

78TH GENERAL ASSEMBLY

June 5, 1973

1. PRESIDENT:

2. Will the Senate please come to order? The prayer
3. will be delivered by Reverend James Fry, Minister of
4. the Westminster Presbyterian Church of Springfield.
5. Reverend Fry.

6. (Prayer by Reverend Fry,
7. Westminster Presbyterian Church,
8. Springfield, Illinois)

9. Reading of the Journal. Senator Soper.

10. SENATOR SOPER:

11. Mr. President, I move that we postpone the reading
12. and the approval of the Journals of May 24th, 25th, 29th,
13. 30th and 31st, June 1st and June 4th pending the arrival
14. of the printed Journal.

15. PRESIDENT:

16. You've heard the motion. All in favor signify by
17. saying aye. Contrary no. Motion carries. So ordered.
18. Committee Reports.

19. SECRETARY:

20. (Secretary reads Committee Reports)

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Messages from the House.

23. SECRETARY:

24. (Secretary reads Messages from the House)

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Next order of business will be House Bills, 1st
27. reading, those that the Secretary has record of
28. acknowledged and suggested sponsorship. We're only
29. reading House Bills 1st that we have sponsors for,
30. Gentlemen.

31. SECRETARY:

32. HB...HB 882, Senator Scholl.

33. (Secretary reads title of bill)

1. 1st reading of the bill.

2. HB 1017, Senator Knuppel. (Secretary reads title of bill)

3. 1st reading of the bill.

4. HB 1029, Senator Knuppel. (Secretary reads title of bill)

5. 1st reading of the bill.

6. HB 1032, Senator Knuppel. (Secretary reads title of bill)

7. 1st reading of the bill.

8. HB 1206,

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator McCarthy.

11. SECRETARY:

12. Senator McCarthy (Secretary reads title of bill)

13. 1st reading of the bill.

14. HB 1207, Senator McCarthy (Secretary reads title of bill)

15. 1st reading of the bill.

16. HB 1214, Senator Knuppel (Secretary reads title of bill)

17. 1st reading of the bill.

18. HB 1223, Senator Glass. (Secretary reads title of bill)

19. 1st reading of the bill.

20. HB 1228, Senator Smith. (Secretary reads title of bill)

21. 1st reading of the bill.

22. HB 1245, Senator Knuppel (Secretary reads title of bill)

23. 1st reading of the bill.

24. HB 1250...

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Just a minute, Mr. Secretary. Senator Donnewald,

27. for what purpose do you rise?

28. SENATOR DONNEWALD:

29. For a point of personal privilege, Mr. President.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. State your point.

32. SENATOR DONNEWALD:

33. Senator Partee of course is in Chicago attending

1. Alderman Holeman's funeral and there is however a group
2. of 75 persons from Senator Partee's 20th Ward which is
3. in the 26th District of Chicago. And I'd like to have
4. them rise and be greeted by the Senate. On both sides.
5. Thank you.
6. SECRETARY:
7. SB 1250...or HB 1250 by...Senator Bruce.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. PRESIDING OFFICER (SENATOR GRAHAM):
11. Senator Davidson.
12. SECRETARY:
13. HB 1259, Senator Knuppel (Secretary reads title of bill)
14. 1st reading of the bill.
15. HB 1260, Senator Knuppel (Secretary reads title of bill)
16. 1st reading of the bill..
17. HB 1262, Senator Knuppel (Secretary reads title of bill)
18. 1st reading of the bill.
19. HB 1266, Senator Knuppel (Secretary reads title of bill)
20. 1st reading of the bill.
21. HB 1267, Senator Knuppel (Secretary reads title of bill)
22. 1st reading of the bill.
23. HB 1268, Senator Knuppel (Secretary reads title of bill)
24. 1st reading of the bill.
25. HB 1270, Senator Vadalabene (Secretary reads title of bill)
26. 1st reading of the bill.
27. HB 1365, (Secretary reads title of bill)
28. 1st reading of the bill.
29. 1365, Senator Knuppel.
30. HB 1366, Senator Knuppel (Secretary reads title of bill)
31. 1st reading of the bill.
32. HB 1395, Senator Sours (Secretary reads title of bill)
33. 1st reading of the bill.

1. HB 1438, Senator Bartulis (Secretary reads title of bill)
2. 1st reading of the bill.
3. HB 1504, Senator Harris (Secretary reads title of bill)
4. 1st reading of the bill.
5. HB 1505, Senator Harris (Secretary reads title of bill)
6. 1st reading of the bill.
7. HB 1506, Senator Harris (Secretary reads title of bill)
8. 1st reading of the bill.
9. HB 1507, Senator Bruce (Secretary reads title of bill)
10. 1st reading of the bill.
11. HB 1533, Senator Wooten (Secretary reads title of bill)
12. 1st reading of the bill.
13. HB 1538, Senator Vadalabene (Secretary reads title of bill)
14. 1st reading of the bill.
15. HB 1572, Senator Wooten (Secretary reads title of bill)
16. 1st reading of the bill.
17. HB 1620, Senator Schaffer (Secretary reads title of bill)
18. 1st reading of the bill.
19. HB 1633, Senator Smith (Secretary reads title of bill)
20. 1st reading of the bill.
21. HB 1643, Senator Bartulis (Secretary reads title of bill)
22. 1st reading of the bill.
23. HB 1647, Senators Walker and Partee.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. HB 1763, Senator Kenneth Hall (Secretary reads title of bill)
27. 1st reading of the bill.
28. HB 1836, Senator Welsh (Secretary reads title of bill)
29. 1st reading of the bill.
30. PRESIDING OFFICER (SENATOR GRAHAM):
31. Did you read 738? Did you read 738...
32. SECRETARY:
33. HB 1006, Senator Fawell (Secretary reads title of bill)

1. 1st reading of the bill.
2. HB 1007, Senator Fawell (Secretary reads title of bill)
3. 1st reading of the bill.
4. HB 1484, Senator Fawell (Secretary reads title of bill)
5. 1st reading of the bill.
6. HB 1160, Senator Nimrod (Secretary reads title of bill)
7. 1st reading of the bill.
8. HB 1275, Senator Nimrod (Secretary reads title of bill)
9. 1st reading of the bill.
10. HB 738, Senator Davidson (Secretary reads title of bill)
11. 1st reading of the bill.
12. HB 1179, Senator Davidson (Secretary reads title of bill)
13. 1st reading of the bill.
14. HB 1451, Senator Knuepfer (Secretary reads title of bill)
15. 1st reading of the bill.
16. HB 452, Senator Knuepfer (Secretary reads title of bill)
17. 1st reading of the bill.
18. HB 1453, Senator Knuepfer (Secretary reads title of bill)
19. 1st reading of the bill.
20. HB 1454, Senator Knuepfer (Secretary reads title of bill)
21. 1st reading of the bill.
22. HB 1072, Senator Rock (Secretary reads title of bill)
23. 1st reading of the bill.
24. HB 1380, Senator Rock (Secretary reads title of bill)
25. 1st reading of the bill.
26. HB 942, Senator Sommer (Secretary reads title of bill)
27. 1st reading of the bill.
28. HB 1311, Senator Savickas (Secretary reads title of bill)
29. 1st reading of the bill.
30. HB 1312, Senator Savickas (Secretary reads title of bill)
31. 1st reading of the bill.
32. PRESIDING OFFICER (SENATOR GRAHAM):
For what purposes does Senator Savickas rise?
- 33.

1. SENATOR SAVICKAS:

2. Mr. President, Members of the Senate, I rise to
3. seek permission to move Senate Bills 1311 and 1312.
4. They are the same bills as...House Bills, rather.
5. They are the same as Senate Bills 737 and 738, and I
6. would move them to 2nd reading.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Savickas has asked leave of the Senator
9. to advance House Bills 1311 and 1312 to the order of 2nd
10. reading without reference to committee. According to
11. the Senator they are identical to the Senate Bills which
12. were previously considered by the Senate. 1311 and 1312...

13. SENATOR SAVICKAS:

14. These are the pay raise.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator McBroom.

17. SENATOR MCBROOM:

18. Mr. President, Members of the Senate, I...I'm sorry
19. to arise on this point. Senator Savickas, I want to tell
20. you that I firmly believe that you have operated in good
21. faith from the beginning on this. I appreciate the fact
22. that you spoke in favor of those bills the other day. But
23. I think we have a severe and extreme misunderstanding...
24. I'm getting feedback from the House of Representatives,
25. that is not pleasant to me Senator Savickas. I...I think,
26. and I implore you as a member of the Legislature from
27. Chicago that someone should inform the Metropolitan Sanitary
28. District that they're going to have problems in the
29. Illinois Legislature from now on, whether this Senator
30. happens to be here or some successor of his, whether he
31. happens to be a Republican or a Democrat until they finally
32. make some accommodation with some of the downstate mem-
33. bers. I don't propose to...to lay down and play dead

1. every time somebody says this is good for the Metropolitan
2. Sanitary District. And apparently we had some misunderstand-
3. ing on the other side of the aisle when the bills were
4. called the other day. And I...I think we're almost back
5. to where we were Senator Savickas, and I'm sorry.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. There has been an objection. To committee.

8. SECRETARY:

9. HB 1888, Senator Course (Secretary reads title of bill)
10. 1st reading of the bill.

11. HB 1941, Senator Conolly (Secretary reads title of bill)
12. 1st reading of the bill.

13. HB 15...1252 (Secretary reads title of bill)
14. 1st reading of the bill.

15. HB 1792, Senator Bartulis (Secretary reads title of bill)
16. 1st reading of the bill.

17. HB 1793, (Secretary reads title of bill)
18. 1st reading of the bill. Senator Bartulis both of them.

19. HB 1037, Senator Bell (Secretary reads title of bill)
20. 1st reading of the bill.

21. HB 1708, Senator Davidson (Secretary reads title of bill)
22. 1st reading of the bill.

23. HB 1711, Senator Davidson (Secretary reads title of bill)
24. 1st reading of the bill.

25. HB 1158, Senator McBroom (Secretary reads title of bill)
26. 1st reading of the bill.

27. HB 1101, Senator Latherow (Secretary reads title of bill)
28. 1st reading of the bill.

29. HB 1340, Senator Latherow (Secretary reads title of bill)
30. 1st reading of the bill. Senator Latherow.

31. HB 614, Senator Wooten (Secretary reads title of bill)
32. 1st reading of the bill.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Schaffer, for what purpose do you rise?

2. SENATOR SCHAFFER:

3. I rise on a point of personal privilege.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. State your point, Senator.

6. SENATOR SCHAFFER:

7. I have my first grade school class for the Session down
8. from Wonder Lake, Illinois -- The Harrison 8th grade class,
9. and that's quite a distance from here. I'd like the Senate
10. to rise and give them recognition. That's quite a drive.

11. SECRETARY:

12. HB 878, Senator Swinarski (Secretary reads title of bill)
13. 1st reading of the bill.

14. HB 1148, Senator Knuppel (Secretary reads title of bill)
15. 1st reading of the bill.

16. HB 1285, Senator Swinarski (Secretary reads title of bill)
17. 1st reading of the bill.

18. HB 1293, Senator Rock (Secretary reads title of bill)
19. 1st reading of the bill.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senators, Senators may I have your attention? When
22. you're desirous of picking up a bill, do like Senator Rock
23. is just now doing. Put it on a piece of paper and hand it
24. to Mr. Wright. Less confusing.

25. SECRETARY:

26. HB 1295, Senator Netsch (Secretary reads title of bill)
27. 1st reading of the bill.

28. HB 1199, Senator Welsh (Secretary reads title of bill)
29. 1st reading of the bill.

30. HB 1107, Senator Daley (Secretary reads title of bill)
31. 1st reading of the bill.

32. HB 1559, Senator Daley (Secretary reads title of bill)
33. 1st reading of the bill.

1. HB 1565, Senator McCarthy (Secretary reads title of bill)
2. 1st reading of the bill.
3. HB 1790, Senator Soper (Secretary reads title of bill)
4. 1st reading of the bill.
5. HB 1517, Senator Romano (Secretary reads title of bill)
6. 1st reading of the bill.
7. HB 1535, Senator Dougherty (Secretary reads title of bill)
8. 1st reading of the bill.
9. HB 1580, Senator Course (Secretary reads title of bill)
10. 1st reading of the bill.
11. HB 1627, Senator Smith (Secretary reads title of bill)
12. 1st reading of the bill.
13. HB 1650, Senator Palmer (Secretary reads title of bill)
14. 1st reading of the bill.
15. HB 1766, Senator Course (Secretary reads title of bill)
16. 1st reading of the bill.
17. PRESIDING OFFICER (SENATOR GRAHAM):
18. Gentlemen, I know it's impossible for you to get your
19. names up here as sponsors on all the bills early. But the
20. earlier the Secretary knows of your intention, the quicker
21. we can expedite the Secretarial work which is getting very
22. burdensome down here so...If possible at all, if you could
23. let us know before the Session starts...starts as to your
24. intentions it would greatly help. So get your Calendars
25. early and check them if you will please, save some time.
26. SECRETARY:
27. HB 1845, Senator Course...HB 1845, Senator Rock.
28. (Secretary reads title of bill)
29. 1st reading of the bill.
30. HB 1846, Senator Rock (Secretary reads title of bill)
31. 1st reading of the bill.
32. HB 1652, Senator Rock (Secretary reads title of bill)
33. 1st reading of the bill.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. Senator Rock.
3. SENATOR ROCK:
4. I just wonder Mr. President if there's no objection
5. I'd like that bill moved to 2nd reading without reference.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. What does the bill do, Senator?
8. SENATOR ROCK:
9. 1652?
10. PRESIDING OFFICER (SENATOR GRAHAM):
11. Yes. 1652. Senator...
12. SENATOR ROCK:
13. At least this will wake everybody up, Mr. President.
14. PRESIDING OFFICER (SENATOR GRAHAM):
15. There have been several objections filed. Thank you
16. for helping wake them up.
17. SENATOR ROCK:
18. Just trying to help.
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. You're wonderful.
21. SECRETARY:
22. HB 1653, Senator Bruce (Secretary reads title of bill)
23. 1st reading of the bill.
24. HB 1654, Senator Buzbee (Secretary reads title of bill)
25. 1st reading of the bill.
26. HB 1304, Senator Nudelman (Secretary reads title of bill)
27. 1st reading of the bill.
28. PRESIDING OFFICER (SENATOR GRAHAM):
29. Gentlemen, this will be the last bill on House Bills,
30. 1st, because it is impossible for us to get our bookwork
31. straight. And we'll try to come back to this order of
32. business sometime today, because we just can't operate this
33. way.

1. SECRETARY:

2. HB 997, Sênator Knuppel (Secretary reads title of bill)
3. 1st reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Next order of business will be Senate Bills, 2nd
6. reading. Senate Bills, 2nd reading. We're now on the
7. order of Senate Bills, 2nd reading. SB 295, Senator Netsch.
8. Senator Knuepfer, SB 955. You want to move it? Read the
9. bill a 2nd time. Please, Ladies and Gentlemen.

10. SECRETARY:

11. SB 955 (Secretary reads title of bill)
12. 2nd reading of the bill. The Committee on Public Health,
13. Welfare and Corrections offers one amendment.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Senator Knuepfer moves the adoption of Amendment No. 1
16. to SB 955. All in favor will signify by saying aye. Opposed.
17. The ayes have it, the amendment is adopted. Any further
18. amendments from the Floor? 3rd reading. SB 982, Senator
19. Buzbee. Senator Buzbee. Read the bill a 2nd time.

20. SECRETARY:

21. SB 982 (Secretary reads title of bill)
22. 2nd reading of the bill. The Committee on Appropriations
23. offers one amendment.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Buzbee moves the adoption of Amendment No. 1
26. to SB 982. All in favor signify by saying aye. Opposed.
27. The ayes have it, the amendment is adopted. Any amendments
28. from the Floor? 3rd reading. SB 1193. Read the bill.

29. SECRETARY:

30. SB 1193 (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. Next order

1. of business will be Senate Bills, 3rd reading. First
2. bill will be Senator Vadalabene, SB 287. Next bill will
3. be SB...Senator Vadalabene.

4. SECRETARY:

5. SB 287 (Secretary reads title of bill)
6. 3rd reading of the bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Vadalabene will explain his bill.

9. SENATOR VADALABENE:

10. Thank you, Mr. President. This is the appropriation
11. for the ordinary and contingent expenses of the Illinois
12. Veterans' Commission, and I would appreciate a favorable
13. vote.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Any further discussion? Question before the Senate
16. is shall SB 287 pass. The Secretary will call the roll.
17. 287.

18. SECRETARY:

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

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Kenneth Hall, aye. Regner, aye. I don't see you
31. Senator Regner. Moore, Don Moore, aye. On this question
32. the yeas are forty-five, the nays are none. The bill
33. having received a constitutional majority required is

1. therefore declared passed. The next bill will be SB 401.

2. Senator Saperstein.

3. SENATOR SAPERSTEIN:

4. Mr. President and Ladies and Gentlemen of the Senate,
5. on a point of special privilege, I would like to introduce
6. the young people of the Demonstration School, a branch of
7. the National College of Education, Evanston, and their
8. teacher Mr. Zappee. Will they please rise and be recognized
9. by the Senate?

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Fawell, do you want to move on SB 401? Be
12. read by title a 3rd time.

13. SECRETARY:

14. HB...SB 401 (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Fawell.

18. SENATOR FAWELL:

19. Yeah, Mr. President, Members of the Senate. The
20. synopsis really tells it all. It's water improvement bill
21. which is very much needed in our area, and I would ask for
22. a favorable roll call of the Senate.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Any further discussion? Question before the...Senator
25. Rock.

26. SENATOR ROCK:

27. Mr...Mr. President, Members of the Senate. There
28. are some of these bills that are in the budget, there
29. are some that are not in the budget. Let me just say that
30. rather than get into a long extended discussion on..any
31. and all of these, everybody had best take a look at what
32. they're voting on for a change and make up their own mind.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Any further discussion? The question before the
2. Senate is shall SB 401 pass. Secretary will call the roll.

3. SECRETARY:

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

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Donnewald, aye. Merritt, aye. Nimrod, aye. Newhouse,
16. aye. On this question the yeas are thirty-eight, the nays
17. are one. The bill having received a constitutional majority
18. required is therefore declared passed. Secretary will read
19. SB 421 by title a 3rd time.

20. SECRETARY:

21. SB 421 (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Shapiro.

25. SENATOR SHAPIRO:

26. Mr. President, Members of the Senate, this bill
27. appropriates \$890,000 to the Department of Transportation
28. for the renovation of three State roads in Lee County,
29. Illinois. After the roads are renovated and resurfaced
30. they will be turned over to the County for maintenance and
31. future repair. I would urge a favorable vote, and I do
32. want to point out to you that even though this appropriation
33. is not budgeted, I think bills of this type attest to the

1. fact that we know what our constituents want, be it a road
2. in Lee County, an unbudgeted increase in the Arts Council
3. appropriation, a lagoon in Chicago. I would urge a favor-
4. able vote.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. The question is shall SB 421 pass. Secretary will
7. 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. PRESIDING OFFICER (SENATOR GRAHAM):

20. Daley, aye. McBroom, aye. On this question the
21. yeas are thirty, the nays are five. The bill having
22. received the constitutional majority required is there-
23. fore declared passed. Senator Shapiro moves having
24. voted on the prevailing side the vote by which the
25. Senate Bill just passed be reconsidered. Senator Hall
26. moves to Table Senator Shapiro's motion. All in favor
27. of the motion to Table signify by saying aye. Opposed.
28. The ayes have it. The motion is Tabled. Secretary will
29. read SB 440 by title a 3rd time.

30. SECRETARY:

31. SB 440 (Secretary reads title of bill)
32. 3rd reading of the bill.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Berning.

2. SENATOR BERNING:

3. Thank you Mr. President. Admittedly this is a
4. creek bill, but the Des Plaines River is a critical river
5. or creek, running the entire length of Lake County before
6. it spills over into the adjoining county. There has been
7. no work done on this river for as long as I can remember.
8. It is silting in badly. There are even islands now appearing
9. in the normal channel. This is a small appropriation to
10. start on a reclamation program that is long overdue. I
11. would urge an aye vote, please.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Any further discussion? Senator...Wooten, I'm sorry.

14. SENATOR WOOTEN:

15. Just a question of the sponsor. Is this in addition
16. to the \$190,000 appropriated in the Division of Waterways
17. bill for Hoffman Dam?

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Berning.

20. SENATOR BERNING:

21. I didn't get the last part of that.

22. SENATOR WOOTEN:

23. There is an appropriation in the Division of Water-
24. ways bill for \$190,000 for Hoffman Dam, is this in addition
25. to that item?

26. SENATOR BERNING:

27. Yes. I don't know the location of that dam, but
28. this is for the river at the northern reaches up in Lake
29. County.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Any further discussion? Senator Soper.

32. SENATOR SOPER:

33. Mr. President, for Senator Wooten's information, the

1. Hoffman Dam is about, oh, I'd say about twenty...twenty-
2. six miles from the part of the river that he wants to
3. take care of. And in addition to...the amount that the
4. Governor's got in his budget of 190,000, we passed...we
5. passed appropriation here for Salt Creek and for the
6. Des Plaines River beginning at Lake County and going
7. south for seven and a half million dollars which wouldn't
8. take care of it. But the Governor promised that he's
9. going to take care of that Des Plaines River and the
10. Salt Creek and we thought we'd better give him the in-
11. struments by which he can do this. So, if that's your
12. information, and they need the \$100,000 in Lake County
13. for the islands, they've got to take out of there, be-
14. cause I don't think you can plat the islands. And if
15. somebody sold that property it would be very bad.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any further discussion? The question before the
18. Senate is shall SB 440 pass. Secretary will call the
19. roll.

20. SECRETARY:

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

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Kenneth Hall, aye. Course, aye. Latherow, aye.
33. Weaver, aye. On that question the yeas are thirty-six,

1. the nays were four. The bill having received the constitu-
2. tional majority required is declared passed. Next bill the
3. Secretary will read is SB 532 by title a 3rd time.

4. SECRETARY:

5. SB 532 (Secretary reads title of bill)
6. 3rd reading of the bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Mitchler.

9. SENATOR MITCHLER:

10. Mr. President, Members of the Senate, SB 532 is an
11. appropriation to the Department of Public Health to
12. refund to plumbing contractors who submitted fees that
13. were collected by the State of Illinois under the Illinois
14. Plumbing Contractors' Certification Law which was later
15. declared unconstitutional. Now the genesis of this
16. legislation came from a constituent of mine in Aurora
17. who brought to my attention the fact that he, as a plumb-
18. ing contractor, had contributed and paid fees into the
19. State of Illinois, Department of Public Health under the
20. Illinois Plumbing Contractors' Certification Law and
21. he complied with this for several years, even during
22. the time the court suit was in progress. And other
23. plumbing contractors, some of them did not cooperate
24. and submit the fees. Now, the court declared the cer-
25. tification law unconstitutional and the 2,552 plumbing
26. contractors that did pay in the fees, have rightly
27. to have this refunded to them by the State of Illinois
28. because they were collected illegally. The appropria-
29. tion on this is \$1,004,875, and the Department of Public
30. Health has the record of each and every one of the
31. plumbing contractors that would submit. I have here
32. a list of all of them, by county. They are in each and
33. every one of your districts. They're watching this bill,

1. and they feel they have this money due them from the
2. State of Illinois. And I would therefore ask for a
3. favorable roll call, and if there's any questions, I'll
4. be glad to answer them.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Rock.

7. SENATOR ROCK:

8. Mr. President, Members of the Senate, I rise in
9. support of this legislation. I would like to point out
10. to Senator Mitchler that I am the Senate sponsor of
11. the identical House Bill that will be over here probably
12. tomorrow. I think it's much needed. The plumbers were
13. in fact charged a fee, and the law was declared uncon-
14. stitutional. They are entitled to have that fee back,
15. and I would urge a favorable vote.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. The question before the Senate is shall SB 532
18. pass. Secretary will call 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...

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator McBroom, for what purpose do you rise?

27. SENATOR MCBROOM:

28. Mr. President, I want to vote aye on this, but I
29. rise on a point of personal privilege on an introduction
30. that will be brief but is rather important to me. I
31. have the Chairlady of the Kankakee County Republican
32. Central Committee in the gallery behind you, Mr. President.
33. I wish Mrs. Fox, I wish she'd arise and be recognized.

1. And with Mrs. Fox is the...are the ladies from the
2. First Ward Regular Republican organization, led by
3. their alderman, Alderman Herbert Delaney. Alderman
4. Delaney will you arise and the ladies, please. Thank
5. you Mr. President. I vote aye.

6. SECRETARY:

7. Merritt, Mitchler, Howard Mohr, Don Moore, Netsch,
8. Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Partee,
9. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer,
10. Scholl, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,
11. Vadalabene, Walker, Weaver, Welsh, Wooten, Mr. President.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Scholl, aye. May we have some order please. Please,
14. it's getting difficult to hear your name on the roll.
15. Gentlemen, please. You wouldn't want to be voted wrong,
16. would you? On this question the yeas were forty-seven,
17. the nays were none. The bill having received the
18. constitutional majority required is therefore declared
19. passed. Secretary will read SB 573 by title a 3rd
20. time.

21. SECRETARY:

22. SB 573 (Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Knuepfer.

26. SENATOR KNUEPFER:

27. The amount, the dollar amount in this bill is the
28. exact dollar amount indicated in a study provided by the
29. Division of Waterways, relative to the straightening
30. and deepening of Salt Creek at this point. Salt Creek
31. was one of those rivers that created a very...real problems
32. in a good part of my county as well as Cook County, and
33. this bill will help to resolve some of those problems

1. and the bill is in accordance with a study done by the
2. Department of Waterways. I would appreciate a favor-
3. able roll call.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. No further discussion? The question before the
6. Senate is shall SB 573 pass. Secretary will call the
7. 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,

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Rock:

18. SENATOR ROCK:

19. Yes, Mr. President, I rise on a point of personal
20. privilege, to introduce Senator Donnewald and wish that
21. everybody would read Section 2 of this bill, I vote no.

22. SECRETARY:

23. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
24. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,
25. Walker, Weaver, Welsh, Wooten, Mr. President.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Bartulis, aye. That was pretty sneaky there, Rock.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. On this question the yeas were thirty-two, the nays
30. were three. The bill having received the constitutional
31. majority required is therefore declared passed. The
32. Secretary will read SB 574 by title a 3rd time.

33. SECRETARY:

1. SB 574 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Any discussion? The question before the Senate is
5. shall SB 574 pass. Secretary will call the roll.

6. SECRETARY:

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

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. On this question the yeas were thirty-one, the nays
19. were four. The bill having received the constitutional
20. majority required is therefore declared passed. The
21. Secretary will read SB 213 by title a 3rd time.

22. SECRETARY:

23. SB 213 (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Gene Johns.

27. SENATOR JOHNS:

28. Mr. President, Senator Nudelman, Senator Palmer,
29. Senator Harris, Senator Vadalabene, Senator Regner,
30. Senator Knuepfer, Senator Davidson, all of you, I'd
31. like to have your attention. If every I had a bill that's
32. considered my biggie, this is it. It's not really for
33. me. But it's for 46 little deaf children...I really

1. would like to have your attention...

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Please, Gentlemen, please.

4. SENATOR JOHNS:

5. ...Senator Soper says I get up here and he says he
6. feels like he's in the back seat, the front seat of a
7. car, and I've got Charley's Dillenger...I mean John
8. Dillenger and Charley Berker in the back seat. He says
9. you get up here and you say oh, I need all this help
10. for old southern Illinois and all that you know. It's
11. true. What I'm about to talk to you about, I'd like
12. to have permission of the President of the Senate to
13. let me pass out some sheets from newspapers showing
14. these deaf children in the school. May I have that
15. privilege, Mr. President?

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. I see you're already doing it.

18. SENATOR JOHNS:

19. All right. Now, well I meant to ask you sir, and
20. I told them that I would ask you before they were to do
21. it. So I've got some pages that are real eager guys
22. and they're doing this. Now may I have another page,
23. please? Kathy, would you please pass these out? I'm
24. going to watch the clock. Roll Call. I'll take it.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. The question...Senator Rock.

27. SENATOR ROCK:

28. Yes, Mr. President, I rise in support of this legis-
29. lation, and point out that there was an agreement reached
30. with SB 853 which was sponsored by Senator Berning and I
31. would expect that everybody would give this a favorable
32. vote. It's very important.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. The question before the Senate is shall SB 2...

2. Senator William Harris, Mr. President.

3. SENATOR HARRIS:

4. Well, I just want to add to Senator Rock's comments
5. that we did work out a solution to the matter that related
6. to Senator Berning's district, and I would hope that the
7. members of this side of the aisle would support Senator
8. Johns in this legislation that is tremendously important
9. to him and his area.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Johns, I think this assures your passage.
12. Don't talk your bill to death. Senator Johns.

13. SENATOR JOHNS:

14. Just do me this favor. Save these sheets. The
15. parents of these children have asked that I return them to
16. them, if they could have them as a memento. If you please.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Save the sheets. The question before the Senate
19. is shall SB 213 pass. Secretary will call the roll.

20. SECRETARY:

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

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Latherow, for what purpose do you rise?
28. Senator Latherow, I think your light's not on. You're
29. checking your light? How do you vote?

30. SECRETARY:

31. McBroom, McCarthy, Merritt, Mitchler, Howard Mohr,
32. Don Moore, Netsch, Newhouse, Nimrod, Nudelman, Ozinga,
33. Palmer, Partee, Regner, Rock, Roe, Romano, Saperstein,

1. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer, Soper,
2. Sours, Swinarski, Vadalabene, Walker, Weaver, Welsh,
3. Wooten, Mr. President.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Bartulis, aye. Bell, aye. On this question the
6. yeas are forty-two, the nays are none, and Senator
7. John's biggie having received the constitutional majority
8. therefore is declared passed. Secretary will read
9. SB 590 by title a 3rd time.

10. SECRETARY:

11. SB 590 (Secretary reads title of bill)
12. 3rd reading of the bill.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Bartulis.

15. SENATOR BARTULIS.

16. Thank you, Mr. President and Members of the Senate
17. SB 590 appropriates \$2,600,000 to the Department of
18. Transportation from the road fund to build and maintain
19. an all weather 24 foot wide county highway from Hardin
20. to Brussels Ferry in Calhoun County. As you well know
21. Calhoun County is...County was just about mostly flooded
22. out. And having this bill in before the floods did
23. happen I think about three or four miles of this road
24. was washed out. And I must say that each year I...
25. I appreciate a favorable vote.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator McCarthy.

28. SENATOR MCCARTHY:

29. Yes Mr. President, I'd like to speak against the
30. bill, Senator Bartulis. I speak against this bill because
31. it's part of the new concept, and when I say new, I say
32. it with some reservation, perhaps I should say it as a
33. reverter complex of the General Assembly and particular

1. the Senate, seems to be assuming insofar as the...we are
2. retaking from the Department of Transportation authority
3. that we have heretofore delegated to them insofar as the
4. construction of highways are concerned in the State of
5. Illinois. In this bill, Mr. President, the Department
6. of Transportation, if it passes us, is told by the Senate
7. to build a 24 foot pavement. They're told how...wide to
8. make the pavement. They're told what type of pavement
9. to construct, all weather. It doesn't tell them whether to
10. use concrete or blacktop, that discretion, I guess the
11. Department of Transportation still would have. It tells
12. them where to start the road. It tells them where to
13. finish the road, and I think that type of legislation
14. has to be viewed against the background of what the
15. Legislature did in about 1916 when the first funds
16. were used from the original hardroad bond issue. Any
17. of you that have an old statute can go back to what the
18. Legislature did in 1916 in designating the routes of
19. highways in the appropriation of highway funds, when
20. highways were just coming upon the Illinois scene.
21. What the Legislature did then was not only what Senator
22. Bartulis attempts to do here, but they also designated
23. the routes, mile by miles, section by section. And every
24. time that a farmer's farm got in the midst, in the way
25. of the proposed highway, politican influence showed its
26. face in that 90 degree turns were constructed so that
27. the highway made a 90 degree turn around the section of
28. the farmer's land. Now this is where the political
29. consideration got into the Legislature, doing the business
30. of constructing the routes of roads with the result
31. the people were killed are the 90 degree turns, and we
32. all know how much money we've spent in the past twenty,
33. thirty years eliminating those 90 degree turns. And I

1. suggest we take a good long hard look here at Senator
2. Bartulis' bill where he doesn't tell them about the
3. turns, but he goes almost as far. As I say, he tells
4. them the width, he tells them where to start, he tells
5. them where to stop. He doesn't tell them about the
6. construction period, and I suppose that's...is reserved
7. to the Department of Transportation, but these are I
8. think important considerations that we in the Legislature
9. have to reach a decision on. And if Senator Bartulis'
10. bill passes today which I presume it will much as Senator
11. Shapiro's bill passed a few minutes ago. What effect is
12. that going to have upon all of the members of the General
13. Assembly when we reconvene here next year? Are we going
14. to be inundated with requests from our constituents, our
15. counties, some of us that have three counties, some eight,
16. say, well, Senator Bartulis passed a bill appropriating
17. State money to Calhoun County. Why can't you do it,
18. McCarthy, to Shelby County? Why can't you do it for
19. other Senators, and it gets into the...

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Your time's up, Senator. Your time is up, Senator.

22. SENATOR McCARTHY:

23. Senator, I'm glad that you called my attention
24. because really I think I've said all I could say.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Any...Senator Bartulis may close debate.

27. SENATOR BARTULIS:

28. Thank you Mr. President. First of all for the
29. Senator's inquiry, there's only 20 some miles of high-
30. ways in Calhoun County now existing. The rest are all
31. weather roads. They do not have any railroads in
32. that County, and just lately they can use their boats,
33. and they can use them very well because they were flooded.

1. out and I still appreciate a favorable roll call.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. No further discussion? The question before the

4. Senate is shall SB 590 pass. Secretary will call the

5. roll.

6. SECRETARY:

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

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

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

10. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,

11. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

12. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

13. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,

14. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,

15. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,

16. Weaver, Welsh, Wooten, Mr. President.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Kosinski, aye. Soper, aye. On this question the yeas

19. were thirty-three, the nays are five. The bill having re-

20. ceived the constitutional majority required is therefore

21. declared passed. Secretary will read SB 611 by title a

22. 3rd time.

23. SECRETARY:

24. SB 611 (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Since Senator Regner and I are splitting this re-

28. sponsibility. Senator Regner.

29. SENATOR REGNER:

30. Yes Mr. President, members of the Senate. SB 611

31. appropriates \$2,750,000 for flood control in and along

32. Salt Creek in Cook County, and I ask for a favorable

33. roll call.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. No further discussion? The question before the
3. Senate is shall SB 611 pass. Secretary will call the
4. roll.

5. SECRETARY:

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

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Course, aye. Daley, aye. On this question the yeas
18. are thirty-five, the nays are five. The bill having re-
19. ceived the constitutional majority required is declared
20. passed. Secretary will read SB 632 by title a 3rd time.

21. SECRETARY:

22. SB 632 (Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Savickas. Senator Savickas.

26. SENATOR SAVICKAS:

27. Mr. President, Members of the Senate. SB 632 provides
28. to the Department of Transportation, the monies needed to
29. construct an overpass at South Central Avenue from 65th
30. Street to West 69th Street. This is an area where we have
31. two suburban communities, the City of Burbank and the City
32. of Bridgeview, that have no access to the Southwest Express-
33. way. With all this talk about...providing the needed

1. transportation areas and on mass transit roads, we have
2. the communities of Palos Park, Oak Lawn, Worth, Illinois,
3. Burbank, Bridgeview, Beverly, the suburban communities
4. that have no entrance to our expressway system, other
5. than the interstate toll way system. This would provide
6. a needed relief not only for the southwest side of Chicago,
7. but for our suburban communities. And I know Senator Don
8. Moore has been very interested in this, and I'd appreciate
9. your aye vote.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Question..Senator McCarthy.

12. SENATOR MCCARTHY:

13. Yes, Mr. President, I...I in the spirit of non-
14. partisanship rise in opposition to this bill. And I
15. think all of the remarks I said about Senator Bartulis'
16. bill can just be applied to this, and for the sake of
17. brevity, I would just ask that my remarks be extended,
18. my remarks in opposition to Senator Bartulis' bill be
19. extended to this bill. Again, this raises the question
20. if Senator Savickas can get \$7,000,000 to build, acquire
21. the right-of-way, construct a grade separation overpass,
22. from West 65th Street to West 69th Street, what's going
23. to be the pressure on all the other members from Chicago
24. and the other cities in the next Session of the Legislature.
25. Let me conclude by saying this Mr. President, creeks and
26. dams are one thing, we've...we've traditionally kept
27. creeks and dams, but this...what we're doing here in
28. this Session of...intruding the Legislature into the
29. highway building business, the acquisition of overpasses,
30. highway construction, be they remote rural Calhoun
31. County, or in the busy urban area of Chicago, they fit in
32. the same mold. And I am certainly going to vote no on
33. this bill. Thank you.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. If there's no further discussion...the question
3. before the Senate is shall SB 632 pass. Secretary will
4. call the roll.

5. SECRETARY:

6. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
7. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
8. Dougherty, Fawell, Glass, Graham...

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Ladies and Gentlemen we are having a hard time hearing
11. your name on roll call. Please.

12. SECRETARY:

13. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan,
14. Knuepfer, Knuppel, Kosinski, Latherow, McBroom, McCarthy,
15. Merritt, Mitchler, Howard MOhr, Don Moore, Netsch, Newhouse,
16. Nimrod, Nudelman, Ozinga, Palmer, Partee, Regner, Rock,
17. Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,
18. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,
19. Walker, Weaver, Welsh, Wooten, Mr. President.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Newhouse, aye. On this question the yeas are
22. thirty-seven, the nays are one. The bill having received
23. the constitutional majority required is therefore declared
24. passed. Secretary will read SB 633 by title a 3rd time.
25. Senator Donnewald...for what purpose do you rise?

26. SENATOR DONNEWALD:

27. I'd like to have the...the last vote that was given
28. indicates that I voted aye. I did not vote at all.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. He asks leave of the Body to be recorded as no.
31. Leave is granted. You are on as no. That's because
32. of the Secretary not being able to hear the names, and
33. I've been pleading with you gentlemen. A little quiet.

...a lot easier.

1. SECRETARY:

2. SB 633 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Howard Mohr.

6. SENATOR HOWARD MOHR:

7. Yes Mr. President, Members of the Senate. This is
8. another railroad crossing separation. Came out of the
9. railroad crossing study commission, and I know I just
10. mention to one of the Senators that from a smaller area
11. you can't really appreciate the problems that we have
12. in the suburban area and Senator Hall's area, down in
13. East St. Louis. This crossing is in Franklin Park, the
14. largest industrial area outside of the City of Chicago with
15. a daytime population of 22,000 or residential population
16. of 22,000 people but a daytime influx brings it up to
17. 200,000 people that are in and out of that community
18. on a daily basis. And I...be happy to answer any ques-
19. tions, on the subject or ask for a unanimous roll call.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Any further discussion? The question before the
22. Senate is shall SB 633 pass. The Secretary will call
23. 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.

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

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Soper, aye. On this question the yeas are thirty-
5. three, the nays are four. The bill having received the
6. constitutional majority required is declared passed.
7. Secretary will read SB 666 by title a 3rd time.

8. SECRETARY:

9. SB 666 (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. SB 666 is designed to aid the railroad transportation
15. systems to Rock Island, Peoria and Macomb-Quincy area.
16. There are three trains. The train to Quincy is a...an
17. Amtrack train, the other two are not Amtrack. The bill
18. has been amended from 2 million to 1,600,000 by reason
19. of later estimates that have been brought forth and it
20. was amended in committee. This bill will keep inter-
21. city services going and will service these youngsters
22. who attend Bradley at Peoria, Macomb and Knox College
23. at Galesburg, Monmouth as well as the Cities of Rock
24. Island and Peoria. This is a good bill for the pro-
25. visions of inter-city transportation which is not
26. covered by the usual mass transit appropriation. I would
27. ask a favorable roll call.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Rock.

30. SENATOR ROCK:

31. Yes Mr. President, I rise in support of SB 666.
32. This again was part of a major part of the agreement that
33. was reached earlier in this Session with HB 89. I would

1. urge a favorable vote.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Walker.

4. SENATOR WALKER:

5. Thank you Mr. President, Senators. This is an
6. exceptionally good bill and in behalf of Senators
7. Latherow, Sours and Howard Mohr who are co-sponsors.
8. I solicit unanimous support on this side of the aisle.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Further discussion? The question is shall SB 666
11. pass. And 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. PRESIDING OFFICER (SENATOR MOHR):

25. Newhouse, aye. Bartulis, aye. On that question
26. the yeas are forty-four, the nays are none. SB 666
27. having received a constitutional majority is declared
28. passed. Senator Mitchler.

29. SENATOR MITCHLER:

30. Mr. President and Members of the Senate, I would
31. like to rise on a point of personal privilege. In
32. the President's gallery is a very personal group of
33. friends of mine, family...Londrigan family. They're

1. actually in Senator Bell's district. The...in Will
2. County, they come from Plainfield, Illinois Mr. and
3. Mrs. Gerald Londrigan and their three children, Kathaline,
4. Micheline and Stephen. I might say that Mr. Londrigan
5. is the Health Physicist at the Aragon National Laboratory
6. and also is on the Governor's Advisory Board for Civil
7. Defense. If they would rise, I would appreciate the
8. Senate recognizing their presence. Thank you.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Sours.

11. SENATOR SOURS:

12. This is my first occasion this year, Mr. President,
13. Senators to rise to a point of personal privilege. I
14. had a guest coming down from Peoria today, sitting also
15. up in the gallery. Mrs. Jeany Evans from Peoria, will
16. you stand up please Jeany and be recognized. I should
17. remark also that there's no crossing of any state line
18. so the Dyer Act is inapplicable.

19. PRESIDING OFFICER (SENATOR MOHR):

20. SB 909, Senator Fawell.

21. SECRETARY:

22. SB 909 (Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Fawell.

26. SENATOR FAWELL:

27. This Mr. President, Members of the Senate, is the
28. appropriation to the Capital Development Board of the
29. funds for the first fiscal year of operation of the
30. State matching funds grants bill for the construction
31. of elementary and secondary schools. And I did explain
32. the other four companion bills which have already been
33. passed. This is the appropriation measure and I would

1. ask for the favorable support of the Senate.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Any further discussion? The question is shall SB 909
4. pass. And on that question the Secretary will call the
5. roll.

6. SECRETARY:

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

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Sours.

19. SENATOR SOURS:

20. Please record me as a definite negative. That's one
21. of the worst bills we've had so far.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Latherow, no. On that question the yeas are thirty-
24. six, the nays are three. SB 909 having received the con-
25. stitutional majority is declared passed. SB 938, Senator
26. Fawell.

27. SECRETARY:

28. SB 938 (Secretary reads title of bill)
29. 3rd reading of the bill.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Fawell.

32. SENATOR FAWELL:

33. This again is the appropriation measure that pertains

1. to SB 665, which is already passed. And I would ask for
2. a favorable roll call.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Mr. President, I...I really don't understand the
7. genesis of this whole series of bills, and I'm going
8. to have to rise in opposition to this bill. You know
9. the idea of the regional superintendents in doing away
10. with the county superintendents was to cut down on the
11. total numbers. Now what we're doing with this bill is
12. we're saying that for every regional superintendent
13. he will have one assistant plus, he will have another
14. assistant for each county in his region. So we're going
15. to end up now with more total superintendents than we
16. had under the old county superintendent system. I for
17. one would like to go back to the county superintendent
18. system so at least everybody would know how to pronounce
19. their title. And I wonder what next year we're going
20. to come in and ask for an assistant for each one of the
21. assistants. I vote no.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Sours.

24. SENATOR SOURS:

25. This would rank second from the bottom, Mr. President
26. and Senators. We are now about to create a Mexican army.
27. In an office that used to have one man with one automobile,
28. now we have the briefcase carriers for the briefcase
29. carriers for the briefcase carriers. And what we're doing
30. we're creating a hierarchy of incompetence who'd most of
31. them get the backdoor to some college and they omit Latin,
32. Greek, French, German, Spanish, physics, chemistry, history,
33. Shakespeare and so forth and that's why Johnny can't read

1. and that's why Johnny can't even add his paycheck. This
2. is next to the bottom.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Palmer.

5. SENATOR PALMER:

6. I'd like to ask the sponsor a question. Why does the
7. synopsis refer to the salaries as claims? Are these dis-
8. puted claims or are they regular salaries?

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Fawell.

11. SENATOR FAWELL:

12. They're...they're regular salary claims, yes. I
13. didn't hear you, Senator.

14. PRESIDING OFFICER (SENATOR MOHR):

15. You're not on the air, Senator.

16. SENATOR FAWELL:

17. Yes, I'm not sure why that particular word was used.
18. But, it would be a regular salary...claim. Mr. President
19. if I may just briefly summarize, unless there's some
20. others who are going to speak.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Scholl.

23. SENATOR SCHOLL:

24. Mr. President and Members of the Senate, last year
25. I made a study of a number of superintendents and assistant
26. superintendents in the Chicago Public School System, and
27. they have so many that they trip over each other. I would
28. suggest that we vote no on this.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Any further discussion? If not, Senator Fawell may
31. close the debate.

32. SENATOR FAWELL:

33. Yes, I...I think there is some misunderstanding.

1. In regard to our county superintendents, as of 1965...
2. 1975, January 1st there is a merger of many in fact,
3. all of the counties now which are a separate educational
4. service region have to merge so that you are going to
5. have less total county superintendents and assistants
6. paid by the State. Let me repeat that. You will have
7. a less...smaller number of assistants being paid by
8. the State. Some of you who were here during the last
9. couple of Sessions remember when we passed legislation
10. which mandates that the county superintendents must go
11. out of business. And we are supplanting in place of
12. the county superintendent what we refer to as educational
13. service regions. So that especially those of you down
14. state where you may have four and five counties merging
15. together for an educational service region, the State
16. now pays the county superintendent plus one assistant,
17. so that when you put four or five together, for instance,
18. you have the State paying for a total of ten. And there
19. will be a less total number involved under this bill.
20. So I point this out to bring out to you that in the
21. ...in the final analysis there will be less money that
22. the State will have to pay out in that, this bill is
23. implementing the ultimate mergers of all county super-
24. intendents into educational service regions and really
25. the elimination of the office. I think if we utilize
26. the regional superintendent for what we are designing
27. that office to be used for, and that is for the...for
28. a regional office which will supply for instance the
29. services of a regional wide vocational high school that
30. will serve all of the districts and be able to give
31. services which the district cannot, or the individual
32. districts cannot give. I think that we will begin to
33. utilize what has been known as county superintendents in

1. the many areas of educational service as they ought to
2. be used. So I do want to repeat that this will in the
3. final analysis mean less money from the State, a stream-
4. lining and a merger without this legislation -- really
5. the whole concept that we've been working for the last
6. four and five years for the ultimate merger and the tak-
7. ing on of this responsibility by the State, and lessening
8. by the way the responsibility of the local counties --
9. cannot go into effect. So I would ask for the favorable
10. roll call of the Senate.

11. PRESIDING OFFICER (SENATOR MOHR):

12. For what purpose does Senator Vadalabene rise?

13. SENATOR VADALABENE:

14. You didn't...I wanted recognition just a minute ago,
15. Mr. President, and you weren't looking this way. All I
16. wanted to say was that Senator Harris Fawell is exactly
17. right. I was the House sponsor of the legislation that
18. merged the county superintendents into a service
19. educational region. I was the principal sponsor and
20. whatever Senator Fawell's saying is exactly correct. And
21. this legislation is needed, and I would urge a favorable
22. vote.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator when we ask for any further discussion,
25. I look around. I hope that I didn't miss you. But,
26. there are others that wanted to speak after we closed
27. debate, so if you do want to speak on the subject, why
28. please do so before we close debate. The question is
29. shall SB 938 pass. And on that question the Secretary
30. will call the roll.

31. SECRETARY:

32. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
33. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

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

9. PRESIDING OFFICER (SENATOR MOHR):

10. Course, aye. Latherow, aye. On that question the
11. yeas are thirty-two, the nays are eight. SB 938 having
12. received the constitutional majority is declared passed.
13. SB 1001, Senator Berning.

14. SECRETARY:

15. SB 1001 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Berning.

19. SENATOR BERNING:

20. Mr. President and Members of the Senate, SB 1001
21. does just exactly what the Calendar indicates. It is
22. the appropriation for the Model School Study Commission,
23. part of our foregone...aforementioned agreement. I
24. solicit your favorable vote.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Any further discussion? The question is shall
27. SB 1001 pass. And on that question the Secretary will
28. call 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. PRESIDING OFFICER (SENATOR MOHR):

8. Course, aye. Ozinga, aye. Kenneth Hall, aye. Hynes,
9. aye. Sours, aye. On that question the yeas are forty-
10. six, the nays are none. SB 1001 having received the con-
11. stitutional majority is declared passed. SB 1020,
12. Senator Daley.

13. SECRETARY:

14. SB 1020 (Secretary reads title of bill)
15. 3rd reading of the bill.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Daley.

18. SENATOR DALEY:

19. This conforms the Revenue Act in accordance with a
20. bill that we passed the other day, 1021. This would con-
21. form the Revenue Act and would ask for a favorable roll call.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Any further discussion? The question is shall SB 1020
24. pass and on that question the Secretary 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. Weaver, aye. Nimrod, aye. Rock, ayes. Latherow, aye.

5. Daley, aye. On that question the yeas are forty-five,

6. the nays are none. SB 1020 having received the constitu-

7. tional majority is declared passed. SB 1022, Senator Daley.

8. SECRETARY:

9. SB 1022 (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Daley.

13. SENATOR DALEY:

14. This is an appropriation of four million dollars for

15. dredging and enlarging seventeen lagoons within the City

16. of Chicago. It's vitally needed because it effects three

17. and a half million people. I would ask for a favorable

18. roll call.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Scholl.

21. SENATOR SCHOLL:

22. Mr. President, Members of the Senate, I'm very familiar

23. with the situation involved around the lagoons in the Chicago

24. area. We need to get better use out of the lagoons and they

25. should be used for fishing and for boating purposes, and I

26. urge a favorable roll call.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Further discussion? The question is shall SB 1022

29. pass. And on that question the Secretary will call the

30. roll.

31. SECRETARY:

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

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

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

9. PRESIDING OFFICER (SENATOR MOHR):

10. Newhouse, aye. On that question the yeas are forty-
11. one, the nays are none. SB 1022 having received the
12. constitutional majority is declared passed. SB 1031,
13. Senator Knuepfer.

14. SECRETARY:

15. SB 1031 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Knuepfer.

19. SENATOR KNUEPFER:

20. This...this appropriation for the Bensenville Ditch
21. or the Bensenville Ditch appropriation is in the Governor's
22. budget, and I would appreciate a favorable roll call.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Wooten.

25. SENATOR WOOTEN:

26. Senator, the amount of the appropriation is different
27. though, isn't it? I believe the appropriation bill is for
28. \$120,000.

29. SENATOR KNUEPFER:

30. Senator, I'm sorry. I thought...I thought it was
31. \$200,000. As you say \$120,000.

32. SENATOR WOOTEN:

33. \$120,000.

1. SENATOR KNUEPFER:

2. Well, I think the appropriate place might be to amend
3. it in the House and if, we get it out of here. But the
4. project is then...excuse me, the project is in the budget.

5. SENATOR WOOTEN:

6. Right.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Any further discussion? The question is shall SB 1031
9. pass, and on that question the Secretary will call the roll.

10. SECRETARY:

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

21. PRESIDING OFFICER (SENATOR MOHR):

22. Knuepfer, aye. Bruce, aye. Schaffer, aye. On that
23. question the yeas are thirty-five, the nays are none.
24. SB 1031 having received the constitutional majority is
25. declared passed. SB 1032, Senator Fawell.

26. SECRETARY:

27. SB 1032 (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Fawell.

31. SENATOR FAWELL:

32. Mr. President, the synopsis says it all. It's another
33. bill that is vitally needed in the south portion of DuPage County

1. and ask for a favorable roll call of the Senate.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Any further discussion? The question is shall
4. SB 1032 pass, and on that question the Secretary will
5. call the roll.

6. SECRETARY:

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

17. PRESIDING OFFICER (SENATOR MOHR):

18. Bartulis, aye. Scholl, aye. On that question the
19. yeas are thirty-four, the nays are four. SB 1032 having
20. received the constitutional majority is declared passed.
21. SB 1033, Senator Sours.

22. SECRETARY:

23. SB 1033 (Secretary reads title of bill)
24. 3rd reading of the bill.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Sours.

27. SENATOR SOURS:

28. Mr. President, Ladies and Gentlemen of the Senate.
29. This is my annual pork barrel bill. This is the second
30. one I've had in thirteen years. The other one was for
31. Jubilee College. It refers to Dry Run Creek which in the
32. rainy season is about as dry as Chicago was in the '30's.
33. I'd appreciate a very favorable roll call.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Any further discussion? The question is shall SB 1033
3. pass, and on that 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. Kosinski, aye. Schöll, aye. Sours, aye. Harber
17. Hall, aye. On that question the yeas are thirty-four,
18. the nays are six. SB 1033 having received the constitutional
19. majority is declared passed. SB 1035, Senator Graham.

20. SECRETARY:

21. SB 1035 (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Graham.

25. SENATOR GRAHAM:

26. Mr. President, Members of the Senate in comparison
27. this is just a merely little creek bill. I'd appre-
28. ciate a favorable roll call.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Any further discussion? The question is shall
31. SB 1035 pass, and on that question the Secretary will
32. 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 MOHR):

12. On that question the yeas are thirty-five, the nays
13. are four. SB 1035 having received the constitutional
14. majority is declared passed. Senator Nimrod on the Floor,
15. or in the phone booth? Oh, he's on the Floor. Senator
16. Nimrod, SB 1038.

17. SECRETARY:

18. SB 1038 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Nimrod.

22. SENATOR NIMROD:

23. Mr. President, this bill has to...is approved, part of
24. it...it's a continuing project in McDonald Creek and it's
25. probably provided for in the present Waterways project, I
26. would appreciate a favorable vote.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Senator...Senator Nimrod there is an appropriation
31. for this project in the amount of \$60,000 in the Division
32. of Waterways bill. Would you consider amending your bill
33. back to that figure?

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Nimrod.
3. SENATOR NIMROD:
4. No, I would not. I would think that it's a needed
5. project and I would hope that they might look at that
6. favorably.
7. PRESIDING OFFICER (SENATOR MOHR):
8. Any further discussion? The question is shall
9. SB 1038 pass, and on that question the Secretary will
10. call the roll.
11. ACTING SECRETARY (MR. WRIGHT):
12. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
13. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
14. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
15. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
16. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
17. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
18. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
19. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
20. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
21. Weaver, Welsh, Wooten, Mr. President.
22. PRESIDING OFFICER (SENATOR MOHR):
23. Nudelman, aye. Netsch, no. On that question the yeas
24. are thirty-one, the nays are five. SB 1038 having received
25. the constitutional majority is declared passed. SB 1039,
26. Senator Schaffer.
27. ACTING SECRETARY (Mr. Wright):
28. SB 1039 (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDING OFFICER (SENATOR MOHR):
31. Senator Schaffer.
32. SENATOR SCHAFFER:
33. The synopsis is not totally accurate. It also relates

1. to some flood control equipment on the McHenry State Dam,
2. and I believe 145,000 of the 150,000 is included in the
3. Governor's budget. Appreciate a favorable roll call.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Any further discussion? The question...Senator Buzbee.

6. SENATOR BUZBEE:

7. I'm sorry, I missed that explanation...would you mind
8. to give it again, I'm sorry.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Schaffer.

11. SENATOR SCHAFFER:

12. It was a stirring explanation. Either you like it
13. or you don't. This bill as amended includes 145,000 in
14. it for flood control equipment on the McHenry State Dam,
15. which I believe is appropriated and the other 5,000 does
16. relate to the completion of the storm work...drain work
17. in McHenry.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Any further discussion? Senator Bruce.

20. SENATOR BRUCE:

21. My...my question is, is the entire amount budgeted,
22. or are we talking about 145 for the day and 5,000 for
23. storm drain?

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. I believe \$5,000 is a carry-over finishing up a
28. project. I don't know if it's budgeted. To my knowledge
29. I have not seen it budgeted, but I know, or have been
30. told that 145,000 of this is budgeted. So you can vote
31. yes or no, depending on what you feel is a mathematical
32. thing.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Any further discussion? The question is shall
2. SB 1039 pass, and on that question the Secretary will
3. call the roll.
4. ACTING SECRETARY (MR. WRIGHT):
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. Buzbee, aye. Vadalabene, aye. On that question the
17. yeas are forty-one, the nays are one. SB 1039 having
18. received the constitutional majority is declared passed.
19. Senator Newhouse, for what purpose do you rise?
20. SENATOR NEWHOUSE:
21. Point of personal privilege please, Mr. President.
22. Mr. President behind me in the gallery are a group of stu-
23. dents from Shakespeare School in my district. And I'd like
24. for them to rise and be recognized by the General Assembly.
25. PRESIDING OFFICER (SENATOR MOHR):
26. SB 1040.
27. ACTING SECRETARY (MR. WRIGHT):
28. SB 1040 (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDING OFFICER (SENATOR MOHR):
31. Senator Regner.
32. SENATOR REGNER:
33. Yes Mr. President, Members of the Senate, I'd like

1. to ask leave at this time to include Senator Howard Mohr
2. as a sponsor of SB 1040.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Is there leave? Leave. SB 1040, Senator Howard
5. Mohr will be shown as a co-sponsor and you may proceed
6. Senator Regner.

7. SENATOR REGNER:

8. Yes, Mr. President and Members of the Senate, this
9. appropriates \$50,000 for flood improvement work along
10. Weller Creek in Cook County, and this is in the Governor's
11. budget.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Any further discussion? The question is shall
14. SB 1040 pass, and on that question the Secretary will
15. 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. PRESIDING OFFICER (SENATOR MOHR):

28. Kenneth Hall, aye. On that question, the yeas are
29. thirty-nine, the nays are one. SB 1040 having received
30. the constitutional majority is declared passed. SB 1041,
31. Senator Don Moore.

32. ACTING SECRETARY (MR. WRIGHT):

33. SB 1041 (Secretary reads title of bill)

1. 3rd. reading of the bill.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Moore.

4. SENATOR DON MOORE:

5. Thank you Mr. President, Members of the Senate. During
6. the preceding biennium there was a feasibility study made
7. on this matter. I believe that a portion of this money
8. is included in the...in the Governor's budget. I just want
9. to say insofar as this project is concerned Mr. President,
10. Members of the Senate, that when it rains up there
11. Mr. President, the water whirling through those channels
12. reminds me of the whirl of the slot machines in Peoria
13. in the 30's. Now that's how bad it is. And I'd really
14. appreciate a favorable roll call.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Any...any...Senator Wooten.

17. SENATOR WOOTEN:

18. I want to ask the sponsor if he would consider an
19. amendment to bring this back to the amount of \$85,000
20. which is appropriated in the Division of Waterways bill.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Don Moore.

23. SENATOR DON MOORE:

24. I don't think at this time Senator. If they want
25. to amend it in the House, why that's up to them, or the
26. Governor can reduce it with his amendatory veto.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Any further discussion? The question is shall
29. SB 1040 pass, and on that question the Secretary will
30. call the roll.

31. ACTING SECRETARY (MR. WRIGHT):

32. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
33. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

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

9. PRESIDING OFFICER (SENATOR MOHR):

10. Course, aye. Savickas, aye. Netsch, no. Kosinski,
11. aye. On this question the yeas are thirty-three, the
12. nays are five. SB 1041 having received the constitutional
13. majority is declared passed. SB 1042, Senator Don Moore.

14. ACTING SECRETARY (MR. WRIGHT):

15. SB 1042 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Moore.

19. SENATOR DON MOORE:

20. This project, or this project has been in the bill
21. for the past six years. I would appreciate the same roll
22. call Mr. President.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Any further discussion? The question is shall
25. SB 1042 pass, and on that question the Secretary will
26. call the roll.

27. ACTING SECRETARY (MR. WRIGHT):

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. Daley, aye. Johns, aye. Savickas, aye. On that
7. question the yeas are thirty-two, the nays are four.
8. SB 1042 having received the constitutional majority
9. is declared passed. Senator Rock.

10. SENATOR ROCK:

11. Yes, Mr. President Members of the Senate, two points
12. I would like to make. One, again as you know the ball
13. game is tonight. I would hope that everybody would avail
14. themselves of the tickets that are out in the rotunda.
15. This ball game benefits boys' baseball here at Springfield
16. and it's worth a dollar or two on our part and I would
17. hope everybody would buy some tickets. Secondly, Mr.
18. President I would call attention to Rule 2. They are
19. temporary rules, they have been adopted now on May 4th
20. I believe, we adopted these rules. That rule specifies
21. who and who is not entitled to the Floor of this Senate.
22. Now we ignore many rules around here, but I think that
23. one is especially important...specially when we're on the
24. order of 3rd reading passage stage. I think access to the
25. Floor of the Senate is a privilege. We were all elected.
26. We had to garner a lot of votes to get access to this Floor
27. and I think that rule should be above all the most respected
28. and I would urge that the President, Presiding Officer and
29. the Sergeant at Arms pay particular attention to the pro-
30. visions of Rule 2 and exclude from the Floor of the Senate
31. those persons who are not specifically entitled to it.
32. Mr. President, thank you.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Harris.

2. SENATOR HARRIS:

3. Well, Mr. President I concur in what Senator Rock
4. has observed about Rule 2 and would just say that during
5. the remaining days of the month of June it will be much
6. more productive to our getting our work done if we do
7. observe the provisions of Rule 2. I might say that
8. a good many of you have been making inquiries. We're
9. moving along well here and it is my suggestion that we
10. work until 3:00. I have checked with Senator Hall, vice-
11. chairman of Revenue, he is arranging to post a notice
12. on the door of Committee Room A-1 so that the public
13. will know that that committee meeting has been delayed
14. until 3:15, and Senator Latherow, Chairman of the
15. Agriculture Committee will post notice also to the
16. effect that Agriculture will meet immediately after
17. Revenue. They are both scheduled for the same committee
18. room. So that we will be able to anticipate the course
19. of our activities the rest of the day now, we will work
20. until about 3:00. Let's keep working here. We're doing
21. a good job disposing of bills that do not involve a
22. great deal of controversy and if we can dispense with
23. the remaining bills on...Senate Bills on 3rd reading,
24. that we can get to and we have a little more work to
25. do well let's work on House Bills on 2nd reading. Let's
26. just keep going till 3:00.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Yes if the Chair may comment on Senator Rock's point,
29. with regard to Rule 2. It is very difficult for the
30. Secretary to hear the roll call when there's so much
31. noise on the Floor. Now the Chair and the Sergeant
32. at Arms are going to enforce the rule. We would ask
33. people to stay off the Floor, we would ask your secretaries

1. when they want you or anybody else that wants you, to
2. have you paged and you go back and use the room in the back
3. of the Chamber here, that was provided for that purpose.
4. Now both sides of the aisle have broken this rule on past
5. occasions. We're getting down to the closing weeks of the
6. Session. We need all of the attention we can gather here,
7. so we're going to ask you to abide by the rules and if you
8. don't, why then we're going to have to enforce them right
9. here publicly which we don't like to do. So, your coopera-
10. tion will be appreciated. Senator Don Moore, or Senator
11. Scholl, 1043.

12. SECRETARY:

13. SB 1043 (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Scholl.

17. SENATOR SCHOLL:

18. This is a needed bill. We'll cure some of the problems
19. that we are having with flooded basements in my district and
20. in Senator Carroll's district. And I ask for a favorable
21. roll call.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Any further discussion? The question is shall SB 1043
24. pass, and on that question the Secretary will 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. Sommer, aye. Hynes, aye. Soper, aye. Daley, aye.
5. On that question the yeas are thirty-five, the nays are
6. two. SB 1043 having received the constitutional majority
7. is declared passed. SB 1044, Senator Merritt.

8. SECRETARY:

9. SB 1044 (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Merritt.

13. SENATOR MERRITT:

14. Yes Mr. President, Members of the Senate, just briefly
15. this...has been an ongoing project since the first
16. feasibility study in 1965. There's never been in that
17. study at that time indicated that benefits ratio far
18. exceeded the cost. There has never been a year that new
19. funds have not been appropriated or reappropriated since
20. 1965. We're now nearing construction stage and the Governor
21. ...his support and approval of the project and I'd appreciate
22. a very favorable roll call vote.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Any further discussion? Senator Rock.

25. SENATOR ROCK:

26. Yes Mr. President I rise in opposition to this bill
27. and I would just ask the membership to take a look at
28. this...this particular piece of legislation has generated
29. much interest state wide both pro and con and I would just
30. ask everybody to consider their vote.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Any further discussion? Senator Weaver. Senator Merritt,
33. may close.

1. SENATOR MERRITT:

2. Well, I won't belabor the time of this Body here
3. today. I've seen all of these bills favorably passed.
4. You talk about opposition to it. When you consider, and
5. I can point to the editorials throughout our district,
6. this is the high desire of 98% of the people as is evi-
7. denced by the fact that over two million dollars has been
8. invested by our own Vermilion County Conservation District
9. in this project for which the Governor lauded them. He
10. said it did meet the criteria for a high degree of local
11. support and participation, not only with lip service but
12. also with hard dollars, over two million has now been in-
13. vested, nearly the same amount as the State has invested
14. at this time. Appreciate a favorable roll call.

15. PRESIDING OFFICER (SENATOR MOHR):

16. The question is shall SB 1044 pass, and on that
17. question the Secretary will call the roll.

18. SECRETARY:

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

29. PRESIDING OFFICER (SENATOR MOHR):

30. Donnewald, no. Netsch, no. Nudelman, aye. Walker,
31. aye. Sommer, aye. Glass, no. Daley, aye. Saperstein,
32. aye. Buzbee, no. Newhouse, aye. Don Moore, aye. Re-
33. quest to call the absentees.

1. SECRETARY:

2. Bruce, Carroll, Chew, Clarke, Course, Dougherty,
3. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
4. Knuppel, Kosinski, McCarthy, Merritt, Palmer, Partee,
5. Romano, Savickas, Scholl, Smith, Sours, Welsh.

6. PRESIDING OFFICER (SENATOR MORH):

7. Palmer, aye. Regner, aye. Bruce no. McBroom aye.
8. Harber Hall aye. On that question the yeas are thirty-
9. one, the nays are eight. SB 1044 having received the
10. constitutional majority is declared passed. Senator
11. Walker.

12. SENATOR WALKER:

13. Thank you Mr. President, Members of the Senate,
14. a point of personal privilege. State the point. A group
15. of students from Don...Senator Moore's district from the
16. Oscar Hoots school in Madison, Illinois and I think that
17. there's a young man up there by the name of Brian Livings
18. who is a next door neighbor to my administrative assistant,
19. Gene Hemmingway. Will they please stand and be recognized.

20. PRESIDING OFFICER (SENATOR MOHR):

21. SB 1045, Senator Mitchler. Senator Mitchler, SB 1045.

22. SECRETARY:

23. SB 1045 (Secretary reads title of bill)
24. 3rd reading of the bill.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Mitchler.

27. SENATOR MITCHLER:

28. Yes Mr. President, Members of the Senate, I'd
29. appreciate a favorable roll call on this \$300,000
30. appropriation. This is for Rockdale in Will County,
31. the ...Illinois-Michigan Canal on...in the Des Plaines
32. River.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Any further discussion? The question is shall
2. SB 1045 pass, and on that question 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, 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. Course, aye. Berning, aye. Vadalabene, aye. Bell,
17. aye. Senator Bell.
18. SENATOR BELL:
19. Mr. President, I don't know if this is the proper
20. moment or not but I'd like leave of the Senate to be
21. listed as co-sponsor of SB 1045.
22. PRESIDING OFFICER (SENATOR MOHR):
23. It could have been done earlier, but leave has
24. been granted. Senator Bell will be shown as co-sponsor.
25. On that question the yeas are thirty-one, the nays are
26. five. SB 1045 having received a constitutional majority
27. is declared passed. SB 1046, Senator Glass.
28. SECRETARY:
29. SB 1046 (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER (SENATOR WEAVER):
32. Senator Glass.
33. SENATOR GLASS:

1. Thank you Mr. President. This \$100,000 appropriation
2. would acquire land for a much needed reservoir in the area
3. of Northbrook in unincorporated Cook County. Ask for
4. a favorable roll call.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Is there any discussion? The question is shall
7. SB 1046 pass. Upon 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 WEAVER):

21. Regner, aye. Kosinski aye. On that question the
22. ayes are thirty-five, the nays are five. SB 1046 having
23. received the constitutional majority is declared passed.
24. 1047.

25. SECRETARY:

26. SB 1047 (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Glass.

30. SENATOR GLASS:

31. Mr. President before presenting this bill I do want
32. to give a progress report on the status of the field.
33. I'm advised that there is a crew out now putting sand

1. on it, and they hope that it will be playable for tonight's
2. game. The appropriation of \$150,000 is for channel clearing
3. along the Buffalo Creek-Wheeling Drainage Ditch and that
4. is not Land County but Lake County and Cook County. It's
5. a much needed improvement to alleviate the flooding
6. conditions in that area, and I would ask for a favorable
7. roll call.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Is there any discussion? Senator Palmer. Senator Palmer.

10. SENATOR PALMER:

11. Senator Glass, I just wanted to know is the expense
12. of clearing the field and drying the field in the Governor's
13. budget?

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Glass.

16. SENATOR GLASS:

17. I...I'm certain that it is.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Wooten.

20. SENATOR WOOTEN:

21. Like to ask my good friend Senator Glass if he would
22. consider amending this down to 25,000 which is the appro-
23. priated amount for this project.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Glass.

26. SENATOR GLASS:

27. Well I know that it was Senator Wooten...and that
28. matter was discussed in committee and we had several
29. witnesses down that the indications were that it would
30. be more than that needed so I would not wish to amend
31. the appropriation downward.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Any further discussion? The question is shall

1. SB 1047 pass. Upon that question the Secretary will
2. call the roll.
3. ACTING SECRETARY (MR. WRIGHT):
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. Kosinski aye. Johns aye. Vadalabene aye. On
16. that question the ayes are thirty-five. The nays are
17. four. SB 1047 having received the constitutional
18. majority is declared passed. 1048.
19. ACTING SECRETARY (MR. WRIGHT):
20. SB 1048 (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER (SENATOR WEAVER):
23. Senator McBroom.
24. SENATOR MCBROOM:
25. Thank you, Mr. President. The synopsis tells you
26. what the bill is. It...this work is desperately needed,
27. and I would appreciate a favorable roll call.
28. PRESIDING OFFICER (SENATOR WEAVER):
29. Is there any discussion? The question is shall
30. SB 1048 pass. Upon that question the Secretary will
31. call the roll.
32. ACTING SECRETARY: (MR. WRIGHT):
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 WEAVER):

11. On that question the ayes are thirty-five, the nays
12. are five. SB 1048 having received a constitutional
13. majority is declared passed. 1084.

14. ACTING SECRETARY (MR. WRIGHT):

15. SB 1084 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Bartulis.

19. SENATOR BARTULIS:

20. Thank you Mr. President, Members of the Senate.
21. ...just said what the bill is and it would allow the
22. Division of Water Resource Management to do a comprehensive
23. study on the feasibility of constructing a reservoir
24. for the municipalities in this area which are about
25. ten of them, I believe. And I would appreciate a
26. favorable roll call.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Is there any discussion? The question is shall
29. SB 1084 pass, and upon that question the Secretary will
30. call the roll.

31. ACTING SECRETARY (MR. WRIGHT):

32. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
33. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

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

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Bartulis, did you explain this bill?

11. SENATOR BARTULIS:

12. No, I'm not going to explain anything, Mr. President.

13. I would like to have postponed consideration since every-
14. bodys out for lunch. All right. Poll the absentees.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. I think you'd better poll the absentees. Bell aye.

17. Mr. Secretary will call the absentees.

18. ACTING SECRETARY (MR. WRIGHT):

19. Carroll, Chew, Clarke, Course, Daley, Davidson...

20. Donnewald, Dougherty, Fawell, Glass, Harber Hall, Kenneth

21. Hall, Hynes, Johns, Keegan, Knuppel, Kosinski, McCarthy,

22. Howard Mohr, Netsch, Newhouse, Nimrod, Palmer, Partee,

23. Regner, Rock, Roe, Romano, Saperstein, Savickas, Scholl,

24. Shapiro, Smith, Sours, Swinarski, Walker,

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Saperstein aye. Newhouse aye. Fawell aye. On
27. that question the yeas are thirty-six, the nays are four.

28. SB 1084 having received a constitutional majority is
29. declared passed. 1085.

30. ACTING SECRETARY (MR. WRIGHT):

31. SB 1085 (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Bartulis.

2. SENATOR BARTULIS:

3. Thank you, Mr. President, Members of the Senate.
4. And that's exactly what the bill does and I...I'd
5. appreciate a favorable roll call.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Any discussion?

8. SENATOR BARTULIS:

9. Before they leave.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. The question is shall SB 1085 pass, and upon that
12. question the Secretary will call the roll.

13. ACTING SECRETARY (MR. WRIGHT):

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 WEAVER):

25. On that question the ayes are thirty-one. The nays
26. are five. SB 1085 having received the constitutional
27. majority is declared passed. 1086.

28. ACTING SECRETARY (MR. WRIGHT):

29. SB 1086 (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Bartulis.

33. SENATOR BARTULIS:

1. Thank you Mr. President, Members of the Senate.
2. SB 1086 is my biggie. It's the biggie. And I'm sure
3. that some flood relief methods are available and that
4. a detailed study of the flood plain from Grafton to
5. Meredosia would find them, and I would appreciate a
6. favorable roll call.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Is there any discussion? The question is shall
9. SB 1086 pass and upon that question the Secretary will
10. call the roll.

11. ACTING SECRETARY (MR. WRIGHT):

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

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Saperstein aye. Dougherty aye. Welsh aye. On
24. that question the ayes are thirty-four, the nays are
25. five. SB 1086 having received a constitutional majority
26. is declared passed. 1096.

27. ACTING SECRETARY (MR. WRIGHT):

28. SB 1096 (Secretary reads title of bill)
29. 3rd reading of the bill.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Bartulis.

32. SENATOR BARTULIS:

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

1. Beaver Dam State Park is the only State Park we have
2. in Macoupin County and the \$15,000 will be used by the
3. Department of Conservation to study the possibility
4. of expanding the present park by adding another lake
5. which we already have the land and the property. I'd
6. appreciate a favorable roll call.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Is there any discussion? The question is shall
9. SB 1096 pass? And upon that question the Secretary
10. will call the roll.

11. ACTING SECRETARY (MR. WRIGHT);

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

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Merritt aye. Latherow aye. Vadalabene aye.
24. Donnewald no. Latherow, Vadalabene, Merritt, aye. Donnewald
25. no. On that question the ayes are thirty-one. The nays
26. are five. SB 1096 having received the constitutional
27. majority is declared passed. 1102.

28. ACTING SECRETARY (MR. WRIGHT):

29. SB 1102 (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Harris.

33. SENATOR HARRIS:

1. Mr. President this is an appropriation just as the
2. Calendar itself says to construct a dam in the vicinity
3. of Streator. People over there are tremendously interested
4. in this. The mayor...I think it's the biggie of the Mayor
5. of Streator. I would appreciate a favorable roll call.
6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any discussion? The question is shall
8. SB 1102 pass and upon that question the Secretary will
9. call the roll.

10. ACTING SECRETARY (MR. WRIGHT):

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

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Savickas aye. Daley aye. Course aye. Nimrod aye.
23. Kosinski aye. Vadalabene aye. On that question the ayes
24. are thirty-eight, the nays are five. SB 1102 having
25. received a constitutional majority is declared passed.
26. 1103.

27. ACTING SECRETARY (MR. WRIGHT):

28. SB 1103. (Secretary reads title of bill)
29. 3rd reading of the bill.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Harris.

32. SENATOR HARRIS:

33. This appropriation is for \$220,000 for this flood

1. control work and flood relief activity, in the vicinity
2. of Seneca. It is urgently needed. I would appreciate
3. a favorable roll call.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Is there any discussion? The question is shall
6. SB 1103 pass? And upon that question the Secretary will
7. call the roll.

8. ACTING SECRETARY (MR. WRIGHT):

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. PRESIDING OFFICER (SENATOR WEAVER):

20. Nimrod aye. Scholl aye. On that question the ayes
21. are thirty-four, the nays are five. SB 1103 having
22. received a constitutional majority is declared passed.
23. 1104.

24. ACTING SECRETARY (MR. WRIGHT):

25. SB 1104 (Secretary reads title of bill)
26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Harris.

29. SENATOR HARRIS:

30. This is just as the Calendar says. It's an appropriation
31. of \$600,000 for this work north of Ottawa on the Fox
32. River in Dayton Township. Would appreciate a favorable
33. roll call.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Is there any discussion? The question is shall
3. SB 1104 pass? And upon that question the Secretary will
4. call the roll.

5. SECRETARY:

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

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Scholl aye. On that question the ayes are thirty-
18. two. The nays are five. SB 1104 having received a con-
19. stitutional majority is declared passed. 1130.

20. SECRETARY:

21. SB 1130 (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Graham.

25. SENATOR GRAHAM:

26. That's not my biggie. This is a bill for Streamwood,
27. Hanover Park and Keenville. Favorable roll call, please.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Is there any discussion? The question is shall
30. SB 1130 pass? And upon that question the Secretary will
31. call the roll.

32. SECRETARY:

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

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. PRESIDING OFFICER (SENATOR WEAVER):

13. Buzbee, no. On that question the ayes are thirty-
14. six, the nays are two. SB 1130 having received the
15. constitutional majority is declared passed. 1176.

16. SECRETARY:

17. SB 1176 (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Right after this bill Ladies and Gentlemen we will
21. go to the House Bills 2nd, so you might get ready. Excuse
22. me, the Secretary says he'd like to go to House Bills 1st,
23. so we will do that. Senator Course.

24. SENATOR COURSE:

25. Thank you, Mr. President, Members of the Senate.
26. SB or HB...SB 1176 is an appropriation...supplemental
27. appropriation of \$25,000,000 for the income tax refund
28. account. There are two...major items which account for
29. this \$25,000,000. One is the economic growth and the
30. resulting inflationary influences have caused greater
31. than expected refunding based upon experience of two
32. years ago which was the experience from which the original
33. requirement was estimated. The second one was the
decision in the Mitchell vs. Maham case which resulted in
additional refunding against 1969 incomes to the extent

1. of 8 to \$10,000,000. I would appreciate a favorable
2. roll call. Ladies and Gentlemen.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Is there any discussion? The question is shall
5. SB 1176 pass? And upon that question the Secretary will
6. call the roll.

7. SECRETARY:

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

18. PRESID(NG OFFICER (SENATOR WEAVER):

19. Newhouse, aye. Regner, aye. Nimrod, aye. Savickas,
20. aye. On that question the ayes are forty-six. The nays
21. are one. SB 1176 having received the constitutional
22. majority is declared passed. Youse Bills, 1st reading.
23. Senator Graham.

24. SENATOR GRAHAM:

25. I just wanted to call the memberships attention to
26. how the House Bills on 1st reading are going to now be
27. handled as a result of prior information on sponsorship.
28. They're in a little tray and it will expedite our handling
29. of them real rapidly so in the morning if you can, please
30. scan your Calendars and let's try to do this same thing in
31. the morning.

32. SECRETARY:

33. SB 1156 by Senator Kenneth Hall.

1. (Secretary reads title of bill)
2. 1st reading of the bill.
3. HB 1410 by Senator Hall (Secretary reads title of bill)
4. 1st reading of the bill.
5. HB 1426 by Senator Hall (Secretary reads title of bill)
6. 1st reading of the bill.
7. HB 1159 by Senator Partee (Secretary reads title of bill)
8. 1st reading of the bill.
9. HB 1153 by Senator Newhouse (Secretary reads title of bill)
10. 1st reading of the bill.
11. HB 1154 by Senator Newhouse (Secretary reads title of bill)
12. 1st reading of the bill.
13. HB 1155 by Senator Newhouse (Secretary reads title of bill)
14. 1st reading of the bill.
15. HB 1236 by Senator Newhouse (Secretary reads title of bill)
16. 1st reading of the bill.
17. HB 1264 by Senator Knuppel (Secretary reads title of bill)
18. 1st reading of the bill.
19. HB 1646 by Senator Knuppel (Secretary reads title of bill)
20. 1st reading of the bill.
21. HB 1819 by Senator Knuppel (Secretary reads title of bill)
22. 1st reading of the bill.
23. HB 1470 by Senator Knuepfer (Secretary reads title of bill)
24. 1st reading of the bill.
25. HB 1491 by Senator Sours (Secretary reads title of bill)
26. 1st reading of the bill.
27. HB 1619, Senator Glass (Secretary reads title of bill)
28. 1st reading of the bill.
29. HB 1105, Senator Fawell (Secretary reads title of bill)
30. HB 1508 by Senator Fawell (Secretary reads title of bill)
31. 1st reading of the bill.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. House Bills on 2nd reading. HB 23, Senator Moore.

1. SECRETARY:
2. HB 23 (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER (SENATOR WEAVER):
5. Any amendments from the Floor? 3rd reading. HB 29,
6. Senator Course. HB 32, Senator Davidson. Move it.
7. SECRETARY:
8. HB 32 (Secretary reads title of bill)
9. This bill has been read previously and amendments...
10. Amendments No. 1 and 2 were adopted on May 17, Amendments
11. No. 3, 4, and 5 were ordered printed. So Amendments No.
12. 3, 4, and 5 are up for consideration.
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Senator Davidson offers Amendment No...
15. SECRETARY:
16. No, Amendment No. 3 is offered by Senator Glass.
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Senator Glass, explain the amendment.
19. SENATOR GLASS:
20. Mr. President, Ladies and Gentlemen of the Senate,
21. this is a very important amendment to SB 32. The benefit
22. of the Senators who are not familiar with this bill,
23. SB 32 would establish a new precedent in Illinois in that
24. it would permit a hearing officer appointed by the
25. Superintendent of Public Instruction Office to overrule
26. a local school board which has decided to discharge a
27. teacher. After the discharge a hearing would be held
28. by this hearing officer and his determination would be
29. final and would then be appealable to the courts. Now
30. what...what the amendment does, Amendment 3 to HB 32
31. is provide that a hearing officer may be appointed and
32. hold a hearing prior to the board's decision and his
33. recommendation, that is the hearing officer's findings

1. and recommendations be submitted to the board, the board
2. would take final action. I think this is absolutely essential
3. if we are going to preserve the local control, the local
4. responsibility of School boards in this important area of
5. hiring and firing personnel. I...I do not believe this is
6. a responsibility that should be handed over to a hearing
7. officer from outside the district to come in and make an im-
8. portant decision like this. So, I would urge support of the
9. membership for this amendment. It would retain the concept of a
10. hearing officer, so that there would be an independent body
11. holding the hearing and it would leave the responsibility
12. ultimately where it belongs in the local elected board.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Glass moves the adoption of Amendment No. 3
15. to HB 32. Is there any discussion? Senator Partee.

16. SENATOR PARTEE:

17. I'm sorry, Senator Glass, I didn't hear a part of your
18. explanation. What does the amendment do that makes it differ-
19. ent from the bill in it's present form?

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Glass.

22. SENATOR GLASS:

23. Senator Partee, the bill in it's present form provides
24. that after a school board has determined to discharge a
25. teacher, the teacher requests a hearing and an independent hear-
26. ing officer is then sent in by the Superintendent of Public
27. Instruction, would be a hearing officer from outside the
28. district, holds a hearing and if the...hearing officer then
29. determines that the firing was improper the teacher is rein-
30. stated. The recourse of the school board is then to appeal
31. to the court. My amendment would require that the hearing
32. officer hold the hearing prior to the final action of the
33. school board and the...the hearing officer's recommendation

1. goes to the board. The board would then make final action.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Partee.

4. SENATOR PARTEE:

5. If the hearing officer has the hearing before the

6. final action by the board, has the board any obligation to

7. accept his findings? If not, why, you know...what differ-

8. ence does it make?

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Glass.

11. SENATOR GLASS:

12. Well, I...this is an excellent question and I think

13. it does make quite a bit of difference. I say that because

14. the board would be acting upon the findings and recommendations

15. of an independent hearing officer. If it chose to go

16. contrary to those recommendations and findings it would

17. be doing so with the obvious risk that would be...that

18. would follow it into court. In other words, I think it

19. would have a great deal of weight and I'm saying that

20. what we should do is allow the school board which is the

21. local elected body to shoulder the responsibility and make

22. the final determination and not take that prerogative away

23. from them.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Partee.

26. SENATOR PARTEE:

27. Well, I just simply don't understand it because if

28. you're going to have a hearing officer before the board

29. takes final action, it occurs to me that unless the board

30. is locked in or bound by the hearing officer's discretion

31. or his assessment of the matter, it's a waste of time.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Glass.

1. SENATOR GLASS:

2. Well, I would disagree with that. I don't think it's
3. a waste of time at all because it's really a question of
4. what tribunal should make the final decision. As you
5. know if there was an administrative review, the court would
6. review and possibly revert the findings of the hearing
7. officer. Here what we're saying is the school board should
8. have the final crack at making this decision. This is a
9. bill I know that you know Senator Partee that has been up
10. several Sessions before this and it poses the age old
11. question as to ultimate responsibility in this area and
12. I'm doing everything I can to try and keep this respon-
13. sibility with the board and it seems to me this amendment
14. would do that.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Harris.

17. SENATOR HARRIS:

18. I just want to observe that the board is in fact
19. the final authority, but under the present situation
20. the board conducts the hearing. In many instances they
21. are people who have no training in conducting a hearing,
22. and in ruling on whether a testimony is valid testimony
23. or whether it's hearsay. And Senator Glass' amendment
24. requires that the hearing officer be an attorney, skilled
25. in the rules of evidence. Many make a recommendation
26. that you in fact do have an independent tribunal conducting
27. the hearing. Under the present law the hearing is con-
28. ducted by the board which in that case is judge and
29. jury and final arbiter. I personally think that you
30. cannot take the final decision making power away from
31. the board. Senator Glass' amendment does just that. Of
32. course, the whole process is subject to administrative
33. review. And a person that is not pleased with the ultimate

1. decision does have recourse through the judicial process
2. of administrative review. But I think Senator Glass'
3. amendment does make sense, and I intend to support it.

4. PRESIDING OFFICER (SENATOR WEAVER);

5. Senator Bruce.

6. SENATOR BRUCE:

7. Yes. So that Senator Harris, I hope we're all talking
8. about the same amendment. The board has several alternatives
9. and several points at which their decision can or cannot
10. be made and whether or not that is final, is to a large
11. degree their own determination. Under the present situation
12. the firing is actually done by the Superintendent for all
13. intents and purposes he makes the recommendation based on
14. administrative personnel within the building where the
15. teacher is involved. He makes a recommendation to the
16. board, then they have a chance to review that. They're
17. the primary reviewer. They didn't make the discharge and
18. notify the teacher. There are very many things they have
19. to do prior to that. The present situation is that if
20. that teacher disagrees with that discharge she must ask
21. that same board which already reviewed all the evidence
22. has already talked with the superintendent and the principal
23. and made a final decision to review their own decision.
24. Now what Senator Davidson's bill is said is why should
25. the same people who make the decision be the judges of
26. whether or not that decision was appropriate. Therefore
27. you insert a hearing officer who says, is this an appropriate
28. decision. It's done in management. There are thousands
29. of management contracts requiring for arbitration of
30. contractual relationships. And that's what we're talking
31. about. What Senator Glass' bill does and the amendment
32. is to take away and ruin the entire concept of HB 32
33. which says once the board makes a decision it's not final,

1. it's subject to review. But then the problem is that the
2. review is then subject to review. And that seems to make
3. no sense at all. Somewhere along the line we either have
4. to say the board's opinion is final, they've had the
5. evidence, they've talked to the superintendent. That's
6. a final decision they've got to stick with it right to
7. the courts. Problem with the hearing officer is that
8. his decision is then again reviewable. Just...just...
9. doesn't make any sense and it makes the bill a mockery.
10. If you adopt the amendment, there's no reason for the
11. bill.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Sours.

14. SENATOR SOURS:

15. Mr. President, Ladies and Gentlemen of the...Mr.
16. President, Ladies and Gentlemen of the Senate. I don't
17. care how much fine parisian perfume you can pour on this
18. bill, it's got the odor of a skunk. Anyway you look at
19. it, Senator Bruce this bill that you like so much is
20. really a change of venue for every litigant who happens
21. to be a school teacher, and you know that. And as a
22. lawyer you couldn't tolerate that. I don't care how
23. you beautify this bill, I don't care what you add to
24. it, we're now going to make the hearing officer a lawyer.
25. But whose lawyer? Your lawyer, or my lawyer. Your
26. gang or my gang. The labor union or the school board.
27. That's whats inheritantly wrong with the bill and with
28. the amendment and I can't for the life of me see why.
29. anybody would care to sponsor this bill, because we elect
30. a school board, and we charge a school board with certain
31. duties and functions. And we hold a school board member
32. responsible for all that goes on in a school system, and
33. yet we say we elect you to do this and this but we won't

1. trust you, you're not worthy of credence...

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Sours, you'll have a chance to discuss the
4. bill, let's...

5. SENATOR SOURS:

6. No, I'm talking about the amendment. Talking about
7. the amendment. Because the amendment doesn't add a thing
8. to the bill. It says he will be a lawyer. Well, whose
9. lawyer? Alger Hiss was a lawyer. So was Lenin. I could
10. name you a bunch of real daisies who were licensed
11. practitioners. I don't care if this man's a lawyer, it's
12. not going to help and it isn't going to hurt. We're just
13. wasting our time. That's all I have to say about it. I
14. don't know what we can do to make a bad bill worse. I
15. wish I knew how.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Bell.

18. SENATOR BELL:

19. Well, I think we have to take a look at the basic
20. concept here in terms of the direction that education
21. seems to be moving, in terms of the next five, ten years.
22. Now there seems to me no question that there's going to
23. be increased State funding and with that increased State
24. funding will come a diminished local control. The key
25. to the matter of course is to somehow or other maintain
26. local control as much as practicable. Now, this amendment
27. attached to HB 32 I think moves along in the direction
28. of what teachers need. I think teachers have to have some-
29. body to arbitrate. I campaigned on the basis of supporting
30. some form of arbitration. However, there's no way that I
31. can see it correct to remove the final decision from the
32. elected local board that are elected by the people. The
33. people are the taxpayers. Taxpayers have to bear the burden

1. of all the...all the costs of, a good share of the cost
2. or all of the costs of this school system whether it's
3. paid on a State basis or a local basis. I think when you
4. stop to think that the fact that the hearing officer will
5. be coming in from the State to conduct this hearing, that
6. with the increased amount of aid coming from the State
7. that the local school boards will figure this individual
8. has a fair amount of clout. And will consequently listen
9. quite closely to what his meaningful decision might well
10. be. I think that the teacher's unions should look at
11. HB 32 with this amendment as a good amendment. It secures
12. unto them what they need and it provides still for a basis
13. of local control and moves in the direction that State
14. education seems to be moving in. I think it's a good bill
15. with this amendment.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Wooten.

18. SENATOR WOOTEN:

19. It seems to me this amendment distorts the whole
20. meaning of the bill and it in simple justice the board
21. does make a final decision. We're talking about a
22. review of that decision, an appeal from that decision.
23. And it's patently unfair no matter how you cit it to
24. have the board review it's own decision. This amendment
25. guts the bill, makes it absolutely worthless and I oppose
26. it on that grounds.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Latherow. Senator Fawell.

29. SENATOR FAWELL:

30. I had just one question which I wanted to perhaps
31. prepond to Senator Bruce if he is on the Floor. This
32. ...I am not, and perhaps you're not in a position to
33. answer it, but how...how is the...is the discharge of

1. teachers in Chicago handled. And...and then also does this
2. bill cover the discharge of teachers by the Chicago Board
3. of Education.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Bruce.

6. SENATOR BRUCE:

7. ...I am told at the present time Senator Fawell
8. that the procedure follows they do use hearing officers
9. presently within the City of Chicago. They just don't
10. have the wherewithal to sit down with the board...and
11. every time take over a discharge. The decision I
12. understand is made administratively to have a hearing
13. on whether or not to discharge then the decision is made
14. by the hearing officer and the Board usually follows
15. that decision. And I wish Senator Hynes were on the Floor
16. to correct me on that if I'm incorrect.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Fawell.

19. SENATOR FAWELL:

20. The point I wanted to ascertain is that apparently
21. then what is being suggested by Senator Glass' amendment
22. is what Chicago is utilizing. The hearing officer's
23. decision is advisory. The board still retains the right
24. evidently to make it's own determination. Now, I
25. would grant you I think downstate probably the board would
26. see fit most of the time to accept the independent hearing
27. officer's decision. Then the second question which I
28. wanted answered that so that this bill where we're review-
29. ing does not even cover the City of Chicago the Board of
30. Education in the City of Chicago. Is that correct?

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Bruce.

33. SENATOR BRUCE:

1. That's ...that's correct, but one of your statements
2. is in rror in the sense that it would be just like in
3. Chicago it's advisory. The problem is that the difference
4. is that in Chicago the administration has a hearing prior
5. to dismissal. In downstate Illinois the practice is to
6. dismiss the teacher upon the recommendation of the super-
7. intendent without ever taking evidence from the teacher. Then
8. that decision is subject to review by the school board
9. itself. They make the final determination then review
10. their own decision. Within the City of Chicago before
11. they make a decision precipitously go off one way or the
12. another, they ask for evidence bfore an impartial hearing
13. officer based on that opinion the school board then makes
14. the official discharge of board action the whole legal
15. process then involved. But the difficulty here is what
16. you're saying is that there's a discharge, then a hearing
17. before the board, then a hearing before the hearing
18. officer and then that hearing officer's opinion is still
19. reviewable by the board again, and it...we're just expand-
20. ing the process two more steps. And I...I need not tell
21. any of you here that it's a very, very costly procedure,
22. half to be borne by the teacher, one half the cost borne
23. by the school board. You're just adding another two to
24. three to four hundred dollars cost on each party on a dis-
25. charge.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Fawell.

28. SENATOR FAWELL:

29. My main point though Senator Bruce is that the
30. Chicago Board of Education and I think rightly so has
31. retained the final authority and I think that perhaps
32. if...if the Illinois Education Association were to
33. consider drafting this legislation so that it would

1. concur with the practice I think in Chicago not necessarily
2. based upon statutory mandate, but evidently the
3. general practice in Chicago I think perhaps a lot of
4. us on this side could accept it, a lot...of your fellow
5. colleagues on your side of the aisle too. I think what
6. people are legitimately and very sincerely saying here
7. is that it isn't just a situation of a judge and jury
8. and prosecutor here, the Board of Education is the employer.
9. They are elected by the people to the...the employers.
10. And as such of course the employer does, if he's going
11. to be operating a particular entity does understandably
12. request the right to make the final decision in regard
13. to important matters of discharge. And the Board of
14. Education has seen fit to retain this although as you
15. point out a wise administrator by in large will delegate
16. that responsibility and usually concur with the delegated
17. entity. Again I repeat this I think could be accepted
18. downstate. But once again we're making the differentiation.
19. Now if this bill is good, it ought to be good state-wide.
20. And I think perhaps an amendment is going to be forth-
21. coming that will...will request that it be State-wide.
22. But I think that the amendment that is being suggested
23. here can be a very sound compromise because what the teachers
24. are saying or at least some teachers, and I think it's
25. probably a vast minority. But what they are saying is
26. they want an independent hearing officer, and the Boards
27. of Education are saying that we want to however to retain
28. that final authority, just as city councils for instance
29. on zoning matters will delegate to some independent hearing
30. entity the fact finding matters, and usually abides by
31. it. They do request and require the final determining
32. authority. And I think it's understandable that the Boards
33. of Education would do this too. So I would support...

1. the amendment. I think it's...it is a compromise of a
2. very perplexing and somewhat of an emotional issue in the
3. State.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Soper.

6. SENATOR SOPER:

7. Do I understand that Senator Bruce is going to
8. ask...answer all the questions on this proposition?

9. PRESIDING OFFICER (SENATOR WEAVER);

10. Senator Glass is the sponsor of the amendment, Senator.

11. SENATOR SOPER:

12. I understand that. But I wanted to ask a few
13. questions if I may? Senator Bruce, would you accommodate
14. me? Now, do I understand that you find fault with the
15. present situation as far as the complaints and dismissal
16. of the teacher is concerned because of the fact that the
17. Superintendent of Schools is the initiating officer and
18. that the teacher doesn't have the right to a hearing?

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Bruce.

21. SENATOR BRUCE:

22. Oh...heaven forbid Senator Soper that I would
23. disagree with...with the present procedure as to what
24. the board does. Let me make it crystal clear what the
25. board does is very fine. The superintendent analyzes
26. the teacher's record based upon her home school adminis-
27. trator, bases that, he transmit it to the school board and
28. on the basis of that evidence alone they make a decision
29. whether or not to retain or discharge a tentured
30. teacher. The difficulty here is...is we have often
31. times required that a decision be reviewed by an impartial
32. party. It's hard for the school board to review their
33. own decision, I think impartially. And that's what Senator

1. Davidson's bill does is it puts in an impartial reviewer
2. of a decision.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Soper.

5. SENATOR SOPER:

6. Now this...this reminds me of these blue ribbon
7. committees and the...the people that are supposed to be
8. self-anointed that's supposed to determine that they're
9. impartial. Now, what's an impartial...administrator or
10. the...the gentleman that you're trying to put in this
11. position as the woman that's going to be the determining
12. person in whether or not the school board who may be in
13. Cicero or Berwyn or Stickney or Elmhurst or Naperville,
14. sends down to the Superintendent of Schools and he
15. gets an impartial hearing officer and he's going to
16. determine who the hearing officer is, who doesn't know
17. what the situation is in that...in that vicinity. Now,
18. if that's being impartial and he doesn't know a thing
19. about it now when...when you try a man you try him with
20. a jury of his peers in his own neighborhood. Now you're
21. going to take...you're going to take...you're going to
22. take this situation it'd be very unfortunate for a school
23. teacher to be...to be judged by someone that doesn't know
24. the situation in...in the territory from which he comes
25. and where he teaches. Now to be fair to both sides,
26. you have to have someone that understands the situation
27. exactly where it happened, not..not in...not in Springfield
28. by the Superintendent of Schools who...decides that this
29. is the hearing officer. Now...now if a teacher asks for
30. a...asks for a hearing, he gets a hearing, and he gets
31. a statement of...of what the complaint is. And they go
32. through this and then he has the right of administrative re-
33. view before a court. If he...if he..if he's not satisfied

1. with the decision of the school board. The school board
2. is not final. Now if this bill goes through with the
3. amendment on it, the...the decision of the school board
4. will be final. Now, I think you're...you're messing around
5. with a law that's a very good law the way it is and if...
6. if you'd leave it alone the teacher has all the recourse
7. to the courts. If you don't, you're going to get something
8. that you won't like. And..and I say that we'd ought to
9. put this amendment on then kill the bill.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Glass, do you want to close debate? Senator
12. Berning.

13. SENATOR BERNING:

14. Mr. President I move to strike the enacting clause.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Motion is made to strike the enacting clause. Is
17. there discussion on the Motion? Excuse me...this takes
18. precedent, Secretary. This motion takes precedence over
19. the previous motion. Senator Davidson.

20. SENATOR DAVIDSON:

21. ...Point of parliamentary inquiry.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Davidson.

24. SENATOR DAVIDSON:

25. Mr. President is the motion on parliamentary inquiry,
26. is the motion before the House, my motion to Table his
27. Motion to strike the enacting clause or did you recognize
28. his motion and we...debating now the amendment?

29. PRESIDING OFFICER (SENATOR WEAVER):

30. We are...the motion that Senator Berning made takes
31. precedence over the motion that Senator Glass made to
32. adopt Amendment No. 3. And the question is...I recognized
33. you Senator Davidson. What...did you make a motion, I didn't

1. hear you.

2. SENATOR DAVIDSON:

3. Motion to Table Senator Berning's motion to strike

4. the enacting clause.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. All in favor of that motion signify by saying aye.

7. The motion to Table the motion of Senator Berning. All

8. in favor of the motion of Senator Davidson to Table

9. Senator Berning's motion, signify by saying aye. Opposed,

10. nay. Secretary will call the roll. Senator Partee.

11. SENATOR PARTEE:

12. Point of order. Is that motion in writing? Rule 40

13. says it has to be in writing, if any Senator desires this,

14. now, I don't know if Senator Davidson desires it or not,

15. but it has to be in writing if a Senator desires it.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. There was no request for it to be in writing, Senator

18. Partee. It's too late at this point. The Secretary will

19. call the roll. The motion to Table the motion to strike

20. the enacting clause. If you vote yes on the motion to

21. Table you are voting to Table the motion to strike the en-

22. acting clause.

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. PRESIDING OFFICER (SENATOR WEAVER):

2. Newhouse, aye. The ayes are twenty-four, the nays
3. are twenty-two, the motion carries. The motion to strike
4. the enacting clause is Tabled. There any further dis-
5. cussion on the amendment., Senator Glass.

6. SENATOR GLASS:

7. I'd like to close the debate if I may...

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Davidson do you want to speak on the amendment?

10. SENATOR DAVIDSON:

11. Yes sir. As the chief sponsor of this bill in the
12. Senate I'd like to speak against this amendment. This
13. amendment guts the intent of the bill. The Amendments
14. 1 and 2 which we've already adopted does two things. One
15. is that the board must review the Superintendent of the
16. school's decision before they fire the person. Secondly,
17. there is a list submitted by the Superintendent of Public
18. Instruction, State of Illinois of which the school board
19. and the teacher's representative either make a choice
20. together or strike alternate names until they have arrived
21. at someone to have this hearing officer. And thirdly,
22. I think you people all forget there are school boards in
23. favor of this. I have school boards in this district who
24. are in favor of this bill as it is. And I would urge all
25. of you to defeat this motion. I held this bill for five
26. weeks as I said in committee to work out a compromise
27. amendment with the School Board Association. They chose
28. not to. In fact the amendment which is before you is
29. their amendment and I cannot ge them to sit down and
30. agree on anything, so I had nothing to agree with the
31. Education Association with. And I urge you to defeat
32. this amendment.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Glass may close debate.

2. SENATOR GLASS:

3. Well, thank you Mr. President, and in closing debate
4. I would just like to...to follow the suggestion of Senator
5. Fawell which he made to Senator Bruce and that is perhaps
6. the IEA should take a hard look at this procedure. It
7. is similar to what happens in Chicago and it seems to me
8. if the school board in Chicago has the final authority
9. over discharging students this procedure should certainly
10. apply throughout the rest of the State. I would also note
11. that in saying that I may again be a candidate for the IEA's
12. monthly rouge of the month award, which I received this
13. month and as set forth in the mouthpiece of that organiza-
14. tion known as the Advocate. And I realize that this may
15. qualify me for another month of the same award, but I
16. would suggest to the IEA that by pushing an amendment...
17. or by pushing a bill of this type, it really is taking
18. away local control and taking away something that is very
19. basic to people in...in the communities that support their
20. local schools. The Board of Education it is elected by
21. the people ought to have a final say on this important
22. issue. It doesn't take away the rights of teachers who
23. are grieved at the decisions of the Board to go to court,
24. if they are unfairly treated. It does provide them with
25. a hearing by an independent hearing officer who is a
26. lawyer. I think it vastly improves the bill and would
27. urge a favorable vote on this amendment. And I would re-
28. quest a roll call, Mr. President.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Glass moves the adoption of Amendment No. 3
31. to HB 32. Has requested a roll call. The Secretary will
32. call the roll.

33. SECRETARY:

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. PRESIDING OFFICER (SENATOR WEAVER):

13. Course, no. Rock, no. On that question the yeas
14. are nineteen, the nays are twenty-three, the Amendment No.
15. 3 is lost. Excuse me. Secretary is recalculating. On
16. that question the yeas are twenty-three and the nays are
17. twenty-three. The amendment fails. Verification of the
18. nays has been requested. Secretary will verify the nays.
19. If everyone would please be in their seats it would expedite
20. the verification, please, Senators.

21. SECRETARY:

22. The following...the following voted in the negative.
23. Bruce, Buzbee, Course, Daley, Davidson, Dougherty, Kenneth
24. Hall, Hynes, Johns, Knuppel, McBroom, Howard Mohr, Newhouse,
25. Palmer, Partee, Rock, Roe, Saperstein, Savickas, Smith,
26. Vadalabene, Welsh, Wooten.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Hynes in the bar? His name will be removed.
29. There's been a request to verify the yeas. Senator Hynes
30. has returned. There's a request...Senator Mohr was here
31. during verification Senator Soper. The yeas are twenty-
32. three, the nays are twenty-three. The amendment fails.
33. Are there further amendments?

SECRETARY:

1. Amendment No. 4, by Senator Knuepfer.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Knuepfer will you explain your amendment?

4. SENATOR KNUEPFER:

5. Well, Amendment No. 4 is a very simple amendment,

6. and I don't think it's going to have any problem in

7. passage at all. I noticed all of the support for this

8. bill on the other side of the aisle and this amendment

9. simply includes the City of Chicago so that the bill will

10. be applied throughout the State of Illinois. I would

11. appreciate a favorable roll call on this fine amendment.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Is there any discussion? Senator Sours.

14. SENATOR SOURS:

15. I have a question I'd like to ask the sponsor

16. of the primary bill, Senator Davidson. Will he yield?

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Davidson indicates he will yield.

19. SENATOR SOURS:

20. Senator Davidson in the last election in the Champaign,

21. Illinois Senate district, the opponent of Senator Weaver

22. received, at least he made the public announcement of

23. \$1,000 from the Illinois Education Association. Now, I'm

24. wondering if you would care to disclose what you received,

25. if anything? And after you I'd ask Senator Wooten the

26. same question and after that Senator Bruce the same question.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Sours...Senator Sours, we're discussing

29. Amendment No. 4 to SB 32 at this time. Senator Wooten,

30. for what purpose do you rise?

31. SENATOR WOOTEN:

32. A point of personal privilege.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. State your point.

2. SENATOR WOOTEN:

3. I assume the genesis of that question would seem to
4. indicate that Senator Sours doesn't believe in casting a
5. vote until it's paid for. I don't operate on that principle.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Sours. Senator Sours.

8. SENATOR SOURS:

9. Mr. President, that's very germane to this very
10. issue and when the Senator from Rock Island circumvents
11. the question and the Senator from Springfield is mute,
12. I think we ought to know what's going on.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Davidson.

15. SENATOR DAVIDSON:

16. Senator Sours I wasn't going to respond to you because
17. of the request from the President of this Senate in relation
18. to this was not germane. And let me say to you sir, maybe
19. I should ask what branch banking opponents did for you in
20. your campaign? I'll be delighted to tell you what the
21. IEA political action committee did for me. They didn't
22. put any money in my campaign as a campaign contribution.
23. They did buy some tickets to a fund raising dinner I
24. had in August. They did put volunteers out working for
25. me, just as I'm sure that organizations that supported
26. you that believed in what you did put campaign workers
27. out on the streets for you. Now if you want to play this
28. old game, I'll be delighted to play it with you. I'm a
29. freshman, but I'm not going to stand here and be abused
30. by the senior Senator from Peoria about who did what for
31. anybody...

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Ladies and Gentlemen...Ladies and Gentlemen, please.

1. A little order. Ladies and Gentlemen at 6:30 this evening
2. the Senate is playing the House in a baseball game. Let's
3. confine our activities until...fighting until this evening.
4. Senator Graham.

5. SENATOR GRAHAM:

6. Mr. President and Members of the Senate. I thought...
7. I thought that the law provided or will provide a certain
8. form of ethics to be filled out by a candidate. Other than
9. that there is no requirement under the statutes of the State
10. Of Illinois or the rules of this Senate that anybody just
11. throws to anybody what anyone did to them in an election
12. other than to vote for them. And this conversation is
13. completely out of order and why in the heck don't we get
14. on with the business of the Senate?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Is there any further discussion on Amendment No. 4
17. to HB 32? Senator...Senator you've spoken on this at one
18. time. Are you asking another question?

19. SENATOR SOURS:

20. ...like to reply.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Harris.

23. SENATOR HARRIS:

24. This side dialogue is absolutely out of order. We
25. have before us Senator Knuepfer's amendment and let's get
26. on with the business of this Senate.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Is there any further discussion on Amendment No. 4
29. to HB 32? If not, Senator Knuepfer you may...Senator
30. Davidson.

31. SENATOR DAVIDSON:

32. I would like to say as the sponsor of this bill
33. I do not accept this amendment because the Chicago School

1. District is under a separate part of the code and statutes
2. than what this bill does. Now if Senator Knuepfer wants
3. to bring in next Session or the fall Session a bill dealing
4. with the Chicago School System on this matter, I'll be
5. delighted to co-sponsor it with him. But I do not want
6. this amendment on this bill which deals with a different
7. section of the statute because the Chicago School District
8. is under a different section. Thank you.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Glass.

11. SENATOR GLASS:

12. Well Mr. President. I'm really befuddled at why
13. there should be opposition to this amendment and I hope
14. Senator Partee or Senator Hynes or Senator Rock or one
15. of the Senators from Chicago can clarify this situation.
16. It seems to me that if this is...if this is a good bill,
17. and sets up a fair procedure and you really believe that,
18. that you ought to believe in it for the City of Chicago
19. too. This is a basic change in the school law and it
20. seems to me that if it's going to apply it ought to apply
21. state wide and I...I hope we can be enlightened on that
22. point.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Partee.

25. SENATOR PARTEE:

26. Mr. President, Members of the Senate, we're not
27. really certain although it's been said that this bill
28. in it's present form does exactly what we do in Chicago.
29. Let me tell you that if it does we'll have no opposition
30. to it, because we're very satisfied with the system we're
31. now employing. So if it does in fact jibe with what
32. we do already, then you have no problem with us in supporting
33. this bill. If it doesn't because there's been several

1. amendments, you may know and I'll tell you now that
2. we probably won't support it. But if it in fact is
3. like what we do, we'll support it. If it's good for
4. us, it's good for you. If it's good for you, it's
5. good for us. We don't think we're any better or any
6. worse than you are.

7. PRESIDING OFFICER (SENATOR WEAVER);

8. Senator Knuepfer may close debate.

9. SENATOR KNUEPFER:

10. Well I think the issue is very simple. I have no
11. idea where I stood with the IEA, but I'm trying to make
12. their bill a little better by encompassing the total
13. State of Illinois. I agree with what Senator Partee
14. has said, that the downstate bills, the Chicago bills
15. divided up make bad bills frequently. If it ought to
16. apply to one of us, it ought to apply to all of us and
17. I would urge you to support this amendment.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Knuepfer moves the adoption of Amendment
20. No. 4 to SB 32. All in favor signify by saying aye.
21. Opposed nay. Motion...Amendment is adopted. Are there
22. further amendments?

23. SECRETARY:

24. Amendment No. 5 by Senator Fawell.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Fawell, Amendment No. 5.

27. SENATOR FAWELL:

28. I am not sure with the success of Senator Knuepfer's
29. Amendment if the manner in which my amendment is drawn
30. is still proper, but I believe that it is. I prepared
31. this amendment, Mr. President with the idea in mind that
32. it would be a compromise that Senator Davidson could accept
33. and I think he has given consideration to it. But from

1. what I have understood from representatives of the IEA
2. their complaint about the present system is that if a
3. teacher feels aggrieved at the decision of a board of
4. Education they are held to an appeal under the administra-
5. tive review act into the courts. And they point out that
6. if the final decision of the courts is not acceptable to
7. them because, there is as the lawyers of the Body know,
8. a presumption against the person who is appealing. That
9. is to say you have to show that the decision of the
10. administrative entity which in this case would be the
11. Board of Education is against the manifest weight of the
12. evidence. Further the administrative review act states
13. that you cannot introduce any new evidence. Therefore
14. what Amendment No. 5 suggests is that the administrative
15. review would still be utilized but with two basic changes.
16. Number one, there would be no presumption that the board's
17. decision was correct. It would be what we attorneys refer
18. to as a Trial De Novo. And the teacher who would be appealing
19. would have to complete right to introduce new evidence.
20. So that what we are saying in this amendment is that
21. in effect the independent hearing officer would be the
22. courts and I would suggest that probably the most objective
23. entity that could be the final independent determiner would
24. be a court of law. The boards of education are rightfully
25. suspicious of the independent hearing officer as being
26. perhaps somewhat IEA union oriented. And the IEA is,
27. I suppose rightly suspicious of a final decision being
28. made by the board when their appellate rights are such
29. as to put them behind a presumptive eight-ball so that
30. here again I present Amendment No. 5 as...a good safe
31. compromise that I think both parties ought not to completely
32. like which probably means it's a pretty good amendment. And
33. Mr. President, I therefore, offer Amendment...Amendment No. 5.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Partee.

3. SENATOR PARTEE:

4. Well, Mr. President, accepting his remarks as being in
5. the spirit of compromise. I would suggest to him that to
6. give the party the right to introduce new evidence at the
7. administrative level is absolutely out of step with our
8. administrative review act and it's real purpose. The
9. Administrative Review Act is calculated to permit a court
10. to hear and make a decision based on evidence already
11. considered by an administrative body. We try a lot of cases
12. of this kind involving licenses, involving liquor licenses
13. and others. And if you are going to permit new evidence
14. at the administrative review hearing you are never going
15. to end a case. Because once one side puts in new evidence
16. the other side in fairness and in impartiality would then
17. be permitted to put in new evidence. When they put in their
18. new evidence the first side would have a right to rebut
19. it and then surrebuttal and you'd never end a case. This
20. is the most terrible kind of amendment I've ever heard of.
21. I think you have to really basically understand the
22. Administrative Review Law to realize how much violence
23. this does to the whole theory of Administrative Review Act,
24. Senator Fawell. I think it...this would be a terrible
25. mistake because then you'd never have the end of a case.
26. Because one side presents new evidence the next side puts
27. in new evidence and there's rebuttal and surrebuttal and
28. you'd never finalize anything. And if you're going to
29. put in new evidence then you don't need the hearing in
30. the first instance. You ought to just go to court in
31. the first place if that's the way you're going to
32. operate it. The purpose of having administrative review
33. act is so that an administrative body which has the time

1. can make the decision based on the facts presented. So
2. when it gets to the administrative review status, it should
3. be decided by a court on the basis of evidence which has
4. already been entered and considered and no more than that.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Fawell, your amendment as drafted is in
7. conflict with the bill as amended by Amendment No. 4.
8. Would you hold this amendment and straighten it up
9. maybe tomorrow? It is a defective amendment.

10. SENATOR FAWELL:

11. Yes...the bill...is the bill going to be called today
12. in 3rd reading?

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Just on 2nd reading.

15. SENATOR FAWELL:

16. Oh, I see. All right. Yes.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. We'll take it out of the record. Are there any...
19. Amendment No. 5 is ...offering of Amendment No. 5 out
20. of the record. Bill shall be held on 2nd reading....
21. Davidson.

22. SENATOR DAVIDSON:

23. Are you saying you want to hold my bill that I want
24. to advance to 3rd reading?

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Fawell has asked that he have a chance to
27. correct his amendment to your bill. And...will you recall
28. it then tomorrow or do you want to hold it on 2nd?

29. SENATOR DAVIDSON:

30. I...let's move it to 3rd and if he gets it on in
31. order, I'll bring it back from the order for him to...

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Well, will you bring it back so he can offer it tomorrow?

1. SENATOR DAVIDSON:

2. Yes.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Why not just leave it on 2nd reading?

5. SENATOR DAVIDSON:

6. Because he might not have it ready tomorrow and I
7. want to move it on to 3rd and I will bring it back when he
8. has the amendment ready.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. 3rd...3rd reading. SB...the...Senator Davidson,
11. there was another amendment on the Secretary's desk
12. that I didn't know of, so we'll revert back to 2nd
13. reading for the purpose of considering...the Secretary
14. says that we must dispose of Amendment No. 5 before we
15. consider Amendment No. 6. So would you consent to
16. it's staying on 2nd reading today because of a 6th
17. Amendment that was on the Secretary's desk? Senator
18. Harber Hall, is that his amendment, Mr. Secretary?
19. Harber Hall. It would simplify things if you would
20. leave the bill on 2nd reading today. Senator Davidson.

21. SENATOR DAVIDSON:

22. As I understand from the Parliamentarian through
23. you that this bill's read twice. If I hold it on 2nd
24. reading we can advance it on 3rd and pass it tomorrow
25. or the next day if I hold it in relation to this amendment.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. It would have to be of course read a 3rd time
28. before passage.

29. SENATOR DAVIDSON:

30. Yes, but they could all happen that one day. Right?

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Not if you hold it on 2nd reading.

33. SENATOR DAVIDSON:

1. Well I want to move it on to 3rd reading and I'll
2. bring it back for the amendments.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Harber Hall has the opportunity to offer
5. this amendment and he has it on the Secretary's desk, but
6. we can't move ahead on Amendment No. 6 until Amendment
7. No. 5 has been disposed of.

8. SENATOR DAVIDSON:

9. Well let's vote...can you renumber 5 and 6 and change
10. the numbers so we can get a Hall...Senator Hall's amendment
11. out of the way?

12. PRESIDING OFFICER (SENATOR WEAVER):

13. ...hold the bill on 2nd reading. For what purpose
14. does Senator Bruce rise?

15. SENATOR BRUCE:

16. I'm afraid we're going to get into a hassel on this
17. later on. You mean anytime I put a defective amendment on there
18. I can keep a bill on 2nd reading? If Senator Fawell's
19. bill is defective we ought to move to Table it, kill it,
20. either consider 6 or not and have either Senator Hall
21. withdraw it or it consider it another time. It seems
22. to me...

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Davidson has consented to hold the bill on
25. 2nd.

26. SENATOR BRUCE:

27. Well, my question to the Chair is can a defective
28. amendment hold a bill on 2nd reading even though the
29. sponsor wants to advance it to 3rd. That's my question.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Bruce, the amendment was only defective
32. because of a previous amendment being adopted...which
33. Senator Fawell had no...no notice of. ...is not defective,

1. the amendment offered was defective because of a previous
2. adoption.40, Senator Bartulis. SB 55, Senator
3. Latherow.

4. SECRETARY:

5. HB 55 (Secretary reads title of bill)

6. 2nd reading of the bill. No committee amendments. Amendment
7. No. 1 by Senator Latherow.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Latherow.

10. SENATOR LATHEROW:

11. This Amendment Mr. President was offered by the
12. Secretary of State and it merely says that all their
13. hearings and hearing procedures shall comply with the
14. requirements of the Constitution, so that no person
15. is deprived of due process of law, denied equal protec-
16. tion of...of the laws. I move the adoption of the
17. amendment.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Latherow moves adoption of Amendment No. 1
20. to HB 55. All in favor signify by saying aye. Opposed
21. nay. The amendment is adopted. 3rd reading. SB 40,
22. Senator Bartulis.

23. SECRETARY:

24. HB 40 (Secretary reads title of bill)

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

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Any amendments from the Floor? 3rd reading. 41.

28. SECRETARY:

29. HB 41 (Secretary reads title of bill)

30. 2nd reading of the bill. No committee amendments.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Any amendments from the Floor? 3rd reading. 56,

33. Senator Course. HB 56, Senator Course, do you want to move

1. it?

2. SECRETARY:

3. HB 56 (Secretary reads title of bill)

4. 2nd reading of the bill. No committee amendments.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Any amendments from the Floor? 3rd reading. 59,

7. Senator Latherow.

8. SECRETARY:

9. HB 59 (Secretary reads title of bill)

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

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Any amendments from the Floor? 3rd reading. 62,

13. Senator Berning.

14. SECRETARY:

15. HB 62 (Secretary reads title of bill)

16. 2nd reading of the bill. The Committee on Transportation

17. and Public Utilities offers one amendment.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Berning moves the adoption of committee amend-

20. ment No. 1 and HB 62. All in favor signify by saying aye.

21. Opposed nay. The amendment's adopted. Any amendments

22. from the Floor? 3rd reading.

23. SECRETARY:

24. HB 63 (Secretary reads title of bill)

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

26. PRESIDING OFFICER (SENATOR WEAVER):

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

28. 122, Seator Dougherty.

29. SECRETARY:

30. SB 122 (Secretary reads title of bill)

31. 2nd reading of the bill. The Committee on Licensed

32. Activities and Credit Regulations offers one amendment.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Dougherty moves the adoption of committee
2. Amendment No. 1 to SB...HB 122. All in favor signify
3. by saying aye. Senator Dougherty.

4. SENATOR DOUGHERTY:

5. Amendment No. 2 this is. I've...

6. PRESIDING OFFICER (SENATOR WEAVER):

7. This is Amendment No. 1. All in favor of Amendment
8. No. 1 signify by saying aye. Opposed nay. Amendment's
9. adopted.

10. SECRETARY:

11. Amendment No. 2 by Senator Dougherty.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Dougherty.

14. SENATOR DOUGHERTY:

15. Mr. President, members of the Senate, HB 122 is
16. known as the frame and lense act which provides for
17. safety in eyeglasses and eyeglass frames. It's calls
18. for the Department of Public Health to administer the
19. act, but it sets forth no method whereby it can be done.
20. It provides it should be called a petty offense. The
21. Department of Health sets up that the...for the first
22. infraction of the rules it should be called a Class
23. C misdemeanor and for any subsequent violations to
24. call it Class A misdemeanor. And it further says that
25. the State Department, Board of Health will adopt rules
26. and regulations for the administration of this act. I
27. ask for the adoption of the amendment.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Dougherty moves the adoption of Amendment
30. No. 2 to HB 122, all in favor signify by saying aye.

31. Opposed nay. Amendment 2 is adopted. Any further
32. amendments? 3rd reading. 128, Senator Latherow.

33. SECRETARY:

1. HB 128 (Secretary reads title of bill)
2. 2nd reading of the bill. No committee amendments.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Any amendments from the Floor? Senator Rock.
5. SENATOR ROCK:
6. I do have an amendment which I gave to the Secretary
7. some time ago.
8. SECRETARY:
9. Amendment No. 1 by Senator Rock.
10. PRESIDING OFFICER (SENATOR WEAVER):
11. Senator Rock will explain his amendment.
12. SENATOR ROCK:
13. Well, I think if every body is familiar with what
14. this bill does, it calls for the share of the sale's
15. tax at the point of extraction, it deals with coal.
16. There is no estimate given by the House sponsor, the
17. originator of this bill as to how much money is involved.
18. Our estimates range about 4 million dollars. They're
19. taking that money from Cook County and bringing it to
20. a downstate county. My amendment is a very simple one if
21. we're going to begin this procedure of transferring
22. money from one county to another bases on a definition
23. of point of sale. My amendment amends...HB 128 on
24. page 4 by inserting between lines 29 and 30 the following:
25. "A retail sale by a manufacturer is a sale at the place
26. where the product is manufactured". What this says
27. then is that if Butternut Bread for instance has a
28. factory in the City of Chicago and Butternut Bread is
29. in fact sold over the counter in this downstate county,
30. the sales tax will be given to the City of Chicago,
31. not that particular municipality or county downstate.
32. We are placing the point of sales for sales and retail
33. at the point where it's manufactured, much the same as

1. this bill attempts to do with the extraction of coal,
2. and I would move the adoption of Amendment No. 1.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Soper.

5. SENATOR SOPER:

6. Senator Rock, does that only include bread? Now,
7. we manufacture...we manufacture telephones, telephone
8. equipment in the Town of Cicero and in my district we
9. manufacture printing machinery, we manufacture forgeings,
10. would this take in all those? Well, that's a very good
11. bill. I think it's very nice and I think that amendment
12. should be put on because I know the Town of Cicero would
13. get a lot of money because we don't use very much coal
14. up in our district here because we use gas heat and how
15. about...how about, we also manufacture...we have SEICO - SEICO
16. Steel, aluminum products, all aluminum windows. We have
17. Hot Point, we have General Electric, all the sales on
18. General Electric equipment, we have Sunbeam, every razor
19. you buy downstate or any place in the...in the State of
20. Illinois we would get the sales tax. That's a beautiful
21. amendment, I love it.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Latherow.

24. SENATOR LATHEROW:

25. Well, Mr. President, this is the first I knew of the
26. amendment and I'd have to resist the amendment, until I
27. get a look at it anyway. And it looks like I'd probably
28. still resist it even after I did get a look at it. So if
29. you want to proceed with it now, I'll...I'll have to
30. resist the amendment and suggest that we do resist it.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Is there any further discussion? Senator Rock may
33. close debate.

1. SENATOR ROCK:

2. Well, just so we get the bill and the proposed
3. amendment in proper perspective, this bill was heard
4. in the Revenue Committee and the point was well made
5. there by Senator Nimrod and others that we are now
6. saying with this bill, or this bill attempts to say
7. that the retail sale of coal or other mineral is taxable
8. where the coal or mineral is extracted, not at the point
9. of sale. The fact of the matter is that the sales of
10. coal are made in the City of Chicago in the County of
11. Cook. That's where the coal companies sell this stuff.
12. Now those downstate counties want the sales tax receipts,
13. the ROT to remain in that county which is fine if that's
14. what they want to do. Now what I'm saying with this
15. amendment is if that's the way we're going to operate
16. this State, then I'm going to say, and I do say in
17. this amendment that a retail sale by a manufacturer is
18. a sale at the place where the product is manufactured
19. so that everything that's manufactured in the City of
20. Chicago, in the Village of Cicero that's where the
21. sales tax remains and I move the adoption of this
22. amendment.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. For what purpose does Senator Harris rise?

25. SENATOR HARRIS:

26. Well, I just want to raise the point that this
27. amendment just completely vitiates the bill and applies
28. a complete new concept here, applied to the question
29. of manufacture and not extraction of a raw material,
30. a considerable difference. And I just would hope that
31. this amendment would be resisted and let Representative
32. Hart's bill be voted up or down. The amendment ought
33. to be defeated.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Excuse me, Senator, I recognized Senator Rock to
3. close the debate. The question is shall Amendment No. 1
4. to HB 128 be adopted. All in favor of Senator Rock's
5. amendment signify by saying aye. Opposed nay. The
6. Amendment is defeated. Any further amendments? Senator
7. Rock requests a roll call. The Secretary will call the
8. 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...

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Partee.

19. SENATOR PARTEE:

20. ...I, as I introduce to the Senate a group of young
21. people from the Dulles School in the middle of my district
22. to the back of the Chamber.

23. SECRETARY:

24. Regner, Rock, Roe, Romano, Saperstein, Savickas,
25. Schaffer, Scholl, Shapiro, Smith, Sommer, Soper, Sours,
26. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,
27. Mr. President.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Sours, no. Vadalabene, no. On that question the
30. ayes are sixteen, the nays are thirty, the amendment is
31. lost. Are there further amendments? 3rd reading. Are
32. there any announcements from the Floor? Senator McBroom.

33. SENATOR MCBROOM:

1. Mr. President, Members of the Senate, like to
2. read a list of bills here with the sponsors, move that
3. we suspend the rules so that these may be set for
4. Friday, this Friday the 8th in the Senate Appropriation
5. Committee. I've talked to Senator Hynes and he's
6. agreeable to this. So...

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Is there leave?

9. SENATOR MCBROOM:

10. I'd like to hurriedly read the bills, Mr. President,
11. SB 5, Senator Saperstein. 461, Partee, 703 and 705 Bruce,
12. 1034 Weaver, 1037 Ozinga, 1167 Vadalabne, 1171 Vadalabene,
13. 1182 Daley, 1162 and 1163 Regner, 1193, 1194 and 1195
14. Harris, for this Friday, Mr. President, 8:30 in the morn-
15. ing.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Bruce.

18. SENATOR BRUCE:

19. I...I wasn't privy to making that list but you...
20. you put two of the State Treasurer's bills in there and
21. I wonder if we couldn't put all of them in since he...he
22. does want to appear and rather than having appear twice
23. there are five in that series I wonder...sorry I under-
24. stand those other bills to be discharge. Thank you.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Rock.

27. SENATOR ROCK:

28. Yes, Mr. President, I've spoken with the Chairman of
29. the Appropriations, there are five bills which need not
30. take up the time of the Appropriations Committee. I would
31. move at this time that the following bills be discharged
32. from further consideration by the Appropriations Committee
33. and placed on the order of 2nd reading. They are Senate Bills

1. 701, 702, 704, 1146 and 1183.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Rock moves to discharge the Appropriation
4. Committee on the named bills. Is there leave? Leave is
5. granted. Senator Harris.

6. SENATOR HARRIS:

7. Mr. President, if the members of the Senate would
8. listen closely now, we are going to have a Republican
9. Caucus at 9:30 tomorrow morning. And the Senate will
10. convene at 10:30 instead of 10:00. The Senate will
11. reconvene tomorrow at 10:30. Republican Caucus at
12. 9:30 in M-1.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Regner.

15. SENATOR REGNER:

16. Mr. President...Mr. President, Members of the Senate,
17. I'd like to make a motion on HB 907. Its a companion to
18. 908 and one was put in Elections and one in Executive.
19. I've discussed this with the Chairman of the Executive
20. Committee already and I would like to now move that HB 907
21. be discharged from the Executive Committee and re-referred
22. to Committee on Elections and Reapportionments.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Is there leave? Leave is granted. Senator Rock.

25. SENATOR ROCK:

26. Yes, Mr. President, there will be a Democratic Caucus
27. at 9:30 tomorrow morning on the sixth floor, 9:30 sharp.

28. Presiding officer (SENATOR WEAVER):

29. Senate stands adjourned until 10:30 in the morning.

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