved by the
13. Committee on Health and Welfare, and I would ask for a
14. favorable roll call.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Wooten.

17. SENATOR WOOTEN:

18. Yes, I just wanted to observe that I worked in the
19. subcommittee. One provision of the bill, I still object
20. to and that's releasing the veterinarians from liability.
21. I object to that for everybody including newsmen. And...
22. however, it...as long as we've given it to doctors, I
23. suppose we might as well go right down the line along
24. with everybody now, so I'll be glad to support this bill
25. because it's excellent in all other respects.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Any further discussion? The question is shall SB
28. 564 pass? And on that question the Secretary will call
29. the roll.

30. SECRETARY:

31. Bartulis, Bell, Berning...Berning, Bruce, Buzbee,
32. Carroll, Chew, Clarke, Conolly, Course, Daley, Davidson,
33. Donnewald, Dougherty, Fawell, Glass, Graham, Harber Hall,

1. Kenneth Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel,
2. Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler,
3. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod,
4. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
5. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro,
6. Smith, Sommer Soper, Sours, Swinarski, Vadalabene,
7. Walker, Weaver, Welsh, Wooten, Mr. President.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Glass, aye. On this question the yeas are forty-
10. three, the nays are none, two voting present. SB 564
11. having received the constitutional majority is declared
12. passed. SB 567, Senator Sours.

13. SECRETARY:

14. SB 567 (Secretary reads title of bill)

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Sours.

17. SENATOR SOURS:

18. I thought you were getting into 594, excuse me.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Well, with luck we will. But right now we're at 567...
21. You want to hold that one? Senator Mitchler, 580. Senator
22. Mitchler.

23. SENATOR MITCHLER:

24. Yes, Mr. President, Members of the Senate, I would
25. like to move that SB 580 be taken from 3rd reading back
26. to 2nd reading for the purposes of an amendment.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Is there leave? Senator Mitchler desires to bring
29. SB 580 back to 2nd. Senator Mitchler, will you explain
30. the amendment?

31. SENATOR MITCHLER:

32. On the Secretary's desk is the amendment. Copies
33. have been distributed around to each member of the Senate.

1. Amendment to SB 580 which is the authority for the City
2. of Aurora to establish under the...Metropolitan Civic
3. Center Support Act to include the City of Aurora, and
4. now the amendment would also include the Peoria Civic
5. Center Authority. So you would have two new communities
6. coming in addition to Rockford and Springfield who are
7. already in the Act, you would add Peoria and Aurora
8. come in. Now the amendment further clarifies some lan-
9. guage that it was pointed out by the Governor's Office,
10. and they questioned whether the language in the present
11. Act was clear, that the State portion of which is a 50%
12. funding would apply to both principal and interest. And
13. the Governor's Office thought that the language in the
14. present Act, it was somewhat ambiguous as to applying to
15. interest in addition to principal and now the amendment would
16. clearly state that the State funding their portion would
17. apply to both principal and interest. Now this would be
18. clarifying language. I would move for the adoption of
19. Amendment...is this the first amendment? Amendment No. 1
20. to SB 580.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Mitchler moves the adoption of Amendment No. 1.
23. All those in favor signify by saying aye. Opposed. Amend-
24. ment No. 1 is adopted. 3rd reading. SB 589, Senator
25. Bartulis.

26. SECRETARY:

27. SB 589 (Secretary reads title of bill)
28. 3rd reading of the bill.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Bartulis.

31. SENATOR BARTULIS:

32. Thank you, Mr. President, Members of the Senate.
33. SB 589 is a bill that amends the Environmental Protection

1. Act. It requires the Institute for Environmental Quality
2. to prepare a study of the economic impact of all existing
3. and proposed environmental control regulations. And
4. also requires the Pollution Control Board to hold at
5. least two public hearings on this economic impact.
6. And it sets out an initial reporting date of March, 1974
7. for the results of the study. Now rather than attempt
8. to give a long list of facts and figures about economics
9. in the State of Illinois, I think it is best to present
10. to you with one figure, and let each of you draw your own
11. conclusions as to the importance of Illinois' economy.
12. Now in 1971 a total estimated annual growth statement
13. produce was approximately 64 billion. Now if like...
14. like me you really don't comprehend figures that size,
15. try to imagine the 64 with nine zeroes after it. I think
16. it is imperative that each of us as Members of the General
17. Assembly as well as every person in the State of Illinois
18. know whether or not our environmental control regulations
19. are restricting us from further economic growth. Now we
20. have a right to know if that's 64 billion dollar figure
21. would be even larger if some of the excessively stringent
22. regulations were relaxed. Now the people...the purpose
23. of this bill really is to strike a more acceptable balance
24. between environmental goals and economic feasibility, and
25. impact. And if there's any question, I'd gladly answer
26. them and I'd appreciate a favorable roll call.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Any further discussion? Senator Rock.

29. SENATOR ROCK:

30. Well, this is bill was amended by Senator Vadalabene.
31. I think the amendment was a good one. The only question
32. I did have of the sponsor is that it calls for...it seems
33. to me a larger appropriation in...to the extent that you're

1. calling for a technical study to be conducted by the
2. Institute. And I'm not sure at this point whether they
3. have the manpower and capability to do that. I think
4. if we'll be prepared to...to amend their Act to assure
5. them that we will fund it to the extent necessary, I
6. would have no...I do not have any objection to this
7. bill.

8. PRESIDING OFFICER (SENATOR MOHR):
9. Senator Bartulis.

10. SENATOR BARTULIS:
11. Well, they are holding their ~~meetings~~ and hearings
12. the same time.. And this could be done at the same time.

13. PRESIDING OFFICER (SENATOR MOHR):
14. Any further discussion? The question is shall SB
15. 589 pass and on that question the Secretary will call
16. the roll.

17. SECRETARY:
18. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
19. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
20. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
21. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
22. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
23. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
24. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
25. Saperstein, Savickas, Schaffer, Scholl, Shapiro,
26. PRESIDING OFFICER (SENATOR MOHR):
27. We're still on roll call gentlemen.

28. SECRETARY:
29. Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
30. Vadalabene, Walker, Weaver, Welsh, Wooten,
31. Mr. President.

32. PRESIDING OFFICER (SENATOR MOHR):
33. Johns, aye. Mitchler, aye. Hynes, aye. Netsch, no.

1. Roe, aye. Carroll, aye. On that question the yeas are
2. forty-three, and the nays are one. SB 589 having received
3. the constitutional majority is declared passed. Senator
4. McBroom, SB 579.

5. SECRETARY:

6. SB 579 (Secretary reads title of bill)
7. 3rd reading of the bill.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator McBroom.

10. SENATOR MCBROOM:

11. Yes, Mr. President, Members of the Senate. 579, I
12. view it somewhat as a companion bill to the bill that was
13. handled yesterday. All it simply says is that if a party
14. abdicates its responsibility and...and doesn't nominate
15. someone in a primary, that that is the end of the ball-
16. game. They...it has nothing to do with someone withdrawing
17. it has nothing to do with someone dying, it has nothing to
18. do with someone becoming ill. It simply says that if
19. they do not nominate in the primary that that...that
20. slot remains vacant. I appreciate a favorable roll call.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Any further discussion? Question is shall SB 579
23. ...Senator Fawell.

24. SENATOR FAWELL:

25. I...I'm sorry for my ignorance on this subject,
26. Senator, but does that mean that the write-in, that
27. there's no opportunity for a write in?

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator McBroom.

30. SENATOR MCBROOM:

31. It...it certainly does not Senator Fawell. The
32. bill that was passed yesterday pertained to that and
33. that bill, if you recall said that if it requires Senator

1. Fawell to get 300 names on a petition to file, then...
2. then in your district it would require 300 write-in
3. names to...to file. Ths simply says if they do
4. neither.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Any further discussion? The question is shall
7. SB 579 pass and on that question the Secretary will
8. call the roll.

9. SECRETARY:

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

20. PRESIDING OFFICER (SENATOR MOHR):

21. Savickas, aye. Kosinski, aye. McBroom, aye. On
22. that question the yeas are thirty-four, the nays are
23. six. SB 579 having received the constitutional majority
24. is declared passed. SB 580, Senator Mitchler. Don't
25. have...we'll have to hold that. The Secretary doesn't
26. have that back yet Senator. He doesn't have the bill
27. here. He'll have it and then we'll get back to it.
28. SB 593, Senator Glass.

29. SECRETARY:

30. SB 593 (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Glass.

1. SENATOR GLASS:

2. Thank you, Mr. President, Senators. SB 593 was
3. requested by the Illinois Educational Facilities Authority.
4. This Authority was created by an Act which came...became
5. effective October 9, 1969 in which...provides tax exempt
6. financing for educational facilities for our private
7. colleges in Illinois. The Authority may sell bonds,
8. revenue bonds in order to obtain funds to finance the
9. facilities. I want to emphasize these bonds are not, and
10. I repeat no, obligations of the State of Illinois. They
11. are...they do enjoy tax exempt status, and after working
12. under the Act for several years the Authority has re-
13. requested this amendment. And it believes that the pro-
14. posed amendments will, in fact, result in lower cost
15. financing for the colleges, and will enable the Authority
16. to better market its bonds. And I...I'd be happy to
17. answer any questions. The bill was heard in the Education
18. Committee and I think went through without a dissenting
19. vote. And I would encourage support of the Senate for
20. this bill.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Any further discussion? The question is shall
23. SB 593 pass and on that question the Secretary will
24. call the roll.

25. SECRETARY:

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

1. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
2. Weaver, Welsh, Wooten, Mr. President.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Bartulis, aye. Donnewald, aye. Carroll, aye.
5. Buzbee, aye. Netsch, aye. Regner, aye. Newhouse,
6. aye. Kenneth Hall, aye. Berning aye. Knuppel, aye.
7. McBroom, aye. On that question the yeas are forty-six,
8. the nays are none. SB 593 having received the constitu-
9. tional majority is declared passed. Senator Mitchler, 580.

10. SECRETARY:

11. SB 580 (Secretary reads title of bill)
12. 3rd reading of the bill.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Mr. President, Members of the Senate, the SB 580
17. does exactly as read by the Secretary. The Metropolitan
18. Civic Center Support Act is amended to include in addition
19. to the Springfield and Rockford Civic Centers, Peoria
20. Civic Center and Aurora Civic Center. We just put the
21. amendment on to that effect, and I would appreciate a
22. favorable roll call.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Any further discussion? The question is shall
25. SB 580 pass? And on that question the Secretary will
26. call the roll.

27. SECRETARY:

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

1. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
2. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
3. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
4. Weaver, Welsh, Wooten, Mr. President.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Johns, aye. Netsch, aye. Buzbee, no. Bartulis,
7. aye. Carroll, aye. On that question, the yeas are
8. forty, the nays are one. SB 580 having received the
9. constitutional majority is declared passed. Just a
10. note that you all may be interested in, as of the moment
11. we have 250 more Senate bills on 3rd to go, before
12. Friday, this does not include the agreed list nor appro-
13. priations. So, let's get in high gear. Senator Sours
14. on SB 594.

15. SENATOR SOURS:

16. Mr. President, Ladies and Gentlemen of the Senate,
17. that bill is on 3rd. I would like to make the proper
18. motion to have it placed back on 2nd reading for the
19. purpose of placing an amendment, a copy of which I
20. placed on the Senator's desk some time ago, but I have
21. some more if they, in the interim, have misplaced them.
22. The amendment, well we'd better get it back on 2nd
23. reading.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Sours moves, or ask leave of the Body
26. to bring SB 594 back for the purpose of an amendment.
27. Is there leave? So ordered. Senator Sours, will you
28. explain the amendment?

29. SENATOR SOURS:

30. Yes, the amendment principally changes a decimal
31. point. It was erroneously prepared to have an additional
32. tax at a rate of not to exceed .005. Now, we've taken
33. one zero away so it's .05. Meaning five cents per \$100

1. equalized assessed valuation. That's all the amendment
2. does of any importance.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Sours moves the adoption of Amendment No. 2.

5. All those in favor signify by saying aye. Opposed.

6. Amendment No. 2 is adopted. The bill is back on 3rd

7. reading. SB 615, Senator Berning.

8. SECRETARY:

9. SB 615 (Secretary reads title of the bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Berning.

13. SENATOR BERNING:

14. Thank you, Mr. Chairman and Members of the Body.

15. I think it's hardly necessary to call the attention of

16. the Body to the serious flooding problems we've had

17. this fall. There have been many proposals. SB 615

18. is one. It's a permissive bill that will allow counties

19. to establish flood control regulations, if they so desire.

20. It's a very simple bill. It does have the home rule

21. amendment. It came out of committee unanimously. I

22. know of no real objection and I would appreciate a

23. favorable roll call.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Any further discussion? The question is shall SB 615

26. pass and on that question the Secretary will call the roll.

27. SECRETARY:

28. Bartulis, Bell, Berning, Bruce, Buzbee,

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Buzbee.

31. SENATOR BUZBEE:

32. Mr. President, my vote is aye. I'm certainly in favor

33. of any law against flooding.

1. SECRETARY:

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

11. PRESIDING OFFICER (SENATOR MOHR):

12. Roe, aye. Kenneth Hall, aye. Merritt, aye.
13. Bartulis, aye. Berning, aye. On that question the yeas
14. are forty-three, the nays are none. SB 615 having
15. received the constitutional majority is declared passed.
16. SB 622, Senator Wooten.

17. SECRETARY:

18. SB 622 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Mr. President and fellow Senators, this is a bill
24. suggested by the Office of Superintendent of Public
25. Instruction. It would establish as the bill says a
26. network for school development. There are ten target
27. areas selected in the State. They mostly deal with
28. elementary schools, there is one junior high school
29. in Belleville, and Farigan High School in Chicago.
30. is involved. What is proposed here is that these
31. districts be granted money, and I might add that the
32. OSPI has already advanced \$10,000 last year to get
33. a reading on this particular proposal and separate

1. appropriations will be listed in their full appropriations
2. bill. This is merely the enabling legislation. But they
3. granted last year \$10,000 to each of these schools to get
4. an idea as to whether or not something of this sort is
5. valuable. Now, the money is used, or has been used in my
6. district in Logan School to enable the teachers to be
7. replaced in their classrooms so they can visit other
8. schools and see what is being done there. They have
9. spent a great deal of time getting parents of children
10. in the school involved in planning. They are doing a
11. fair amount of work in career curriculum. The purpose
12. of the entire network program is to allow the schools
13. an opportunity to experiment with curriculum, with use
14. of space and buildings, use of paraprofessionals and
15. principally to involve parents in the whole planning pro-
16. cess. I think all of us are aware of some vague discontent
17. and some of it no so vague with the process of education
18. today. Many parents feel that they are entirely divorced
19. from what happens in school. What the OSPI is attempting
20. to do is to give schools the authorization and the
21. money to begin to plan ways to make the entire
22. system more responsive. Now, the way it's going to
23. work, OSPI will support this program for about three
24. years. By that time the programs that have begun will
25. be expanded to other schools, and I know in our one
26. district the Moline School District what is being done
27. in Logan School will be taken as a model and gradually
28. spread through the other school districts. Now, one
29. of the difficulties in trying to pinpoint this down is
30. that it admits about a thousand different procedures. The
31. ...the whole business of experimentation with what to
32. do, what new directions to follow in education, are pretty
33. much left up to the parents and the individual school

1. districts. This is a frank attempt to experiment to find
2. ways to make the whole educational process more relevant.
3. The little beginning we have had looks encouraging,
4. and I would like your favorable vote in giving us this
5. enabling legislation to give the program this kind of
6. authority.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Sours.

9. SENATOR SOURS:

10. Will the Senator yield to two or three brief
11. questions?

12. PRESIDING OFFICER (SENATOR MOHR):

13. He indicates he will.

14. SENATOR SOURS:

15. The eternal one: who wants this?

16. SENATOR WOOTEN:

17. The Office of the Superintendent of Public Instruction.

18. SENATOR SOURS:

19. Question two: cannot the individual local school
20. districts pay this out of their own funds? Or why
21. should we create a precedent?

22. SENATOR WOOTEN:

23. Senator, this was my question, too, and I visited
24. the officials in the Moline School District and parti-
25. cularly the Logan Elementary School. And I asked them,
26. why can't you do this on your own, because they had started
27. out by telling me this is the very sort of thing we
28. wanted to do. And their response was that by the
29. time you go through the whole process of budgeting,
30. and justifying the one thing you can never justify in
31. a local budget is anything for experimentation, for
32. trying something, that is a little bit different. In
33. other words, they want every penny accounted for in

1. classroom time, materials expenditures, and so on. So
2. they simply, they have a hard time justifying such
3. funds locally.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Sours.

6. SENATOR SOURS:

7. Question three: In your judgment, would you predict
8. that this will always remain a small sum? Or, would you
9. suggest the possibility perhaps that this could
10. increase, maybe to a million dollars, or five hundred
11. thousand. You see, we get plagued with these little
12. seed money bills, and pretty soon the purpose is so
13. horrendous that we don't have enough money to teach
14. Johnny how to read and write and we develop a genera-
15. tion of semi-illiterates. Would you kindly answer
16. that question?

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Wooten.

19. SENATOR WOOTEN:

20. Senator, I am as skeptical as you are about such
21. programs beginning small and gradually growing out of
22. all proportions. I have received the assurance for
23. what it's worth and I prefer to take it at face value,
24. that this program is only going to be funded by OSPI
25. for a period of about three years. After that all
26. funding ceases because it will have accomplished its
27. purpose.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Soper.

30. SENATOR SOPER:

31. To pursue the...the statement that Senator Sours
32. made, Senator Wooten, you know we have this funding for
33. research or...or the students-parents to come in and give

1. some input in some of these things. But there's one
2. thing that should be done and something that's evident.
3. Students get out of school, they can't read, they can't
4. write intelligibly, you can't read their writing. They
5. can't construct a sentence. You...you've gotten letters
6. here from students in high school, some to to college
7. and they hardly know how to do anything, communicate by
8. writing. They read, they don't know what they're reading.
9. So I think the basic thing the Superintendent of Public
10. Instruction should do is...get down and... and state
11. that some guidelines on reading and writing so that
12. when the kids...when the kids get out of school and they
13. go to fill out an application for a job, the fellow
14. that takes the application can read it, know who he is
15. that's applying for the job.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Any...Senator Wooten.

18. SENATOR WOOTEN:

19. I might say Senator Soper, I agree with you 100%.
20. The only thing that keeps me from saying a 1000% is the
21. unhappy history of that phrase.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Any further discussion? Senator Wooten, you care
24. to close the debate?

25. SENATOR WOOTEN:

26. I don't think there is too much more to be said about
27. this. I...I cannot resist noting this is not an appropriations
28. bill. We have two cracks at this here and also in the
29. Appropriations. I've told OSPI that they really have two
30. separate battles. I believe the theory behind this is
31. good. Like all theories it may come to grief in the
32. execution, in the trying to translate a good idea into
33. practical experience. I'm satisfied that at least in our

1. district a legitimate beginning has been made. I hope
2. the same kind of what looks like it will be success occurs
3. in other districts. I cannot guarantee this. Maybe
4. this is as much hope as it is legislation, but in
5. theory it seems reasonably well founded and on the
6. basis of that, fully cognizant that I'm not presenting
7. something here that is full proof and iron clad. But on
8. that basis, I would request a favorable roll call.

9. PRESIDING OFFICER (SENATOR MOHR):

10. The question is shall SB 622 pass? And on that
11. question the Secretary will call the roll.

12. SECRETARY:

13. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
14. Chew, Clarke, Conolly, Course, Daley, Davidson,
15. Donnewald, Dougherty, Fawell,

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Fawell.

18. SENATOR FAWELL:

19. I just briefly wanted to say I am...I rise in
20. support of this bill. The money is in the budget, the
21. OSPI budge, and actually ten affiliate planning contracts
22. have already been awarded in Belleville, Cahokia,
23. Carbondale, DeKalb, Elmhurst, Chicago, Highland, Moline,
24. Springfield and Urbana, and as I understand the bill,
25. the funding here, the remaining funding would be in
26. regard to what they call the operational grant. But
27. the particular affiliate planning contracts have already
28. been awarded, are in process, really under an appropria-
29. tion of the last Session, so I think to complete the project
30. it's fair that we ought to do so, and I would vote aye.

31. SECRETARY:

32. Glass, Graham, Harber Hall, Kenneth Hall, Hynes,
33. Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,

1. McBroom, McCarthy, Merritt, Mitchler, Howard
2. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
3. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
4. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
5. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
6. Weaver, Welsh, Wooten, Mr. President.
7. PRESIDING OFFICER (SENATOR MOHR):
8. Swinarski, aye. Merritt, aye. Senator Wooten.
9. SENATOR WOOTEN:
10. Mr. President, I would respectfully request that
11. you poll the absentees to see if we can get this through.
12. PRESIDING OFFICER (SENATOR MOHR):
13. Request to call the absentees.
14. SECRETARY:
15. Bartulis, Bruce, Chew, Clarke, Conolly, Graham,
16. Kenneth Hall, Keegan, Knuppel, Latherow, Mitchler, Howard
17. Mohr, Don Moore, Netsch, Nimrod, Nudelman, Ozinga, Regner,
18. Roe, Romano, Schaffer, Sommer, Walker, Mr. President.
19. PRESIDING OFFICER (SENATOR MOHR):
20. Senator Buzbee, On that question the yeas are thirty-
21. two, the nays are six. SB 622 having received the constitu-
22. tional majority is declared passed. Senator Buzbee.
23. SENATOR BUZBEE:
24. Mr. President, having voted on the prevailing side, I move
25. that we reconsider the vote by which that roll call was taken.
26. PRESIDING OFFICER (SENATOR MOHR):
27. Senator Buzbee moves to reconsider, Senator Wooten
28. moves that that motion lie on the Table. All in favor
29. signify by saying aye. Opposed. Motion is Tabled. For
30. what purpose does Senator Saperstein rise?
31. SENATOR SAPERSTEIN:
32. On a point of special privilege. Mr. President, in
33. the Gallery sit the representative and members of the

1. National Council of Jewish Women and their Leader, Mrs.
2. Wulf who is the legislative chairman. Will they rise
3. and be recognized?
4. PRESIDING OFFICER (SENATOR MOHR):
5. We're going to try and get through two more bills
6. and then break for lunch. Senator Sours on SB 594.
7. SECRETARY:
8. SB 594 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER (SENATOR MOHR):
11. Senator Sours.
12. SENATOR SOURS:
13. Mr. President, Ladies and Gentlemen of the Senate,
14. the bill is precisely as indicated on the syllabus. It's
15. the Civic Center Act. It's on front-door referendum.
16. I'd appreciate a favorable roll call.
17. PRESIDING OFFICER (SENATOR MOHR):
18. Any further discussion? The question is shall SB
19. 594 pass? And on that question the Secretary will call
20. the roll.
21. SECRETARY:
22. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
23. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
24. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
25. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
26. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
27. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
28. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
29. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
30. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
31. Weaver, Welsh, Wooten, Mr. President.
32. PRESIDING OFFICER (SENATOR MOHR):
33. Buzbee, aye. McBroom, aye. Daley, aye. The...on that

1. roll call the yeas are forty-one, the nays are one.
2. SB 594 having received the constitutional majority is
3. declared passed. SB 623, Senator Schaffer.

4. SECRETARY:.

5. SB 623 (Secretary reads title of bill)
6. 3rd reading of the bill.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Schaffer.

9. SENATOR SCHAFFER:

10. SB 623 simply provides for competitive bidding for
11. electronic data processing equipment where possible. It
12. provides that where the management...Director of the
13. Management Information Division feels that it is necessary
14. or desirable not to bid the equipment, that this can be
15. excluded. So, I think a good step forward and I think a
16. desirable thing. It cleared Executive Committee and un-
17. animous Do Pass. I'd appreciate a favorable roll call.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Mr. President, will the sponsor yield to a question?
22. My...I feel disposed to be for this bill, but my problem
23. with it is that you know too many times the sales reps
24. can come in and sell the...the department or whoever it
25. is that's involved to say here's the type of machine
26. that you ought to have. And they draw up the specs for
27. this bid to the point where nobody's machine except their
28. own will fit those specs.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Schaffer.

31. SENATOR SCHAFFER:

32. I would point out page five of the bill, Section A-4
33. that all specifications for electronic data processing

1. equipment be so written as to give no unfair competitive
2. advantage to any one supplier or manufacturer.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Bruce.

5. SENATOR BRUCE:

6. Well, just like to rise in opposition to this legis-
7. lation. It's a very good idea if we had auxiliary equip-
8. ment to your computer hardware put out for bid, because
9. Memorex and all the other companies, printing companies
10. interface equipment, tape drives that sort of thing should
11. be put out for bid. We're in a very unique situation
12. where if we always went with the lowest bidder on
13. equipment, computer equipment, you might very well
14. find yourself in a situation where the Secretary of
15. State who bought RCA equipment found RCA going out of
16. business and went from IBM to Burroughs, if the lowest
17. bidder were IBM the next time having ourselves with
18. equipment for which there is no interfacing operation,
19. and that we would have ourselves in a very bad situation.
20. I don't see how we can apply the State Purchasing Act
21. to major acquisitions of EDP equipment.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Schaffer.

24. SENATOR SCHAFFER:

25. Again, I would point out that you look at the bill.
26. That's...the bill provides for just the situation you've
27. mentioned. All the bill says is that where competitive
28. bidding is possible, that it be bid, and if it isn't
29. possible it just states that it should be explained that
30. it isn't possible and why. I use the phrase, necessary or
31. desirable. In other words, I'm saying that they don't
32. have to bid this equipment in a case where they feel
33. they should stay with the one particular vender because

1. it's necessary or even desirable Senator Bruce, I think
2. I've extended that as far as possible. I'm saying to
3. the person, if you've got Burroughs equipment and you
4. need an additional piece of equipment and you think it's
5. desirable to stay with Burroughs, you don't have to
6. do it. All you have to do is explain why you think it's
7. desirable. It provides no hardship whatsoever. It is
8. a...I think a good step because it simply says if it
9. can be bid and it should be bid, it will be bid. And
10. if it shouldn't be bid, or it's undesirable to bid it,
11. you don't have to.

12. PRESIDING OFFICER: (SENATOR MOHR)

13. Senator Bruce.

14. SENATOR BRUCE:

15. Well, I...I would just point out that MID presently
16. has to approve every purchase of EDP equipment in the
17. State of Illinois by any agency. I don't know where
18. there's any problem presently with their operation. I
19. know when MID asked for this, it seems to me that there
20. has not been any allegation of wrong doing in this particular
21. field, competitive bidding is almost impossible, I would
22. say except on auxillary equipment, tape drives, storage
23. decks, print out equipment. That sort of thing, I would
24. rather you'd just say the soft ware is going to be bid,
25. and since MID is doing such an excellent job now, I just
26. don't see any real purpose for the bill.

27. PRESIDING OFFICER: (SENATOR MOHR)

28. Senator Rock.

29. SENATOR ROCK:

30. Yes, Mr. President, Members of the Senate, I rise
31. in opposition to SB 623 and to correct a statement that
32. was made before. I voted present in the Executive
33. Committee. The effect on this...the effect of this bill

1. on State government will be singularly adverse. Major
2. equipment manufacturers can supply equipment to satisfy
3. most system approaches. However, a system approach in
4. specification form becomes a time consuming job requiring
5. the hiring of consultants up to a year for a large complex
6. system. The cost would be prohibitive and State profes-
7. sionals are adequately equipped presently to analyze vender
8. proposals under the current system without highly paid
9. consultants. I wish the membership to know that the
10. Office of the Secretary of State is opposed to this bill.
11. The members of the Data Systems Commission, of which I
12. am a co-chairman and Senator Mohr is a member are opposed
13. to this bill. It is totally unnecessary. It will have a
14. deleterious effect on the State.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Any further discussion? Senator Schaffer may close
17. the debate.

18. SENATOR SCHAFFER:

19. Again, I would point out that this bill accomplishes
20. two things. One, it provides the specifications on...
21. for this type of thing cannot be written in such a way
22. as to give a particular company unfair advantage. And two,
23. it provides that where necessary or...where it isn't
24. necessary or desirable to maintain a particular type of
25. equipment that competitive bidding be used. I think it's
26. a good piece of legislation. I think it's long overdue.
27. I concede that ten years ago when the EDP field was limited
28. to one or two firms that this was probably impractical.
29. Today, we have literally dozens of firms vying for com-
30. petition. I see no reason why the State should not avail
31. itself to a substantial saving of money through the
32. use of competitive bidding for EDP equipment. And I
33. would appreciate a favorable roll call.

1. PRESIDING OFFICER (SENATOR MOHR):

2. The question is shall SB 623 pass? and on that
3. question the Secretary will call the roll.

4. SECRETARY:

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

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Schaffer.

17. SENATOR SCHAFFER:

18. How am I recorded?

19. PRESIDING OFFICER (SENATOR MOHR):

20. You are not recorded.

21. SENATOR SCHAFFER:

22. I would like to vote aye and I don't think we'll
23. call the absentees. I think everybody's on the Floor.
24. This was a good concept. I specialize in good concepts.
25. Occasionally, I even pass one. We'll be back again,
26. Gentlemen. We'll be back again next year.

27. PRESIDING OFFICER (SENATOR MOHR):

28. On that question the yeas are fifteen, the nays
29. are five. SB 623 having failed to receive the constitu-
30. tional majority is declared lost. Senator Regner.

31. SENATOR REGNER:

32. Yes, Mr. President, Members of the Senate, I'd like
33. to move to discharge the Committee on Transportation

1. from further consideration of SB 804, and that it
2. be placed on 2nd reading. I've discussed this matter
3. with Senator Partee, with our leadership and also with
4. Chairman Conolly of the Transportation Committee. They
5. are in agreement. The bill did receive a tie vote in
6. committee and since then the State Police have asked
7. that it be brought out, and they do have an amendment,
8. and they support it and would like to see it pass. So,
9. I do move that Transportation Committee be discharged
10. from further consideration of SB 804.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Is there leave? Leave is granted. The bill, SB 804
13. has been discharged from committee and placed on the order
14. of 2nd reading. Any further announcements before lunch?
15. The Senate will recess until 2:00 p.m. sharp. Please,
16. Gentlemen,...I announced earlier that we have 250 bills
17. to go, so, if we can all be back here that gives you
18. an hour and a half. We would greatly appreciate it.

19. (RECESS)

20. PRESIDENT:

21. The Senate will come to order. Senator Glass, you
22. have a Resolution on the order of Resolutions, let's get
23. underway here and then we'll proceed to Senator Carroll's
24. bill on 3rd reading just as quickly as we can. Senator
25. Glass, on the order of Resolutions.

26. SECRETARY:

27. Senate Resolution 167 by Senators Glass and Saperstein,
28. and it's congratulatory.

29. PRESIDENT:

30. Senator Glass.

31. SENATOR GLASS:

32. Well, Mr. President and Senators, I am indeed pleased to
33. ask for...to request unanimous consent of the Body to consider

1. this Resolution, at this time. It congratulates Amanda
2. Jones of Evanston who won the title of Miss U.S.A. in
3. New York City on Saturday, May 19, 1973 and designates
4. June 1st, 1973 as Amanda Jones Day in Illinois. Amanda
5. Jones is from Evanston, the City represented by Senator
6. Saperstein and myself. Understand Miss U.S.A. will be
7. in Springfield on that day and I would move you Mr.
8. President for the immediate adoption of this Resolution.
9. PRESIDENT:

10. Senator Glass moves to suspend the rules for the
11. immediate consideration of the adoption of the Resolution.
12. All in favor signify by saying aye. Contrary no. The
13. motion carries. On the motion to adopt. All in favor
14. signify by saying aye. Contrary no. The motion carries,
15. the Resolution is adopted. Senator Rock, do you wish to
16. proceed with 641? Senate...

17. SENATOR ROCK:

18. Can we do Senator Carroll's first? Well, then why
19. should I call mine, if we need some people on the Floor?
20. What kind of logic is that?

21. PRESIDENT:

22. All right. Senator Carroll on SB 626. Senate Bills
23. on 3rd reading. Senator Carroll.

24. SECRETARY:

25. SB 626 (Secretary reads title of bill)
26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr President, Members of the Senate. SB
31. 626 deals with an area that has come to great attention
32. of late, especially with the flooding we have had in parts
33. of this State. It's called a public crisis bill and

1. basically what it does is this. Where there is a
2. situation most of which comes as a result of an Act
3. of God, a fire, a flood, some major holocaust then the
4. Chief Executive officer of that area, either the Governor
5. of the State, or the Mayor of the City, or the Village
6. Manager, or the President of the County Board declares
7. that a crisis exists. He makes this a written declara-
8. tion to the equivalent of the clerk, some public notifi-
9. cation that this crisis exists, that an emergency situation
10. is there. And what happens then is if the governmental
11. equipment is either unavailable or there is not sufficient
12. governmental equipment as we had with the floods and
13. as we have had with fires does not exist, then they can
14. call on the private contractors to come in and aid the
15. governmental unit in that situation in an attempt to save
16. lives. What had happened was in the floodings they
17. had to have some contractors bring some tractors and
18. equipment over certain farm lands to get to the levies to
19. shore them up. In the City of Chicago we had a situation
20. where we had a cold storage warehouse that was smoldering
21. and burning for several days. The fire department then
22. asked, they had no equipment to wreck this building,
23. they then called in a private contractor on an emergency
24. basis to wreck this building. What...in these sit-
25. uations what generally happens when the private
26. contractors is called in is that he does not have
27. the opportunity to get insurance. He doesn't have
28. a couple days to make a bid, to go to the insurance
29. companies and get coverage for that particular project.
30. So what this bill says in that instance when they have
31. gone beyond their own equipment and into private, that
32. that private contractor is really a servant for the
33. municipality, a servant for the sovereign, when the

1. sovereign is acting to protect the entire society and
2. in that situation any liability that would have been
3. imposed on the private contractor, transfers over to
4. the sovereign and if the sovereign is liable, then the
5. sovereign will pay. If the sovereign is immune, then
6. the immunity goes on and relates to the servants also.
7. We had a situation recently, this plan was adopted in the
8. State of Missouri, and in St. Louis on May 14th there
9. was an article as a result of the flooding they called
10. in these private contractors and it's a federal pro-
11. gram by the contractors known as a planned bulldozer
12. program whereby in these crisis situations they call
13. upon all the contractors to come into use. Now, the
14. same thing happened in Oak Lawn during the tornadoes where
15. they asked the contractors to come out and tear down
16. streets of buildings in order to save the lives of the rest
17. of the community. In many instances these people who are
18. called in are uncompensated or do work at a straight
19. cost basis. Since they are unavailable to obtain insur-
20. ance and since they are really acting as servants in this
21. instance, any liability should transfer over to the govern-
22. mental unit. And I...I think there's several safeguards
23. and protections in this bill. There has to be a written
24. calling of a crisis. I would be willing to answer any
25. questions. I would ask for a favorable roll call.

26. PRESIDENT:

27. Is there further discussion? Senator Berning.

28. SENATOR BERNING:

29. Thank you, I'd merely like to direct a question
30. to the sponsor. I have not had a chance to thoroughly
31. digest this, but is there any time limit established
32. for this crisis?

33. PRESIDENT:

1. Senator Carroll.

2. SENATOR CARROLL:

3. Senator Berning what it says that when the head of
4. a governmental unit declares a crisis to exist, he makes
5. this written proclamation. He must also make a written
6. proclamation that it is over. And I think with the
7. locality involved there would be sufficient pressure on
8. him to declare it to end as well as to declare it to begin.
9. I don't think this would be used haphazardly, either as a
10. beginning or ending situation. In most instances where
11. there is no crisis these are public bid situations.

12. PRESIDENT:

13. Senator Berning.

14. SENATOR BERNING:

15. Think this is not the first time we have seen legis-
16. lation like this. My recollection is that previously it
17. had a safeguard in there which required the council in a
18. municipality or board in the county to approve such
19. action within a specified period of time whether it was
20. twelve hours, or twenty-four hours or something of that
21. nature. Why is that not included this time instead of
22. leaving it strictly at the prerogative of the
23. executive.

24. PRESIDENT:

25. Senator Carroll.

26. SENATOR CARROLL:

27. Senator Berning, I'm not familiar with what had been
28. in prior legislative versions. But I do know this that where
29. the situation arose in Oak Lawn or situations that have
30. arisen in Chicago, or the situation of the flooding that there
31. was not necessarily the time to call even a meeting of the
32. board, or a meeting of the City Council or a meeting
33. of the State Legislature to declare the crisis to have

1. existed. I don't think that it's unusual, the President.
2. of the United States has that power as far as enacting
3. certain Federal monies into an area where a crisis exists,
4. where he considers it to be a disaster area. I don't
5. think we're trying to alleviate action by a city council
6. or anything like that, but I think that the time element
7. sometimes preclude that type of a safeguard, and I think
8. there's sufficient safeguard where he has to sign a public
9. declaration and file it. Now, you know I can give you a
10. number of instances where, we had one where a cold storage
11. house was burning and it started to endanger the entire
12. community and the fire department had no facilities to take
13. down that building. They called in a private contractor
14. by telegraph and said, get in there and move it out. Now
15. that contractor could not get insurance. All we're saying
16. in that instance is, only he's acting as a servant for the
17. city, a servant for the sovereign, for the municipality,
18. the county whoever it happens to be. And as a servant
19. he should not have to bear that risk, it should transfer
20. to his master.

21. PRESIDENT:

22. Is there further discussion? The question is shall
23. SB 626...Senator Newhouse.

24. SENATOR NEWHOUSE:

25. Very quickly, trying to take a look at this bill
26. Senator, and I apologize for...Senator I read a very brief
27. description and I heard part of what you said. This bill
28. does it or does it not give the Chief Executive of the
29. City the power to suspend all the rules of the game during
30. a crisis which he can name and, is that...does it do that?

31. PRESIDENT:

32. Senator Carroll.

33. SENATOR CARROLL:

1. Senator Newhouse, I'm not sure what you mean by all
2. powers of the game. It's specifically limited to where to
3. preserve life, etc., it is necessary to call in certain
4. type of equipment where the city does not have this
5. equipment, specifically it was used in the case of fires.
6. It's used in the case of floods and these are specifically
7. listed in the first paragraph. Now, as to general police
8. powers that is not brought into this. It says when a crisis
9. exists and to save and preserve life it is necessary to,
10. in these instances remove a building or in the case of
11. the levies to go over certain farm land in order to get
12. to those areas that need shoring up that they move quickly.
13. If they have their own equipment, they use their own and
14. they already use their own. All this bill says is
15. where they've gone out of their own equipment and have
16. to go into the contractor realm that the contractor is
17. really a servant, and that the master is to be responsible
18. for any liability. There...there's nothing on this...you're
19. not really increasing the present power that they have to
20. use their own equipment other than adding to them the
21. availability of private equipment.

22. PRESIDENT:

23. Senator Soper.

24. SENATOR SOPER:

25. I move the previous question.

26. PRESIDENT:

27. Senator Soper has moved the previous question. On
28. that motion, all in favor signify by saying aye. Con-
29. trary no. The motion carries. Senator Carroll may
30. close the debate. Senator Carroll.

31. SENATOR CARROLL:

32. At this time, Mr. President, I would just ask
33. for a favorable roll call.

1. PRESIDENT:

2. The question is shall SB 626 pass. The Secretary will

3. call the roll.

4. SECRETARY:

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

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

7. Dougherty, Fawell,

8. PRESIDENT:

9. Dougherty, aye.

10. SECRETARY:

11. Glass, Graham, Harber Hall, Kenneth Hall, Hynes,

12. Johns, Keegan, Knuepfer, Knuppel, Kosinski, Latherow,

13. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr,

14. Don Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga,

15. Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,

16. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer,

17. Soper, Sours, Swinarski, Vadalabene, Walker,

18. Weaver, Welsh, Wooten, Mr. President.

19. PRESIDENT:

20. On that question the yeas are thirty-one, the nays

21. are two. SB 626 having received a constitutional

22. majority is declared passed. Senator Bruce, you have a

23. matter, House Bills on 3rd reading, HB 1320 in which

24. there is an emergency, perhaps we should proceed with

25. that. HB 1320.

26. SECRETARY:

27. HB 1320 (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Yes, Mr. President this is a deficiency appropriation

33. to the Department of Labor. Here's Senator Nimrod, he

1. wanted to discuss this bill. It's \$152,000 to the Safety
2. Inspection Division within the Department to continue their
3. inspections within factories, mercantile establishments,
4. manufacturing and so forth. The difficulty is the
5. Department last year over anticipated Federal funds.
6. As you know, OSHA has had some difficulty in getting off
7. the ground. The amount of money they expected to receive
8. has not been received. Therefore, to continue factory
9. inspections in the State of Illinois we need an additional
10. \$152,000. I would point out that the same difficulty
11. may occur next year, since we are again anticipating
12. Federal funds which may not be forthcoming. We need
13. the bill today. Checks are going out sometime today
14. and the money's not in the bill.

15. PRESIDENT:

16. Senator Nimrod.

17. SENATOR NIMROD:

18. On this...on this special appropriation, I realize
19. the emergency, since this was...did go through the
20. House, Senator Bruce, I did investigate into the matter
21. and did find that in fact it's their whole accounting
22. procedure and they have basically, the Department of
23. Labor has placed in jeopardy the entire grant which
24. is coming from the Federal government. Now, what they
25. have done here is provided a 118 employees, which in
26. fact, they have not exceeded but what they did was
27. anticipate the fact that the general revenue funds would
28. be spent on existing personnel. And this...this whole
29. situation also comes into other departments throughout
30. this State which are doing the same thing and little
31. do we realize that there are not only millions of dollars
32. being expended that we don't know about and have no
33. control over, but at the same time we are allowing

1. Departments to make request, appropriations which in fact
2. deny them the right to really qualify for State funds, I
3. mean for Federal funds. So, this whole program of safety
4. inspection was brought about the fact that the Department
5. of Labor actually filled positions that they were going to
6. use when and if the plan was approved, the Federal funds
7. were available. This is entirely the wrong procedure.
8. However, my investigation reveals that this department did
9. not do wrong, in other words, hire people and only keep
10. them for six months. So, on that basis I will go along and
11. support this move. But certainly when their bill comes before
12. Appropriations that the Department of Labor right now I know
13. is sitting with the Federal representatives to change the en-
14. tire set up of their budget and their requests. Now, this did
15. not heppen just as a result of...of this particular adminis-
16. tration. This is...problem has happened previously and it
17. has run through. But it's a serious situation and we
18. should..do what we can to avoid this from happening.

19. PRESIDENT:

20. Is there further discussion? The question is shall
21. HB 1320 pass? The 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
26. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
27. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
28. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
29. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
30. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
31. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
32. Weaver, Welsh, Wooten, Mr. President.

33.

1. PRESIDENT:

2. On that question, the yeas are thirty-eight, the
3. nays are none. HB 1320 having received a constitutional
4. majority is declared passed. Senator Clarke, did you
5. have a motion?

6. SENATOR CLARKE:

7. Mr. President, I'm going to make a motion that
8. SB 138 be discharged from the Revenue Committee and
9. put on 2nd reading. Let me just explain the background.
10. This bill relates to the question of tax payments, estimated
11. payments, and to or for payments in Cook County. It's
12. been in a subcommittee. We had a report, but it wasn't
13. quite ready to act on in the Revenue Committee meeting
14. last night, or this motion would not be necessary. But
15. we are recommending a Senate Bill out and it has to be
16. acted on this week and so this is really a technical
17. procedure to keep the issue viable and to keep all the
18. bills alive and for that reason I would appreciate a
19. favorable response.

20. PRESIDENT:

21. Senator Clarke moves to discharge the Committee on
22. Revenue from further consideration of SB 138. Is there
23. discussion? Senator Course.

24. SENATOR COURSE:

25. Yes, Mr. President, Members of the Senate, I was
26. the Minority member of that committee and I concur in
27. what Senator Clarke has said. It was our prime interest
28. to try to reduce or eliminate the sale of anticipation
29. tax warrants so this we think will help a little bit and
30. although I don't agree with the bill entirely, I will
31. support it.

32. PRESIDENT:

33. The motion is to discharge SB 138 from the Committee

1. On Revenue and place on the order of 2nd reading. All in
2. favor signify by saying aye. Contrary no. The motion
3. carries, the bill is discharged and placed on the order of
4. 2nd reading. Senator Rock, SB 641.

5. SECRETARY:

6. SB 641 (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Rock.

10. SENATOR ROCK:

11. Yes, thank you, Mr. President, Members of the Senate.
12. SB 641 is an amendment to the Judge's Retirement System
13. Article of the Illinois Pension Code. The bill makes
14. five desired changes in the Judge's Retirement Act, all
15. of which have been considered by the Pensions Laws
16. Commission in a formal hearing and bear the absolute
17. approval of the Commission. As I said, there are five
18. changes and I will briefly illustrate what the five are.
19. First, it grants pension credit for service as a justice
20. of the peace, police magistrate, or civil referee to any
21. judge instead of limiting the credit to a judge in service
22. on July 1, 1969. Secondly, this bill clarifies the
23. definition of final average salary for pension computa-
24. tion purposes so as to have it specifically apply to
25. salary as a judge. Thirdly, it establishes that the
26. option of a judge a freeze on the retirement pension
27. after twenty years of service when contributions by
28. the judge would terminate, provided this option would
29. be irrevocable. Fourthly, it reopens the several options
30. provided for judges for participation in improved benefits
31. enacted during recent years or to subscribe to membership
32. initially. Finally, Mr. President and Members of the
33. Senate, SB 641 revises the refund provisions applicable

1. to the automatic increase in retirement annuity to
2. coincide with those in effect for other retirement
3. systems in Illinois. There is some cost involved, but
4. the cost is in the opinion of the Pension Laws Commission
5. and it's actuary relatively small since the changes
6. do not revise the qualifying conditions or rates of
7. pension. These changes as I previously indicated were
8. approved by the Pension Laws Commission. A number of
9. others were rejected. This bill, I solicit your
10. favorable support.

11. PRESIDENT:

12. Is there further discussion? The question shall
13. SB 641 pass. On that question the Secretary will call
14. the roll.

15. SECRETARY:

16. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
17. Chew, Clarke, Conolly, Course, Daley, Davidson,
18. Donnewald, Dougherty, Fawell, Glass, Graham, Harber
19. Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
20. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,
21. Mitchler,

22. PRESIDENT:

23. Dougherty, aye.

24. SECRETARY:

25. Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod,
26. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
27. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro,
28. Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,
29. Walker, Weaver, Welsh, Wooten, Mr. President.

30. PRESIDENT:

31. On that question the yeas are thirty-seven, the
32. nays are none. SB 641 having received a constitutional
33. majority is declared passed. Senator Clarke.

1. SENATOR CLARKE:

2. Mr. President, SB 643...

3. PRESIDENT:

4. The bill hasn't been read a 3rd time.

5. SECRETARY:

6. SB 643. (Secretary reads title of bill).

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Clarke.

10. SENATOR CLARKE:

11. It's a very simple bill. All bill the Senate passed
12. fifty-three to nothing last year. Has to do with frozen
13. meat. Many times housewives keep poultry, keep meat in
14. freezers for a period of time before they use them. Often
15. times they go to the grocery store and a piece of meat
16. or chicken is half frozen. They can't tell whether it's
17. previously been frozen or not. If they're going to take
18. it home and put it in the freezer, and refreeze it, I think
19. that they are entitled to know whether it has or hasn't
20. been frozen previously. So this merely adds a section to
21. that part of the law indicating that if meat has previously
22. been frozen it must be so labelled. It's a very simple
23. bill. It's a statement of policy. The Department of
24. Public Health, I might say has raised the question of
25. how are you going to enforce it and there are many other
26. as you look through this bill, there are many other
27. sections that I think would be very difficult actually
28. to go out and enforce day by day in every grocery
29. store. I think the housewives themselves will enforce
30. it. Appreciate a favorable vote.

31. PRESIDENT:

32. Is there further discussion? The question is shall
33. SB 643 pass. On that question the Secretary will call

1. the roll.

2. SECRETARY:

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

13. PRESIDENT:

14. On that question the yeas are forty-one the nays
15. are none. SB 643 having received a constitutional majority
16. is declared passed. Senator Clarke.

17. SECRETARY:

18. SB 644 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Clarke.

22. SENATOR CLARKE:

23. Mr. President, this is another consumer bill, so
24. called that deals with a problem we have in northern part
25. of the State. In my hometown, which is a little community
26. that rolls up the side walk at 7:00, I understand that
27. Jewel is going to stay open until midnight, the local
28. grocery store. Now as all of you that come for the north-
29. eastern Illinois know when you go into a grocery store at
30. night, you can't buy meat after 6:00 because they close
31. the counter down, they put tarpaulin over it and that's
32. it. In this bill, merely tries to spell out very simply
33. that anytime a retail food store is open, and offering

1. their wares that they must offer all of their food for
2. sale. And in the case of meat, it spells out meat, fish
3. or poultry, that which has previously been cut and packaged
4. so that we're not trying to do anything to harm anybody
5. or to, you know, take any work away from anybody. We
6. also in the last part of this bill indicate that this
7. shall not impair the obligation of any contract, any
8. contract that's presently in effect. So that it would
9. be no question in terms of contracts that have been made,
10. or at the present time running.

11. PRESIDENT:

12. Is there further discussion? Senator Netsch.

13. SENATOR NETSCH:

14. Mr. President, I think the...the what is intended
15. to be achieved by this bill is absolutely desirable
16. necessary and long overdue in the Chicago area. I am
17. not entirely happy with the particular way in which Senator
18. Clarke has gone about it. That is, I find the...the calling
19. of this Act a misdemeanor and...and providing a penalty
20. is probably not the most appropriate way to handle
21. the problem. But it's here, it's alive and it really
22. needs to be done. There is no way to describe the
23. feeling of consumers who are affected by this practice,
24. including myself who work, who are not able to accommodate
25. to the hours which the meat markets are open for business.
26. The inconvenience that it causes them. More than incon-
27. venience the real disruption of their lives is beyond
28. belief, and it seems to me that it is not fair to ask
29. the...a small or a large group of consumers, but in only
30. one small part of the State to continue to go through
31. this when no one else has to. I do not think in anyway
32. it, and I recognize that labor feels contrary, but
33. I do not think that it really interferes with the collective

1. bargaining process because to the best of my knowledge
2. there has never been a collective bargaining provision
3. quite like this and except for the fluke of a few votes
4. on the Supreme Court, the practice would have been
5. invalidated indeed a long time ago. And so it is one-
6. thing that is important and I hope that some people can
7. see themselves clear to support it. Thank you.

8. PRESIDENT:

9. Is there further discussion? Senator Rock.

10. SENATOR ROCK:

11. Well, I just wish to point out that we may be
12. treading on constitutional grounds here. We are pre-
13. empting it seems to me a valid contract, a valid clause
14. in a union contract...the law...this bill says that
15. it does not effect any contract currently in force.
16. I would say that if the bill becomes law, no such proviso
17. can be in a future labor contract, and I think that
18. for this Legislature to start dictating what is or is
19. not in union contracts is not desirable at all.

20. PRESIDENT:

21. Is there further discussion? Senator Clarke, do
22. you wish to close the debate? Senator Clarke.

23. SENATOR CLARKE:

24. Well, let me just answer to that last comment,
25. that that is true. But in many areas we dictate things
26. that are...we feel are in the public interest. These days
27. so many people are working both...members of a couple. So
28. many people can only shop in the evening hours, that
29. I think that it is a gross inconvenience and a...in
30. the public interest to have this kind of direction in
31. the statute. And it appears to be necessary, but we
32. certainly don't want to violate any contract that's
33. in being at the present time. As to the good professor

1. I would be happy because I have no particular feelings
2. about the penalties if she'd make a suggestion and this
3. bill gets to the House, I'd be glad to amend it.
4. Appreciate a favorable vote.

5. PRESIDENT:

6. The question shall SB 644 pass. On that question
7. the Secretary will call the roll.

8. SECRETARY:

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

19. PRESIDENT:

20. There's been a request to call the absentees.

21. SECRETARY:

22. Bartulis, Bruce, Buzbee, Carroll, Chew, Conolly,
23. Daley, Donnewald, Dougherty, Graham, Kenneth Hall, Hynes,
24. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom,
25. McCarthy, Newhouse, Palmer, Partee, Rock, Romano,
26. Savickas, Swinarski.

27. PRESIDENT:

28. On that question the yeas are thirty-two, the nays
29. are four. SB 644 having received a constitutional majority
30. is declared passed. Senator Clarke.

31. SENATOR CLARKE:

32. Move the vote by ;which that...

33. PRESIDENT:

1. Senator Clarke moves to reconsider. Senator Weaver
2. moves to Table. On the motion to Table, all in favor
3. signify by saying aye. Contrary no. The motion carries.
4. Senator McBroom.

5. SENATOR MCBROOM:

6. Mr. President, Members of the Senate, I rise on a
7. point of personal privilege and would appreciate your
8. indulgence for just one minute. I think that both sides
9. of the aisle might conceivably be interested in my brief
10. comments. Governor Walker and former Governor Ogilvie
11. are part of a...and their Ladies, their wives are part of
12. a plan to rejuvenate the State Mansion. And there has
13. been fund raising events in my community and I presume
14. throughout the State of Illinois to add some niceties
15. to the State Mansion above and beyond what we might
16. appropriate to refinish it, and refurbish it. We in
17. Kankakee are probably outside of the County of Cook, are
18. the only City in the State of Illinois that has had
19. two Governors both of whom we in Kankakee are extremely
20. proud, Governor Shapiro and former Governor Len Small.
21. Governor Len Small's granddaughter is...or daughter-in-
22. law, I'm sorry, daughter-in-law, is sitting in the balcony
23. now. Mrs. Leslie Small, I'm going to ask her to arise
24. and be acknowledged. Mrs. Small. I...you may bear
25. with me for just a moment, more, I asked Mrs. Small who
26. of course was a young lady when her father-in-law was
27. Governor, how the Mansion compared to the days when Governor
28. Small resided there and she said there is no similarity
29. whatsoever except that some of the general layout of the
30. rooms of course remain the same. I'm going to conclude
31. by introducing Mrs. Small's granddaughter, Mrs. Len Robert
32. Small of Rock Island-Moline area. Mrs. Small, will you
33. take a bow. And seated with them are my sister and brother-

1. in-law, Mr. and Mrs. Wendell Frerichs. I'm going to send
2. Wendell home presently to look after the automobile agency
3. as soon as I introduce him, my sister and brother-in-law.
4. Thank you very much.

5. PRESIDENT:

6. Senator Johns, SB 645.

7. SECRETARY:

8. SB 645. (Secretary reads title of bill).
9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator Johns.

12. SENATOR JOHNS:

13. Thank you Mr. President, Ladies and Gentlemen of
14. the Senate. SB 645 is an administration bill designed
15. to improve the status, the quality, the competency of
16. the public water supply operator. It is an amendment
17. to the Public Water Supply Operators Certification Law,
18. Chapter 111 1/2, Section 501 through 534. In essence,
19. what I'm trying to do here is to upgrade the standards
20. of the water supply operators. Let me quote to you
21. from Section 503 of the existing law which defines a
22. public water supply operator as a person under any local
23. title or other designation who is in direct general
24. charge of a public water supply system. And who is res-
25. ponsible for the safety and the quality of the water
26. delivered by the system. Since the remainder of the
27. law specifically outlines the criteria and the requirements
28. of the certification of a public water supply operator, the
29. governing agency is automatically precluded from issuing
30. a formal certification to any applicant not meeting
31. that definition of public water supply operators. It is
32. also a very key element in the assuring of the 1256
33. municipalities in our State of safety of the drinking

1. water. The bill is an amendment to the Section 503
2. as I told you. There will be no appropriation necessary
3. for this legislation. There will be no need for additional
4. employees to supervise this. Good features of the bill
5. will be the strengthening of the water supply operators
6. position. It will lessen our dependence for certification
7. on years of experience and increases it through written
8. examination. We have in the State 1600 water suppliers
9. but 250 of those are in violation. Out of 5,000 operators,
10. 2500 are qualified. The Agency is taking the exam and
11. the training to the people working very closely with them,
12. and offering correspondence courses. I would offer myself
13. to try to answer any questions. I would appreciate a
14. favorable roll call.

15. PRESIDENT:

16. Is there further discussion? The question is shall
17. SB 645 pass. On that question the Secretary will call
18. the roll.

19. SECRETARY:

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

29. PRESIDENT:

30. Senator Sours.

31. SENATOR SOURS:

32. In our haste Mr. President to get on with the business
33. of the Chamber, I had a question or two and I wanted to offer

1. because I think this bill is not a good bill. I
2. wanted to find out from the sponsor what was the
3. attitude of the...of the numerous ubiquitous water
4. supply groups throughout the State of Illinois with
5. reference to this bill which as I understand it would
6. change it from a criminal liability to digging into
7. their pockets with penalty.

8. PRESIDENT:

9. Senator Johns.

10. SENATOR JOHNS:

11. Mr. President, the question is will it eliminate
12. the criminal offense. Yes it would. We don't feel,
13. I don't, and I assume the sponsorship of the bill,
14. that it should be a criminal offense punishable by
15. fine and imprisonment not to be a certified, public
16. water supply operator. And accordingly I asked that
17. criminal prosecution should be from the...I mean,
18. it should be reverted to a lesser offense and handled
19. through the...Pollution Control Board.

20. PRESIDENT:

21. Senator Sours.

22. SENATOR SOURS:

23. Well it may be a lesser offense, but when you
24. dig into the pockets of the parties operating the water
25. supply, you might just as well make it a small fine
26. instead of \$1000 civil liability. Now, I happen to know
27. that there are some water supply entities where for example
28. people are premitted to get water. There's no obligation
29. to furnish water. And I'm wondering, now, I'm referring
30. now as a subdivisions that have been going in the State
31. of Illinois for twenty or thirty years whereby a prospective
32. user is permitted to get water, but he isn't promised
33. water. And there's a vast difference. Now, I'm wondering

1. what's going to happen to those people? Are they going
2. to have the...the Pollution Board dig into their bank
3. accounts because that's a lot worse than a \$10 fine.

4. I'd like an answer to that.

5. PRESIDENT:

6. Senator Johns.

7. SENATOR JOHNS:

8. Mr. President, Senator Sours, I don't know how...
9. maybe I missed a point, but my...my bill here is not...
10. do anything but upgrade the...the status of the water
11. supply operators. It has nothing to do with the quality
12. or the supply, merely the performance of these men,
13. and their certification under a written examination
14. to make sure that our city's water supply is being...
15. being handled by competent personnel.

16. PRESIDENT:

17. Senator Sours.

18. SENATOR SOURS:

19. I vote no.

20. SECRETARY:

21. Swinarski, Vadalabene, Walker, Weaver, Welsh,
22. Wooten, Mr. President.

23. PRESIDENT:

24. Senator Johns.

25. SENATOR JOHNS:

26. Would you care to call the absentees, please?

27. PRESIDENT:

28. Request for the call of the absentees.

29. SECRETARY:

30. Bell, Berning, Bruce, Carroll, Chew, Conolly,
31. Davidson, Donnewald, Graham, Harber Hall, Kenneth
32. Hall, Johns, Keegan, Knuepfer, Latherow, McBroom,
33. McCarthy, Merritt, Mitchler, Howard Mohr, Newhouse.

1. Nimrod, Ozinga, Partee, Roe, Sommer, Soper, Weaver.

2. PRESIDENT:

3. You're recorded aye. On that question the yeas are
4. thirty-one, the nays are one. SB 645 having received
5. a constitutional majority is declared passed. Senator
6. Saperstein, SB 658. For what purpose does Senator Johns
7. rise?

8. SENATOR JOHNS:

9. Mr. President, having voted on the prevailing
10. side I move that we reconsider...

11. PRESIDENT:

12. Senator Johns moves to reconsider. Senator Dougherty
13. moves to Table. All in favor of the motion to Table sig-
14. nify bysaing aye. Contrary no. The motion carries.

15. SECRETARY:

16. SB 658. (Secretary reads title of bill).
17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Saperstein.

20. SENATOR SAPERSTEIN:

21. Thank you. Mr. President, Ladies and Gentlemen
22. of the Senate, SB 658 as amended adds seven consumers
23. to the Long Term Care Facility Advisory Board, and
24. stipulates that no consumer can have any financial
25. interest in nursing homes, sheltered care homes, half-
26. ways houses, etc. The bill also changes the specific
27. reference to groups of which members will be selected
28. and states that six members shall be selected from
29. recommendations from the...the organizations which
30. represent the nursing homes and sheltered care and the
31. half-way houses...the owners. This bill revises the
32. membership of the Advisory group to provide that broader
33. and more responsive recommendations can be made to the

1. nursing home section. I solicit your support.
2. PRESIDENT:
3. Is there further discussion? Senator Course.
4. SENATOR COURSE:
5. Yes, Senator Saperstein...I'd like to ask you
6. a question, please. Is there any appropriation for this?
7. PRESIDENT:
8. Senator Saperstein.
9. SENATOR SAPERSTEIN:
10. There are no appropriations.
11. PRESIDENT:
12. Is there further discussion? Senator Course.
13. SENATOR COURSE:
14. Well, how is it going to be funded?
15. PRESIDENT:
16. Senator Saperstein.
17. SENATOR SAPERSTEIN:
18. There is at the present time an Advisory Council.
19. This just changes the...terminology from an Advisory
20. Council to Advisory Board.
21. PRESIDENT:
22. Is there further discussion? The question is shall
23. SB 658 pass. The 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,...Romano,
32. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
33. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,

1. Weaver, Welsh, Wooten,
2. PRESIDENT:
3. Senator Wooten.
4. SENATOR WOOTEN:
5. Mr. President, in explaining my vote of comment on
6. this. This is a wholly admirable change in this particular
7. board, it greatly simplifies the membership and makes it
8. truly public. I sincerely believe it's a model that most
9. of our boards ought to follow. And I'm very happy to
10. vote aye.
11. SECRETARY:
12. Mr. President.
13. PRESIDENT:
14. Senator Saperstein. Senator Saperstein, you're
15. recognized.
16. SENATOR SAPERSTEIN:
17. Call the absentees, please.
18. PRESIDENT:
19. Call the absentees.
20. SECRETARY:
21. Bartulis, Bell, Chew, Clarke, Conolly, Daley, Donnewald,
22. Glass, Graham, Harber Hall, Kenneth Hall, Johns, Keegan,
23. Knuepfer, Knuppel, Latherow, McBroom, McCarthy, Mitchler,
24. Howard Mohr, Nimrod, Ozinga, Partee, Regner, Roe, Schaffer,
25. Scholl, Shapiro, Sommer, Sours, Swinarski, Vadalabene,
26. Walker, Weaver, Mr. President.
27. PRESIDENT:
28. Senator Saperstein.
29. SENATOR SAPERSTEIN:
30. Postpone consideration, please.
31. PRESIDENT:
32. Senator Regner, SB 660.
33. SECRETARY:

1. SB 660 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDENT:

4. Senator Regner.

5. SENATOR REGNER:

6. Mr. President, Members of the Senate, SB 660

7. amends the Fire Protection Training Act and what it

8. does is remove the Illinois Fire Commission from the

9. Department of Law Enforcement and establishes it as

10. an independent body reportable to the Governor and

11. to the General Assembly. The Director of the Department

12. of Law Enforcement is in agreement with this bill as

13. is the administration. One of the main advantages in

14. it is that it will not be able to operate the same as

15. the Illinois Local Governmental Law Enforcement Officers

16. Training Board, and by operating as an independent

17. body by Federal regulations they will be able to vie much

18. more readily for Federal funds that will be available

19. and I would ask for a favorable vote.

20. PRESIDENT:

21. Is there further discussion? Senator Rock.

22. SENATOR ROCK:

23. Just a question Mr. President, if the sponsor

24. will yield.

25. PRESIDENT:

26. He indicates he'll yield.

27. SENATOR ROCK:

28. In Section 11, Senator Regner, what is the purpose

29. for deleting that provision which allows for expulsion

30. from the school if the trainee is apparently or obviously

31. not qualified?

32. PRESIDENT:

33. Senator Regner.

1. SENATOR REGNER:

2. Senator Rock, one of the things that we are going to
3. do on the next bill 661 does set up a cadet training
4. program and does establish the training act along with
5. that. And this is a bill the way it was written by
6. the Commission, and I'm not sure if they were considering
7. the other bill at the same time, but I know that the
8. other one is available.

9. PRESIDENT:

10. Is there further discussion? The question is shall
11. SB 660 pass? On that question the Secretary will call
12. 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. PRESIDENT:

25. Bruce, aye. Newhouse, aye. Hynes, aye. Vadalabene,
26. aye. Merritt, aye. Romano, aye. Ozinga, aye. On that
27. question...the yeas are forty-four, the nays are none.
28. SB 660 having received a constitutional majority is
29. declared passed. SB 662. Oh, I'm sorry, 661. SB 661.

30. SECRETARY:

31. SB 661 (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator Regner.

2. SENATOR REGNER:

3. Mr. President, Members of the Senate, SB 661
4. establishes a cadet training program in fire fighting.
5. This is done on a trial basis, on a voluntary basis in
6. my village of Mt. Prospect with the...in conjunction
7. with the fire department and the local school district.
8. It's proved extremely useful and what it does, it does
9. provide a reservoir of trained young men who do want
10. to be fire fighters but at a younger age, just out of
11. high school but do not want to wait until they reach
12. the age of 21.

13. PRESIDENT:

14. Is there further discussion? The question is shall
15. SB 661 pass. The Secretary will call the roll.

16. ACTING SECRETARY (MR. WRIGHT):

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

27. PRESIDENT:

28. Senator Welsh.

29. SENATOR WELSH:

30. Mr. President, Members of the Senate, I'm delighted
31. to present to this august Body the students from the
32. Austin Middle School, seated at the rear of the Chamber
33. led by their teachers, Mrs. Stevens and Mrs. Fain.

1. I vote aye.

2. ACTING SECRETARY (MR. WRIGHT):

3. Wooten, Mr. President.

4. PRESIDENT:

5. Senator Glass, aye. On that question the yeas are
6. forty-three, the nays are none. SB 661 having received
7. a constitutional majority is declared passed. SB 662.

8. ACTING SECRETARY (MR. WRIGHT):

9. SB 662 (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Regner.

13. SENATOR REGNER:

14. Mr. President, Members of the Senate. SB 662 lowers
15. the minimum age of qualification from 21 to 18 for persons
16. who participate in the Fireman's Pension Fund and this is
17. in conjunction with 661 which we just passed. If we do
18. have these young people become full fledged firemen they
19. certainly should be able to participate in the pension
20. fund.

21. PRESIDENT:

22. Is there further discussion? The question is shall
23. SB 662 pass. The Secretary will call the roll.

24. ACTING SECRETARY (MR. WRIGHT):

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,

1. Weaver, Welsh, Wooten, Mr. President.

2. PRESIDENT:

3. Senator Netsch, aye. Senator Daley, aye. Mitchler, aye.
4. Schaffer, aye. Bell, aye. McBroom, aye. Newhouse, aye. On
5. that question the yeas are forty-two, the nays are none. SB 662
6. having received a constitutional majority is declared passed.
7. SB 663, Senator McBroom.

8. SECRETARY:

9. SB 663 (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator McBroom.

13. SENATOR McBROOM:

14. Mr. President, first of all, I'd...I'd like to call
15. attention that that is sponsored by Senator Savickas
16. and me which indicates that we're not always apart on
17. everything. But on a serious vein, I'd like to call that
18. bill when Senator Partee is on the Floor and secondly
19. Mr. President, we're meeting in Senator Mohr's office
20. now with the Metropolitan Sanitary District and we'd
21. like to continue. I'd like leave of the Body to come
22. back to the bill.

23. PRESIDENT:

24. Take it out of the record. Senator Fawell, SB 665.

25. SECRETARY:

26. SB 665 (Secretary reads title of bill)
27. 3rd reading of the bill.

28. PRESIDENT:

29. Senator Fawell.

30. SENATOR FAWELL:

31. Yes, Mr. President, Members of the Senate, 665 the
32. synopsis on the Calendar fairly well gives the crux of
33. what the bill does. We have of course in the past mandated

1. that our various county superintendents in the single
2. county region will have to merge. And this bill is a
3. bill that looks toward that merger, and sets up the
4. number of assistants in each of the educational service
5. regions which by in large will include more than one
6. county. This is backed by your county superintendents
7. now referred to as regional superintendents. If there
8. is any question that this bill has passed through the
9. Education Committee and also last night passed through
10. the Appropriations Committee also with just one dissenting
11. vote so it has no basic opposition of which I have
12. knowledge.

13. PRESIDENT:

14. Senator Wooten.

15. SENATOR WOOTEN:

16. I wish to announce myself to you Senator Fawell,
17. as some opposition. The problem here, is that among
18. the many criticisms we receive in education, the biggest
19. complaint is that we're a little bit topheavy at the
20. administrative level. It seems to me that what we're
21. doing in effect is merging counties so that we do not
22. need as many superintendents, but at the same time we
23. are saying to those currently employed you're not
24. going to loose your job. And I think it would be a
25. much better procedure to cut down and I am very much
26. in favor of what we're doing in reducing the number
27. of superintendents, and I would be very much opposed
28. to retaining those currently employed. So, I oppose
29. this bill. I would like to see the number of super-
30. intendents and their assistants reduced.

31. PRESIDENT:

32. Is there further discussion? Senator Vadalabene.

33. SENATOR VADALABENE:

1. Thank you Mr. President. I am in disagreement with
2. Senator Wooten on this bill. I work very closely with
3. the superintendents of schools in my district and I know
4. that the Madison County superintendent's work has tripled.
5. I was the sponsor of the merger legislation when I was
6. in the House, and this is good legislation. We gave
7. Cook County ten additional assistant superintendents
8. here several years ago, and I would urge support on
9. this side of the aisle for this legislation.

10. PRESIDENT:

11. Is there further discussion? Question is shall
12. SB 665 pass. On that question the Secretary...Senator
13. Fawell.

14. SENATOR FAWELL:

15. Well, I...want to make it perfectly clear that this
16. is...this is actually decreasing the total number where as
17. it is right now every county has a minimum right to
18. a county superintendent and one assistant paid for by
19. the State of Illinois. And if you will look closely
20. at this bill you will find that in those areas where
21. you have a merger taking place, let us say three or
22. four counties, you will actually under this formula have
23. less total than you have now when you simply multiply
24. say five times two or ten, you have less than a total
25. of ten when you have the merger. The important point
26. here is that we are looking toward our educational
27. service regions, no longer in the light of just being
28. parochial county service entities, but they are truly
29. going to be adjuncts of the Office of the Superintendent
30. of Public Instruction with a real connection of course
31. locally and be able to give total educational services
32. as in some of our counties you now have the regional
33. superintendent for instance, operating vocational

1. county wide, or regional wide high school facilities
2. they should be and, I think, increasingly more will be
3. in special education. They will be able to give, in other
4. words, county wide or regional wide educational services
5. which they various school districts within the educational
6. service region may not and oftentimes are not equipped
7. to give. So I want to repeat, that when we finally
8. complete all of the mergers of our various county super-
9. intendants as they are now known, and as they will
10. become known, regional superintendents, the total
11. number of personnel will be less. And we're merely
12. setting up the formula by which this merger must take
13. place. We have to pass legislation like this before
14. the ultimate merger takes place, and I would suggest
15. that this is a very rational way in which to approach
16. the problem and I would ask for the favorable roll call
17. of this Body.

18. PRESIDENT:

19. Senator Merritt.

20. SENATOR MERRITT:

21. Mr. President, Members of the Senate, very briefly,
22. I certainly rise in support of this legislation. I know
23. in my own home county of Vermilion which is slightly
24. under 100,000 population, this has a very direct bearing
25. and have a tremendous work load there with the superintendent
26. and one assistant. I think this is legislation that has
27. been long overdue, and I certainly would urge those on
28. both sides of the aisle to support this fine legislation.
29. Thank you.

30. PRESIDENT:

31. The question is...Is there further discussion? The
32. question is shall SB 665 pass. The Secretary will call
33. the roll.

1. SECRETARY:

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

12. PRESIDENT:

13. Davidson, aye. Clarke, aye. Bell, aye. On that
14. question the yeas are thirty-three, the nays are five.
15. SB 665 having received a constitutional majority is
16. declared passed. Senator Fawell, SB 667.

17. SECRETARY:

18. SB 667 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Fawell.

22. SENATOR FAWELL:

23. Yes, SB 667 does as the Calendar indicates. It
24. authorizes the Board of Higher Education, the Board of
25. Trustees of the University of Illinois, the Board of
26. Trustees of Southern Illinois University and the
27. Board of Regents, the Board of Governors of State Colleges
28. and Universities and the Illinois Junior College Board
29. to contract for insurance against basic claims that may
30. be asserted against any of the board members or employees.
31. I don't believe there's any opposition to this legislation.
32. I ask for a favorable roll call.

33. PRESIDENT:

1. Is there discussion? The question is shall SB 667
2. pass. And on that question the Secretary will call the
3. roll.

4. SECRETARY:

5. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
6. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
7. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
8. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
9. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
10. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
11. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,

12. PRESIDENT:

13. Senator Romano.

14. SENATOR ROMANO:

15. Before I cast my vote, I'd like to present the
16. beautiful and youthful, I thought it was his daughter,
17. but his wife of Senator Charley Chew. Mrs. Chew. I
18. vote aye.

19. SECRETARY:

20. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
21. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
22. Weaver, Welsh, Wooten, Mr. President.

23. PRESIDENT:

24. Don Moore, aye. Senator Scholl, aye. On that
25. question the yeas are forty-five, the nays are none.
26. SB 667 having received a constitutional majority is
27. declared passed. SB 680, Senator Newhouse.

28. SECRETARY:

29. SB 680 (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Newhouse.

33.

1. SENATOR NEWHOUSE:

2. Thank you Mr. President, this is a bill that creates
3. a commission on police relations. We had a similar
4. commission a couple of years ago, Senator Sours, I believe
5. was head of it. It will give the opportunity to look
6. into such things as recruitment, an area in which we've
7. been very short in Chicago, and I'd appreciate a most favorable
8. roll call on it.

9. PRESIDENT:

10. Senator Savickas.

11. SENATOR SAVICKAS:

12. Does this bill just direct itself to the question
13. of recruitment or is this...a police commission that's
14. going to oversee actions of the policemen, a civilian
15. review board type?

16. SENATOR NEWHOUSE:

17. It's not...it's not restricted to that activity,
18. no. It's not intended as a review board on the other
19. hand either. I think that the way the bill is set up
20. it's for legislators who will participate and it will
21. seek it's own level. And I think it will be a very
22. constructive commission. It isn't aimed at the destruction
23. of anything Senator.

24. PRESIDENT:

25. Is there further discussion? Senator Berning.

26. SENATOR BERNING:

27. Yes, what is the cost of this program? Do we
28. have an appropriation bill to follow?

29. PRESIDENT:

30. Senator Newhouse.

31. SENATOR NEWHOUSE:

32. There is an appropriation bill to follow in the
33. amount of \$5,000 Senator.

1. PRESIDENT:

2. Is there further discussion? Senator Rock.

3. SENATOR ROCK:

4. Well, Mr. President, Members of the Senate.

5. I am opposed to SB 680 and one of the reasons I am
6. opposed is because in a section of that bill it gives
7. this proposed commission the subpoena power.

8. PRESIDENT:

9. Senator Newhouse.

10. SENATOR NEWHOUSE:

11. Mr. President, let me hold that bill and let me
12. consult with Senator Rock and others so that I
13. think we can possibly work out any problems that we
14. have.

15. PRESIDENT:

16. We'll take the bill out of the record. Senator
17. Soper, 678.

18. SECRETARY:

19. SB 678 (Secretary reads title of bill)
20. 3rd reading of the bill.

21. PRESIDENT:

22. Senator Soper.

23. SENATOR SOPER:

24. Mr. President, this synopsis deals directly with
25. the gist of this bill. We have a problem in residential
26. areas where there's a growth, where developers come in,
27. and they're to take 600, 800 acres of land and this
28. commission would study that problem so as to evaluate
29. the present method of public financing for schools,
30. sanitary facilities, parks and recreational facilities,
31. and other facilities and services provided by either
32. the State or units of local government in newly developed
33. and rapidly expanding areas. This does...this does not

1. have the appropriation. The appropriation is in a
2. separate bill. And I'd appreciate a favorable roll call
3. so we can get at this problem and solve it.

4. PRESIDENT:

5. Is there further discussion? Senator Fawell.

6. SENATOR FAWELL:

7. I...I don't know quite what to say about this
8. commission bill because I think it's really the product
9. to a great degree of the building industry whose prime
10. concern is to stop legislation which I think apparently
11. in the eyes of many at any rate could have and should
12. be passed and is long overdue right now. I question
13. very much whether it's even necessary to go through
14. a lot of discussion on this subject when some of the
15. needs especially in the fast growth areas are so
16. very, very apparent. I suppose to a degree, my
17. comments are very personal here because I think the
18. very creation of these bills were responsible for the
19. death in the Committee on Local Government Affairs
20. of two bills which were very close to my heart and I
21. think were very important to the vast Chicago suburban
22. land which called for the subdividers to contribute
23. land or cash in lieu of land for public schools and
24. public parks. I don't think it takes a commission and
25. thousands and thousands of dollars, I don't know what
26. the appropriation is for this legislative Body to be
27. able to make a determination on the question. I think
28. that what we have here is the work product of the
29. Illinois Home Builders Association designed to make mor-
30. ibund, in the words of Senator Sours, the bills that
31. were and had been presented for now something like three
32. years as this legislative Body continually seems to
33. bend to the will of lobbyists who are here on behalf

1. of the building industry and able to counteract
2. continuously the will of the people and the Taxpayers
3. Federation, the School Board Association, the PTA, the
4. park district groups, the open space groups and many, many
5. others whose expressed desires have been wholly and
6. totally thwarted. I frankly don't have the confidence in
7. this commission being able to produce much except hot air
8. and I simply am going to vote a big fat present. I
9. suppose it should be given a chance, but I don't
10. have much confidence in this commission being able
11. to produce anything.

12. PRESIDENT:

13. Is there further discussion? The...Senator Soper.

14. SENATOR SOPER:

15. Yes. I am attempting to help Senator Fawell, but
16. as long as he doesn't want any help, it's all right
17. with me. Now if he thinks those crazy bills that he
18. had are going to solve a situation, and where you're
19. going to walk in and say to a developer, we're going
20. to take 10 or 20 or 30% of your land without...without
21. paying for it and that these people aren't going to
22. get up on their hind legs and protest, if he thinks
23. that we're going to solve the situations now and that's
24. being handled in the courts, and I understand his
25. law firm is one side or some law firm Senator...one
26. side of this proposition, well, he's sadly mistaken.
27. And if he thinks that we've...we've been put upon or
28. by...by developers all we're trying to do is solve a
29. situation that he hasn't been able to solve with...
30. in three different Sessions. And, if he doesn't want
31. to help, it's all right with me. As far as this bill
32. is...this commission is concerned, up or down. Vote
33. gentlemen. I have...I have no desire to be the chairman

1. of any commission and let's have a roll call.

2. PRESIDENT:

3. The question is shall SB 678 pass. I'm going
4. to enforce the rule that...Senator has the opportunity
5. to speak once on each bill. On the point of personal
6. privilege, you're recognized.

7. SENATOR FAWELL:

8. The accusation has just been made that my law
9. firm is engaged in this particular cause of action,
10. which as is often time the case, Senator Soper is
11. speaking when the motors aren't really turning over very
12. well. That's absolutely not so. And as far as I am
13. concerned, I will repeat that this has been simply
14. a device to kill the bills that I have been working
15. on for three years, and I think Senator Soper knows this.
16. I don't have any confidence in what this commission
17. can create.

18. PRESIDENT:

19. The question is shall SB 678 pass. On that question
20. the Secretary will call the roll.

21. SECRETARY:

22. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
23. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
24. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
25. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
26. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
27. Mohr,

28. PRESIDENT:

29. Senator Howard Mohr.

30. SENATOR HOWARD MOHR:

31. Mr. Chairman, I wish to commend Senator Soper for
32. putting this bill in and trying to resolve a problem.
33. I take exception to the remarks of Senator Fawell in

1. talking about the surban area. Many of us in the
2. suburbs would rather not have the State come in and
3. tell a developer you're going to buy x number of
4. acres of land. We'd rather be able to control that
5. on a local level. And when, it sounds great to be
6. giving property away, but somebody's going to pay
7. for it in the end. I think it's a gimmick, it's
8. fooling the public and Senator Soper and that committee
9. could continue to keep killing these bills Senator
10. Fawell if that's your desire, but I think some product
11. might come out of the commission that might be beneficial.
12. I vote aye.

13. SECRETARY:

14. Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
15. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
16. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
17. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
18. Weaver, Welsh, Wooten, Mr. President.

19. PRESIDENT:

20. Senator Hall, aye...Harber Hall, aye. Shapiro,
21. aye. There's been a request for a call of the absentees.
22. On that question the yeas are thirty, the nays are four,
23. one voting present. SB 678 having received a constitutional
24. majority is declared passed. Senator Soper.

25. SENATOR SOPER:

26. Having voted on the prevailing side, I move to
27. reconsider the vote.

28. PRESIDENT:

29. Senator Soper moves to reconsider, Senator Regner
30. moves to Table. On the motion to Table, all in favor
31. signify by saying aye. Contrary no. The motion carries.
32. Senator Newhouse do you wish to call 688? Yes, SB 688.

33. SECRETARY:

1. SB 688 (Secretary reads title of bill)
2. 3rd reading of the bill.
3. PRESIDENT:
4. Senator Newhouse.
5. SENATOR NEWHOUSE:
6. Mr. President, Gentlemen, this Act adds a section to
7. the Governing Commission Act which provides a reporting
8. procedure twice a year to the Comprehensive Health Planning
9. Agency and I'd appreciate a favorable roll call.
10. PRESIDENT:
11. Is there discussion? Senator Knuepfer.
12. SENATOR KNUEPFER:
13. I just want to say that this had a thorough hearing
14. in the Public Health and Welfare Committee and I support
15. it.
16. PRESIDENT:
17. Senator Wooten.
18. SENATOR WOOTEN:
19. I do want to mention the fact that was brought out
20. in the committee though, that the hospital, that the
21. commission in question now has to make about thirteen
22. annual reports and this would require an additional
23. semi-annual report, and I wonder if we really need the
24. proliferation of paper.
25. PRESIDENT:
26. Is there further discussion? The question is shall
27. SB 688 pass. On that question the Secretary will call
28. the roll.
29. SECRETARY:
30. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
31. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
32. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
33. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,

1. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
2. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
3. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
4. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
5. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
6. Weaver, Welsh, Wooten, Mr. President.

7. PRESIDENT:

8. Senator Merritt, aye. Senator Course, aye.
9. Scholl, aye. Nimrod, aye. On that question the yeas
10. are thirty-four, the nays are one. SB 688 having
11. received a constitutional majority is declared passed.
12. Senator Newhouse moves to reconsider having voted on
13. the prevailing side. Senator Course moves to Table.
14. On the motion to Table, all in favor signify by saying
15. aye. Contrary no. The motion to Table prevails. Senator
16. Welsh, SB 689.

17. SECRETARY:

18. SB 689 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Welsh.

22. SENATOR WELSH:

23. Thank you Mr. President, Members of the Senate.
24. This is a yellow folder bill. 689 as amended deals
25. with the Illinois Snowmobile Law which has been in
26. effect for two years. And with most new legislation,
27. it becomes apparent that there are certain loopholes
28. that exist in the original draft. None of the amend-
29. ments are controversial in nature. They have been
30. recommended by a committee comprised of representa-
31. tives of the Illinois Association of Snowmobile Clubs,
32. members of the State Police, attorneys for the
33. Department of Conservation. They have the support of

1. the Chew-Course cooperative. They are cosponsored by
2. the Barney Oldfield of the snowmobiling set. Senator
3. Mohr and I would appreciate your favorable support
4. on this bill.

5. PRESIDENT:

6. Senator Course.

7. SENATOR COURSE:

8. Yes, Mr. President, members of the Senate. This
9. may be a yellow folder bill, but we did have objections
10. in the Transportation Committee. And I discussed this with
11. some of the members and the...with the Department of
12. Conservation and the inequities in the bill which we
13. found we brought to their attention and they thought
14. they were logical and they had amendments prepared and
15. I did admit...submit the amendments and they were adopted.
16. And the bill is agreeable with the Department of Con-
17. servation. It makes it a good bill, and I would suggest
18. the members on this side of the aisle support the bill.
19. Thank you.

20. PRESIDENT:

21. Senator Bruce, did you wish recognition? Is there
22. further discussion? The question is shall SB 689 pass.
23. On that question the 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,

1. Weaver, Welsh, Wooten, Mr. President.

2. PRESIDENT:

3. On that question the yeas are thirty-eight, the

4. nays are none, one voting present. SB 689 having re-

5. ceived a constitutional majority is declared passed.

6. Senator Shapiro, SB 692.

7. SECRETARY:

8. SB 692. (Secretary reads title of bill).

9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator Shapiro.

12. SENATOR SHAPIRO:

13. Mr. President, Senator Partee has expressed an

14. interest in this bill and he wishes to speak for it and

15. asks that I hold it until he returns to the Floor.

16. PRESIDENT:

17. Take it out of the record. Do you wish to call

18. 693? Call 693. SB 693.

19. SECRETARY:

20. SB 693. (Secretary reads title of bill).

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Shapiro.

24. SENATOR SHAPIRO:

25. Mr. President, Members of the Senate, SB 693 provides

26. that no increment level or step in the pay plan for any

27. class of position shall be reserved for or restricted

28. to only those employees achieving a specified evaluation

29. or rating of their performance as employees. Now, I

30. think most of you here are acquainted with the history

31. of this particular thing and the merit pay increases or

32. steps six and seven in the personnel pay code. I would

33. like to just review a little bit of the history for those

1. who are newcomers. On March 29, 1971 the Senate adopted
2. by a vote of forty-seven to one, Senate Joint Resolution
3. 14 which called...for the abolition of the superior
4. performance increases which were necessary under the pay
5. plan for steps six and seven, and nothing was done. On
6. June 15 of 1972, not quite a year ago the Senate adopted
7. Senate Resolution 311 which proposed a special Senate
8. Committee to investigate why nothing had been done.
9. Unfortunately that Committee has been unable to complete
10. it's investigation. Now, over two years since the
11. adoption of the Senate Joint Resolution 14 steps six
12. and seven in the pay plan are still obtainable only for
13. those employees who receive this superior performance
14. evaluation, which by a mandate of the Governor is only
15. given to 5% of all employees. SB 693 would eliminate
16. this highly discriminatory act, which the Senate has
17. consistently voiced it's disapproval of, and I am therefore
18. urging a favorable vote and adoption of this amendment
19. to the personnel pay code.

20. PRESIDENT:

21. Senator Knuepfer.

22. SENATOR KNUEPFER:

23. Well, all I can suggest Senator is in my opinion
24. this is a giant step backward for State government. We
25. have complained about the performance and efficiency
26. of governmental employees for a long time. The trend
27. today is to try and provide some kind of merit recognition
28. of superior performance, and I think it was a substantial
29. improvement when these two categories were set up. There
30. are employees that do things above and beyond the call
31. of duty that perform creditably. What you're suggesting
32. is that they not be recognized and that everything be
33. a matter of how long you've been in the system. This to

1. me is an atrocious way of doing business. It should
2. not be, and in fact I think the concept ought to be
3. spread to provide more merit increases for superior
4. performance. As long as we say to the bottom employee
5. and the top performing employee in that grade, you're
6. all on the same basis, then there's simply...is no
7. incentive to perform better. I think it is desirable
8. to have an incentive. Certainly private industry
9. recognizes the desirability of having incentive and
10. to me you're moving in totally the wrong direction and
11. governments today are tending in the direction of in-
12. creasing the merit opportunities rather than decreasing
13. them and I, for one, am totally in opposition to what
14. you're trying to do here.

15. PRESIDENT:

16. Senator Rock.

17. SENATOR ROCK:

18. Yes, Mr. President, I too rise in opposition to
19. SB 693. I totally agree with Senator Knuepfer's re-
20. marks. This amendment removes administrative evaluation
21. of employees. Not only now can you not discharge one
22. under a merit system, but with this amendment all this
23. employee would have to do is stay on the job, just show
24. up and he gets an increase. I think it's a bad piece of
25. legislation and I urge it's defeat.

26. PRESIDENT:

27. Is there further discussion? Senator Shapiro may
28. close the debate.

29. SENATOR SHAPIRO:

30. Mr. President, I do want to point out to the members
31. of the Senate that the one dissenting vote was Senator
32. Knuepfer's, back approximately two years ago. However,
33. I do want to point out something as far as his objections

1. are concerned. If someone can tell me how you devise
2. a merit pay plan that works, I would be willing to accept
3. it. I have been involved in that type of evaluation
4. of employees when I served on a school board, and it
5. was usually worked out that those who received the merit
6. increases were the favorites of the person making the
7. evaluation. And furthermore, if this is going to be
8. a valid plan, and more than 5% of the employees
9. are qualified and should have this merit increase,
10. then how come we have it...a restriction that states
11. that only 5% can achieve this step six and seven in
12. any one year. And for the information of the rest of
13. the members of the Senate, when this was a mere Resolution,
14. Senate Joint Resolution 14, several years ago, Senator
15. Rock supported it then. And this is a positive step forward
16. and I would again urge the members of this Senate to support
17. this amendment to the personnel pay code and give an
18. affirmative vote.

19. PRESIDENT:

20. Question is shall SB 693 pass. Is there further
21. discussion? Secretary will call the roll.

22. SECRETARY:

23. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
24. Chew, Clarke, Conolly, Course, Daley, Davidson,
25. Donnewald, Dougherty, Fawell, Glass, Graham, Harber
26. Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,

27. PRESIDENT:

28. Senator Knuepfer.

29. SENATOR KNUEPFER:

30. There's a substantial difference between a
31. Resolution which nobody really pays much attention
32. to on the Floor and the bill which has the effect of
33. law. And I vote no.

1. SECRETARY:

2. Knuppel, Kosinski, Latherow, McBroom, McCarthy,
3. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch,
4. Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee,
5. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,
6. Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
7. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.

8. PRESIDENT:

9. On that question the yeas are thirteen, the nays are
10. eight. SB 693 having failed to receive a constitutional
11. majority is declared lost. Senator Bruce. Senator
12. Rock, SB 715.

13. SECRETARY:

14. SB 715 (Secretary reads title of bill).
15. 3rd reading of the bill.

16. PRESIDENT:

17. Senator Rock.

18. SENATOR ROCK:

19. Yes, Mr. President, Members of the Senate, the
20. purpose of SB 715 is to exempt electric generating
21. stations from township zoning. And the reason is, and
22. it's a good one I think, that such stations are already
23. subject to a number of State and Federal rules, and it is
24. not in my judgement in the public interest to require
25. still another approval by townships. Electric generating
26. stations cannot be constructed in any location without
27. the approval of the Illinois Commerce Commission and in
28. the case of nuclear plants by the Atomic Energy
29. Commission. In addition other Federal and State agencies
30. such as the Federal Environmental Protection Agency,
31. the Corps of Engineers and the Illinois Environmental
32. Protection Agency must approve various aspects of plant
33. construction and operation. Further many counties as a

1. practical matter exercise zoning jurisdiction over electric
2. generating stations. The bill was amended to include also
3. the Illinois Electric Cooperatives, and I would ask for a
4. favorable roll call.

5. PRESIDENT:

6. Is there further discussion? Senator Netsch.

7. SENATOR NETSCH:

8. One question of the sponsor, if he will yield, Mr.
9. President. Senator Rock. Do I understand that for
10. every potential generating station there is some unit
11. of government, whether it is a municipality or a county
12. that does exercise zoning jurisdiction as such, that is
13. that kind of consideration that...that will be directed
14. to the effect of the...the generating station on the
15. character of the neighborhood and that kind of thing.

16. PRESIDENT:

17. Senator Rock.

18. SENATOR ROCK:

19. That is correct.

20. PRESIDENT:

21. Is there further discussion? The question is shall
22. SB 715 pass. 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.

1. PRESIDENT:

2. On that question the yeas are thirty. The nays are
3. none. SB 715 having received a constitutional majority...
4. SB 715...The call for the verification has been requested.
5. Those voting in the affirmative will be verified by the
6. Secretary. Now ill the members be in their seats.

7. SECRETARY:

8. The following voted in the affirmative: Berning,
9. Buzbee, Carroll, Conolly, Course, Daley, Davidson,
10. Dougherty, Fawell, Hynes, Johns, Knuepfer, Knuppel,
11. Kosinski, McBroom, Merritt, Mitchler, Netsch, Nudelman,
12. Palmer, Rock, Saperstein, Savickas, Schaffer, Smith, Soper,
13. Swinarski, Vadalabene, Welsh, Wooten, Mr. President.

14. PRESIDENT:

15. The Secretary advises me that the count is thirty-
16. one, there have been no names added to the roll call.
17. On the question of passage of SB 715, having received
18. a constitutional majority, thirty-one ayes and no nays,
19. the bill is declared passed. For what purpose does Senator
20. Romano arise?

21. SENATOR ROMANO:

22. Having voted on the prevailing side, i move the...

23. PRESIDENT:

24. Senator Romano moves to reconsider. Senator Welsh
25. moves to Table. On that question, all in favor of the
26. motion to Table, signify by saying aye. Contrary no.
27. The motion to Table fails. Senator Bruce you were off
28. the Floor, SB 700.

29. SECRETARY:

30. SB 700 (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDENT:

33.

1. Senator Bruce.

2. SENATOR BRUCE:

3. Yes, Mr. President, Members of the Senate. SB700
4. allows the Junior College Districts throughout the
5. State to receive and expend money from the Capital
6. Development Board in the same way they've been authorized
7. to expend money from the Illinois Building Authority.
8. It's strictly a housekeeping measure, I know of no
9. opposition.

10. PRESIDENT:

11. Is there...further discussion? Question is shall
12. SB 700 pass. On that question the Secretary will call
13. the roll.

14. SECRETARY:

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

25. PRESIDENT:

26. Partee, aye. Senator Kenneth Hall, aye. Schaffer,
27. aye.

28. SECRETARY:

29. Weaver, Welsh, Wooten, Mr. President.

30. PRESIDENT:

31. On that question the yeas are forty, the nays are
32. none. SB 700 having received a constitutional majority
33. is declared passed. Senator Regner, you have a motion

1. in connection with a bill on 3rd reading, for recall.
2. SB 801. You wish to recall that to 2nd reading for pur-
3. poses of amendment. Is there leave to recall SB 801
4. to 2nd reading? So ordered. SB 801.

5. SECRETARY:

6. Amendment No. 1 by Senator Regner.

7. PRESIDENT:

8. Senator Regner.

9. SENATOR REGNER:

10. Mr. President, Members of the Senate. SB 801
11. conveys a piece of property from the Department of
12. Mental Health to the Northwest Educational co-op.
13. The Department of Transportation has asked that this
14. amendment be put on and what it does, it eliminates
15. one strip of the property being conveyed, it eliminates
16. it from the transfer and retains it in possession of
17. the State for the purpose of a highway right of way.
18. And I move for the adoption of Amendment No. 1 to SB
19. 801.

20. PRESIDENT:

21. Is there further discussion? Question is on the
22. adoption of...the adoption of Amendment No. 1. All in
23. favor signify by saying aye. Contrary no. The motion
24. carries. Amendment No. 1 to SB 801 is adopted. 3rd
25. reading. Senator Vadalabene, I think you have a similar
26. motion. SB 166. Senator Vadalabene moves to recall to
27. the order of 2nd reading. Is there leave? So ordered.
28. SB....

29. SECRETARY:

30. Amendment No. 1 by Senator Vadalabene.

31. PRESIDENT:

32. Senator Vadalabene.

33. SENATOR VADALABENE:

1. Yes, on SB 166 I'd like to explain the amendment.
2. What I'm doing is deleting on page 5, line 20 the 5%
3. and inserting in lieu 7% and that is the same on line
4. 15 and also on line 18. And on page 9, on lines 12
5. through 24 inserting in lieu thereof where the Governor
6. of the State of Illinois will appoint all of the twelve
7. members on the authority rather than six of the Senators
8. from the district.

9. PRESIDENT:

10. Is there discussion? Senator Vadalabene moves to
11. adopt Amendment No. 1. All in favor signify by saying
12. aye. Contrary no. The motion carries. Amendment No. 1
13. to SB 166 is adopted. Senator Palmer, Senator Regner,
14. you have another bill, 804.

15. SENATOR REGNER:

16. That was just put on the Calendar this morning,
17. Mr. President...Senator Harber Hall, SB 1008. You wish
18. it recalled to...yes. Is there leave to recall SB 1008
19. to the order of 2nd reading? So ordered. Senator Hall.

20. SECRETARY:

21. Amendment No. 1 by Senator Hall.

22. SENATOR HARBER HALL:

23. Mr. Speaker and Fellow Senators, I'm king a
24. technical amendment here. We...we placed one amendment
25. on there, but there...there was an error by the Reference
26. Bureau that has to be corrected and it's entirely techni-
27. cal. It doesn't make any material changes in the bill at
28. all. I move for adoption.

29. PRESIDENT:

30. Is there further discussion? Senator Hall moves to
31. adopt Amendment No. 2 to SB 1008. All in favor
32. signify by saying aye. Contrary no. The motion
33. carries, Amendment No. 2 is adopted. 3rd reading.

1. Senator Fawell, SB 884. Senator Fawell. Yes, I would
2. make the motion also for leave to return to the order
3. of 2nd reading...

4. PRESIDENT:

5. Is there leave to recall to 2nd reading for pur-
6. poses of amendment, SB 884. So ordered. Senator
7. Fawell. Senator Fawell.

8. SENATOR FAWELL:

9. Yes. This amendment in regard to the unit
10. school district law sets forth that upon the...a
11. new unit school district being created that all of
12. the districts involved if they should agree can
13. accelerate or postpone the effective date of the...
14. of the formation of the district. I move the adoption
15. of Amendment No. 2. Amendment No. 2.

16. PRESIDENT:

17. It is Amendment No. 2. Is there further discussion?
18. The question is on the adoption of Amendment No. 2 to
19. SB 884. All in favor signify by saying aye. Contrary
20. no. The motion carries. Amendment No. 2 is adopted.
21. 3rd reading. SB 1011, Senator Harber Hall.

22. SECRETARY:

23. Amendment No. 1 by Senator Hall.

24. PRESIDENT:

25. Senator Hall.

26. SENATOR HARBER HALL:

27. Mr. President, this is identical amendment to the
28. amendment we just put on SB 1008 because of some language
29. that was left out that had previously been in the law
30. and they have to get it back in, it makes no material
31. change to this bill, either...I move for the adoption of
32. Amendment 1 to 1011.

33. PRESIDENT:

1. Senator Hall moves to adopt Amendment No. 1 to
2. SB 1011. Is there discussion? All in favor of the
3. motion to adopt signify by saying aye. Contrary no.
4. The motion carries. Amendment No. 1 to SB 1011 is
5. adopted. 3rd reading. Senator Daley, SB 1025. You
6. wish to recall...

7. SENATOR DALEY:

8. Yes, I ask leave to recall to 2nd reading...

9. PRESIDENT:

10. Is there leave? So ordered. SB 1025 on the order
11. of 2nd reading. Senator Daley.

12. SENATOR DALEY:

13. This the hand gun study commission, and in
14. my conversation with many of the members in the
15. Appropriations and other committees there was some
16. question in regards to one Section where the commission
17. will report it's findings and it's said conclusions,
18. recommendations including drafts of suggested legislation
19. to the 78th General Assembly. This amendment would
20. strike conclusions, recommendations, including drafts
21. of suggested legislation to the 78th General Assembly.

22. PRESIDENT:

23. Is there further discussion? The question to
24. adopt the amendment offered by Senator Daley, all
25. those in favor signify by saying aye. Contrary no.
26. The motion carries, the amendment is adopted. 3rd
27. reading. Senator Partee do you wish to recall SB 894?
28. Is there leave. SB 894 is ordered to 2nd reading.
29. Senator Partee.

30. SECRETARY:

31. Amendment No. 2 by Senator Partee.

32. SENATOR PARTEE:

33. This...amendment simply postpones the date of

1. the effective date of this act to...from January 1, 1974
2. to July 1, 1974. I move the adoption of the amendment.

3. PRESIDENT:

4. Senator Partee moves the adoption of Amendment No. 2.
5. Is there discussion? All in favor of the motion to adopt
6. signify by saying aye. Contrary no. The motion carries.

7. Amendment No. 2 to SB 894 is adopted. 3rd reading.

8. Senator Palmer, you were off the Floor. SB 2...253.

9. Senator Palmer.

10. SENATOR PALMER:

11. I ask to move SB 253 from postponed consideration
12. to 2nd reading for the purpose of filing an amendment.

13. PRESIDENT:

14. Senator Palmer moves to order SB 253 to the order
15. of 2nd reading for the purposes of consideration of his
16. amendment. Is there leave? So ordered. Senator Palmer.

17. SENATOR PALMER:

18. This amendment...is the amendment the...suggested by
19. the Bar Association on the other side of the aisle and
20. it clears the objections there were raised, and I believe
21. that there is no further objections to this bill with
22. this amendment. I...ask the...for the adoption of this
23. amendment.

24. PRESIDENT:

25. Senator Sours.

26. SENATOR SOURS:

27. That I take it is the Recorder'Act..bill, Senator?
28. That bill is now in perfect condition.

29. PRESIDENT:

30. Is there further discussion? Senator Palmer moves
31. the adoption of the amendment to SB 253. All in favor
32. signify by saying aye. Contrary no. The motion carries.
33. It is ordered to 3rd reading on the order of consideration

1. postponed. Is Senator Hynes on the Floor? We will return
2. to Senate Bill 692. Senator Partee had requested to be
3. on the Floor when that was called. Senator Shapiro, SB 692.

4. SECRETARY:

5. SB 692 (Secretary reads title of bill)
6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. Mr. President, Members of the Senate. The main
11. intent of SB 692 is to move the date for figuring the flat
12. grant from midterm to the tenth day of the Semester.
13. Incidental to that it also amends up the flat grant
14. apportionment from \$18 to \$19 to conform with SB 699
15. which is now in the Appropriations Committee. I would
16. urge an affirmative vote and if there are any questions
17. I would be more than glad to answer them on this.

18. PRESIDENT:

19. Senator Partee.

20. SENATOR PARTEE:

21. No, I just wanted to rise to support the bill.
22. I think it's excellent legislation. I've been contacted
23. by the chancellor of the Junior Colleges in my area and they
24. think it's good legislation and we're going to support
25. it.

26. PRESIDENT:

27. Is there further discussion? Question is shall
28. SB 692 pass, and on that question the Secretary will
29. call the roll.

30. SECRETARY:

31. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
32. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
33. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth

1. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
2. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
3. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
4. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
5. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
6. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
7. Weaver, Welsh, Wooten, Mr. President.

8. PRESIDENT:

9. Senator Carroll, aye. Nimrod, aye. Romano, aye.
10. Buzbee, aye. Kenneth Hall, aye. Bruce, aye. Senator
11. Newhouse, aye. Senator Conolly, aye. On that question
12. the yeas are forty-nine, the nays are none. SB 692
13. having received a constitutional majority is declared
14. passed. Senator Schaffer, SB 668.

15. SECRETARY:

16. SB 668 (Secretary reads title of bill)
17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Schaffer.

20. SENATOR SCHAFFER:

21. SB 668 provides for an increase in the membership
22. of the Downstate Teachers' Retirement Board from 5 to 9,
23. two more elected members and two more appointed members.
24. And it also requires a majority of the Board for decisions.
25. This brings the size of this Pension Board in line with
26. similar Boards. It had been considerably smaller, than
27. it had been a great deal of interest in increasing the
28. size of this Board.

29. PRESIDENT:

30. Is there discussion? The question is shall SB 668
31. pass. On that question the Secretary will call the roll.

32. SECRETARY:

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

1. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
2. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
3. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
4. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
5. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
6. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
7. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
8. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
9. Weaver, Welsh, Wooten, Mr. President.
10. PRESIDENT:
11. Ozinga, aye. Buzbee, aye. Senator Fawell, aye.
12. On that question the yeas are forty-nine, the nays
13. are none. SB 668 having received a constitutional majority
14. is declared passed. Senator Schaffer, SB 669.
15. SECRETARY:
16. SB 669 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Senator Schaffer.
20. SENATOR SCHAFFER:
21. SB 669 addresses itself to a problem we're having
22. in my area, and I suspect in other areas of the State,
23. and that's the lack of information from the various
24. sundry special activity and interest governmental
25. bodies. It has been amended to provide that a...governing
26. body of an area either the municipality or the county
27. can, if it wishes to, but only if it wishes to, require
28. the local governing...the local special taxing bodies
29. to require basic information which they can then provide
30. for the public so that the public can have access
31. to these otherwise relatively obscure taxing bodies.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Is there any discussion? The question is shall

1. sb 669 pass. On that question the Secretary will call
2. 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 WEAVER)

15. Vadalabene, aye. Nudelman, aye. On that question
16. the ayes are thirty-eight. The nays are two. SB 669
17. having received a constitutional majority is declared
18. passed. Senator Donnewald, 711.

19. SECRETARY:

20. SB 711...SB 711 (Secretary reads title of bill)
21. 3rd reading of the bill.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Donnewald.

24. SENATOR DONNEWALD:

25. Yes, Mr. President this bill remedies a situation
26. which now exists. Presently the statute provides that
27. the Secretary of State take care of the buildings in
28. Springfield. In reality he does take care of various
29. buildings throughout the State, Chicago and elsewhere.
30. All this does is correct that situation. I would...
31. earnestly solicit your support.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Is there any discussion? The question is shall

1. SB 711 pass. And on that question the Secretary will
2. call the roll.
3. SECRETARY:
4. Bartulis, Bell, Berning, Bruce,
5. PRESIDING OFFICER (SENATOR WEAVER):
6. Senator Berning.
7. SENATOR BERNING:
8. May I...may I ask the sponsor a question. In light
9. of what I recall reading recently in a news story about
10. many substations of the Secretary being closed, is there
11. any conflict between that and the import of this bill? ,
12. Aye.
13. SECRETARY:
14. Bruce, Buzbee, Carroll, Chew, Clarke, Conolly,
15. Course, Daley, Davidson, Donnewald, Dougherty, Fawell,
16. Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,
17. Keegan, Knuepfer, Knuppel, Kosinski, Latherow, McBroom,
18. McCarthy, Merritt,
19. PRESIDING OFFICER (SENATOR WEAVER):
20. Senator Merritt.
21. SENATOR MERRITT:
22. Mr. President, I'd like to just ask one short question
23. of Senator Donnewald. Are these, at least as I refer
24. to them, offices throughout the State and Secretary of
25. State and the drivers license exam offices? Are those
26. currently leased and controlled by General Services
27. administration? I had understood that, maybe I'm wrong.
28. All right. I vote aye.
29. SECRETARY:
30. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse,
31. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock,
32. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
33. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,

1. Walker, Weaver, Welsh, Wooten, Mr. President.
2. PRESIDING OFFICER (SENATOR WEAVER):
3. Johns, aye. Romano, aye. Rock, aye. Hall, aye.
4. Kenney Hall, aye...Kenneth Hall, aye. ...aye. On
5. that question the ayes are forty-seven, the nays are
6. none. SB 711 having received a constitutional majority
7. is declared passed. SB 720, Senator Romano. 724, Senator
8. daley, 724.

9. SECRETARY:
10. SB 724 (Secretary reads title of bill)
11. 3rd reading of the bill.

12. PRESIDING OFFICER (SENATOR WEAVER)
13. Senator Daley.

14. SENATOR DALEY:
15. As it says on the digest, this reopens options
16. for participation by judges who have elected not to
17. participate in the Retirement System or widow's annuities.
18. This bill was approved by the Illinois Pensions Laws
19. Commission, and I would ask for a favorable roll call.

20. PRESIDING OFFICER (SENATOR WEAVER):
21. Is there any discussion? Question is shall SB 724
22. pass? And on that question the Secretary will call the
23. 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,

1. Weaver, Welsh, Wooten, Mr. President.

2. PRESIDING OFFICER (SENATOR WEAVER)

3. Well, Ladies and Gentlemen, surely there ought to
4. be more than four votes for this good bill. Senator...
5. Senator Romano. Senator Partee.

6. SENATOR PARTEE:

7. I was off the Floor a minute, but it does seem
8. like a very small number of votes. Maybe it's because
9. it's his first bill, so I would vote aye.

10. PRESIDING OFFICER (SENATOR WEAVER)

11. Call the absentees. Mr. Secretary, there's been a re-
12. quest to call the absentees. The absentees will be called.

13. SECRETARY:

14. Bartulis, Bell, Berning,

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Berning.

17. SENATOR BERNING:

18. I must admit that when I saw that this had something
19. to do with judges, I became very apprehensive. But on second
20. thought and closer examination I find that there is really
21. no problem with this bill and I would recommend that the
22. members on this side support it. And I'll vote aye.

23. SECRETARY:

24. Bruce, Chew, Conolly, Daley, Donnewald, Fawell,
25. Graham, Harber Hall, Kenneth Hall, Hynes, Johns, Keegan,
26. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Mitchler,
27. Don Moore, Netsch, Newhouse, Nimrod, Palmer, Rock, Romano,
28. Savickas, Shapiro, Smith, Sommer, Swinarski, Walker,
29. Weaver, Welsh, Wooten, Mr. President.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. On that question the ayes are fifty-three, and the nays
32.

33.

1. are none. SB 724 having received a constitutional
2. majority is declared passed. Senator Johns.
3. SENATOR JOHNS:
4. Mr. President, I started to ask for verification,
5. but instead as a seatmate, I move to reconsider this
6. bill, please?
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Motion to reconsider that motion...SB 730, Senator
9. Vadalabene. 730.
10. SECRETARY:
11. SB 730 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Senator Vadalabene.
15. SENATOR VADALABENE:
16. Thank you Mr. President, and members of the Senate.
17. The synopsis explains the bill thoroughly. It amends the
18. Vehicle Code and provides that no applicant for a license
19. to be a remittance agent or to operate a commercial driver's
20. training school or to be a commercial driving instructor
21. may be or have a member of his family be an elected State
22. official, a member of the General Assembly or an employee
23. of the Secretary of State. And I would appreciate a favor-
24. able vote.
25. PRESIDING OFFICER (SENATOR WEAVER)
26. Is there any discussion? Senator Wooten.
27. SENATOR WOOTEN:
28. I would just ask the sponsor, who wants the bill?
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Senator Vadalabene.
31. SENATOR VADALABENE:
32. The Secretary of State, Mike Howlett.
33. PRESIDING OFFICER (SENATOR WEAVER):

1. There any further discussion? If not, the question
2. is shall SB 730 pass? Senator Buzbee.

3. SENATOR BUZBEE:

4. Yes, Mr. President, I'd like to ask the sponsor
5. a question. I don't really understand what the bill does.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Vadalabene.

8. SENATOR VADALBENE:

9. I'll read the synopsis over to you one more time.
10. It provides no applicant for a license to be a remittance
11. agent to operate a commercial driver's training school,
12. or to be a commercial driving instructor may or have a
13. member of his family be an elected State official, a
14. member of the General Assembl, or an employee of the
15. Secretary of State. In other words, a remittance agent
16. or a commercial driving school cannot be an elected
17. official or a member or employee of the Secretary of
18. State or any member of his family, or a member of the
19. General Assembly.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Well, as I first looked at this bill. I don't know,
24. maybe it's been amended. But as I first looked at it
25. it looked to me like if somebody was in the driving school
26. business and all of a sudden his brother decided to run
27. for the Legislature that he'd have to get out of the
28. driving school business. Is that right? Or does...
29. has that part been amended out?

30. PRESIDING OFFICER (SENATOR WEAVER)

31. Senator Vadalabene.

32. SENATOR VADALABENE:

33. That's exactly right.

1. PRESIDING OFFICER (SENATOR WEAVER)
2. Senator Buzbee.
3. SENATOR BUZBEE:
4. It seems to me that that's pretty broad, that we're
5. just going to say that anybody that runs for the legislature
6. they can't have anybody in their family that is in that
7. business.
8. PRESIDING OFFICER (SENATOR WEAVER)
9. Any further discussion? On that...Senator Mitchler.
10. SENATOR MITCHLER:
11. I'd like to ask Senator Vadalabene a question. On
12. this remittance agent, that's one who submits driver...
13. these applications to the Secretary of State? What if
14. a person had that in the regular transaction of their
15. business, they provided that service, like an automobile
16. dealer or the likes or insurance?
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Senator Vadalabene.
19. SENATOR VADALABENE:
20. No.
21. SENATOR MITCHLER:
22. Your staff says no.
23. SENATOR VADALABENE:
24. Only...only a license remittance agent. He's the
25. one who collects fees for plates and so forth like a notary
26. public and so forth.
27. SENATOR MITCHLER:
28. Well, this would just be a bank. Doesn't a bank do
29. that?
30. SENATOR VADALABENE:
31. No, a bank does not do ...do not.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Any further discussion? On that question...The question

1. is shall SB 730 pass? Excuse me, Senator Bartulis.

2. SENATOR BARTULIS:

3. Question: Sam, is this special legislation?

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator...Senator Vadalabene.

6. SENATOR BARTULIS:

7. And who do you want to take out of the box?

8. SENATOR VADALABENE:

9. Mr. President, I really can't hear any questions.

10. I don't know what's going on. They're passing candy

11. bars here. I don't know what's going on. This...no,

12. this is not special legislation. This is legislation

13. that's requested by the Secretary of State, Michael J.

14. Howlett.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Knuepfer.

17. SENATOR KNUEPFER:

18. Well, if...if I heard the explanation that you gave

19. to somebody else Senator, what you said is that if

20. I run for the Legislature and get elected, my brother

21. can no longer run a...or my relative of mine can no longer

22. run a driver's training school. I don't think you've got

23. a big bill here. But I think you've got...deprived a man

24. of a right to earn an income and a legitmate income with-

25. out any cause whatsoever.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Is there any further discussion? The question is

28. shall SB 730 pass, and on that question the Secretary

29. will call the roll.

30. SECRETARY:

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

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

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

1. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
2. Latherow, McBroom,
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Senator McBroom.
5. SENATOR MCBROOM:
6. Senator, Senator Vadalabene, will you yield for a
7. question?
8. PRESIDING OFFICER (SENATOR WEAVER):
9. He indicates that he will.
10. SENATOR MCBROOM:
11. Well, Senator Vadalabene, I...I guess you assured me
12. that it wouldn't apply to or someone in the associate over
13. there. Mr. Pappas, assured me that it wouldn't apply to
14. somebody in the insurance business or automobile business
15. who does this to...to assist a customer. Is that correct
16. Senator Vadalabene?
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Senator Vadalabene.
19. SENATOR VADALABENE:
20. That's exactly correct, Senator McBroom.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. Senator McBroom.
23. SENATOR MCBROOM:
24. Now, what would it do to somebody like Senator Ozinga
25. or Senator Merritt that have several banks throughout the
26. State? How would it affect them?
27. PRESIDING OFFICER (SENATOR WEAVER):
28. Senator McBroom, we are on roll call.
29. SENATOR MCBROOM:
30. No, I want to ask...I'm serious. What would it do
31. to a bank? I'm serious.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Those questions were asked previously.

1. SENATOR MCBROOM:
2. ...Oh, I'm...
3. PRESIDING OFFICER (SENATOR WEAVER):
4. You may answer, Senator Vadalabene.
5. SENATOR VADALABENE:
6. It would not effect them at all.
7. SENATOR MCBROOM:
8. Well, I vote no.
9. SECRETARY:
10. McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore,
11. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer,
12. Partee,
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Senator Partee.
15. SENATOR PARTEE:
16. I know Senator Sam Vadalabene is well motivated, but
17. it just seems to me that this is a unconscionable kind
18. of restriction on any relative of any member of the Body.
19. Now, it seems to me that if some legislator is running
20. one of these, and if it's done improperly, it's an ad-
21. ministrative matter and there's a way to cure it, but
22. you don't burn down the house to roast a pig. Now, I think
23. that this is a bill that does not merit serious consideration
24. because if they have a problem, there's another way to cure
25. it in terms of administrative zeal, and not by this kind of
26. legislation. I vote no.
27. SECRETARY:
28. Regner, Rock, Roe, Romano, Saperstein, Savickas,
29. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
30. Swinarski, Vadalabene,
31. PRESIDING OFFICER (SENATOR WEAVER):
32. Senator Vadalabene.
33. SENATOR VADALABENE:

1. In explaining my vote which is aye, naturally because
2. I feel like I'm a prostitute for this bill, I could'nt say
3. no, and I wanted to handle it. However, this is not
4. a matter of life and death. I don't want to have any leg-
5. islators families go out of business or bankruptcy, and
6. consequently, I have no ill feelings no matter how this
7. bill goes. I just handled it because I feel that Mike
8. Howlett is a personal friend of mine, the Secretary of
9. State and he thought he needed this bill.

10. SECRETARY:

11. Walker, Weaver, Welsh, Wooten, Mr. President.

12. PRESIDING OFFICER: (SENATOR WEAVER)

13. Senator Merritt, no.

14. SENATOR MERRITT:

15. ...recorded there. How am I recorded?

16. PRESIDING OFFICER (SENATOR WEAVER)

17. How is Senator Merritt recorded?

18. SECRETARY:

19. No.

20. PRESIDING OFFICER (SENATOR WEAVER)

21. You're recorded no, Senator. Senator Hall.

22. SENATOR HARBER HALL:

23. How am I recorded?

24. SECRETARY:

25. Aye.

26. SENATOR HARBER HALL:

27. I'd like to reverse my vote to no.

28. PRESIDING OFFICER (SENATOR WEAVER)

29. Senator Hall, no. On that question the yeas are
30. twelve, the nays are twelve. SB 730 having failed to
31. receive a constitutional majority is declared lost.

32. Senator Vadalabene.

33. SENATOR VADALABENE:

1. This is not my big bill of the Session, so I'm going
2. to let it go down. Thank you.

3. PRESIDING OFFICER (SENATOR WEAVER)

4. SB 749, Senator Rock.

5. SECRETARY:

6. SB 749 (Secretary reads title of bill)
7. 3rd reading of the bill.

8. PRESIDING OFFICER (SENATOR WEAVER)

9. Senator Rock.

10. SENATOR ROCK:

11. Mr. President, Members of the Senate. SB 749 is
12. an amendment to the Principal and Income Act and it
13. provides that one half of the trustees regular compensation
14. shall be charged to principal, except in those instances
15. where the charge is impracticable and the other half
16. will come out of income. Just by way of background,
17. Mr. President and Members of the Senate; this bill
18. was presented by me in the 77th General Assembly. There
19. was long discussion both in committee and on the
20. Floor of the Senate. Illinois adopted the Principal
21. and Income Act in 1941. And in that Act it provided
22. that fees should be paid out of income. In the past
23. few decades, however, laws have been enacted authorizing
24. the investment of trust assets in common stocks. Illinois
25. adopted the prudent man rule for instance in 1945, so
26. that today it is not uncommon to have 40 to 60% of
27. a trust assets invested in common stock, and much of the
28. trustees day to day duties relate to the management of
29. the common stock portfolio. And these portfolios in
30. large measure are for the benefit of the remainder man
31. who under our present law currently pays nothing. I
32. believe it is fair to say that the authorities, both
33. the Illinois and Chicago Bar Association and nationally

1. are uniformly in agreement that a change in the law
2. is necessary. Twenty-two major States have enacted
3. such a change. And that there should in fact be an
4. equitable allocation of the trustees annual fees,
5. between income and principal. The income beneficiary
6. is more often than not the primary beneficiary, the
7. widow, the widower or the children. And it has been
8. patently unfair in my judgement that the income
9. beneficiary must bear the whole burden of the cost.
10. I would solicit your favorable support.

11. PRESIDING OFFICER (SENATOR WEAVER)

12. Senator Sours.

13. SENATOR SOURS:

14. Mr. President, Ladies and Gentlemen of the Senate,
15. this is a very important bill and I believe it deserves
16. the studied, quiet attention of everyone here tonight.
17. And I'll wait until we're quiet.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Sours.

20. SENATOR SOURS:

21. This is a bill quite similar, not identical, but
22. almost, to the bill that Senator Rock had last year which
23. could not summon the thirty votes. Now this year the
24. big banks, there're two of them in Chicago. They're
25. lobbyist has been very active. I think he's solicited
26. the support on this side from unsuspecting licensed
27. practicing lawyers who don't practice very much in
28. trusts. As a classical matter, trustees have always,
29. always, without exception been paid out of income
30. the trustees produce.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Continue Senator Sours.

33. SENATOR SOURS:

1. I'd like to have the attention of everybody here
2. because this...this is a very important bill.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator, I can't get it much quieter.

5. SENATOR SOURS:

6. Traditionally the trustee has always, without
7. exception, Senator Rock knows this, in the English law
8. and in the American law, out of what the trustee
9. produces by way of income. This bill is simply the hand-
10. maiden of the most unhappy attribute of humanity, G R E E D,
11. GREED. Nobody wants it except the two big banks in
12. Chicago, their trust departments, on LaSalle Street.
13. Just the two big ones. Now, it's true maybe some
14. of the little banks at the behest of those two
15. big fellows may have corresponded with some of the
16. Senators in connection with this bill, but the little
17. banks have no interest one way or the other. Now, let
18. me tell you what this bill will do. This bill will
19. decrease the corpus of every trust from year to year.
20. Trusts normally are not created for next week. There
21. are generally of two varieties, intervivos, that's made
22. by a living man. They call him a settlor. He hands
23. property to a trustee in the lifetime of the owner of
24. the property. The other is testamentary trustee, so
25. well known to the lawyers here. Now, I don't know
26. of a single trust in existence in Illinois presently
27. being administered by a human being trustee or a
28. corporate trustee whereby the trustee is permitted
29. to take half of his commissions, they call it, out
30. of the corpus. Now, normally trusts are also created
31. over a period of years. They don't come into existence
32. today and disappear next week. Many of them endure
33. for the lives of many people, and there's even a gross

1. term of 21 years after the last one of a group may die.
2. So many times we're talking about a fifty year period
3. or a seventy-five year period. Now, what does this
4. bill do? This let's the greedy corporate trustee,
5. and I want to repeat that, it permits the greedy
6. corporate trustee to invade the principal which produces
7. the income. It's no answer to say the trustee may,
8. because that's a tantamount to the trustee shall, or
9. the trustee will and inevitably and forever. Something
10. else, this is for the lawyers who...who...who...
11. creates trusts in wills and among the living. If you
12. haven't provided for this you'd better get in touch
13. with your live client and have him come in and redraft
14. his trust, because this is going to violate the very
15. basis in many instances for the creation of the trust.
16. This is going to permit the greedy corporate trustee
17. on LaSalle Street to decrease the corpus every year.
18. Many of the trusts in wills, lying in safes will have
19. to be redrafted. That's not free either for the lawyer's
20. time or the client's money. Now this inherently
21. bad legislation. Now, I know the lobbyist has been
22. over to our side too, and I expect all twenty-nine on the
23. other side are lined up for this. But this is injurious
24. legislation, it has no morality and it is based upon man's
25. most unhappy attribute, greed. It does not deserve to pass
26. in this Chamber.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Glass.

29. SENATOR GLASS:

30. Thank you, Mr. President, Senators, as a co-sponsor
31. of this bill I rise in support of it...this is a bill that
32. passed in the House, last year and the only issue, and
33. I was a member of the Judiciary Committee there, and heard

1. the bill again this year. The only real issue I have
2. observed in this legislation is between the two Bar
3. Associations, the Chicago and the Illinois. And that
4. issue is whether the fee of the trustee should be
5. divided equally between principal and income or whether
6. the trustee should have the discretion to allocate
7. between principal and income. Now there..that has been
8. the only issue that I have observed. And in committee
9. a bill...an amendment was added which was designed to
10. cure some of the objections of the Illinois Bar
11. Association. Now, I think that we should also recognize
12. that there is nothing to prohibit any lawyer from drafting
13. a will that will provide this today, and it is done
14. frequently, that is to give the trustee the right to
15. allocate the fee between principal and income, to
16. charge a portion of the costs of rendering his services
17. against the...the income beneficiary and the other
18. portion against the...the remainder man. That is if
19. you were to establish a trust, the life interest in
20. your children and the remainder, or rather the life
21. interest to your wife and upon her death, the remainder
22. interest to the children under this bill you would take
23. a portion of the trustee's fee out of the interest, the
24. life beneficiary, then the balance out of the remainder
25. which would go to the...to the children. So I don't
26. think there's anything unfair, unrealistic about it.
27. It in no event, in no respect allows the trustee to
28. increase his fee. The trustee's fee, as I think we all
29. know by the corporate trustees are a matter of competition
30. between them and setting the fees and citing what they
31. will charge for their services. I think this is a
32. reasonable approach to resolving a problem of...that
33. has been a controversy between the two Bar Associations

1. and I think this bill represents something that is
2. satisfactory to both of them, and I...I suggest to you
3. Ladies and Gentlemen that if anyone drafting a trust
4. does not want the fee to be charged against the principal,
5. it's a simple matter to provide that, to put that pro-
6. vision in the trust. So I think it is a good bill,
7. and would urge all the Senators to support it.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Soper.

10. SENATOR SOPER:

11. I must rise in opposition to this bill, because
12. Senator Glass said that if you want a part of the fees
13. to be paid out of the principal and part of the fees
14. to be paid out of the interest, you can so do. Why
15. make it mandated by law that this should be done?
16. Why can't a man that leaves an estate who has maybe a spend-
17. thrift wife, maybe a spendthrift children, designate
18. that the interest should be paid to them and that the
19. money they receive or the fees that should be paid should
20. be paid out of the interest, or vice versa. Let him
21. control the remainder of this money. It should be
22. upon him. We shouldn't be..tell...tell a person that
23. leaves a trust how these fees should be paid. Then...
24. let it be his desire, it's his money. It's his...it's
25. his estate. This is what he leaves. And if we're
26. going to mandate that this money should be taken out
27. according to what this Bar Association or that Bar
28. Association, or any big trust company, then I think
29. we're wrong. I'd like to have control over my own
30. estate after I die. And I don't want somebody here
31. to come and decide how my money's going to be paid out.

32. PRESIDENT:

33. Senator Ozinga.

1. SENATOR OZINGA:

2. Mr. President, Members of the Senate, I rise
3. on this bill thinking along the lines of a banker.
4. This bill would give to the independent banker who is
5. acting as trustee on an estate or on any matter an
6. extra privilege that he did not anticipate at the time
7. of the setting up of the trust, and I'd like to ask
8. the sponsor a question along that line. Senator Rock,
9. I believe, and if I'm not...well, let me just to put
10. it in the form of a question. This bill would affect
11. already existing decedants estates or trusts of decedants
12. estate now in existence, would it not?

13. PRESIDENT:

14. Senator Rock.

15. SENATOR ROCK:

16. Senator, it would, in those instances and only in
17. those instances where the trust instrument is silent,
18. and also in addition to that it would apply only to
19. services rendered and expenses incurred after December 31,
20. 1973.

21. PRESIDENT:

22. Senator Ozinga.

23. SENATOR OZINGA:

24. All right. Then, if that's the case, you are now
25. changing drastically or what could be drastically an
26. existing trustee estate. Secondly, you are giving a
27. privilege which was not sought out by the banker or
28. the trustee at the time when he accepted that trust.
29. Thirdly, this then would become a specific interest
30. bill for and on behalf of an existing trustee, and 90%
31. of those are usually bankers. Now, as a banker I would
32. say this is a bad bill and I would urge the membership
33. here to vote against this bill.

PRESIDENT:

1. Senate...Senator Merritt.

2. SENATOR MERRITT:

3. Yes, just briefly Senator Rock, a question or two.
4. You indicated that if the person so desired could make
5. a statement that such expenses, all expenses be paid
6. out of principal, did you not? If he...if he so requested
7. it...the requested...the trustee or bank, is that not
8. true?

9. PRESIDENT:

10. Senator Rock.

11. SENATOR ROCK:

12. Senator Merritt what I said is that under Section
13. 2 of the Principal and Income Act the instrument is always
14. in control. If in fact the settlor decides that all
15. fees and expenses are to be paid out of principal, he
16. can say that, like Senator Soper so aptly said, "Anybody
17. who sets up an estate can say just exactly what they want
18. in that instrument". So if he says it's all to come out
19. of principal, he can say that if he says it's all to come
20. out of income,...eh...can say that. What this bill attempts
21. to do is to say in those instances where the assets are
22. such and the instrument is silent, it's not fair to have
23. the prime beneficiary pay the expense.

24. PRESIDENT:

25. Senator Merritt.

26. SENATOR MERRITT:

27. I...I just happen to differ with you on that score
28. Senator. You say it's not fair. As a banker myself,
29. I wouldn't want institutions that I'm involved with to
30. even begin to have such a power. As far as I'm con-
31. cerned, personally, a trust is just exactly what it says
32. it is. And I, certainly if I were going to a bank, a
33. trustee, I would want them to conduct it just in that

1. manner to return everything in toto at the end of
2. the trust, and I can see nothing here but widows and
3. childrens funds being attacked and it certainly isn't
4. anything that I believe that I can observe in Downstate
5. banks and their trust companies and trust departments
6. that even desire or want. This is not a bill in the
7. best interest of the people.

8. PRESIDENT:

9. Is there further discussion? Senator Rock may close.

10. SENATOR ROCK:

11. Well, Mr. President, Members of the Senate, this
12. bill, this issue unfortunately has devolved I think
13. down to an unfortunate personal level. I think Senator
14. Sours and I have a legitmate difference of opinion.
15. The joint committees of the Illinois and Chicago Bar
16. Association, the uniform laws comissioners, the Illinois
17. Banking Association, everybody whose addressed themselves
18. to this problem, readily admits that there should be
19. an allocation of these fees and expenses. Now, let me
20. just say further in answer to Senator Merritt about
21. the trust departments in Downstate Illinois depleting
22. the funds of the widows and children, that in my judgment
23. he has a very low opinion of what a trustee is. A
24. trustee is in a fiduciary capacity and he is liable
25. for his Acts. He is liable for a surcharge, he is
26. liable for criminal penalties. In addition to that
27. trust departments are subject to examination by the
28. commissioner of banks of this State and by the Federal
29. bank examiners in cases of national banks. Now when
30. Senator Sours indicates that only the two big banks
31. in Chicago want this, I'm just...he is mistaken. This
32. bill has received state wide support and I have list
33. of attorneys and banks and trust companies who do in fact

1. feel that this is the correct approach. Again, let me
2. just state in closing, that where the..the instrument
3. always controls. Where the instrument is silent, where
4. the assets are such in the judgment of the trustee
5. that he can in fact take part of his fee out of the
6. principal to benefit the prime beneficiary, the widows
7. and the children, that should be done. This bill permits
8. him to do that, and I would ask for a favorable roll
9. call.

10. PRESIDENT:

11. The question is shall SB 749 pass, and on that
12. question, the 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,

23. PRESIDENT:

24. Senator Sours.

25. SENATOR SOURS:

26. I know we won't be able to explain our vote in June,
27. but this is still May. Now, just for the record, Senator
28. Rock has said if you do not provide against it, why
29. we've never provided against it and he knows that, if
30. he's drawn any trusts at all. We've never provided
31. against it. No lawyer has done it that way and he well
32. knows that, and so does Dillon whose been pussy footing
33. around here in this bill for the last three months. No,

1. no lawyer ever provides for the situation he says
2. if you don't provide we're going to take some of the
3. corpus and pay the...the trustee. Now, one other little
4. comment. This will permit a trustee to do nothing
5. and get paid. And he's going to be sure to be paid.
6. If the trust earns nothing, he still gets paid
7. out of the corpus. Now, this is bad legislation and
8. may I say to all those supporting it that you're just
9. giving your lawyers more to do, every trust of every
10. dead person now being administered by a human trustee
11. or a corporate trustee unless, as Rock says, there's
12. a prohibition against it, is going to put his paws
13. on the principal and invade the principal from year
14. to year over the long haul and of course someday when
15. the corpus disappears and the goose has been killed,
16. then some of those who do not practice law in this
17. Chamber may be around to see what miserable havoc this
18. kind of stinking legislation engenders. I vote no.

19. SECRETARY:

20. Swinarski, Vadalabene, Walker, Weaver, Welsh,
21. Wooten, Mr. President.

22. PRESIDENT:

23. Senator Rock.

24. SENATOR ROCK:

25. Mr. President I am aware I am not yet recorded.
26. My vote will be aye. Just in response to the Senator
27. from Peoria's comments about the invasion again of
28. the corpus. He well knows that a trustee is only entitled
29. to reasonable fee for services rendered. If a trustee,
30. and again, I reiterate, trustee one who holds a fiuciary
31. capacity, if a trustee does nothing and simply depletes
32. the principal by fee charges he would not only not be
33. entitled to a fee, but would be subject to a surcharge.

1. I vote aye.

2. PRESIDENT:

3. On that question the yeas are thirty-three, the
4. nays are twelve. SB 749 having received a constitutional
5. majority is declared passed. Senator Romano.

6. SENATOR ROMANO:

7. Having vote on the prevailing side, I move to
8. reconsider the vote by which this bill was passed.

9. PRESIDENT:

10. Senator Romano moves to reconsider. Senator Welsh
11. moves to Table. On the motion to Table, all in favor
12. signify by saying aye. Contrary no. The motion to
13. Table prevails. Senator Davidson, SB 752.

14. SECRETARY:

15. SB 752 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Davidson.

19. SENATOR DAVIDSON.

20. Mr. President, Ladies and Gentlemen of the Senate,
21. this is an Act put in at the County Treasurer's request
22. so that they can have investment of funds in their counties,
23. cause under the present law the only securities they...the
24. banks can use to sustain is Federal. This bill gives them
25. the right to use State and Municipal securities to back
26. up this time certificate and gives them the same rights
27. to the County Treasurer that the present State Treasurer
28. has to do. It's a thing to help them get more interest
29. for their own counties and to give their own home County
30. bank an opportunity to participate and not have to lay
31. it off in a big bank in the Chicago or a metropolitan area.
32. I know of no opposition to this bill. I'd appreciate
33. a most favorable roll call, and answer any questions,

1. PRESIDENT:

2. Senator Clarke.

3. SENATOR CLARKE:

4. Possibly and commenting on this bill, I might
5. direct a question to the sponsor of the amendment. I
6. understand it was Senator Dougherty in the committee,
7. the Home Rule Amendment which was put on this bill.
8. Can I ask about the meaning of that and the reason
9. for it.

10. PRESIDENT:

11. Senator Dougherty.

12. SENATOR DOUGHERTY:

13. Mr. President and Members of the Senate, I am
14. the sponsor of the Home Rule Amendment, that's true,
15. and I am the sponsor of all the Home Rule Amendments
16. in this Senate. The reason that we put this on is to
17. prevent any preemption of the home rule County of
18. Cook and the City of Chicago, and all other cities
19. under the home rule. We are acting as a friend of
20. the court if you will when we put this amendment on
21. that we are fearful of any preemption that we enjoy
22. as a home rule county and a home rule city. I think
23. any fears you may have are unfounded. I'm quite sure
24. that there will be no irresponsibility on the part
25. of Cook County authorities and the authorities of any
26. home rule city. It's good legislation. I intend to
27. vote aye on it.

28. PRESIDENT:

29. Senator Clarke.

30. SENATOR CLARKE:

31. Well, Mr. President insofar as this Body changes
32. from time to time, there are a lot of new members
33. here, let me just give you a little brief history

1. as to this bill. Because it created a great deal of
2. interest two years ago, a year ago when it passed this
3. Legislature with great difficulty. You may recall
4. there was considerable newspaper publicity in the
5. metropolitan area about the noninvestment of funds in
6. banks. This interest is continuing because it turns
7. up since that there were various officials that had
8. stock in some of these banks and for some reason, this
9. bill did get passed. I don't recall just how we did
10. it. Now, I don't have any arguments with what Senator
11. Davidson is attempting to do. He's attempting to
12. enlarge the opportunities for investment for downstate
13. officials, in general obligations funds. But if we
14. are going to emasculate what was done a year ago at
15. great effort and with tremendous publicity and support
16. of all of the Chicago papers and I've got copies of
17. editorials in front of me here. Then we are taking
18. a tremendous step backward in terms of saying this
19. isn't one State, it's two states and by gosh, Chicago
20. and Cook County are going to do the way they want to
21. do it, regardless. I can't certainly agree with the
22. Senator when he says we don't have to worry about
23. how they do it up there because based on the record
24. we do have to worry. The public worried about it.
25. They lost millions of dollars and the newspapers
26. worried about it, and we've got enough pressure to
27. get this bill through in the first place. And I
28. think if you're going to cut the guts out of it...
29. the home rule amendment then it'd be better that
30. this bill not pass at all. And I asked and pleaded with
31. Senator Davidson to wait, to bring it back and argue
32. the Home Rule Amendment. And he wanted to go ahead
33. with it. In the light of that I think it's, in it's

1. entirety with the home rule amendment, a terrible bill,
2. and something that we ought to be looking at and voting
3. no on.

4. PRESIDENT:

5. Senator Sours.

6. SENATOR SOURS:

7. I'd like to ask Senator Davidson, the sponsor, a
8. question if I might. Senator Davidson, if you've been
9. reading the Chicago papers lately, some of the public
10. officials appear to also have...interest, stock interest
11. in certain Chicago banks. Now, with that home rule
12. amendment, for example, without naming names, because
13. that might be offensive, would the...the Chicago custodian
14. of public funds be able to put these funds nevertheless
15. in the banks in which these public officials serve as
16. directors or stockholders?

17. PRESIDENT:

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. In...the question that you asked Senator Sours, no,
21. he would not because this bill pertains only to the
22. County Treasurer investment of the funds and has nothing
23. to do with any City Official investment of any funds.

24. PRESIDENT:

25. Senator Sours.

26. SENATOR SOURS:

27. Let's take the County Treasurer then of Cook
28. County. Under your bill with the...with the Schwartz
29. amendment, would the County Treasurer be able also to
30. serve as a County Treasurer and be a bank director
31. of the bank or a stockholder in the bank in which he
32. would deposit the county funds. Yes or no.

33. PRESIDENT:

1. Senator Davidson.

2. SENATOR DAVIDSON:

3. Now, under the Attorney General's ruling which many
4. of you just read about the day before yesterday, know....

5. PRESIDENT:

6. Senator Sours.

7. SENATOR SOURS:

8. The Attorney General, Senator Davidson has not passed
9. on this bill, as you well know.

10. PRESIDENT:

11. Senator Davidson.

12. SENATOR DAVIDSON:

13. Not pertaining to this bill, Senator Sours, but
14. most of you read the newspapers in the last day or so
15. where there's been a ruling by the Attorney General
16. dealing with County Board Members who will either
17. have to sell their stock in any bank or resign from
18. the County Board before they can pass a Resolution that
19. gives the bank that the County Treasurer can deposit
20. money therein. And under those circumstances, the County
21. Treasurer or any other County Board member could not
22. have shares in a bank as I understand it, and I don't
23. know that much about it, other than what I read in the
24. newspaper that they could not put these funds, or
25. the County Board could not approve any bank as a
26. depository that either one would have any stock in and
27. we're not talking about \$1200, we're talking about any
28. share, one share.

29. PRESIDENT:

30. Senator Sours.

31. SENATOR SOURS:

32. Well, Senator Davidson, the home rule amendment is

33.

1. a part of the Illinois Constitution, and it may not be
2. disturbed by the Attorney General who is obliged to
3. uphold the home rule provisions affecting the City
4. of Chicago. Are you aware of that?

5. PRESIDENT:

6. Senator Davidson.

7. SENATOR DAVIDSON:

8. Now, I am not aware of the fact that the Attorney
9. General cannot disturb the home rule unit, because as
10. far as I'm aware and being a freshman, I'm not that
11. learned in this yet, that the home rule unit people,
12. they are unanswerable to many people, but they certainly
13. must be answerable to the Attorney General of the State
14. of Illinois.

15. PRESIDNET:

16. Senator Nimrod.

17. SENATOR NIMROD:

18. Will the sponsor yield to a question? This bill
19. as I see it then is a sort of a strange use of the
20. home rule amendment. The home rule amendment is
21. usually here to provide powers for that home rule unit
22. so that they can continue and be a part of their own
23. powers, and as I see this, this home rule unit, the
24. home rule amendment excludes the City...the County of
25. Cook for example from complying with this law. So this
26. is really becoming a downstate treasurer's bill, is
27. that correct?

28. PRESIDENT:

29. Senator Davidson.

30. SENATOR DAVIDSON:

31. That is correct. It is a downstate treasurer's
32. bill. They're the ones who requested it in the first
33. place. Senator Dougherty put the home rule...home rule

1. unit amendment on the bill.

2. PRESIDENT:

3. Senator Nimrod.

4. SENATOR NIMROD:

5. This is a bad bill. It should if it's good for down-
6. state, it's good for the whole State, and I would urge
7. all of the Senators to go along with this since this
8. issue is one that's very prominent; one that's very...been
9. publicized and one that's deserved a lot of attention, and
10. certainly a number of officials presently under considera-
11. tion under the grand jury have appeared and made appearances
12. I think we would be remiss to allow this kind of a bill
13. go down to...to pass and allow it only to apply to downstate.

14. PRESIDENT:

15. Senator Glass.

16. SENATOR GLASS:

17. A question of the sponsor, Mr. President. Senator
18. Davidson, as I read the Act as it exists right now,
19. county monies which are not required to be expended
20. within a period oof thirty days must be invested in
21. interest bearing certificates or other forms of security.
22. Now, if a home rule amendment is put on this law, am I
23. correct that there will be no law that requires the
24. City of Chicago or the County of Cook to invest their
25. money in interest bearing securities.

26. PRESIDENT:

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. Senator Glass, you're talking me into a point that
30. I'm not well versed in. The home rule unit went on with
31. Senator Dougherty. I went over and talked to him a while
32. ago about it, Senator Clarke asked about it, and I say

33.

1. if you want to wait and we'll try to take it off mine.
2. But they're going to put it on over in the House and
3. we're going to be right back here hassling about it.
4. Now this bill was put in at the request of the Downstate
5. Treasurers which...this applies only to counties who
6. have over 150,000 population. It doesn't bother more
7. than maybe fifteen counties in the whole State. They
8. do have a problem of investing their funds with the
9. present law dealing with being backed up with Federal
10. securities. They have had...to go to big town banks
11. to pick up enough to get earnest..interest money for
12. the...for the people in their county.

13. PRESIDENT:

14. Senator Glass.

15. SENATOR GLASS:

16. Well, I...I gather that the answer to my question
17. was that you were not certain, and I haven't heard, and
18. I don't notice anyone on the other side of the aisle
19. offering to answer otherwise, so I can only assume that
20. if this bill passes there will be no law requiring
21. Cook County or the cities or villages in that County
22. to invest their money in interest bearing securities.
23. It will...will open the door in that County where I
24. think perhaps we need this law more than anywhere else
25. in the State. So I would strongly urge the defeat of
26. this bill.

27. PRESIDENT:

28. Senator Hall, Harber Hall.

29. SENATOR HARBER HALL:

30. Mr. President, fellow Senators , at the time some
31. years ago, as I recall it about 1964 or 66 there was
32. indeed a somewhat of a scandal in the Chicago area
33. by the Cook County Treasurer at the time I was President

1. of the County Treasurer's Association, being the County
2. Treasurer of McLean County, and I feel that that County
3. was properly chastized in the form of legislation that
4. Senator Clarke referred to by requiring an investment
5. of their excess funds. As most of the other Counties
6. downstate had been doing for some time and several
7. millions of dollars were not bearing interest in Cook
8. County. I'm a principal co-sponsor of this bill. It
9. was introduced without the home rule amendment, in which
10. case I would support it. But, if we're going to let
11. Cook County off the hook by the passage of this bill,
12. I would agree with those who are objecting to it and
13. I would recommend that we defeat this bill and either
14. that or remove the home rule amendment and pass it. I...
15. I would solicit your no vote then.

16. PRESIDENT:

17. Is there further discussion? Senator Davidson may
18. close.

19. SENATOR DAVIDSON:

20. Mr. President, with the amount of interest that
21. this home rule amendment has generated, I would like leave
22. of the Chair to hold this bill until tomorrow when I can
23. take it up.

24. PRESIDENT:

25. Take it out of the Record. Senator McCarthy, SB 653.

26. SECRETARY:

27. SB 653 (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator McCarthy.

31. SENATOR MCCARTHY:

32. Yes, Mr. President, Members of the Senate. I don't
33. know of any opposition to SB 653 and my sponsorship of the

1. bill is that of a vehicle for the bill to be presented
2. rather than an ardent advocate. And I'll attempt to
3. explain the bill to you. What the bill does is to allow
4. the Commissioner of Savings and Loans to by regulation
5. prescribe reasonable fees for the expenses in his office,
6. and to apportion those fees against the member saving
7. and loans. He's been able to do it. And that's all the
8. bill does.

9. PRESIDENT:

10. Is there further discussion? The question is shall
11. SB 653 pass. The Secretary will call the roll.

12. SECRETARY:

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

23. PRESIDENT:

24. Senator Kenneth Hall, aye. Senator Bartulis, aye.
25. Merritt, aye. Vadalabene, aye. Nudelman, aye. Hynes,
26. aye. Schaffer, aye. Merritt, aye. Soper, aye. Senator
27. Scholl, aye. On that question the yeas are forty-three,
28. the nays are none. SB 653 having received a constitutional
29. majority is declared passed. Senator McCarthy, 654.

30. SECRETARY:

31. SB 654 (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator McCarthy.

2. SENATOR McCARTHY:

3. Yes Mr. President and Members, this bill again, I'm
4. a vehicle for it. I'll attempt to explain it. What this
5. does is put into statutory language what is presently the
6. practice in the Saving and Loans Association, saving
7. and loans hearings. And that is to apportion the costs
8. of hearings amongst the various participants to the
9. hearing. The Savings and Loan Board does not have any
10. tax supported budget and thereby they are supported by
11. the cost as apportioned among the members. And this is,
12. as I say, putting into the law what has been the rule.
13. And I know of no objection to it...

14. PRESIDENT:

15. Is there...

16. SENATOR McCARTHY:

17. ...fair bill.

18. PRESIDENT:

19. Is there further discussion? Question is shall SB 654
20. pass. The Secretary will call the roll.

21. SECRETARY:

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

32. PRESIDENT:

33. Senator Smith, aye. On that question the yeas are

1. forty-three, the nays are none. SB 654 having received
2. a constitutional majority is declared passed. Senator
3. Dougherty, SB 756.

4. SECRETARY:

5. SB 756 (Secretary reads title of bill)
6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Dougherty.

9. SENATOR DOUGHERTY:

10. Mr. President, SB 756 is a bill that amends the
11. election costs...amends the Pension Code of the Chicago
12. Teachers Union. It provides for the...an amendment to
13. the Reversionary Clause Act. The present law requires
14. that any retiree or annuitant who is about to retire
15. must give one year notice before applying the reversionary
16. clause. My bill in it's amended...original form provided
17. that he could give notice at the time of retirement.
18. Under the advice of the members of the committee, I
19. amended it to the point where he must give six months
20. notice before seeking the apply the reversionary clause.
21. This bill had come out of committee on the basis that
22. I would amend it, which I have done. The bill has the
23. approval of the Pension Laws Commission. And I urge a
24. favorable vote.

25. PRESIDENT:

26. Senator Shapiro.

27. SENATOR SHAPIRO:

28. Mr. President and Members of the Senate, this bill
29. as originally introduced was not approved by the Commission,
30. but I do understand that the sponsor has amended it, so
31. that there is a six month period and as amended, I believe
32. the bill is now in proper form.

33. PRESIDENT:

1. Is there further discussion? Sneator Knuepfer.

2. SENATOR KNUEPFER:

3. Well, you've taken some of the loading out in
4. going from zero to six months. But you've still got a
5. lot of loading in that Senator that costs a lot of money.
6. And here's why you have the loading. Normally in an
7. insurance policy or pension plan in the private sector,
8. you have a two to three year provision. In other words
9. you've got to make up your mind what kind of benefits
10. you're going to take two to three years prior to taking
11. those. Now there's a very important reason why you
12. have to do that, and that reason is, if at age 64 and
13. 3/4 you suddenly find you have some...you have a serious
14. heart attack or a stroke and are not going to survive or
15. any kind of terminal illness, you will obviously then
16. load the plan in favor of the kind of thing that will
17. give you the most or your decendants the most income.
18. Now, when the people who devised these plans work out
19. the statistics on them they take this into account that
20. you're making up your mind ahead of time. But you have
21. the prerogative to make up your time and your mind at the
22. last moment, that costs more money. And while this is an
23. improvement over the way it came out before the amendment,
24. I think the Body ought to be aware that reducing this from
25. one year to six months is an expense. And what disturbs
26. me about this kind of an expense is the fact that we haven't
27. got the pension plans funded already and here we are
28. creating additional liabilities for the State of Illinois.

29. PRESIDENT:

30. Is there further discussion? Senator Dougherty may
31. close.

32. SENATOR DOUGHERTY:

33. There's some element of truth in what the Senator has

1. said. But nevertheless, this is the money, not only
2. the money that...the State has paid in but it's his
3. money also. And if it's his desire to...provide for his
4. wife after his demise, I think he should be given a
5. reasonable length of time to make up his mind, and I
6. think within a period of six months, that's correct.
7. I don't believe it imposes a real burden on the pension
8. plans. I ask for a favorable roll call.

9. PRESIDENT:

10. Question...is there further discussion? The question
11. is shall SB 756 pass. The Secretary will call the roll.

12. SECRETARY:

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

23. PRESIDENT:

24. Berning, aye. On that question the yeas are forty,
25. the nays are two. SB 756 having received a constitutional
26. majority is declared passed. SB 757, Senator Dougherty.

27. SECRETARY:

28. SB 757 (Secretary reads title of bill)
29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Dougherty.

32. SENATOR DOUGHERTY:

33. This is an amendment to the Cook County Employees'

1. Benefit and Annuity Fund and it provides that the
2. annuities will be paid on the 1st of the month. In
3. the past it's been the...the system of paying on the
4. anniversary date of your retirement. This bill provides
5. that they should be paid on the 1st of the month.
6. There's no cost involved. It's merely an adminsterial
7. action. And further it provides that an annuity of
8. an employee retiring at age 55 years or over, but less
9. than the age of 60 having at least 35 years of service
10. shall not be subject to discount.

11. PRESIDENT:

12. Is there further discussion?

13. SENATOR DOUGHERTY:

14. And there's another increase in children's pension.
15. And it requires no funding except for about \$40,000 over
16. a ten year period and it provides for the...taking care
17. of a child born out of wedlock.

18. PRESIDENT:

19. Is there further discussion? The question is shall
20. SB 757 pass. The Secretary will call the roll.

21. SECRETARY:

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

32. PRESIDENT:

33. On that question the yeas are forty-eight, the nays

1. are none. SB 757 having received a constitutional majority
2. is declared passed. Senator Walker, did you have a motion
3. on a bill, 3rd reading, postponed, for amendment?

4. SENATOR WALKER:

5. Thank you Mr. President. I now have an amendment to
6. SB 89 from the Pensions Department that puts...

7. PRESIDENT:

8. Senator Walker requests leave of the Body to recall
9. the bill from postponed consideration to the order of 2nd
10. reading for the purposes of an amendment. Is there leave?
11. The bill is ordered to 2nd reading. Senator Walker.

12. SENATOR WALKER:

13. The Clerk has the amendment. Briefly, what it does,
14. it states a member who before January 1, '74 has rendered
15. services to the State. The amendment came from the
16. Pensions Department and put the bill in shape. And
17. I would like to move the adoption of Amendment No. 2
18. to...

19. PRESIDENT:

20. Is there further discussion? On the motion to
21. adopt Amendment No. 2, all in favor signify by saying
22. aye. Contrary no. The motion carries, Amendment No. 2
23. is adopted. The bill is ordered to 3rd reading on the
24. Calendar, consideration postponed. Resolutions. Senator
25. Walker.

26. SECRETARY:

27. Senate Resolution 168.

28. PRESIDENT:

29. Senator Graham. Will the...will the members please
30. be in their seats? Senator Graham.

31. SENATOR GRAHAM:

32. I...after we read this Resolution I am then going
33. to make the normal couple of motions but I think in

1. this event we should like to have the Secretary read
2. it on behalf of me and the Gentleman from Lansing.

3. SECRETARY:

4. Senate Resolution 168 by Senators Graham, Harris
5. and Walker.

6. PRESIDENT:

7. Senator Walker.

8. SENATOR WALKER:

9. Could we have a little decorum, because I think
10. this is one of the...I think it's a masterpiece. And I
11. think some of the Senators, including Mitchler, Schaffer
12. and Knuepfer would like to hear it. And Senator
13. Course.

14. PRESIDENT:

15. Proceed.

16. SECRETARY:

17. (Secretary reads Senate Resolution 168)

18. PRESIDENT:

19. Senator Graham.

20. SENATOR GRAHAM:

21. Mr. President, I would like to move for the suspension
22. of the rules.

23. PRESIDENT:

24. Senator Graham moves to suspend the rules for the
25. immediate consideration of the...adoption of the
26. Resolution. All in favor signify by saying aye. Contrary
27. no. The rules are suspended. On the motion to adopt,
28. all in favor signify by saying aye. Contrary no. The
29. motion carries, the Resolution is adopted. Senator
30. Graham.

31. SENATOR GRAHAM:

32. I think the three principal sponsors would love
33. to have every member of this Senate shown on that

1. Resolution, and I hope leave is granted.

2. PRESIDENT:

3. Is there leave? So ordered. Senator Partee.

4. SENATOR PARTEE:

5. I had an announcement Mr. President, but I also
6. wanted to say that I appreciated the lively character
7. of that Resolution. And I'd like to announce to the
8. Democrats, if I may have their attention, that we have
9. not received your list with reference to the unanimous
10. roll call and the non-unanimous roll call. And we would
11. like to have those before you leave today. Let me alter
12. that. Tomorrow morning at 9:00.

13. PRESIDENT:

14. We have...we have five congratulatory Resolutions.
15. Might we have them identified by sponsor, seek leave of
16. the Body to act on them on one motion of adoption. Is
17. there leave?

18. SECRETARY:

19. Senate Resolution 169 by Senator Mitchler. Congratulatory.

20. Senate Resolution 170 by Senators Shapiro, Fawell,
21. Glass, Saperstein, Kenneth Hall and Hynes. Commendatory.

22. Senate Resolution 171 by Senator Newhouse.
23. Congratulatory.

24. Senate Resolution 172 by Senator Newhouse.
25. Congratulatory.

26. And Senate Resolution 173 by Senator Newhouse. Commendatory.

27. PRESIDENT:

28. Senate Resolutions 169 through 173, either con-
29. gratulatory or commendatory. Senator Mitchler moves
30. that the rules be suspended for the immediate consideration
31. of this series of congratulatory and commendatory
32. Resolutions. All in favor of the suspension signify
33. by saying aye. Contrary no. The motion carries. On

1. the motion to adopt. Senate Resolutions 169 through 173,
2. all in favor to adopt, signify by saying aye. Contrary
3. no. The motion carries and the Resolutions are adopted.
4. Are there further announcements? Senator Donnewald.

5. SENATOR DONNEWALD:

6. Yes Mr. President, tomorrow morning, 8:00, Democratic
7. Caucus on the 6th floor.

8. PRESIDENT:

9. Democrat Caucus at 8:00 on the 6th floor. Are there
10. further announcements? Senator Mitchler.

11. SENATOR MITCHLER:

12. Mr. President, Senator Savickas was shown as the
13. sponsor of HB 1300, and I have spoken to him about this,
14. I would like to be listed as the Senate sponsor of HB 1300.
15. And also, on HB 902, I believe Senator Kosinski was shown.
16. I would like to be shown as sponsor of HB 902, and I've
17. spoken to Senator Kosinski about this. SB 902 and 903,
18. companion bills.

19. PRESIDENT:

20. Is there leave? So ordered. Are there further
21. announcements to come before the Senate? The Senate
22. stands adjourned...Senator Partee.

23. SENATOR PARTEE:

24. Mr. President, it has come to my attention that
25. the Elections Committee is scheduled for 8:30, that's
26. what the Calendar says, but someone has suggested to
27. me here that there's a part of the meeting to take place
28. at 8:00. So I wanted some clarification as to whether
29. or not it meets at 8:00 or 8:30 as the Calendar says.

30. PRESIDENT:

31. Senator Moore is off the Floor. It's my understanding
32. that the Elections Committee meets at 8:30. Senator Regner.

33. SENATOR REGNER:

1. Yes, there is...8:30 is the regular scheduled
2. meeting, and at 8:00 it's the subcommittee on the
3. election contest on the 48th District.

4. PRESIDENT:

5. So there will be a subcommittee meeting at 8:00,
6. and the full committee at 8:30 of the Committee on
7. Elections. Democrat Caucus at 8:00 on the 6th floor.
8. Subcommittee of Elections on the election contest at
9. 8:00, and at 8:30 the full committee. Are there further
10. announcements? Senator Ozinga.

11. SENATOR OZINGA:

12. There will be an Executive Committee meeting
13. tonight at 7:00 o'clock. Be sure to be there on time,
14. because we're going to try to start on time. And it is
15. a full agenda. Take your pajamas.

16. PRESIDENT:

17. Executive at 7:00 o'clock in 212, tonight. Senator
18. Merritt.

19. SENATOR MERRITT:

20. Yes, Mr. President, there'll be as the Calendar
21. shows and the notice posted a, hopefully very short
22. meeting of the Financial and...Insurance and Financial
23. Institutions Committee at 8:30 in the morning in M-3.
24. We only have two House Bills in there. If the members
25. will cooperate and be there on time, we ought to be out
26. in ample time for the Session. Thank you.

27. PRESIDENT:

28. Are there further announcements? Senate is adjourned
29. until 9:00 a.m., tomorrow morning.

30.
31.
32.
33.