

June 22, 1973

1. PRESIDENT:

2. The Senate will come to order. The prayer will be
3. offered by Senator John Davidson. Will our guests please
4. rise. Senator Davidson.

5. (Prayer given by Senator John Davidson)

6. PRESIDENT:

7. Reading of the Journal. Senator Howard Mohr moves
8. to dispense with the further reading of the Journals of
9. June 14, 15, 18, 19, 20 and 21 until the arrival of the
10. printed Journal. All in favor of the motion signify by
11. saying aye. Contrary, no. The motion carries. Messages
12. from the House.

13. SECRETARY:

14. (Secretary reads Messages from House)

15. PRESIDENT: -

16. ...The Chair wishes to announce that for the remainder
17. of the month of June, I would like to seek leave that we
18. dispense with these two parts of Messages from the House:
19. Messages reporting House Amendment to Senate Bills and
20. Messages reporting Senate Amendments to House Bills involving
21. nonconcurrence. In each instance they will appear on our
22. Calendar the next day. The point that we want to do, there
23. are a great deal of these Messages and I would like to seek
24. leave of the Body to have them Journalized without being
25. read and take up the time of the Senate. Is there leave?
26. Now, I want to announce one other procedural matter that
27. will be helpful to us in completing the work in the Enrolling
28. and Engrossing Office. Those of you who have amendments for
29. House Bills on 3rd reading that you wish to recall to 2nd,
30. will you please come down and inform the Secretary. Inform
31. Mr. Wright the Assistant Secretary who will keep a list of
32. them. What we would like to do is deal with these about
33. four or five bills at a time, rather than a great number of
bills all at once so that when we send them up to Enrolling

HB 1210
Recall
6-22-73

1. and Engrossing they can handle them with a little bit more
2. spread-out responsibility in addition to keeping up with the
3. regular passage work that comes to them. So, those of you
4. who anticipate amendments to House Bills on 3rd reading
5. come down and inform the Secretary so that we can anticipate
6. it and call them a few bills at a time and spread out the
7. work for the Enrolling and Engrossing Office. All right,
8. we have some recall bills now. ...Senator what is your
9. bill number? 1133.

10. SENATOR WEAVER:

11. HB 1210.

12. PRESIDENT:

13. 1210.

14. SENATOR WEAVER:

15. I would move to reconsider the vote by which Amendment
16. No. 1...

17. PRESIDENT:

18. All right...

19. SENATOR WEAVER:

20. ..was adcpeted.

21. PRESIDENT:

22. ...Well we have to...now wait just a minute. ...House
23. Bills on 3rd reading. Senator Weaver you wish to recall
24. HB 1210 to the order of 2nd reading. Is there leave? So
25. ordered. Senator Weaver.

26. SENATOR WEAVER:

27. I would move to reconsider the vote by which Amendment
28. No. 1 to HB 1210 was adopted for the purpose of Tabling.

29. PRESIDENT:

30. The motion is to reconsider the vote by which Amendment
31. No. 1 was adopted be reconsidered. All in favor signify by
32. saying aye. Contrary, No. Motion Carries. Senator Partee.

33. SENATOR PARTEE:

1. Is that the ambulance service visit? All right.

2. PRESIDENT:

3. Now, Senator Weaver moves to Table Amendment No. 1.

4. All in favor signify by saying aye. Contrary, no. The

5. motion carries. Amendment No. 1 is Tabled. Senator Weaver.

6. Senator Weaver offers Amendment No. ...No, you're just taking

7. that Amendment off and are there amendments from the Floor?

8. 3rd reading. Senator Kosinski, HB 850. Senator Kosinski

9. seeks leave to recall HB 850 from 3rd to the order of 2nd

10. reading. Is there leave? So ordered. Senator Kosinski.

11. SENATOR KOSINSKI:

12. Mr. President and Senators, this is Amendment No. 2...

13. The amendment presents...presently takes care of the levels

14. of bumpers and suspension systems for motor vehicles but

15. does not stop a person from raising the body of a vehicle

16. to unreasonable and unsafe heights. And ...this is...

17. an Amendment that takes care of the situation and limits it

18. to three inches above the body.

19. PRESIDENT:

20. ...Senator Latherow.

21. SENATOR LATHEROW:

22. I just want to check. Is this the one we were working

23. on yesterday. Okay.

24. PRESIDENT:

25. Senator Kosinski.

26. SENATOR KOSINSKI:

27. That is right. This now...

28. PRESIDENT:

29. Is there further discussion? Senator Kosinski offers

30. Amendment No. 2. The motion is to adopt. All in favor

31. signify by saying aye. Contrary, no. The motion carries.

32. Amendment No. 2 is adopted. Is there...are there further

33. amendments from the Floor? Are there amendments from the

1. Floor? 3rd reading. Senator Shapiro. HB 856. Senator
2. Shapiro seeks leave to recall 856 from the order of 3rd
3. reading to 2nd reading. Is there leave? So ordered.
4. 2nd reading. Senator Shapiro.

5. SENATOR SHAPIRO:

6. Well, Mr. President, Members of the Senate, having voted
7. on the prevailing side by which Amendment No. 1 to HB 856 was
8. adopted, I now move that that vote be reconsidered.

9. PRESIDENT:

10. Motion is to reconsider the vote by which Amendment No.
11. 1 was adopted. All in favor signify by saying aye. Contrary
12. no. The motion carries.

13. SENATOR SHAPIRO:

14. I now move that Amendment No. 1 be Tabled.

15. PRESIDENT:

16. The motion is to Table Amendment No. 1. Senator Hall.
17. Kenneth Hall.

18. SENATOR KENNETH HALL:

19. ...Senator would you mind telling me, what did that
20. amendment do?

21. PRESIDENT:

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. ...Mr. President, Members of the Senate, the...bill
25. involves establishing variable tuition rates and we adopted
26. a Committee Amendment. We want to remove that and then
27. Senator Saperstein and I and the Junior College people have
28. worked out another amendment that we want to adopt. It's
29. agreed to.

30. PRESIDENT:

31. Is there further discussion? The motion is to Table
32. Amendment No. 1. All in favor signify by saying aye. Contrary
33. no. Amendment No. 1 is Tabled. Senator Shapiro now offers

1. Amendment No. 2. Is there...Senator Shapiro...Saperstein
2. do you wish to be recognized in connection with this bill?
3. Yes.
4. SENATOR SAPERSTEIN:
5. I...I...
6. PRESIDENT:
7. Yes, Senator Saperstein.
8. SENATOR SAPERSTEIN:
9. I want to speak in behalf of Amendment No. 2 and urge
10. your support.
11. PRESIDENT:
12. Yes. All right. Is there further discussion? All in
13. favor of the motion to adopt Amendment No. 2 offered by
14. Senator Shapiro signify by saying aye. Contrary no. The
15. motion carries. Amendment No. 2 is adopted. ...wishes to
16. recall from the order of 3rd reading to 2nd reading, HB 1133.
17. Is there leave? So ordered. HB 1133 is ordered to 2nd
18. reading. Senator Rock.
19. SENATOR ROCK:
20. Yes, thank you, Mr. President. I have placed two
21. amendments to HB 1133 on the Secretary's desk. I think
22. one has already been adopted so these would be Amendments
23. No. 2 and 3. HB 1133 makes various changes in the Savings
24. and Loan Act. Amendment No. 2 consolidate and incorporate
25. the provisions of SB 886 and 887 which were sponsored by
26. Senator Mohr and did pass and I would move its adoption.
27. PRESIDENT:
28. All right. Senator Roe...Senator Rock moves the
29. adoption of Amendment 3. All in favor signify by...I'm
30. sorry. Amendment No. 2. All in favor signify by saying
31. aye. Contrary, no. The motion carries. Amendment No. 2
32. is adopted. Are there...Amendment No. 3. Senator Rock.
33. SENATOR ROCK:

1. Yes, Mr. President, Amendment No. 3 is merely a
2. technical amendment to make a spelling correction and to
3. conform one of the provisions to the Federal Insurance
4. Regulations. And I would move its adoption.

5. PRESIDENT:

6. Is there further discussion? The motion is to adopt
7. Amendment No. 3. All in favor signify by saying aye.
8. Contrary no. The motion carries. Amendment No. 3 is
9. adopted. Are there further amendments from the Floor?
10. 3rd reading. Senator Schaffer do you wish to recall
11. HB 889? Or Senator Roe? Yes. All right.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Roe.

14. SENATOR ROE:

15. 8...889..

16. PRESIDING OFFICER (SENATOR WEAVER):

17. 1889?

18. SECRETARY:

19. 889.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. 889. Senator Roe ask leave to return HB 889 to the
22. order of 2nd reading. Is there leave? Leave is granted.

23. SECRETARY:

24. Amendment No. 1 by Senator Roe.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Roe.

27. SENATOR ROE:

28. This...this amendment makes two minor changes in page 3.
29. It strikes (in a single transaction) and inserts (a 12-month
30. period) and on page 4 relates to notice of revocation. It
31. is an agreed amendment between Senator Rock and I. I would
32. move its adoption.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Roe moves the adoption of Amendment No. 1 to
2. HB 889. All in favor signify by saying aye. Opposed...nay.
3. Motion is...amendment's adopted. Are there further amend-
4. ments? 3rd reading. Senator Davidson...wishes to bring
5. back to the order of 2nd reading HB 1434. Is there leave?
6. Leave is granted. Senator Davidson.

7. SENATOR DAVIDSON:

8. Move...move the adoption of Amendment No. 1 to HB 1434.
9. This is an amendment...this bill is by the Junior College
10. Board Trustees. This is their amendment. What it does is
11. it removes the part of 2/3's vote of the board could annex
12. or de-annex a district within a district. It now could
13. either be by 2/3's the people living in the dis...petition
14. or by referendum and they requested this amendment.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Davidson moves the adoption of Amendment No. 1
17. to HB 1434. All in favor signify by saying aye. Opposed
18. nay. The amendment's adopted. Are there further amendments?
19. 3rd reading. Are there any... Senator Glass do you have another
20. bill you wish to bring back? What number?

21. SENATOR GLASS:

22. Mr. President, I'm waiting for the amendment. I...I
23. have HB 678 that is now on...2nd reading, which I'd like to
24. amend and move to 3rd. But...wait till we're on that order.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Any other Senators wish to...bring bills back for
27. amendments. From 3rd to 2nd. Senator Netsch. Senator
28. Netsch which...what number?

29. SENATOR NETSCH:

30. It's HB 699.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Netsch asks leave to bring HB 699 back to the
33. order of 2nd reading for the purpose of amendment. Is there

1. leave? Leave is granted. Senator Netsch.
2. SENATOR NETSCH:
3. The...Secretary has the amendment. This was an amend-
4. ment prepared in response to a suggestion of Senator Latherow
5. at the time the bill was being heard in Committee. ...This
6. involves the question of a EPA...a quorum on the Pollution Control
7. Board, excuse me, and...we are putting a 30-day time limit
8. in a form which the extension of time will run only for 30
9. days. Senator Latherow has also seen the amendment and it
10. does meet his request.
11. PRESIDING OFFICER (SENATOR WEAVER):
12. Senator Netsch does move the adoption...
13. SENATOR NETSCH:
14. I move the adoption.
15. PRESIDING OFFICER (SENATOR WEAVER):
16. ...of Amendment No. 1 to HB 699. All in favor signify
17. by saying aye. Opposed nay. The amendment's adopted. Are
18. there further amendments? 3rd reading. Any other bills any
19. Senator has...you wish to bring back to the order of 2nd reading
20. for amendment? Senator Berning. What is the bill number, Senator?
21. SENATOR BERNING:
22. 1165. I just put it on the list down there. First,
23. Mr. President, I would beg leave of the Body to...
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Where is the amendment, Senator?
26. SENATOR BERNING:
27. I have the amendment here. This bill is...shows
28. Senator Mohr as the chief sponsor and first I would request
29. that with his concurrence, Senator Mohr's name be removed
30. and my name be shown as chief sponsor.
31. PRESIDING OFFICER (SENATOR WEAVER):
32. Is there leave? Leave is granted. Senator Berning
33. wishes...

1. SENATOR BERNING:

2. And Mr. President...I offer Amendment No. 1.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Berning what's the bill number? Excuse me.

5. SENATOR BERNING:

6. 1165.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Ask leave to bring 1165...HB 1165 back to the order

9. of 2nd for the purpose of amending. Is there leave? Leave

10. is granted. Senator Berning offers Amendment No. 1. Would

11. you explain the amendments.

12. SENATOR BERNING:

13. Yes, this amendment is to clarify the deposit of funds

14. to...assure that it is not necessary to maintain two bank

15. accounts for the Downstate Policemen's and Firemen's Pension

16. Fund where it has been erroneously construed that the pro-

17. visions of the automatic increase in the pensions have to be

18. separated into two separate bank accounts. This in no way

19. was the original legislative intent and this amendment

20. clarifies that.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Berning moves the adoption of Amendment No. 1

23. to HB 1165. All in favor signify by saying aye. Opposed

24. nay. The amendment's adopted. Are there further amendments?

25. 3rd reading. ...on the Floor? I might make the announcement

26. that bills on the Agreed List have been changed, some have

27. been taken off, some have been added. If you will address

28. yourselves to this list and please get your no votes to the

29. Secretary as soon as possible. No later than 12:00 noon.

30. ...on 1st reading.

31. SECRETARY:

32. HB 531, Senator Carroll.

33. (Secretary reads title of bill)

1. 1st reading of the bill.
2. HB 916, Senator Don Moore.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. HB 1063, Senator Knuepfer.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. HB 1929, Senator Graham.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. HB 1956, Senator Carroll.
12. (Secretary reads title of bill)
13. 1st reading of the bill.
14. HB 1989 (Secretary reads title of bill)
15. 1st reading of the bill.
16. PRESIDING OFFICER (SENATOR WEAVER):
17. For what purpose does Senator Course arise?
18. SENATOR COURSE:
19. I'd like to...pick up HB 1542, Mr. President.
20. PRESIDING OFFICER (SENATOR WEAVER):
21. Read the bill.
22. SECRETARY:
23. HB 1542, Senator Course.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDING OFFICER (SENATOR WEAVER):
27. Any other Senators wish to pick up any of these
28. House Bills on 1st reading? Senator Berning.
29. SENATOR BERNING:
30. I...I'll take HB 916.
31. SECRETARY:
32. HB...916 has been assigned to Senator Don Moore.
33. PRESIDING OFFICER (SENATOR WEAVER):

HB 678
6/22/73
2nd Reading

1. House Bills on 2nd reading. Senator Davidson, HB 32.
2. Senator Welsh, 370. ...Senator Berning, 538. You wish to
3. advance it? House Bills on 2nd reading.
4. SECRETARY:
5. HB 538 (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Any amendments from the Floor? 3rd reading.
9. 662, Senator Shapiro.
10. SECRETARY:
11. HB 662 (Secretary reads title of bill)
12. 2nd reading of the bill. No committee amendments.
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Any amendments from the Floor? 3rd reading. 678,
15. Senator Glass.
16. SECRETARY:
17. HB 678 (Secretary reads title of bill)
18. 2nd reading of the bill. No committee amendments. Amend-
19. ment No. 1 by Senator Glass.
20. PRESIDING OFFICER (SENATOR WEAVER):
21. Senator Glass will explain the amendment.
22. SENATOR GLASS:
23. Thank you, Mr. President, I call the attention of the
24. Body and Senator Partee in particular to the fact that this
25. amendment is the one that was prepared in conjunction with
26. his staff and...I think it clarifies the language on the
27. effective dates of our legislation. I would move for its
28. adoption.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Senator Glass moves the adoption of Amendment No. 1.
31. Is there any discussion? All in favor signify by saying
32. aye. Opposed nay. The amendment's adopted. Any further
33. amendments? 3rd reading. Senator Knuppel, 880. Do you

1. wish to advance it? Senator Schaffer. Senator Wooten,
2. 1533. Do you wish to advance it?

3. SECRETARY:

4. HB 1533 (Secretary reads title of bill)

5. 2nd reading of the bill. The Committee on Public Health,
6. Welfare and Corrections offers one amendment.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Wooten moves the adoption of Committee...

9. Senator Wooten.

10. SENATOR WOOTEN:

11. Just a parliamentary inquiry, Mr. President. We...
12. have to Table this amendment or eliminate it now and adopt
13. it after another amendment. What's the proper procedure?

14. Do we adopt it, then Table it? What do we do?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Do you wish...to Table. We have to dispose of the
17. Committee Amendment. Move to Table Committee Amendment
18. No...

19. SENATOR WOOTEN:

20. ..Yes, I move to Table the Committee Amendment.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Wooten moves to Table the Committee Amendment
23. No. 1 to HB 1533. All in favor signify by saying aye.
24. Opposed nay. The amendment is Tabled. ...

25. SENATOR WOOTEN:

26. Now I have an amendment to offer suggested by the
27. President and leadership. ...This adds another Section
28. to HB 1533 since it deals with coroners. It gives a
29. vehicle to add this other part. If I can read it briefly.
30. In all counties which provide by resolution for the
31. elimination of the office of coroner pursuant to a referen-
32. dum, such resolution may also provide that as part of the
33. same proposition that the duties of the coroner may be
taken over by another county officer. Now this does not

1. provide for the elimination of the office of coroner. It
2. merely says that where that's done by resolution the duties
3. ...may be taken over by another county officer. And I
4. move the adoption of ...this amendment.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Wooten moves the adoption of Amendment No. 2
7. to HB 1533. All in favor signify by saying aye. Opposed
8. nay. The amendment is adopted. Senator Wooten.

9. SENATOR WOOTEN:

10. And Amendment No. 3 makes the technical correction
11. which the Committee Amendment made only now it puts it in
12. the right spot. So...I move the adoption of Amendment No. 3.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Wooten moves the adoption of Amendment No. 3
15. to HB 1533. All in favor signify by saying aye. Opposed
16. nay. The amendment is adopted. Any further amendments?
17. 3rd reading. 1593, Senator Wooten? Do you wish to ad-
18. vance 1593? Your name is on the Calendar.

19. SECRETARY:

20. HB 1593 (Secretary reads title of bill)
21. 2nd reading of the bill. No committee amendments.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Any amendments from the Floor? 3rd reading. 1676,
24. Senator Kenneth Hall. Do you wish to advance it?

25. SECRETARY:

26. HB 1676 (Secretary reads title of bill)
27. 2nd reading of the bill. No committee amendments.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Any amendments from the Floor? 3rd reading. 1735,
30. Senator Latherow. Do you wish to advance it? 1735. House
31. Bills on 2nd reading.

32. SECRETARY:

33. HB 1735 (Secretary reads title of bill)
2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER (SENATOR WEAVER):

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

3. House Bills on 3rd reading. We will begin with HB 649.

4. Is Senator Johns on the Floor? HB 650, Senator Rock.

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14. (Debate on HB 650 typed previously)

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1. SECRETARY:

2. HB 650 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Rock.

6. SENATOR ROCK:

7. Thank you Mr. President, Ladies and Gentlemen of the
8. Senate. HB 650 creates a new act and it concerns itself
9. with the right of medical personnel or hospitals who
10. refuse for whatever reason to perform an abortion.
11. It protects them from liability for and protects
12. them from discrimination against themselves because
13. of such refusal. This bill has been heard in Senate
14. Executive Committee. It is in fact the conscientious
15. objector type bill. It purports to protect those people
16. who do not wish to participate in the abortion process,
17. whether it is a crime or not a crime. It is in fact in its
18. purest form civil rights. We are protecting those
19. hospitals, those doctors, those nurses, who do not wish
20. to participate. I think this is a worthy piece of leg-
21. islation, and has gained, I think, over the last couple
22. of months a great deal of more significance than when
23. it was first introduced. It appears likely that in the
24. closing days of this Session, we may well wind up in
25. this State without the subject of abortion being regulated.
26. The House has sent over three different versions of
27. what they call abortion control. We have sent over one
28. to them. I am reliably informed that there's a possibility
29. that may be amended and we may well wind up in a conference
30. committee in a stalemate. Prior to the time that
31. we obtain any type of regulation, I think it's incumbent
32. upon us to afford protection to those persons who
33. are conscientiously opposed to this, and do not wish

1. to participate. And that is what this bill does and
2. I would ask a favorable roll call.

3. PRESIDING OFFICER: (SENATOR WEAVER):

4. Is there any discussion? Senator Sours.

5. SENATOR SOURS:

6. Mr. President, Senators, some time ago I discussed
7. this bill briefly with Senator Rock. This bill is
8. absolutely unnecessary. There isn't a hospital or a doctor
9. who is obliged to take any kind of medical case, anymore
10. than I can walk into a lawyer's office and tell him that he
11. has to take my case. I also like to refer to a recent
12. case, Jane Doe against the Bella Memorial Hospital, the
13. 7th Federal Appellate Court, decided three weeks ago. And
14. the...that case held that the hospital and the staff may
15. refuse to perform abortions. Now, admittedly this case was
16. there under the Hill-Burton Act, but I doubt if there's any
17. hospital doing business today that doesn't get Hill-
18. Burton funds in this State. Now this is another attempt
19. to put back what the U. S. Supreme Court has stripped from
20. the legality or illegality of abortions. We don't
21. need this bill. I want to call attention that this bill
22. has a punitive section in it too. It says that...that
23. the offender shall be answerable in civil damages equal
24. to three times the amount of proved damages, but in no
25. case less than \$2,000. Now to me this bill is absolutely
26. unnecessary. It's an attempt to add to, what the U. S.
27. Supreme Court has already stripped from, all matter of
28. abortions. Now, some people, and I have many clients and
29. friends, are in disagreement with the recent United
30. States Supreme Court case. But that is not for us to
31. decide. Everything we add, I think the court can take
32. away again, just as it's been doing. I think this is
33. frivolous legislation. I know some people on theological

1. grounds would like to have this, but I think it's bad
2. legislation, and it ought to be defeated.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Glass.

5. SENATOR GLASS:

6. Mr. President, I share some of Senator Sours' concerns.
7. I don't think that it's unnecessary legislation frankly,
8. I...I don't see any particular harm in it, and I notice
9. that it came out of our Committee rather handily, but I...
10. I am frankly concerned about Section C. And I...I don't
11. like that part of the bill. I don't see why we should
12. provide this kind of a penalty. And the concern I have
13. with it and I'd like to address this question to Senator
14. Rock, is that any time you put in a provision that penalizes
15. someone for discriminating against an employee on the grounds
16. that they refused to perform an abortion, I think that opens
17. the door for allowing that employee to claim if he is
18. discriminated against for some other reason that the real
19. reason was because he objected to the involvement in the
20. abortion. So, I just wonder Senator Rock if that
21. paragraph C in your opinion is necessary to the bill?

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Rock.

24. SENATOR ROCK:

25. Yes, I think Senator it is necessary to the bill and in
26. response to your question, that Section recites that he
27. shall be liable for civil damages which means a law suit.
28. And I think if in fact this person was discriminated
29. against for whatever reason other than the refusal of
30. participate in the abortion process, that's the question
31. of fact as is any other question of fact in a civil
32. law suit.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Netsch.

2. SENATOR NETSCH:

3. Mr. President, may I...will the sponsor yield for a question?

4. PRESIDING OFFICER: (SENATOR WEAVER):

5. He indicates he will.

6. SENATOR NETSCH:

7. In at least the Senate series of bills, regulating
8. medically the practice of abortion, there was added a
9. conscientious objection provision to as I recall SB 1049.
10. Could you explain the difference between the provision
11. in 1049 and this bill?

12. PRESIDING OFFICER: (SENATOR WEAVER):

13. Senator Rock.

14. SENATOR ROCK:

15. Yes, you are quite right. There is a conscientious
16. objector clause in 1049, which again many of you did in
17. fact vote for. And I would hope that your vote would be
18. consistent. This I think, if I recall correctly, perhaps
19. Senator Wooten can explain in more detail; I think this
20. particular measure is more punitive than that in 1049.

21. PRESIDING OFFICER: (SENATOR WEAVER):

22. Senator Netsch.

23. SENATOR NETSCH:

24. Perhaps it's not fair to ask you this question, but
25. I...in addition to the penalty element of it, I'm attempting
26. to reestablish whether the 1049 conscientious objection
27. provision also involved the discrimination in employment
28. aspect of it. In other words, subsection C of this bill. Do
29. you know, Senator Rock?

30. PRESIDING OFFICER: (SENATOR WEAVER):

31. Senator Rock.

32. SENATOR ROCK:

33. I thought frankly it did, now again that's subject to

1. correction. I thought it was pretty well...pretty much
2. the identical wording with the exception that I don't
3. think it's as punitive as this one purports to be.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Bell.

6. SENATOR BELL:

7. Yes, Mr. President, fellow Senators. I sought yesterday
8. to try to get an opportunity to address myself to this
9. abortion issue for just a few moments when we discussed
10. House Joint Resolution 32. I didn't get the opportunity
11. then, but there's a couple of aspects of it that I think
12. are meaningful to take a look at in reference to HB 650.
13. The comment's been made by Senator Sours, possibly quite
14. appropriate that we should not bring theological concepts
15. into the political spectrum. I don't know how far you should
16. carry this particular line of thinking. It seems to me
17. that theological concepts are part and parcel of the political
18. process in determining the moral value of the legislation
19. or your outlook on the legislation on which you're trying to
20. play a meaningful part by your vote and by your analysis.
21. I think that this abortion issue is certainly a part of
22. the theological processes that goes on in each and every
23. Senator's mind here, and consequently we each tend to weigh
24. it within that particular frame of reference. I feel
25. it's entirely fitting, entirely meaningful to the people
26. of the State of Illinois that...that we politicians, we
27. Senators have...carry these type of attitudes here. I
28. think it's going to be more meaningful for good government.
29. Now, as to whether HB 650 will meet the test of the Supreme
30. Court, we constantly hear the interplay of attorneys on
31. this Floor saying yes, this type of legislation will...
32. will go along with Supreme Court decisions or you know,
33. no, it will not go along with Supreme Court decisions, and

1. so again, I think it's entirely meaningful and adequate
2. and proper that we put our stamp of approval or dis-
3. approval on something on the basis of letting the Supreme
4. Court if necessary, in fact make that determination
5. because we in fact are a Legislative Body. We in fact
6. are saying something in reference to what the people
7. of the State of Illinois want. And I think there is
8. a significant number of the people of this great State
9. that want this type of legislation, and certainly to go
10. forth and say that nurses and doctors that do not want to
11. be held liable for not performing abortions simply because
12. the Supreme Court gives the prerogative to do so, I think
13. is entirely fitting and correct. And Senator Rock, as
14. a conservative member of this Body I want to congratulate
15. you on the, what I think is an excellent job that you're
16. doing and along this particular issue.

17. PRESIDING OFFICER: (SENATOR WEAVER)

18. Senator Mohr.

19. SENATOR HOWARD MOHR:

20. Mr. President, yesterday and today, already this
21. morning we have had members...members asked how late
22. are we going to work tonight? Are we going to work
23. tomorrow? This issue has been discussed time and time
24. again, and I suggest that all the oratory here today...
25. excuse me, isn't going to change one vote. It's going
26. to be a long day and we would hope a productive one. And
27. again, I don't think anybody's going to influence any-
28. body else's vote no matter what is said here this
29. morning. I move the previous question.

30. PRESIDING OFFICER: (SENATOR WEAVER)

31. Senator Mohr, I have...just a minute Gentlemen,
32. Ladies. Would you hold your motion? I have two more
33. speakers on the list. Senator Saperstein and Senator

1. Fawell. It...I would admonish the Senators to be brief.
2. Three more speeches. Senator Mohr, would you withhold...

3. SENATOR MOHR:

4. I'll withhold it for three more speakers.

5. PRESIDING OFFICER: (SENATOR WEAVER):

6. Thank you. Senator Saperstein.

7. SENATOR SAPERSTEIN:

8. Mr...Mr. President, Ladies and...just a...a very
9. brief question, and I'm sure it will have a brief answer.
10. Senator Rock, will you answer a question?

11. PRESIDING OFFICER: (SENATOR WEAVER)

12. He indicates he will.

13. SENATOR SAPERSTEIN:

14. Thank you. What provision do we make for an...I
15. support SB on conscientious objectors theory, but what...
16. what provisions do you make for an emergency? Suppose
17. a woman comes in, a cab brings her in and she's bleeding
18. profusely, and she needs a therapeutic abortion. What
19. provision do we have in the bill for that?

20. PRESIDING OFFICER: (SENATOR WEAVER)

21. Senator Rock.

22. SENATOR ROCK:

23. Well, the...the bill Senator does not frankly
24. attempt to address itself to each and every medical
25. emergency situation that may or may not arise. I think to
26. attempt to draw a bill like that we have about a forty page
27. bill. All it says is, it doesn't demand or mandate
28. that a hospital or a doctor refuse to participate. It
29. just says if in fact they do, they shall not be answerable
30. in damages. Now, I would presume that the medical
31. judgement would control in that situation, if in fact
32. there is a...an emergency and a woman is bleeding
33. profusely, I would assume that good medical judgement

1. would dictate that something in fact be done.

2. PRESIDING OFFICER: (SENATOR WEAVER)

3. Senator Fawell.

4. SENATOR FAWELL:

5. Well, I simply wanted to bring out that I...I think
6. this bill has not been understood. It goes an awful lot
7. farther than just refer to what has been called a conscience
8. clause for nurses or doctors. I think Senator Saperstein
9. hit upon this point, that in the first paragraph for
10. instance it actually says that a physician who might
11. know that therapeutic abortion is absolutely medically
12. the thing to do. Even in a case I gather where it's for
13. ..to save the life of the patient. If he doesn't
14. bother to recommend what ought to be reasonable medical
15. practice it seems to indicate that that's purely ok.
16. Because a lot of us have what approaches almost an
17. emotional thing on both sides of this issue when it
18. comes to abortion. That's just one point in Section 1,
19. Section A. In Section B, for instance, it says to all public
20. hospitals, and bear in mind that no matter how deeply
21. and sincerely you may believe that abortion is evil;
22. there are an awful lot of people that respectfully say
23. that we don't think that that is so. And you're saying
24. here to a public hospitals owned by we the people that's
25. there so that doctors can practice medicine and you
26. know, like it or not, the Supreme Court and others have
27. said that abortion is practicing medicine. And
28. Illinois for years has said that abortion is legal.
29. The only thing we ever argue is not whether abortion
30. is legal but whether or not we're going to liberalize
31. it. And we're saying here that a hospital for instance
32. that refuses, a public hospital that refuses to authorize
33. a physician to be able to practice medicine as he sees fit

1. that can't be chastized either, that's all right. Then
2. we go down to C and we add further that the hospital's
3. right to set forth rules and regulations in regard to
4. the practice of medicine within its confines is going to
5. be restricted to. And I fully respect the views of those
6. and of any church that takes the position that abortion
7. is illegal. It's a very difficult, emotional issue. But,
8. this is not the way to settle these types of matters.
9. And it does no good for the proponents: I think to
10. continually attempt to do something like this. It...
11. this is a bad bill. It allows a doctor to be guilty of
12. malpractice and you can't even touch him. In fact, the
13. hospital gets sued. Now, it's just ridiculous. We've
14. passed a lot of bad bills, but here is another one and
15. then when you try to debate the subject, we have a fast
16. gavel or the rule to limit debate or something like
17. that, so you can't even express yourself on the subject.
18. Well, I think the time has come when we...we simply have
19. to express ourselves on this. With all due respect
20. certainly to Senator Rock who I consider a tremendously
21. capable and able legislator. I think that here's
22. the other side of the story Senator Rock, and I think...
23. it's a very rational one. And I fully respect the
24. thoughts you've expressed, I hope that, and I know
25. that you do too, the...respect the thoughts of the
26. opposition.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Mr. President and Members of the Senate, I would
31. like to bring up a purely tactical point on this bill.
32. And I hope you would listen to this rather carefully.
33. I intend to vote present although I fully believe in the

1. principle set forth in this. But my fear is that we
2. are going to go out of here at the end of this Session
3. with no bill at all regulating abortion. One of the
4. important things that have been put into 1049 to achieve
5. some kind of compromise is the conscious clause. I
6. feel that if we pass a conscious clause, particularly
7. one which has a punitive element in it, I object
8. to that. But if we pass any kind of a conscious clause
9. that will be a very good reason and an excuse for
10. failing to act on the very serious problem, the equally
11. serious problem of regulating abortion. And therefore,
12. I would solicit a similar vote from members of this Body.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Rock may close the debate.

15. SENATOR ROCK:

16. Thank you, Mr. President, Ladies and Gentlemen of
17. the Senate. I would like very briefly just to respond
18. to a couple of things that have been said. Number one,
19. the opinion to which Senator Sours referred from the
20. 7th Circuit Court of Appeals. He and I differ on its
21. interpretation. I think this legislation or similar
22. legislation is absolutely vital. With regard to Senator
23. Fawell's comments, I cannot agree, nor will I agree that this
24. bill in fact authorizes malpractice without sanction. That
25. simply is not so. What this bill does say is that if
26. in fact a physician or a hospital through its board of
27. directors decides that human life should not be terminated
28. except and only to save the life of the mother. But should
29. not be terminated just on demand, if they...if they so
30. decide they shall not be answerable in damages for that
31. decision. That's all it says. It in no way impinges
32. upon or circumscribes an otherwise valid medical judgement.
33. And I think the time has come and I will say in response

1. to Senator Wooten's tactical observation that a vote
2. present on this is a mistake. I think that we have to
3. address ourselves to that segment of our State, the
4. Illinois Hospital Association favors this legislation.
5. There are in fact many hospitals in every district of
6. this State that have decided, through their medical
7. staff and their board of directors that they will not
8. engage in abortions. They need protection. There are
9. registered nurses, there are licensed physicians who
10. have similarly decided that they will not get involved
11. in the abortion on demand process. That's got nothing
12. to do with their otherwise sound medical judgement that
13. when in their opinion it's necessary for the preservation
14. of the life of the mother. This is abortion on demand.
15. They don't want to get involved. They deserve some
16. protection from civil damages. That's all this bill
17. does, and I would seek a favorable roll call.

18. PRESIDING OFFICER: (SENATOR WEAVER)

19. The question is shall HB 650 pass? And on that
20. question the Secretary will call the roll.

21. SECRETARY:

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

32. PRESIDING OFFICER: (SENATOR WEAVER)

33. On that question the ayes are thirty-seven, the

1. nay are four, and two present. HB 650 having received
2. a constitutional majority is declared passed. Senator
3. Kosinski. Senator Kosinski moves...having voted on the
4. prevailing side he moves to reconsider the vote by which
5. HB 649...650 passed. Senator Rock moves to Table. All
6. in favor signify by saying aye. Opposed, nay. The motion
7. to Table carries.

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1. PRESIDING OFFICER (SENATOR WEAVER):

2. 649.

3. SECRETARY:

4. HB 649 (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Johns.

8. SENATOR JOHNS:

9. Thank you, Mr. President, Ladies and Gentlemen of
10. the Senate, this bill is similar to a bill we're considering
11. passing regarding the salaries of State's Attorneys. This
12. bill will provide that where two or more counties join to-
13. gether to hire the same supervisor of assessments, the State
14. shall pay an additional \$5,000 towards the salary. It has
15. the support of the Department of Local Government Affairs.
16. It comes out of Executive Committee without a dissenting
17. vote. It good...it could save the State some money. This
18. bill is one of the bills that implements the Report of
19. the Illinois Economic and Physical Commission. I would
20. ...appreciate a favorable roll call.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there any discussion? The question is shall HB649
23. pass? And on that question, the Secretary will call the
24. 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 WEAVER):
4. McBroom, aye. Merritt, aye. On that question the
5. ayes are 34. The nays are 7. HB 649 having received the
6. constitutional majority is declared passed. 652, Senator
7. Conolly.
8. SECRETARY:
9. HB 652 (Secretary reads title of bill)
10. 2nd reading...3rd reading of the bill.
11. PRESIDING OFFICER (SENATOR WEAVER):
12. Senator Conolly.
13. SENATOR CONOLLY:
14. Mr. President, as I...have expressed to this Body
15. before, the North Shore Sanitary District has embarked and...
16. is in the middle of \$130,000,000 project to provide sanitary
17. facilities in the North Shore Sanitary District. This will
18. give them additional power to complete this project by
19. January 1975 and I think I want to point that out clearly.
20. That this bill has a repealer for January of 1975, so that
21. this power which is important power as we all know will be
22. repealed automatically by 1975. And I also would like to
23. point out that this is using eminent domain only for ease-
24. ments, not for purchase of land, only for easements of land.
25. So therefore, I feel that this...even though it's an extra-
26. ordinary power, we are asking now for the situation that the
27. North Shore Sanitary finds itself in; I think it important,
28. extremely important, to complete on schedule this \$130,000,000
29. project of providing adequate sewer facilities for the North
30. Shore Area, the area from Highland Park up to Zion on the
31. shore of Lake Michigan... It is an important power. This
32. will keep this...after January 1975 the North Shore Sanitary
33. District will not dump anything into Lake Michigan and this

1. is an extremely important thing and needs your help today.
2. I move the...favorable adoption of this bill.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Is there any discussion? Senator Netsch.
5. SENATOR NETSCH:
6. One question if the sponsor will yield, Mr. President.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. He indicates he will.
9. SENATOR NETSCH:
10. Do...we understood you to say and we're looking at the
11. language of the bill to try to put it together, that this
12. allows...eminent domain and quick take only for easements?
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Senator Conolly.
15. SENATOR CONOLLY:
16. On line...28 and I after a Committee Hearing, I took this
17. up to see if I needed an amendment to make sure that it was
18. understood for easement only and the Reference Bureau said
19. I did not need an amendment; the bill only covers easements
20. and on line 28 it says, determines that negotiations for
21. the...acquisition of easements for sewer and sewer improve-
22. ments.
23. PRESIDING OFFICER (SENATOR WEAVER):
24. Any further discussion? The question is shall HB 652
25. pass? And upon that question the Secretary will call the
26. roll.
27. SECRETARY:
28. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
29. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
30. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
31. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
32. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
33. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,

1. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
2. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
3. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
4. Weaver, Welsh, Wooten, Mr. President.
5. PRESIDING OFFICER (SENATOR WEAVER):
6. Roe, no. Schaffer, aye. McCarthy, aye. McBroom, aye.
7. The absentees will be called.
8. SECRETARY:
9. Bell, Berning, Carroll, Chew, Clarke, Conolly, Donnewald,
10. Glass, Kenneth Hall, Johns, Keegan, Knuepfer, Mitchler,
11. Howard Mohr, Don Moore, Netsch, Newhouse, Saperstein, Savickas,
12. Scholl, Shapiro, Sommer, Soper, Sours, Swinarski, Walker,
13. Mr. President.
14. PRESIDING OFFICER (SENATOR WEAVER):
15. Don Moore, aye. Sours, aye. Sours. Senator Hudson Sours.
16. On that question the ayes are 34. The nays are 6. HB 652
17. having received the constitutional majority is declared
18. passed. 658, Senator Glass.
19. SECRETARY:
20. HB 658 (Secretary reads title of bill)
21. PRESIDING OFFICER (SENATOR WEAVER):
22. Senator Glass.
23. SECRETARY:
24. 3rd reading of the bill.
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Senator Glass.
27. SENATOR GLASS:
28. ...Thank you, Mr. President, Ladies and Gentlemen,
29. ...HB 658 would provide the right of a person who assists
30. in preventing a crime who comes to the aid of a citizen,
31. who is...injured in a crime to be indemnified to a claim
32. in the Court of Claims. ...This is the bill I submit that
33. is...takes a slightly different tact from the legislation

1. we passed a little earlier that was sponsored by Senator
2. Carroll on compensating the victims of crime. This goes
3. to the persons who comes forth and tries to prevent crimes.
4. I think it's an excellent concept. I'd be happy to answer
5. any questions. I would urge a favorable roll call.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any discussion? The question is shall
8. HB 658 pass? And upon that question the Secretary will
9. 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 WEAVER):

22. McBroom, aye. Davidson, aye. Schaffer, aye.
23. On that question the ayes are 44. The nays are 1. One
24. present. HB 658 having received the constitutional majority
25. is declared passed. 661, Senator Shapiro. 675, Senator
26. Dougherty.

27. SECRETARY:

28. HB 675 (Secretary reads title of bill)
29. 3rd reading of the bill.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Dougherty.

32. SENATOR DOUGHERTY:

33. Mr. President, Members of the Senate, HB 675 just

1. follows out the mandate of the Constitution. It provides
2. that no party may nominate less than two candidates for the
3. Legislature in each representative district. They must
4. nominate at least two. That's all. I ask for a favorable
5. roll call.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any discussion? Senator Knuppel.

8. SENATOR KNUPPEL:

9. I'd like to ask the sponsor a question?

10. PRESIDING OFFICER (SENATOR WEAVER):

11. He indicates he'll yield.

12. SENATOR KNUPPEL:

13. ...Is there necessity of this in view of the fact that
14. it's set forth in the Constitution?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Dougherty.

17. SENATOR DOUGHERTY:

18. Frankly, I wouldn't want to answer in that way to say
19. that there is but they...whoever introduced this bill saw
20. fit to man...to follow the constitutional mandate, that's
21. all.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. In other words, you think because in the Constitution
26. there ...also has to be set out in the Statutes?

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Any further discussion? The question is shall HB 675
29. pass? And upon that question the Secretary will...

30. Senator Harris.

31. SENATOR HARRIS:

32. There is some confusion in regard to this bill from
33. the members on this side of the aisle. I just want to state

1. that we have no party position on this bill. While this bill
2. might be construed by some as an anti-organization bill, I
3. think it does implement what is a directive of the Constitution.
4. I think the framers of the Constituion were a little unrealistic
5. in their...provision but...I think...there is no reason for
6. anybody to take a party-line position in this bill. I just
7. want to make that information available to the members on
8. this side of the aisle.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Any further discussion? The question is shall HB 675
11. pass? Upon that question the Secretary will call the roll.

12. SECRETARY:

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

23.

24.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Shapiro, aye. Berning, aye. On that question the ayes
27. are 45. The nays are 2. HB 675 having received a constitu-
28. tional majority is declared passed. 680, Senator Carroll.

29. SECRETARY:

30. HB 680 (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President, Members of the Senate, HB 680
3. deals with the publication of the quadrennial assessments
4. only in the City of Chicago in township areas and it's an
5. amendment to Publication Act requiring that if there is a
6. publication of general circulation within that assessment
7. area within that township area within the City that it be
8. published there. If not, then in a newspaper of general
9. circulation. This has been the practice of both the Repub-
10. lican and Democratic administrations in the County Board.
11. They all agreed to it. I figured it would better to have
12. the Statute.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Is there further discussion? The question is shall
15. HB 680 pass? And upon that question the Secretary will
16. call the roll.

17. SECRETARY:

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

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Daley, aye. Berning, aye. Hynes, aye. On that
30. question the ayes are 45. The nays are none. HB 680
31. having received the constitutional majority is declared
32. passed. 677.

33. SECRETARY:

HB 677
3rd Reading
6/22/73

1. HB 677 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Davidson.

5. SENATOR DAVIDSON:

6. Mr. President and Ladies and Gentlemen of the Senate, this
7. is the annual appropriation to operate the Clerk of the
8. Supreme Court. I'd appreciate a favorable roll call.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Is there any discussion? The question is shall HB 677
11. pass? And upon that question the Secretary will call the
12. 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 WEAVER):

25. Nimrod, aye. Rock, aye. Smith, aye. On that question
26. the ayes are 54. The nays are none. HB 677 having received a
27. constitutional majority is declared passed. For what purpose
28. does Senator Chew stand?

29. SENATOR CHEW:

30. Mr. President, I'd like to take this as a point of per-
31. sonal privilege. The distinguished Senator to my left has
32. his family, his wife Ellen and two children up in the Gallery.
33. I'd be only too happy if the Senate would recognize them as

1. being present in Springfield.
2. PRESIDING OFFICER (SENATOR WEAVER):
3. HB 685, Senator Saperstein.
4. SECRETARY:
5. HB 685 (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Senator Saperstein.
9. SENATOR SAPERSTEIN:
10. Mr. President, Ladies and Gentlemen of the Senate,
11. this bill provides a 60-day period for local school districts
12. to determine the eligibility of a child who is in need of
13. special education. After the determination is made, the
14. parents are notified and the child shall be put in a proper
15. program in the beginning of the next semester. I urge your
16. support. This bill is...a wanted and was asked for by the
17. people in Special Ed and, of course, the parents of
18. Special Education children.
19. PRESIDING OFFICER (SENATOR WEAVER):
20. Is there any discussion? The question is shall HB 685
21. pass? Upon that question the Secretary will call the roll.
22. SECRETARY:
23. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
24. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
25. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
26. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
27. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
28. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
29. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
30. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
31. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
32. Weaver, Welsh, Wooten, Mr. President.
33. PRESIDING OFFICER (SENATOR WEAVER):

1. Course, aye. Davidson, aye. Partee, aye. Bell, aye.
2. Bruce, aye. Harber Hall, no. On that question the yeas are
3. 35. The nays are 7. HB 685 having received the constitu-
4. tional majority is declared passed. 686.

5. SECRETARY:

6. HB 686 (Secretary reads title of bill)
7. 3rd reading of the bill.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Rock.

10. SENATOR ROCK:

11. Yes, thank you, Mr. President, Ladies and Gentlemen of
12. the Senate. HB 686 is a new act and it's called the Litter
13. Control Act. An identical measure passed the 77th General
14. Assembly in both Houses, was sent to Governor Ogilvie's desk
15. and the Governor said in the Amendatory Veto Message; that
16. I find this enactment most worthy of my approval. There were,
17. however, two technical deficiencies which controlled the
18. Governor's thinking and he did amendatorily veto that bill.
19. Representative Fleck reintroduced it, taking into account
20. those changes. This bill has undergone two Senate Amendments.
21. One of which takes out the moving violation provisions. The
22. other of which takes out the political subdivisions. So as
23. the bill now stands I think it has answered each and every
24. objection that was raised in both the House and the Senate
25. and I would seek a favorable roll call.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Is there any discussion? Senator Latherow.

28. SENATOR LATHEROW:

29. Senator Rock, isn't this the ...bill that has a different
30. penalty for littering than what another Section of the law has for
31. littering is...did we clarify that?

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Rock.

1. SENATOR ROCK:

2. Yes, Senator, that's the question you asked in Committee.

3. ...We did check and I checked with Representative Fleck, the

4. minimum fine is the same, however, this calls for a higher...

5. upper-end fine than does the...other act. But I think it

6. corresponds generally to both the Uniform Code of Corrections

7. and to that particular provision of that Act to which you

8. refer.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Any further discussion? The question is shall HB 686...

11. Senator Merritt.

12. SENATOR MERRITT:

13. Mr. President,...I know I'm belabored but I want to

14. satisfy myself on something, Senator Rock. ...To oppose

15. this would be, I suppose, ...opposing motherhood, free milk

16. and so forth, but, what...what is the real penalty involved.

17. In other words, is it against the operator of the vehicle.

18. How do I know what's going on in the back seat of my car,

19. somebody throws out a cigarette butt and...somebody...has

20. it in for you and you're picked up right away. I want to

21. know what the penalty involved is?

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Rock.

24. SENATOR ROCK:

25. Well, the...the penalty is a petty offense and it sub-

26. jects one to a fine of not less ten nor more than fifty

27. dollars. ...The Act calls for that fine or that sanction to

28. be imposed on the person who actually does the littering.

29. So that if I'm sitting in the back seat of your automobile

30. and I'm doing the littering, the fine is on me not on you.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Any further discussion? Senator Partee.

33. SENATOR PARTEE:

1. Yes, before you take the roll call. On a...matter of
2. personal privilege, I'd like to introduce Mrs. Swinarski and
3. her sons who are sitting in the President's Gallery. There's
4. a fellow sitting up there with them. I don't recognize but
5. I know...oh, it has been done, thank you.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. The question is shall HB 686 pass? Upon that question
8. the Secretary will 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. Shapiro, aye. On that question the ayes are 43 and the
22. nays are 2. HB 686 having received the constitutional majority
23. is declared passed. 699.

24. SECRETARY:

25. HB 699 (Secretary reads title of bill)
26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Netsch.

29. SENATOR NETSCH:

30. Mr. President...the bill does not quite what it says in
31. the synopsis because we have amended it just recently. ...The
32. problem was when the Board was lacking a quorum the effect
33. on the 90-day period during which one who has been cited has

1. a chance to...object...I'm sorry, who is seeking a variance
2. has a...opportunity to request. ...A...the feeling was that
3. the 90 days should continue to...or should not continue to
4. run during the period when the Board was incapable of taking
5. any action because there was no quorum. The amendment now
6. limits that extended period, if you will, to 30 days. And...
7. the language which was drafted...in pursuant to a specific
8. request of Senator Latherow is a little bit awkward but
9. what it is intended to say is that, your 90-day period is
10. not going to run...except you get only a 30-day extension.
11. I think this was felt...necessary to the best of my knowledge
12. there was no opposition to it once that...question of time
13. was answered.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Is there any discussion? Senator Nudelman.

16. SENATOR NUDELMAN:

17. Would the sponsor yield for a question?

18. PRESIDING OFFICER (SENATOR WEAVER):

19. She indicates she will.

20. SENATOR NUDELMAN:

21. So, in effect, what you're actually doing is only
22. extending the 90-day period to 120 days.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Netsch.

25. SENATOR NETSCH:

26. ...I think that is correct, Senator Nudelman. That ...
27. that is...that's what it does.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Nudelman.

30. SENATOR NUDELMAN:

31. And if that is correct, then all you're saying is that
32. 90 days is not long enough so why should we use the subter-
33. fuge why just not attempt to ...extend the time to 120 days?

1. I think it's unnecessary.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Netsch.

4. SENATOR NETSCH:

5. This occurs only when the Board is incapable of acting

6. because of the absence of a quorum. It is not every case.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Nudelman.

9. SENATOR NUDELMAN:

10. So, in effect, you're really not curing anything?

11. It has to act after 120 days whether it has a quorum or

12. not.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Netsch. Any further discussion? Senator Glass.

15. SENATOR GLASS:

16. ...Mr. President, in response to Senator Nudelman, this

17. matter did come up in Committee and the point the bill seeks

18. to address itself to is the...the problem that we found our-

19. selves in earlier this year where there was not full member-

20. ship on the Board and they...they could not act. The Committee,

21. however, felt that...it would be improper to extend indefinitely

22. the variance period. I mean...originally drafted the bill

23. would have said that there had to be no final determination

24. until such time as the Board...was able to act by full

25. membership. ...So..the...compromise amendment was 120 days

26. which I agree with you doesn't extend it too much but it seems

27. to me it's important...not to ...have these variances granted

28. simply because the Board is powerless to act by not having

29. a full membership.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Nudelman.

32. SENATOR NUDELMAN:

33. I would ask Senator Glass a question, if he would yield.

1. How can the Board now legally act without a quorum in a 120
2. days when it couldn't legally act without a quorum in 90
3. days?

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Glass.

6. SENATOR GLASS:

7. Well, it couldn't. But hopefully it would give another
8. 30 days within which the...membership would have been...
9. full or at least adequate in order to act. So, as I say,
10. the...the result was somewhat of a compromise. I think it's
11. better than what we have now.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Nudelman.

14. SENATOR NUDELMAN:

15. I don't think you've answered my question, Senator. If
16. the Board does not have a quorum in a 120 days, it still must
17. act under this legislation. Is that not correct and, if so,
18. you haven't done anything?

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Soper. Senator Netsch, would you like to close debate?

21. SENATOR NETSCH:

22. ...I didn't hear Senator Nudelman's last comment and I
23. suppose that's just as well. ...The...the point of it is to
24. give some additional life to the 90-day automatic running of
25. the period on variances...when the Board is without a quorum.
26. And...Senator Nudelman is quite correct it does not give an
27. extended...or indefinite extension, it simply gives, in effect,
28. 30 more days. But it does put additional pressure on...the
29. filling of those vacancies and I think it's a...sound idea
30. and...would hope that it would be adopted.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Latherow, I asked Senator Netsch to close debate.

33. ...Do you wish to speak on this bill?

SENATOR LATHEROW:

1. That's fine with me, Mr. President, but I just thought
2. we wanted to recognize the Governor and ought to face a real
3. responsibility and get this done soon.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. The question is shall HB 699 pass? And upon that
6. question the Secretary will 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. PRESIDING OFFICER (SENATOR WEAVER):

19. On that question the ayes are 30. The nays are 6.
20. HB 699 having received a constitutional majority is declared
21. passed. 715. Senator Bruce.

22. SENATOR BRUCE:

23. All right. I now move to reconsider the vote by which
24. 699 passed.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Bruce moves to reconsider. Senator Netsch
27. moves to Table. All in favor signify by saying aye. Opposed
28. nay. Motion carries. Senator Rock on the Floor? 715,
29. Senator Rock. Senator Rock.

30. SENATOR ROCK:

31. Mr. President, in deference to Senator Mitchler who has
32. prepared a lengthy amendment to this, I would ask that this
33. be held. Senator Mitchler is conferring with the House

1. sponsor and I think once the amendment is agreed to...we
2. will, in fact, have an Agreed Bill. I just don't want to
3. lose my place in line. Can I pass it for the moment? When
4. Senator Mitchler's ready I...I'll be ready.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. 717, Senator Palmer. 724, Senator Mohr. 732, Senator
7. Knuppel.

8. SECRETARY:

9. HB 732 (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. HB...732 is designed to bring the salary of the Director
15. of Mines and Minerals in line with similar states and raises
16. the amount from 20,000 to 30,000. It also provides for two
17. assistant directors. One of whom is experienced in surface
18. mining the other of whom is experienced in deep mining. This
19. has been brought about by the fact that someone inexperienced
20. with deep mining was appointed to this position. The need
21. then became very apparent that the person who was to direct
22. that part of the Department of Mines and Minerals...dealing
23. with deep mining be a licensed ...inspector or person who
24. is experienced in this field. The two fields are quite
25. different. This recognizes the difference in the two types
26. of mining. It provides the type of administration and pro-
27. tection that these minors should have. I would recommend a
28. favorable roll call.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Is there any discussion? Senator Harris.

31. SENATOR HARRIS:

32. ...Senator Knuppel, I do not have the bill in front of
33. me now but I did take a look at it earlier. As I recall now

1. and I think your explanation is...is adequate, but I just
2. want to make sure that reference in the bill is not the
3. deep-shaft mining but it is to mining...as certified to by
4. the Department as I recall. That...is that distinction
5. and is that identification the way that you would legally
6. describe the difference between surface mining, which I
7. understand, and mining...that is subject to certification
8. by the Department of Mines?

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Knuppel.

11. SENATOR KNUPPEL:

12. The exact language of the amendment is short. It says
13. that there shall be two assistant directors of Mines and
14. Minerals. One must hold a certificate of competency as a
15. Mine Examiner issued by the Illinois Mining Board.
16. One shall be a person thoroughly conversant with the
17. theory and practice of surface coal mining in the
18. State of Illinois.

19. SENATOR HARRIS:

20. Yes, well, the point I make again, is that that does
21. not say in direct understandable language that it means;
22. shaft underground mining. It says mining certified by the
23. State Mining Board. And...my question is...is that what
24. that language means?

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. I'll have to beg off on that. If that is important
29. I'll have to hold it and try to get an interpretation.

30. SENATOR HARRIS:

31. Well, that the only question I have raised and...and
32. I, you know,...let's hold the bill...

33. SENATOR KNUPPEL:

1. All right.

2. SENATOR HARRIS:

3. ...and satisfy ourselves that we are provid...I think
4. it's a sound thing to have an assistant director conversant
5. with underground shaft mining and an assistant director
6. conversant with surface mining. But I...the language is
7. not patently clear to that extent.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. We'll take it out of the record. 735, Senator Buzbee.
10. SECRETARY:

11. HB 735, (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Buzbee.

15. SENATOR BUZBEE:

16. Thank you, Mr. President. Mr. President, this bill
17. ...is...has been requested by one of the supervisors of Ed-
18. ucational Service Region. It has the support of the
19. Scholarship Commission. What this bill does that the
20. students are...who have a teacher's scholarship under
21. the present law they have a three-year period to be able
22. to teach two years out of that three-year period to pay
23. back their scholarship. With the overabundance of teachers
24. that we have right now and so forth, a lot of these people
25. are not able to find jobs. So what this bill would do
26. would extend to five years the period during which they
27. must teach two to be able to pay back their teacher's
28. scholarship. And I would...ask for a favorable roll call.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Is there any discussion? The question is shall HB 735
31. pass? And upon that question the Secretary will call the
32. 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 WEAVER):

12. Vadalabene, aye. Partee, aye. On that question the
13. ayes are 40. The nays are none. HB 735 having received the
14. constitutional majority is declared passed. Once again the
15. Chair would like to remind the Senators to get the list of
16. bills on the Agreed List that they wish to vote no on into
17. the Secretary before noon. Senator Bartulis, 763. Senator
18. Knuppel, 767.

19. SECRETARY:

20. HB 767 (Secretary reads title of bill)
21. 3rd reading of the bill.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Senate...HB 767 addresses itself to one problem and
26. that is to increase the number of Appellate Judges in...
27. to be elected in Downstate Judicial Districts from three
28. to four. Now there's two basic needs for this legislation.
29. First, in order to fill a panel if one judge is ill or away
30. it's necessary to call in Circuit Judges. And this has
31. been a practice for some time. Now I'm...I understand
32. they are using judges who are assigned to the Appellate
33. Court only. But it's a bad feature to call in Circuit
Judges, in my opinion, to sit on the Appellate Court because

1. we've discovered in the early...in the fifties and the
2. early sixties that the Appellate Court became an affirming
3. court. This is not a good feature and...there should be
4. another additional Appellate Judge. Secondly, the work
5. load is increased by rotating judges, they can better
6. address themselves to the work. The work load is more
7. than doubled, has more than doubled in the last four or
8. five years. Part of the cause of this has been the adoption
9. of the new Constitution. Under the new Constitution the
10. Appellate Court in Illinois is the Court of last resort
11. except in Capital cases. By the Supreme Court decision
12. there are no longer capital cases except in...very rare
13. instances if at all. So that actually the cases that go
14. to the Supreme Court now are cases where for the first
15. time a Constitutional question arises out of and as
16. a result of the decision of the Appellate Court. And those
17. which the Supreme Court takes cognizance of. Also, remove
18. from jurisdiction of the Supreme Court in the...new Con-
19. stitution are cases involving title to real estate which before
20. were automatic appeals to the Illinois Supreme Court. So as
21. you can see the work load of the Appellate Courts have more
22. than doubled and there is no logical reason why one additional
23. Appellate Judge who is completely disconnected with Circuit
24. practice where he would tend to be an affirming judge be added
25. to each of the Appellate Courts. I submit that this should
26. receive a favorable roll call.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Is there any discussion? Senator Sours.

29. SENATOR SOURS:

30. This is a...Mr. President, Senators, this is another
31. horrendous result of the meeting of the old gentlemen's con-
32. vention. I see nothing wrong with the present system of
33. assigning Circuit Judges, in many counties no one knows the
difference. We have enough judges today. All the former

1. Magistrates are now Associate Circuit Judges. Most courthouses
2. are adequately staffed with judges now and simply to add another
3. judge in each Appellate Court District is another way of
4. spending more money and reeve up the Judicial System which
5. has no trouble, in my experience, coming down here every
6. Session with both hands out. This is unnccesary legislation.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Bruce.

9. SENATOR BRUCE:

10. Mr. President, at the last meeting of the Judicial
11. Advisory Council we had a chance to go over this legislation
12. in some detail. It passed unanimously from the Judicial
13. Advisory Council that we should support this legislation.
14. There are presently the four...four judges in every Appellate
15. Circuit. At the present time the Supreme Court appoints
16. them. This would make them elective. I am in favor of
17. that as was the Council. I see no reason not to support
18. this bill since it's been a standard practice for some many
19. years. They're compensated at that level. We ought to
20. elect them rather than have the Supreme Court appoint them.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Rock.

23. SENATOR ROCK:

24. Yes, Mr. President, I would just add a word of support.
25. I rise in support of this legislation and I want to urge a
26. favorable vote from the members of our side.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Is there further discussion? The question is shall
29. HB 767 pass? And upon that question the Secretary will call
30. 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 WEAVER):
10. Donnewald, aye. Swinarski, aye. Buzbee, aye.
11. Merritt, no. Partee, aye. Request to call the absentees.
12. The absentees will be called.
13. SECRETARY:
14. Bell, Clarke, Conolly, Course, Graham, Keegan, Knuepfer,
15. McBroom, Mitchler, Howard Mohr, Netsch, Regner, Roe,
16. Savickas, Schaffer,
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Netsch, aye.
19. SECRETARY:
20. Scholl, Soper, Walker, Weaver.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. Course, aye. On that question the ayes are 32. The
23. nays are 12. HB 767 having received the constitutional
24. majority is declared passed. Senator Latherow.
25. SENATOR LATHEROW:
26. I'd like a verification of the roll call.
27. PRESIDING OFFICER (SENATOR WEAVER):
28. A verification of the ayes, Senator? Verification
29. will be had. The Secretary will verify the ayes.
30. SECRETARY:
31. The following voted in the affirmative: Bruce, Buzbee,
32. Carroll, Chew, Course, Daley, Davidson, Donnewald, Dougherty,
33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Course on the Floor? Senator Course is on the
2. Floor. Will the Senators please be in their seats for veri-
3. fication.
4. SECRETARY:
5. Senator Chew,
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Senator Chew on the Floor? Strike his name.
8. SECRETARY:
9. Course, Daley, Davidson, Donnewald, Dougherty, Fawell,
10. Glass, Harber Hall or Kenneth Hall, I'm sorry, Kenneth Hall,
11. Hynes, Johns, Knuppel, Kosinski, McCarthy, Mitchler, Netsch,
12. Newhouse, Nudelman, Palmer, Partee, Rock, Romano, Saperstein,
13. Savickas, Smith, Swinarski, Vadalabene, Welsh, Wooten.
14. PRESIDING OFFICER (SENATOR WEAVER):
15. Senator Chew is on the Floor. Restore his name.
16. Senator Rock.
17. SENATOR ROCK:
18. Having voted on the prevailing side, Mr. President, I
19. move to reconsider the vote by which HB 767 was passed.
20. PRESIDING OFFICER (SENATOR WEAVER):
21. The roll has been verified, Senator Rock moves to re-
22. consider, Senator Donnewald moves to Table. All in favor
23. signify by saying aye. Opposed nay. Motion carries.
24. 805, Senator Nimrod.
25. SECRETARY:
26. HB 805 (Secretary reads title of bill)
27. PRESIDING OFFICER (SENATOR WEAVER):
28. Senator Nimrod.
29. SECRETARY:
30. 3rd reading of the bill.
31. SENATOR NIMROD:
32. Mr. President and...fellow Senators, this bill increases
33. the amount to...for a child for the reimbursement for special.

1. education...from 2,000 to 3,000 and what this basically does
2. at the present time, the parents are paying the difference in
3. this education. In other words, they're being billed for this
4. amount of money. And this is in line with the cost of in-
5. crease for this education and...in the Committee this was
6. brought out and was testified to that this was certainly...is not
7. the way to take care of our special education children by
8. having their parents being forced to pay for this extra money.
9. And I...would be willing to answer any questions if there are
10. any, otherwise, I would ask for a favorable roll call.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Any discussion? Senator Harris.

13. SENATOR HARRIS:

14. Would the sponsor yield to a question as to the cost of
15. this added program?

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Nimrod.

18. SENATOR NIMROD:

19. I...I don't have the total cost that...that this
20. would incur...as I have not had that figure.

21. SENATOR HARRIS:

22. It's my...

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Harris.

25. SENATOR HARRIS:

26. My information is this would cost some three million
27. dollars additional...the first year of operation and there
28. is a potential that it might go beyond that in succeeding years.
29. ...Now how many...is there a way of knowing how many
30. additional school children would be included in this ex-
31. pansion of coverage?

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Nimrod.

1. SENATOR NIMROD:

2. Well, special education children are...are determined...
3. there's no way of knowing how many of these are going to
4. be involved. Of course,...this...it is determined by others
5. whether or not they need special education and the fact is
6. that regardless of the...of the number if...it is a special
7. education the case is that it's our responsibility to be
8. providing for this and it is in line with the cost of the
9. increase. Now the present cost it was brought out in Committee
10. are over \$3,000 today for educating children in the schools.
11. A regular child, not talking about a special education stu-
12. dent, and if, in fact, it costs us that much money then we
13. certainly should not be paying less money...for educating
14. a child who is in special education...special education than
15. we do for children who are normal children.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Any further discussion? The question is shall HB 805...
18. Senator Fawell.

19. SENATOR FAWELL:

20. ...I just want to...add that the...the bill has a
21. double effect. I'm going to support it. I've got some
22. ambivalent reactions about it and...but it does save to
23. your local school districts that, heretofore you have been
24. compensated for everything over \$600 for a special ed
25. student, that may be in a private facility...or for that
26. matter, insofar as the special ed students are that are
27. within the public school districts. But it's saying that
28. from this point on in regard to a handicapped child, you're
29. going to expend and be responsible for up to the per-capita
30. charge that you pay for all of the children. And I think
31. you can't quarrel with that. I think we do have to recognize
32. that this could have the effect of...costing a bit more
33. money for some of our local school districts. On the other

1. hand, we are going to give the local school districts...
2. the difference between the per-capita charge, normal per-
3. capita charge and \$3,000, the difference so that the...
4. difference now would be between the per-capita charge and
5. \$3,000 whereas before it was \$600 and ...\$2,000 or roughly
6. \$1,400. ...It has about a three or four million dollar
7. price tag, I think, for the State of Illinois and it has
8. this rearrangement of reimbursement and expenses insofar
9. as the local districts are concerned. But...I...I...I
10. am going to support the bill but I think that those
11. particulars should be brought out. And I...perhaps this
12. was not fully understood.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Ozinga.

15. SENATOR OZINGA:

16. I...I really didn't intend to get in on this legislation
17. but let's face the real facts. In a lot of cases the public
18. schools are not really providing the school room or the
19. facility to teach or to handle these handicapped children.
20. Whereas some of these private institutions are and this would
21. be one way that they can accommodate and I think it's...it's
22. a fair way of, shall I say, indirectly aiding non-public
23. schools. I would encourage the bill.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Any further discussion? The question is shall HB 805
26. pass? And upon that question the Secretary will call the
27. roll.

28. SECRETARY:

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

1. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
2. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
3. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
4. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
5. Weaver, Welsh, Wooten, Mr. President.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Course, aye. Newhouse, aye. Graham, no. Conolly,
8. aye. Kenneth Hall, aye. Knuppel, aye. Nimrod, aye.
9. Berning, aye. Walker, aye. Don Moore, aye. Weaver, aye.
10. We'll all vote... On that question the ayes are 38. The
11. nays are 8. HB 805 having received the constitutional
12. majority is declared passed.
13. PRESIDING OFFICER (SENATOR MOHR):
14. Senator Ozinga, HB 807.
15. SECRETARY:
16. HB 807 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. PRESIDING OFFICER (SENATOR MOHR):
19. Mr. President and Members of the Senate, this is the
20. appropriation for the Legislative Council. It was on the
21. Agreed List. I brought it off of there because of the
22. amendment we put for the ordinary cost of living. I would
23. accept a favorable roll call.
24. PRESIDING OFFICER (SENATOR MOHR):
25. Any further discussion? The question is shall HB 807
26. pass? And on that question the Secretary will call the
27. roll.
28. SECRETARY:
29. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
30. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
31. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
32. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
33. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

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

6. PRESIDING OFFICER (SENATOR MOHR):

7. Walker, aye. On that question the yeas are 48. The
8. nays are none. HB 807 having received the constitutional
9. majority is declared passed. HB 831, Senator Ozinga.

10. SECRETARY:

11. HB 831 (Secretary reads title of bill)
12. 3rd reading of the bill.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Sentor Ozinga.

15. SENATOR OZINGA:

16. Mr...Mr. President and Members of the Senate, this
17. bill has been prepared by the Illinois Association for
18. Mental Health in response to the problems relating to the
19. discharge of patients from State Mental Facilities. The
20. bill was passed by the Senate Public Welfare Committee with no
21. dissenting votes. It as amended has the approval of the
22. Department of Mental Health and we know of no opposition to
23. the bill. I would...be willing to answer any questions
24. but I don't want to belabor the Senate. If there's no
25. opposition, I'll ask for a...favorable roll call.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Any further discussion? The question is shall HB 831
28. pass? And on that question, the Secretary will call the
29. roll.

30. SECRETARY:

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

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

8. PRESIDING OFFICER (SENATOR MOHR):

9. Newhouse, aye. Kenneth Hall, aye. Buzbee, aye.
10. Bruce, aye. On that question the yeas are 40. The nays
11. are none. HB 831 having received a constitutional
12. majority is declared passed. Senator Schaffer, HB 834.

13. SECRETARY:

14. HB 834 (Secretary reads title of bill)
15. 3rd reading of the bill.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Schaffer.

18. SENATOR SCHAFFER:

19. HB 834 provides a...mechanism where...homes on the
20. fringes of a park district can choose to annex or...go over
21. into another park district. ...This...occurs when a new
22. park district is created that perhaps is more convenient
23. and more appropriate for some homes. The Park Board Associa-
24. tion of the State is for it. The Municipal League is for it.
25. It came out of the House 120 to 0. It cleared the Local
26. Government Committee on unanimous vote... I believe everyone
27. involved is in support of it. ...I'd appreciate a favorable
28. roll call. And to keep a prior commitment, any of those of you who
29. are still looking for the Appaloosa horse pens, I have just
30. received a second shipment.

31. PRESIDING OFFICER (SENATOR MOHR):

32. You should have announced that after the roll call,
33. Senator. Any further discussion? The question is shall HB 834
pass? And on that question the Secretary call the roll.

1. SECRETARY:

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

12. PRESIDING OFFICER (SENATOR MOHR):

13. On that question the yeas are 45. The nays are none.
14. HB 834 having received the constitutional majority is
15. declared passed. Senator Savickas, HB 845.

16. SECRETARY:

17. HB 845 (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Savickas.

21. SENATOR SAVICKAS:

22. ...Mr. President and Members of the Senate, the bill
23. does exactly what the synopsis says. It regulates sport
24. parachuting and it requires permits and qualifying applicants.
25. It's...it's a bill that's been requested not only by citizens
26. but also it's a bill that's supported by the USPAC and I
27. would...ask that you...give your favorable support.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Any further discussion? The question is shall...Senator
30. Partee.

31. SENATOR PARTEE:

32. I just wanted to say that on this bill some of the para-
33. chute groups have not...touched based with some of the members.

1. And they are now completely satisfied with the changes in
2. the bill and I think it has no opposition of those persons
3. who are interested and I think it's a good bill.
4. PRESIDING OFFICER (SENATOR MOHR):
5. Senator Graham:
6. SENATOR GRAHAM:
7. We had a considerable...debate in Committee on this.
8. There has been an amendment attached and I would like to
9. indicate to the gentlemen on our side of the aisle that this
10. bill is in form and should be passed.
11. PRESIDING OFFICER (SENATOR MOHR):
12. Any further discussion? The question is shall HB 845
13. pass? And on that question the Secretary'll call the roll.
14. SECRETARY:
15. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
16. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
17. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
18. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
19. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
20. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
21. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
22. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
23. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
24. Weaver, Welsh, Wooten, Mr. President.
25. PRESIDING OFFICER (SENATOR MOHR):
26. Berning, aye. Schaffer, aye. On that question the
27. yeas are 45. The nays are 1. HB 845 having received the
28. constitutional majority is declared passed. 847, HB 847,
29. Senator Regner.
30. SECRETARY:
31. HB 847 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Regner.
2. SENATOR REGNER:
3. Yes, Mr. President and Members of the Senate, this
4. bill makes one change in the...Occupational Disease Dis-
5. ability Benefits Act for Firemen and it reduces from 10 to
6. 5 years their term of service for qualifications. And I'd
7. ask for a favorable roll call.
8. PRESIDING OFFICER (SENATOR MOHR):
9. Any further...Senator Shapiro.
10. SENATOR SHAPIRO:
11. ...Mr. President and Members of the Senate, this bill
12. has now been amended so it conforms with Commission standards
13. and should be approved.
14. PRESIDING OFFICER (SENATOR MOHR):
15. Any further discussion? The question is shall HB 847
16. pass? And on that question the Secretary'll call the roll.
17. SECRETARY:
18. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
19. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
20. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
21. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
22. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
23. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
24. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
25. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
26. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
27. Weaver, Welsh, Wooten, Mr. President.
28. PRESIDING OFFICER (SENATOR MOHR):
29. Glass, aye. On that question the yeas are 47. The nays
30. are none. HB 847 having received the constitutional majority
31. is declared passed. HB 850, Senator Kosinski.
32. SECRETARY:
33. HB 850 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Kosinski.

4. SENATOR KOSINSKI:

5. Mr. President, Senators, HB 850 makes it unlawful to
6. operate a first-division vehicle unless the vehicle is
7. equipped with both front and rear bumpers. No motor vehicle
8. shall be operated on the highway when the suspension system
9. has been altered...

10. PRESIDING OFFICER (SENATOR MOHR):

11. For what purpose does Senator Buzbee arise?

12. SENATOR BUZBEE:

13. Point of personal privilege, Mr. President. I'm trying
14. to hear the explanation of the bill and it's a little diffi-
15. cult with all the noise that's going on.

16. PRESIDING OFFICER (SENATOR MOHR):

17. It is noisy and this is a...big bill for the Senator
18. and I think we should...all pay attention.

19. SENATOR KOSINSKI:

20. I think it's a big bill for everyone because it involves
21. lives. It is unlawful to operate a first-division vehicle
22. unless the vehicle is equipped with both front and rear
23. bumpers. No motor vehicle shall be operated on the highway
24. when the suspension system has been altered from the original
25. design causing the body to be horizontally lined from front
26. to rear to vary more than three inches in height when measured
27. from a level surface. I have the support of the Motor Vehicle
28. Laws Commission, the Illinois State Police, the Chicago
29. Police Department, the Cook County Sheriff's Department and
30. I have talked to several of the Police Chiefs and they all
31. agree that we should pass this bill. This vehicle has be-
32. come a very dangerous vehicle on the highway. I seek your
33. favorable roll call.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Donnewald.
3. SENATOR DONNEWALD:
4. ...Senator, I didn't hear quite all of that, could
5. you repeat that please.
6. SENATOR KOSINSKI:
7. God be with you.
8. PRESIDING OFFICER (SENATOR MOHR):
9. Senator, the Chair has a question. ...Has there any
10. thought been given to motorcycles they have the same problem?
11. SENATOR KOSINSKI:
12. Sir, what is it that they don't have, bumpers?
13. PRESIDING OFFICER (SENATOR MOHR):
14. They don't have bumpers but they do...
15. SENATOR KOSINSKI:
16. Roar that's a noise section.
17. PRESIDING OFFICER (SENATOR MOHR):
18. They do have a problem with suspension. Will you give
19. that some thought for the next Session?
20. SENATOR KOSINSKI:
21. In the next Session, right.
22. PRESIDING OFFICER (SENATOR MOHR):
23. Any further discussion? The question is shall HB 850
24. pass? And on that question the Secretary will call the
25. roll.
26. SECRETARY:
27. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll, Chew,
28. Clarke, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
29. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
30. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
31. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
32. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
33. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,

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

4. PRESIDING OFFICER (SENATOR MOHR):

5. Rock, aye. On that question the yeas are 47. The nays
6. are none. HB 850 having received the constitutional majority
7. is declared passed. HB 855, Senator Shapiro.

8. SECRETARY:

9. HB 855 (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Shapiro.

13. SENATOR SHAPIRO:

14. Mr. President and Members of the Senate, HB 8...855...
15. is an attempt to clarify some provisions in SB 1188 which
16. we passed in the last Session. As you recall, SB 1188 man-
17. dated all territory within the State to come into some
18. Junior College District. Governor Ogilvie vetoed the bill
19. to provide for a back-door referendum and that's how the
20. law now stands. HB 855 adds some further clarifying provisions
21. to the existing law and namely they are these: It permits a
22. high school district to petition for annexation even it only
23. adjoins one junior college district. The second change pro-
24. vides for a hearing to be held within each high school dis-
25. trict and the third change provides that contiguity will
26. not be affected in case one area is successful in its back-
27. door referendum in de-annexing. In other words, it's about
28. the same as the...bill we passed earlier this year that was
29. ...named a hole in the doughnut. And the last provision of
30. 855 specifically sets up...procedures for elections of new
31. Junior College Boards and for the levying of...taxes. ...To
32. the best of my ability I would attempt to answer any questions
33. that any of you may have. If there are none then I would

1. appreciate a favorable roll call.
2. PRESIDING OFFICER (SENATOR MOHR):
3. Senator Knuppel.
4. SENATOR KNUPPEL:
5. What effect, in any, does this have on the back-door
6. referendum?
7. PRESIDING OFFICER (SENATOR MOHR):
8. Senator Shapiro.
9. SENATOR SHAPIRO:
10. ...None at all, Senator Knuppel.
11. SENATOR KNUPPEL:
12. That...that still remains in the Act?
13. SENATOR SHAPIRO:
14. Yes, yes it does.
15. PRESIDING OFFICER (SENATOR MOHR):
16. Any further discussion? The question is shall HB 885
17. pass? And on that 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. Berning, aye. Newhouse, aye. Partee, aye. Berning?
31. ...Aye or no, sir?
32. SENATOR BERNING:
33. I'd like...I'd like to be recorded no because it seems

1. to me that this provides that every bit of territory must be
2. incorporated into a Junior College District and my area ob-
3. jects to this.

4. PRESIDING OFFICER (SENATOR MOHR):

5. On that roll call the yeas are 45. The nays are 3.

6. HB 855 having received the constitutional majority is declared
7. passed. HB 856, Senator Shapiro.

8. SECRETARY:

9. HB 856 (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Shapiro.

13. SENATOR SHAPIRO:

14. ...Mr. President, Members of the Senate, HB 856 allows
15. Junior College Districts and the Board of Trustees to establish
16. varying rates of tuition for certain types of students. Now
17. the estates...the Attorney General's Office has previously
18. ruled that the current statute in the Junior College Code does
19. not allow a junior college to vary its tuition rates. In other
20. words, once it establishes a rate, at no matter what value
21. it must charge each student the same tuition rate. HB 856
22. will allow the junior colleges to...waive...tuition say in a
23. case of a senior citizen or charge a rate for the same course...
24. a different rate for the same course to a senior citizen, a
25. veteran or...some student such as that. I would appreciate
26. a favorable roll call.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Any further discussion? The Chair would like to announce
29. that you have about 15 minutes to get your no votes if there
30. are members designed to vote no on the Agreed Bill List. So
31. if you'll give the Secretary your list of no votes before
32. 12:00 o'clock it would be appreciated. The question is shall
33. HB 856 pass? And on that question the Secretary call the roll.

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

12. PRESIDING OFFICER (SENATOR MOHR):

13. Roe, aye. On that question the yeas are 48. The
14. nays are none. HB 856 having received the constitutional
15. majority is declared passed. Senator Romano, HB 875.

16. SECRETARY:

17. 8...HB 875 (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Romano.

21. SENATOR ROMANO:

22. ...Mr. President and Members of the Senate, this is
23. perhaps the most important bill of the Session. This is the
24. annual appropriation to the General Assembly Retirement
25. System. I'd like a favorable report on this.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Any further discussion? The question is shall HB 875
28. pass? And on that question the Secretary 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,
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. On that question the yeas are 42. The nays are 2.
9. HB 875 having received the constitutional majority is
10. declared passed. HB 889. Senator Roe.
11. SECRETARY:
12. HB 889 (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDING OFFICER (SENATOR MOHR):
15. Senator Roe.
16. SENATOR ROE:
17. Take it out of the records.
18. PRESIDING OFFICER (SENATOR MOHR):
19. Take it out of the record. HB 891, Senator Walker.
20. SECRETARY:
21. HB 891 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDING OFFICER (SENATOR MOHR):
24. Senator Walker.
25. SENATOR WALKER:
26. ...Thank you, Mr. President, Members of the Senate,...
27. HB 891 amends the Municipal Code. It provides that a police-
28. men or a firemen may not be required to take a lie detector
29. test except under certain circumstances. It's a bill designed
30. to prevent the capricious or unwarranted use of the lie
31. detector on police officers when they have been accused of
32. someone of misconduct. It allows the authorities or the
33. superior officer require the test only when there's been a

1. finding of probable cause. The police officers who are
2. sponsoring these bills and I might say that all of the
3. police organizations are, the IPA, the Policemen's Benevolent
4. Protective, the FOP and the Chicago Police Pension and
5. Protective Association...feel that this at least requires
6. the Department to make some investigation and not just
7. automatically submit them to the detector. In other words,
8. it says the accused must also first take the test. I
9. think it's a good bill and I'd appreciate a favorable roll
10. call.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Dougherty.

13. SENATOR DOUGHERTY:

14. Mr. President and Members of the Senate, I would ad-
15. vise all of you who live in Home Rule cities that I attempted
16. to put the Home Rule Amendment on this bill...on these
17. series of bills and...was un...unable to do so. I would
18. say this is a preemption of...Home Rule and I urge a
19. no vote.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Any further discussion? Senator...Senator Rock.

22. SENATOR ROCK:

23. Well, I would ask...on that basis, Mr. President, I would
24. ask a ruling of the Chair as to how many votes are required
25. ...for passage?

26. PRESIDING OFFICER (SENATOR MOHR):

27. The Chair would rule that 30 votes would be required.
28. Senator Glass.

29. SENATOR GLASS:

30. Well, Mr. President, I would just observe to put a Home
31. Rule Amendment on this bill, I think would be most unfortunate.
32. If it's a good bill...a good fair bill for police officers...
33. and you take out all the Home Rule Units you're not covering

1. very many officers. I think...the bill ought to stay the way
2. it is. It's a good piece of legislation and I hope every-
3. body will support it and not oppose it simply because that
4. Home Rule Amendment isn't on.
5. PRESIDING OFFICER (SENATOR MOHR):
6. Senator Rock.
7. SENATOR ROCK:
8. Yes, Mr. President, just for the purpose of the record,
9. under Article VII, Section 6g of our Constitution...when...
10. when the Legislature is to pre-empt, a three-fifths vote is
11. required and I would protest your ruling on that basis.
12. PRESIDING OFFICER (SENATOR MOHR):
13. Senator Walker. May close.
14. SENATOR WALKER
15. I would like to ask Senator Dougherty a question if I
16. may, if he'll yield.
17. PRESIDING OFFICER (SENATOR MOHR):
18. He indicates he will.
19. SENATOR WALKER:
20. Senator Dougherty does that Home Rule Amendment, I...I
21. know...you refer to 891, do you also refer to 892 and 895?
22. PRESIDING OFFICER (SENATOR MOHR):
23. Senator Dougherty.
24. SENATOR WALKER:
25. Let's take 892 and 89...1 out of the record and have a
26. roll call on 895. That'll help...that will at least take
27. one bill off the Calendar.
28. SENATOR DOUGHERTY:
29. I will support 895.
30. SENATOR WALKER:
31. All right. Let's pass the other two, not postpone, take
32. them then out of the record...
33. PRESIDING OFFICER (SENATOR MOHR):

1. Take...take.
2. SENATOR WALKER:
3. ...and call 895 if you will please.
4. PRESIDING OFFICER (SENATOR MOHR):
5. We just called 891, we'll take it out of the record.
6. 89...Senator Dougherty.
7. SENATOR DOUGHERTY:
8. 895 applies only to the officers of the State Police
9. Department.
10. SECRETARY:
11. HB 895 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER (SENATOR MOHR):
14. Senator Walker.
15. SENATOR WALKER:
16. 895 does the same for the...State Troopers and I would...
17. appreciate a favorable roll call.
18. PRESIDING OFFICER (SENATOR MOHR):
19. Further discussion? The question is shall HB 895 pass?
20. And on that question the Secretary call the roll.
21. SECRETARY:
22. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
23. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
24. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
25. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
26. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
27. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
28. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
29. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
30. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
31. Weaver, Welsh, Wooten, Mr. President.
32. PRESIDING OFFICER (SENATOR MOHR):
33. On that question the yeas are 40. The nays are none.

1. HB 895 having received the constitutional majority is
2. declared passed. HB 915, Senator Savickas.
3. SECRETARY:
4. HB 915 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER (SENATOR MOHR):
7. Senator Savickas.
8. SENATOR SAVICKAS:
9. Mr. President, Members of the Senate, what this bill...
10. bill does is say that any private institution which receives
11. public funds or whose property is exempt from taxation must
12. upon the request of the County Clerk or Board of Election
13. Commissioners, as the case may be, permit the use of its
14. facilities as a polling place on Election Days. It's auto...
15. it also has in it that if a facility of a private institution
16. which...which is utilized for religious purposes shall not be
17. subject to the requirements of this Section if the officer
18. or clergyman in charge of the institution certifies to the
19. County Clerk or the Board of Election Commissioners that
20. use of the facility for Election would be a violation of
21. the...religious tenants or the religious group. I think
22. it's a...good bill. It allows the use of...of these in-
23. stitutions for polling places and I would solicit your
24. support.
25. PRESIDING OFFICER (SENATOR MOHR):
26. Senator Don Moore.
27. SENATOR DON MOORE:
28. Would the sponsor yield, Mr. President?
29. PRESIDING OFFICER (SENATOR MOHR):
30. He indicates he will.
31. SENATOR DON MOORE:
32. ...Representative...or Senator Savickas this ...would
33. this also apply to schools, public schools?

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Savickas.
3. SENATOR SAVICKAS:
4. Yes, it would.
5. SENATOR DON MOORE:
6. ...Universities and colleges throughout the State?
7. PRESIDING OFFICER (SENATOR MOHR):
8. Senator Savickas.
9. SENATOR SAVICKAS:
10. ...Yes, I imagine it would...that any private in-
11. stitution...oh this says private institution. I'm sorry.
12. It...this deals with private institutions which receives
13. public funds or whose property is exempt from taxation.
14. PRESIDING OFFICER (SENATOR MOHR):
15. Any further discussion? The question is shall HB 915
16. pass? And on that question the Secretary call the roll.
17. SECRETARY:
18. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
19. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
20. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
21. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
22. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
23. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
24. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
25. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
26. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
27. Weaver, Welsh, Wooten, Mr. President.
28. PRESIDING OFFICER (SENATOR MOHR):
29. Donnewald, aye. Kenneth Hall, aye. Bruce, aye.
30. Sours, aye. Regner, aye. Davidson, aye. Nimrod, aye.
31. On that question the yeas are 42. The nays are 1. HB 915
32. having received the constitutional majority is declared
33. passed. HB 917, Senator Buzbee. I...I'm...would you hold

1. I'm sorry. Senator McCarthy.

2. SENATOR MCCARTHY:

3. Yes, Mr. President...on your Agreed Bill List, I wanted
4. to remove one that was...that I inadvertently put on. It's...
5. HB 1565. Before you take the roll call and I want to remove...
6. to place back on the regular first reading.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Sponsor requests the taking off of HB 1565 off the
9. Agreed Bill List. It will be done. Senator Buzbee, on
10. HB 917.

11. SECRETARY:

12. HB 917 (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Buzbee.

16. SENATOR BUZBEE:

17. Yes, Mr...President, thank you, the Calendar is wrong
18. here. This bill would not provide the junior colleges can
19. build districts but rather they can bill them, b-i-l-l.
20. We're not trying to build additional school districts. What
21. this a...bill would do would allow...junior colleges and
22. high schools to cooperate in career and vocational education
23. programs to shre the costs. One example would be...a dis-
24. trict...a high school district in my district has...wants
25. to teach French but they don't have enough students to...
26. allow them to hire a full-time French teacher and the local
27. junior college has the French teacher who...doesn't have enough
28. to do. And so they can contract with each other back
29. and forth where the teacher can spend part of their time in
30. each...in each district. ...In the long run this bill would
31. result in some savings to the junior college districts and
32. local school districts by encouraging cooperative agree-
33. ments that can reduce the duplication of programs and facilities.

1. And I would ask for a favorable roll call.
2. PRESIDING OFFICER (SENATOR MOHR):
3. Senator Shapiro.
4. SENATOR SHAPIRO:
5. ...Mr. President and Members of the Senate, I just want
6. to point out to the Senate, this is an excellent bill... I
7. think it's needed and it's an improvement on the present
8. Statute that we have...and in Junior College Code. And I
9. would urge a favorable vote.
10. PRESIDING OFFICER (SENATOR MOHR):
11. Any further discussion? The question is shall HB 917
12. pass and on that question the Secretary will call the roll.
13. SECRETARY:
14. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
15. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
16. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
17. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
18. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
19. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
20. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
21. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
22. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
23. Weaver, Welsh, Wooten, Mr. President.
24. PRESIDING OFFICER (SENATOR MOHR):
25. On that question the yeas are 41. The nays are none.
26. HB 917 having received the constitutional majority is declared
27. passed. Now will the Senate come to attention please. HB 923,
28. Senator Mitchler.
29. SECRETARY:
30. HB 923 (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER (SENATOR MOHR):
33. Senator Mitchler.

1. SENATOR MITCHLER:

2. The bill does exactly what the Calendar says. It
3. changes the date for observing Memorial Day to May 30 of
4. each year. This has a National Resolution from the Veteran's
5. of Foreign Wars, the American Legion and our good comrade
6. across the...Rotunda, Representative Larry DiPrima, I think
7. 166 sponsors on the bill. I would ask for a favorable roll
8. call.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Kenneth Hall.

11. SENATOR KENNETH HALL:

12. ...Senator...the Federal government gave us these
13. three-day holidays. Now this is another one that you're
14. going to take away. It's...you say that all the Veteran
15. Organizations is...all have solicited your support in
16. this behalf?

17. PRESIDING OFFICER (SENATOR MOHR):

18. Any further discussion? Senator Palmer.

19. SENATOR PALMER:

20. I'd like to ask the sponsor if this will have any
21. affect on drafting your speeches?

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator, I would caution you I...I've stated yesterday
24. that sometimes when you ask a question, why you open the
25. door. Senator Mitchler.

26. SENATOR MITCHLER:

27. You'll continue to get the...speeches, we're just
28. getting a call here, there if you wanted to check on the
29. roll call.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Mr. President, coming from the city where Memorial
Day originally started...claims from other towns to the

1. contrary notwithstanding... Carbondale, Illinois is where...
2. Memorial Day first started, I really do think the people in my
3. area enjoy spending the three-day holidays and as...the
4. Senator from East St. Louis pointed out, the...Federal
5. government did give us these and so I really am questioning
6. as to why we need to go back to this. I think we can still
7. ...we can still celebrate, or not celebrate, memorialize
8. those people who have given their lives in the service of
9. our country, I think just as well on a Monday as we could
10. on a Wednesday or a Friday or a Thursday.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Clarke.

13. SENATOR CLARKE:

14. Mr. Chairman...Mr. President, as a person interested
15. in this type of legislation going back a number of years, I
16. want to speak against this bill. Because I first started
17. the...well, I oppose the original legislation and I sponsored
18. a bill to change Lincoln's Birthday back to February 12th and
19. I supported Senator Mitchler in changing Veteran's Day or
20. Armistice Day back to November 11th. But those days had
21. a historical significance of a particular import. A man's
22. birthday, the greatest man Illinois has produced, and a
23. date on which a war ended. Memorial Day is a day that was
24. just declared and I don't think this has the same type of
25. significance whatsoever. I think a three-day weekend makes
26. a lot of sense and I'm going to oppose this bill.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator...any further discussion? Senator Mitchler...

29. Senator Berning.

30. SENATOR BERNING:

31. Thank you, Mr. President, Members of the Body, I would
32. just like to lend my voice in support of the bill. I do not
33. subscribe to the philosophy that in...in a day such as

1. Memorial Day is an excuse for an additional holiday. We were
2. not ever intended to utilize a day like this for our own
3. personal benefit and certainly not to be added to the other days
4. to make a three-day weekend just for our own personal
5. pleasure. The significance of the day is lost. I think
6. this bill is deserving of support.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Scholl.

9. SENATOR SCHOLL:

10. Mr. President and members of the Senate, this is an
11. excellent bill. The veterans want it, the American Legion
12. wants it, all veteran's groups want it and I would urge
13. that the members of the Senate do pass this measure..

14. PRESIDING OFFICER (SENATOR MOHR):

15. Further discussion? Senator Mitchler may close.

16. SENATOR MITCHLER:

17. I...am not going into the comment about the history
18. of Memorial Day, you've all read the speeches and given the
19. speeches that were distributed to you so you all know the
20. history of Memorial Day. And I might say that...Senator
21. Clarke, we supported you when you moved Lincoln's Birthday
22. back from a Monday back to...February 12 and...everyone
23. supported the legislation to change Veteran's Day back to
24. November 11 and now the veterans want their Memorial Day
25. on the date that was originally designated that's May 30th.
26. And I would ask for a favorable roll call. Thank you.

27. PRESIDING OFFICER (SENATOR MOHR):

28. For what purpose does Senator Newhouse rise?

29. SENATOR NEWHOUSE:

30. ...Have we cut off debate on this...Mr. President?

31. PRESIDING OFFICER (SENATOR MOHR):

32. ...Senator Mitchler did close.

33. SENATOR NEWHOUSE:

1. May I rise on a point of personal privilege? I'd
2. like...I'd like to deliver a message to Senator Mitchler.
3. Senator, I'm going to vote for this bill but I'm unimpressed
4. by the argument that the Veteran's of Foreign Wars want it and
5. the American Legion want it and I tell you why. Senator Hall
6. had a bill down here that he had cleared with both those
7. organizations that related to doing something about a
8. group of veterans, many of whom are going to go through
9. life with a mark against their record for things less than
10. a misdemeanor and that bill was treated very cavalierly down
11. here. And those guys backed out on their word and I wish
12. you'd let it get back to them that we do resent that. I'm
13. going to vote for this bill in spite of what they did to that
14. bill of Senator Hall's.

15. PRESIDING OFFICER (SENATOR MOHR):

16. The question is shall HB 923 pass? And on that question
17. 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, aye. ...Knuppel, aye. Netsch, no.
31. Newhouse, aye. On that question the yeas are 40. The nays
32. are 10. HB 923 having received the constitutional majority
33. is declared passed. HB 936, Senator Wooten.

1. SECRETARY:
2. HB 936 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER (SENATOR MOHR):
5. Senator Wooten.
6. SENATOR WOOTEN:
7. Mr. President and fellow Senators, this is a subject
8. on which I believe we have expressed ourselves already. It
9. simply requires that the...at a primary election a write-in
10. candidate must receive the same number of votes as he would
11. of had to obtain on a petition. This is a relatively small
12. number of votes but I think it's only just. It does not
13. effect general election write-in candidates but only deter-
14. mining candidates of parties. And...I'll answer any questions
15. or otherwise solicit a favorable roll call.
16. PRESIDING OFFICER (SENATOR MOHR):
17. Any further discussion? The question is shall HB 936
18. pass? And on that question the 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, Mitchler, Howard
25. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
26. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
27. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
28. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
29. Weaver, Welsh, Wooten, Mr. President.
30. PRESIDING OFFICER (SENATOR MOHR):
31. Graham, aye. Schaffer, aye. Harber Hall, aye. Vadalabene,
32. aye. Savickas, aye. Carroll, aye. On that question the yeas
33. are 30. The nays are 4. HB 936 having received the constitutional

AB 972
3rd Reading
6-22-73

1. majority is declared passed. HB 972, Senator Sours.

2. SECRETARY:

3. HB 972, (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Sours.

7. SENATOR SOURS:

8. Mr. President, Ladies and Gentlemen of the Senate, this
9. bill is a simple one and does exactly what the short syllabus
10. says. If any of you have it in front of you, the bill says
11. that where there's an annexation about to happen, a written
12. petition signed by the owners of all the land within such
13. territory and...and this is where it's changed, and by at
14. least 51% of the electors residing therein. Now the change
15. is 51% which is less than all the electors. First of all,
16. all the owners have to join the petition and 51% of the
17. residents residing in the territory to be annexed. This is
18. a bill...of Representative Day in my district. I'd appreciate a favorable roll call.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Glass.

22. SENATOR GLASS:

23. Senator Sours is this the...annexation that requires
24. an election...of...of the...or...or is this the one that
25. is automatic. In other words, if this is signed by 51%
26. of the electors and all the property owners and the...
27. municipality approves it then is...is that annexation
28. automatic?

29. SENATOR SOURS:

30. Yes. ...The bill says the corporate authorities of
31. the municipality to which annexation is sought shall then
32. consider the question of the annexation of the described
33. territory. A majority vote of the corporate authorities

1. then holding office is required.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Will the sponsor yield to a question?

6. PRESIDING OFFICER (SENATOR MOHR):

7. He indicates he will.

8. SENATOR BUZBEE:

9. Senator Sours, I understood you to say that you have
10. to have all of the landowners in this area that would agree
11. to this. Is that right?

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Sours.

14. SENATOR SOURS:

15. That's the law now. What this does, you see the
16. owners may not...reside there so you have two classes of
17. interested parties. The owners and also the people who
18. live there called electors. ...Many times it's...just
19. bare land and in that instance ...with no habitation on it
20. and it's contiguous to the municipality in that instance
21. ...just the owners.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Buzbee.

24. SENATOR BUZBEE:

25. Well, what about the case of...of let's say...an area
26. that, primarily of people renting houses. Does that mean that
27. all the people who own those houses have to also agree?

28. SENATOR SOURS:

29. All the owners now are required. All the owners. And
30. what this does is reduce all the electors down to 51% of the
31. electors. The electors are the human being residents. Now
32. this bill simply reduces, it doesn't change the owners, all
33. of them being required but it reduces the number of people

1. living in the annexed territory to 51% of the electors
2. meaning two-footed human beings.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. I guess then my quarrel is not with your bill but with
7. the law as it's presently written. I understood that in
8. this country about 150 years ago that land ownership was not
9. a requirement to be able to...to be able to participate in
10. the electoral process and I...my argument is not with your
11. bill but with the present law. I question the constitutionality
12. of the present law.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Sours.

15. SENATOR SOURS:

16. I...I happen to like the present law not to differ with
17. you but I like the present law because I don't think an
18. owner ought to be yanked into a community to pay higher
19. taxes because they want more taxes. This way the...the law
20. at the present time says all owners...all owners and that's
21. a good...that's a good provision in my judgment. Otherwise,
22. we would compel a farmer by just an automatic annexation to
23. pay much higher taxes.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Any further discussion? The question is shall HB 972
26. pass? And on that question the Secretary will call the roll.

27. SECRETARY:

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

1. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
2. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
3. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
4. Weaver, Welsh, Wooten, Mr. President.
5. PRESIDING OFFICER (SENATOR MOHR):
6. Buzbee, aye. Carroll, aye. Daley, aye. Bell, aye.
7. On that question the yeas are 41. The nays are none. HB
8. 972 having received the constitutional majority is declared
9. passed. Senator Carroll. HB 9...HB 982.
10. SECRETARY:
11. HB 982 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER (SENATOR MOHR):
14. Senator Carroll.
15. SENATOR CARROLL:
16. Thank you, Mr. President, Ladies and Gentlemen of the
17. Senate, HB 982 is an amendment to the Illinois Controlled
18. Substance Act. It brings amphetamines and methaqualone
19. under the more rigid controls of the Schedule II requiring
20. the triplicate form under the direction of Department of
21. Law Enforcement. It's a very good bill. It has flexibility
22. in attempt to keep dangerous drugs off the street. I would
23. ask for a favorable roll call.
24. PRESIDING OFFICER (SENATOR MOHR):
25. Any further discussion? The question is shall HB 982
26. pass? And on that question the Secretary will call the
27. roll.
28. SECRETARY:
29. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
30. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
31. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
32. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
33. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

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

6. PRESIDING OFFICER (SENATOR MOHR):

7. Harris, aye. Kosinski, aye. Sours, aye. On that
8. question the yeas are 43. The nays are none. HB 982
9. having received the constitutional majority is declared
10. passed. Senator Saperstein, HB 973.

11. SECRETARY:

12. HB 973 (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Saperstein.

16. SENATOR SAPERSTEIN:

17. Mr. President and Ladies and Gentlemen of the Senate,
18. 973...sets up a program, a statewide educational needs
19. assessment program. It is based...it will be based on a
20. sampling of the State Educational Program. The digest is
21. correct. There is no appropriation for this...bill. It
22. is a line item in the Superintendent's budget of \$161,000.
23. I believe this is a good investment to find out whether
24. the products that we are producing in our schools meets
25. educationally today's needs. Now this bill passed the
26. Senate in the last Session of the Legislature because we
27. recognized that we had to have some form of accountability
28. if we were going to improve educational programs in the State
29. of Illinois. No additional funds will be spent until this
30. subject is brought before the Legislature. I urge your support.

31. PRESIDING OFFICER (SENATOR MOHR):

32. President Harris.

33. SENATOR HARRIS:

1. Well, I think a...it's a difficult thing to...rise in
2. opposition to a program that would require assessment of
3. performance and...evaluation and...such terms as account-
4. ability and that sort of thing and we're certainly hearing
5. a lot of that these days about the accountability of ed-
6. ucation. But I just point out that this is one more of
7. those programs that has a great deal of cost involved in
8. it. We're trying to find additional dollars to do things
9. for the existing requirements of our educational system and it
10. just seems to me that this is one additional item to add
11. into cost consideration that really in all good conscience
12. from a fiscal standpoint would have to be deferred.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Partee.

15. SENATOR PARTEE:

16. Well I suppose there's two ways to look at anything.
17. There are two sides to every coin. But it occurs to me that
18. we may be spending a large amount of money needlessly and if
19. we can make some judgments and determinations as to how it
20. ought to be done or why Johnny can't read. To be able to
21. make some assessments and accountability of our educational
22. system, we may find we have to restructure it. To me this
23. is like a time-study motion man who comes into the plant
24. and determines which employees aren't doing their jobs,
25. which jobs can be done more efficiently and thereby, in
26. the longrun it is a savings rather than an expenditure.
27. It occurs to me that we ought to know on the basis of
28. accountability where the faults...where the hiatus exist
29. in our educational system. And to determine by accountability
30. measures where they are we can then restructure the system.
31. I think this is a good bill and ought to pass.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Any further discussion? Senator Latherow.

1. SENATOR LATHEROW:

2. Well, Mr. President and Members of the Senate, I can't
3. help but recall for years back even in the forties when some
4. of us may have been personally acquainted with the school system
5. that we had evaluators who came around and...recommended
6. what could...done and since that time, and just something
7. like a year ago, we created an evaluator to go around and
8. evaluate what the evaluator said could be done. And now
9. today we are coming in with what appears to me to be a third
10. evaluator of the same thing. I think we're piling them one
11. on top of another.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Further discussion? Senator Saperstein may close.

14. SENATOR SAPERSTEIN:

15. I want to, if I may, address the President of the Senate
16. and...the...Latherow, Senator Latherow. Senator Harris not
17. one red ce...additional red cent can be spent for implementation
18. of this assessment unless it first comes before the Legis-
19. lature. This is a permissive program and...it will entail only
20. a sampling. ...In...in answer to Senator Latherow, I agree
21. with you that we can build up, you know...a program over a
22. program over a program, but we have to recognize when it should
23. be done by a responsible agency like the Office of the Super-
24. intendent of Public Instruction and I want to again urge...the
25. Senate to support this because we are, you're now going to
26. be faced with an appropriation for education of many millions
27. of dollars and we want to be sure that we are spending these
28. millions of dollars properly for a program which is not, we
29. hope, archaic which does not meet the needs of the children
30. who are attending our schools. I certainly respectfully and
31. urge you to support this bill.

32. PRESIDING OFFICER (SENATOR MOHR):

33. The question is shall HB 973 pass? And on that question

1. the Secretary will call the roll.

2. SECRETARY:

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

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

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

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

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

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

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

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

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

12. Weaver, Welsh, Wooten, Mr. President.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Saperstein.

15. SENATOR SAPERSTEIN:

16. ...absentees.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. There's been a request to call the absentees. Secretary

19. will call the absentees.

20. SECRETARY:

21. Bartulis, Bell, Berning, Clarke, Conolly, Course,

22. Davidson, Keegan, Knuepfer, Knuppel, McBroom, Mitchler,

23. Savickas, Schaffer, Scholl, Shapiro, Soper, Walker,

24. Welsh.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Welsh, aye. Gentlemen, let the Secretary run...please,

27. let the Secretary take care of the roll call. Please,

28. gentlemen. Senator Merritt.

29. SENATOR MERRITT:

30. ..I ask apology...I extend the apology to Mr. Secretary.

31. How am I recorded? Mr. Secretary.

32. SECRETARY:

33. No.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. How is Secretary Don Moore recorded?
3. SECRETARY:
4. Aye.
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. Wishes to change his vote from aye to no. Savickas,
7. aye. Senator Scholl wants to change his vote from aye
8. to nay, from nay to yea. On this measure the yeas were
9. 27. The nays were 17. The bill having failed to receive
10. the constitutional majority required is therefore declared
11. lost. SB 986...Senator Latherow. Please, please, just a
12. moment Senator. We'll wait a little while.
13. SENATOR LATHEROW:
14. Mr. President...
15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Let's wait a little while...
17. SENATOR LATHEROW:
18. I just wanted you to recognize that I had a sponsor.
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. I'm glad. SB 986, Senator Clarke. Senator Harber
21. Hall will you ask Senator Clarke if he wants to call his
22. bill. SB 98... 986.
23. SECRETARY:
24. HB 986 (Secretary reads title of bill)
25. 3rd reading of the bill.
26. PRESIDING OFFICER (SENATOR GRAHAM):
27. Senator Clarke.
28. SENATOR CLARKE:
29. This bill just recreates the COGA Commission which has
30. been going on for some years and I think doing good work
31. and is the only Commission that I know of that doesn't have
32. an appropriation to go along with it. It operates on thin
33. air and some private funds. I appreciate a favorable vote.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Further discussion? The question before the Senate is
3. shall HB 986 pass? The Secretary will call the roll.

4. SECRETARY:

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

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Aye.

10. SECRETARY:

11. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan,

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Kenneth Hall, aye.

14. SECRETARY:

15. Knuepfer, Knuppel, Kosinski, Latherow, McBroom,

16. McCarthy, Merritt, Mitchler, Howard Mohr,

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Just a moment, Mr. Secretary. Gentlemen, the Secretary
19. cannot hear the response. When we are ready to have the
20. Senate in order we'll continue. Senate will be in order...
21. just wait a little bit. We're not going to continue.
22. Gentlemen, are you...do you want to continue or don't you?
23. Contin...Gentlemen. Continue.

24. SECRETARY:

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

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

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

28. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,

29. Welsh, Wooten, Mr. President.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Nimrod, aye. Newhouse, aye. On this question the
32. yeas are 46. The nays are none. The bill having received
33. the constitutional majority required is declared passed.

1. Next bill 988, Sen... Senator Welsh for what purpose do
2. you rise? Gentlemen, gentlemen, please.

3. SENATOR WELSH:

4. ...Mr. President and Members of the Senate, I would
5. like to remove...HB 736 from the Agreed List. One of the
6. Senate members has raised an objection. It can be cleared
7. up I'm sure with an amendment next week.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. You are the sponsor of the bill?

10. SENATOR WELSH:

11. I am the Senate sponsor.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Welsh ask leave of the Senate to have SB...
14. HB 736 removed from the Agreed Bill List. Is the...leave
15. granted? So ordered. 736. HB 988, Senator Savickas are
16. you prepared?

17. SECRETARY:

18. HB 988 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. ...Mr. President and members of the Senate, HB 988...
24. removes the prohibition from savings and loans associations
25. from lending money for mortgages for a cooperative apart-
26. ment unit and condominium. The Bank Act already...had its
27. prohibition removed. Banks may and what we are doing
28. here is that savings and loans may, if they desire to...
29. put mortgage money out for coop...coop apartments and condominiums.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Is there any discussion? Senator Merritt.

32. SENATOR MERRITT:

33. Yes, Mr. President, I...I agree with everything Senator

1. Savickas has said. Banks have not been prohibited from this
2. for some time and I think it's a good piece of legislation.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Any further discussion? The question is shall HB 988
5. 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. Romano, aye. Mr. President, aye. Wooten, aye.
19. Senator Savickas, Senator Savickas do you desire a call
20. of the absentees? You have voted, I'm sorry. That's
21. why. On this question the yeas are 46. The nays are
22. none. The bill having received the constitutional majority
23. is therefore declared passed. Senator Scholl. Senator
24. Netsch. Couldn't see you with the blind up. Senator
25. Scholl. ...What purpose do you rise Senator, I don't know
26. if you want recognition. Senator Scholl was in House
27. Committee and he's asked that we return to 884, HB 884 and
28. 885. Senator Harris.

29. SENATOR HARRIS:

30. Before we proceed to consideration of that bill, I
31. would like to call attention to the Senate, again the fact
32. that we will work today through until 6:00 o'clock. To-
33. morrow we will meet, we will convene at 8:30 and work until

1. 2:00. Now, we were much better than we have been the last
2. several days about being here ready to go at nine this
3. morning. Let's see...there was a little delay but we...we
4. were under way very shortly after 9:00 this morning. I
5. would hope that you would all make an effort to be here
6. at 8:30 in the morning and I promise you the gavel will
7. fall at 8:30. This will give us a full five hours of work
8. tomorrow. We can get out of here just right at 2:00 o'clock.
9. We'll conclude, we'll start no new business at 2:00 o'clock.
10. But I think we will look back on tomorrow's work with satis-
11. faction next week when we get into the further crunch of
12. the last week here. So, let us stay on we've been working
13. well today. The joint leadership have agreed that we really
14. do need to have this additional legislative day of work
15. tomorrow. So, we'll adjourn around 6:00 o'clock today. We
16. will start no new business after 6:00. We will reconvene
17. tomorrow at 8:30 and adjourn at 2:00. I believe in addition
18. to this announcement that Senator McBroom has an additional
19. announcement.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator McBroom.

22. SENATOR MCBROOM:

23. ...Mr. President and Members of the Senate, I've been
24. asked by several of the members ...when the Appropriations
25. Committee would...would meet. Now that Senator Harris has
26. given us an idea of the agenda, we will meet immediately
27. Mr. President upon adjournment this evening and I would think
28. ...ask how long it's going to run, if...if some of the more
29. loquacious members of the Committee, such as, Senator Weaver
30. would hold it down a little bit, why we would probably not
31. run over two hours. Mr. President.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. ...The next bill called.

1. SENATOR HARRIS:

2. ...Mr. President.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Harris.

5. SENATOR HARRIS:

6. I just have one further...announcement to make in
7. connection with our schedule next week. Joint leadership
8. has discussed this and we would anticipate next week to
9. come in Monday at 10:00. The remainder of the week at
10. 9:00 and work through each day until around 8:00 with no
11. break. So that you can anticipate as a schedule when we
12. reconvene Monday we will convene at 10:00 and thereafter
13. at 9:00 each day. Anticipating adjournment around 8:00 p.m.
14. I do not want to schedule any breaks for dinner and then
15. coming back. We just produce a lot of lost time and if
16. we'll stay on the job here, I think we will be more pro-
17. ductive by working straight through and adjourning around
18. 8:00. So you can anticipate that as the schedule next week.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Next bill will be HB 884.

21. ACTING SECRETARY (MR. WRIGHT):

22. HB 884 (Acting Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Scholl.

26. SENATOR SCHOLL:

27. Mr...Mr. President and Members of the Senate, this bill
28. is most important for 14,000 Chicago Police Officers. This
29. bill would reduce the...minimum years of service needed to
30. qualify from 25 years to 23 years. And also the age of 55
31. to the age of 53. Chicago Police have the highest minimum
32. requirement of age of service in years of any policemen or
33. firemen in this State. In addition, they are compensated to

1. a lesser degree than the other funds. To make this even
2. more unbelievable, they pay at one of the highest rates of
3. salary deductions while doing this. This bill continues
4. the discount factor recommended by the Commission and now
5. in the fund. And it's the only Police Fund with this
6. penalty for retirement below age 55. This bill was also
7. introduced by Representative Collins and reached the
8. Floor of the Senate and was handled by Senator Romano
9. and it was held because of funding. A great part of the
10. funding in HB 885 is for this benefit and I want to point
11. out that the City of Chicago has approved the funding.
12. Surely the Police of Chicago are entitled to some relief
13. in their retirement formula, when other public employees
14. and funds in less hazardous occupations can retire at age
15. 55. I ask for a favorable roll call in HB 884.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any discussion? Senator Rock.

18. SENATOR ROCK:

19. Yes, Mr. President and Members of the Senate, I rise
20. in support of this and the next bill. I just want to make
21. one observation. There has been in the past couple of
22. weeks at least kind of an intense activity concerning these
23. bills. There was an allegation and it was, as a matter of
24. fact, put into print. That Mr. Stanley Sullivan of the
25. Board and Mr. Kennedy of the Board were against these bills.
26. That is not the truth. They are in favor of these bills.
27. Mr. Sullivan happens to reside in my ward... I would urge
28. a favorable vote.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. No further discussion. The question, before the Senate
31. is shall HB 884 pass? The Secretary will 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 GRAHAM):

11. Nimrod, aye. Roe, aye. Daley, aye. Buzbee, aye.
12. Course, aye. On this question the yeas are 48. The nays
13. are none. One voting present. This bill having received
14. the constitutional majority required therefore is declared
15. passed. Next bill will be HB 885. Senator Scholl.

16. SENATOR SCHOLL:

17. Mr. President, this is funding bill...

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. ...We have to read the bill first, Senator.

20. ACTING SECRETARY (MR. WRIGHT):

21. HB 885 (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Scholl.

25. SENATOR SCHOLL:

26. This is...funding bill attached to HB 884. I know
27. that 14,000 Chicago Policemen are very happy that HB 884
28. passed and I would urge a favorable roll call on 885.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. The question before the Senate is shall HB 885 pass?
31. Secretary will 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 GRAHAM):

11. Latherow, aye. McBroom, aye. On...on this question
12. the yeas are 47. The nays are none. One voting present.
13. This bill having received the constitutional majority re-
14. quired is therefore declared passed. Next bill will be
15. HB 991, Senator Johns are you prepared. We'll read the
16. bill by title.

17. ACTING SECRETARY (MR. WRIGHT):

18. HB 991 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Johns.

22. SENATOR JOHNS:

23. Mr. President, Members of the Senate, this bill
24. deserves your consideration but will take very little
25. time. It merely states that no one's name can be used
26. as...in payment by check or any governmental services
27. it must be to the office for which that service...the
28. services have been rendered. I urge a favorable roll
29. call.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. No further discussion. The question before the
32. Senate is shall HB 991 pass. The Secretary will call
33. the roll.

1. ACTING SECRETARY (MR. WRIGHT):
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 GRAHAM):
13. Hynes, aye. Bell, aye. Netsch, aye. Buzbee, aye.
14. On this the yeas are 41. The nays are none. The bill
15. having received the constitutional majority required is
16. declared passed. HB 991. 997, I'm sorry.
17. ACTING SECRETARY (MR. WRIGHT):
18. HB 997 (Secretary reads title of bill)
19. 3rd reading of the bill.
20. PRESIDING OFFICER (SENATOR GRAHAM):
21. Senator Knuppel.
22. SENATOR KNUPPEL:
23. Mr. President and Members of the Body, this is a very
24. simple bill. It does just what the explanation says. It
25. adds to those crimes which are not...for which no probation
26. can be granted, the commission of a felony with a firearm.
27. Previously it was limited to murder, rape, armed robbery.
28. This adds commission of a felony in which a firearm was
29. used. I submit this is good legislation. If...if armed
30. robbery...was good then this should be a good addition to
31. this because in attempted murder or any other act such as
32. this, this would apply.
33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Walker.

2. SENATOR WALKER:

3. I only rise in support of this...bill. It's one that
4. I was to pick up on the Calendar. I don't know what happened
5. but I, too, think it's good legislation. I'd appreciate a
6. favorable vote.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Bell.

9. SENATOR BELL:

10. Yes...Mr. President...Members of the Senate, I have a
11. question I'd like to ask the Senate sponsor.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. He yields...he indicates he will yield. Senator Knuppel.

14. SENATOR BELL:

15. Well, ...Mr. President, back in May or April we passed
16. out...out of this Body SB 208 that addressed itself to no
17. probation for armed violence and...in fact we now have a
18. duplicate bill, HB 13...I believe it's 1398 that... is in
19. the...same terminology. And my question Senator Knuppel is
20. ...why have you approached it only from the...such a small
21. limited basis as restricting it...no probation as to firearms
22. only and not the broader discretion of armed violence which
23. covers more other, I mean, other more or equally dangerous
24. weapons.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well, of course, I didn't approach it. This is a HB
29. and I'm sponsoring and if it...if it is some degree different
30. than some other bills that are protective of the people's
31. rights the Governor at least will have the...leeway to
32. sign those that he wants to sign. I still say it's a good
33. bill. It should be passed. And if for any reason there is

1. a duplication, the Governor can sign the bill he wants to.
2. If...if he doesn't want to sign one because it varies in some
3. degree, he can sign the one he chooses. I still think it's
4. good legislation and should be voted for.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. No further discussion. The question before the Senate
7. is shall HB 997 pass? The Secretary will 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 GRAHAM):

20. Kosinski, aye. Hynes, aye. Mr. President, aye.
21. Snakebit, aye. On this question the yeas are 36. The nays
22. are one. The bill having received the constitutional
23. majority required is declared passed. Next bill will be
24. ...HB 1003.

25. ACTING SECRETARY (MR. WRIGHT):

26. HB 1003 (Secretary reads title of bill)
27. 3rd reading of the bill.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Fawell.

30. SENATOR FAWELL:

31. ...Yes, HB 1003...simply states that in regard to any
32. teacher who submits evidence of five years of successful
33. teaching experience then...the...Certification Board will

1. be able to waive the necessity for student teaching. It
2. does this by extending the date in this regard to July 1,
3. 1975.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Any discussion? The question before the Senate is
6. shall HB 1003 pass? The Secretary will call the roll.

7. ACTING SECRETARY (MR. WRIGHT):

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. PRESIDING OFFICER (SENATOR GRAHAM):

19. Bartulis, aye. Roe, aye. Hynes, aye. Partee, aye.
20. Sours, aye. Chew, aye. On this question the yeas are 39.
21. The nays are none. The bill having received the constitu-
22. tional majority required is declared passed. You choose
23. to continue with this series, Senator Fawell? 1006, House
24. Bill, next bill.

25. ACTING SECRETARY:

26. HB 1006 (Secretary reads title of bill)
27. 3rd reading of the bill.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Fawell.

30. SENATOR FAWELL:

31. ...Mr. President, 1006 and 1007 are really identical
32. bills and the explanation of one would pertain to both.
33. ...Existing Illinois law right now in the Park District

1. Code states that whenever a Park District contains within
2. its boundaries...the greater portion of the area of a city
3. and...the...population of which city constitutes a majority
4. of the population of the Park District, under those circum-
5. stances as the law now exists, the law states that the...
6. a recreation commission of the city can simply turn over
7. its functions and powers to the Park District. In which
8. event, the Park District also would take the tax levy which
9. would rebate...be rebated by the city and the Park District
10. would take over that particular levy. This merely states
11. that when that is done under the existing law that...levy
12. that is made by the Park District then in lieu of the city's
13. levy will...will be in addition to any other tax levy power
14. that Park District has. It's supported by the Park District
15. Association and I know of no opposition to the bill.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any further discussion? The question before the Senate
18. is shall HB 1006 pass? The Secretary will call the roll.

19. ACTING SECRETARY (MR. WRIGHT):

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

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Clark, aye. Bell, aye. Palmer, aye. Swinarski, aye.
32. Buzbee, aye. On this question the yeas are 40. The nays
33. were none. The bill having received the constitutional

1. majority required is declared passed. The next bill will
2. be HB 1007.

3. ACTING SECRETARY (MR. WRIGHT):

4. HB 1007 (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Fawell.

8. SENATOR FAWELL:

9. ...Yes. The...the previous explanation is... pertains
10. to this. This is merely the same thing but pertaining to
11. the Municipal Code.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. No further discussion. The question before the Senate
14. is shall HB 1007 pass? Secretary will call the roll.

15. ACTING SECRETARY (MR. WRIGHT):

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

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. McBroom, aye. Swinarski, aye. Roe, aye. Palmer, aye.
28. I'll keep the same list and use them on the next bill.

29. Saperstein, aye. On that question the yeas were 42. The
30. nays were none. The bill having received the constitutional
31. majority required therefore declared passed. The next bill
32. will be HB 1008.

33. ACTING SECRETARY (MR. WRIGHT):

1. HB 1008 (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Fawell.

5. SENATOR FAWELL:

6. Yes, Mr. President and Members of the Senate, this bill
7. is another Park District Association Bill and deals with
8. modes of annexation by Park Districts. As the law now reads,
9. it states that whenever any territory not incorporated with-
10. in a Park District containing 60 acres or less is wholly
11. bounded by one or more Park District or is wholly bounded by
12. one or more Park District and a river or a lake and it adds the
13. words, or a railroad or a highway. Then such territory may
14. be annexed and goes on to the annexation procedure. So it
15. merely adds the words railroad or highway to those...geo-
16. graphical marks which can wholly bound the territory to
17. be annexed. I know of no opposition to the bill.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. HB 1008. Any further discussion? Senator Berning.

20. SENATOR BERNING:

21. Thank you, Mr. President, I merely want to point out
22. that this is...an additional avenue for denying the right
23. of the citizen to determine for himself whether or not he's
24. going to be a part of a new taxing district. The constant
25. expansion of the exceptions to what are the...should be the
26. normal prerogatives of the individual citizen is a part and
27. parcel of this measure and I personally feel that it is a...
28. is not in the best interest of the citizen.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any further discussion? The question before the Senate
31. is shall HB 1008 pass? The Secretary will 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 GRAHAM):

11. McBroom, aye. Netsch, aye. Merritt, aye. On this
12. question the yeas are 38. The nays were 2. The bill
13. having received the constitutional majority required is
14. declared passed. Next bill will be HB 1009.

15. ACTING SECRETARY (MR. WRIGHT):

16. HB 1009 (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Fawell.

20. SENATOR FAWELL:

21. Yes, Mr. President and...Members of the Senate, again
22. the Illinois Park District Association bill that makes it
23. possible for a municipality in the discretion of the municipi-
24. pality to share its revenue sharing funds with a Park Dis-
25. trict and there's been an amendment so that also Sanitary
26. Districts. Again, this is discretionary with the municipi-
27. pality, they can use it if they wish to.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Harris.

30. SENATOR HARRIS:

31. Well, I...just want to find out now the...thrust of
32. this bill is to operate in the distribution from the State
33. to Park Districts? ...Is that...

1. SENATOR FAWELL:

2. ...The...it is to grant the discretion that...the
3. municipality can, they can now utilize these funds insofar
4. as school districts...

5. SENATOR HARRIS:

6. Well, they're not...they are not prevented from doing
7. it now, are they?

8. SENATOR FAWELL:

9. They are only authorized to utilize the funds to...
10. give assistance to school districts. Now, very seldom is
11. even that done. But...they are...they are not granted the
12. authority to go beyond that.

13. SENATOR HARRIS:

14. Well, okay, you've answered the question that I have.
15. I...frankly think that this is just a...step to put pressure
16. on the greater distributor of local services, municipalities
17. and counties. They're already in terribly difficult shape.
18. It just seems to me that the Legislature whether this is
19. permissive or mandatory, makes a mistake in creating this
20. problem for municipalities and counties. ...I would...
21. have to resist the concept involved here. ...And...and just
22. make that very plain. I think we're taking a step...while
23. this bill is permissive, I think it's in error and ...cer-
24. tainly rise to oppose this extension of authority to munici-
25. palities and counties to utilize their State Revenue Sharing
26. for a purpose other than for education.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. I'd like to again point out...as I did before when a
31. similar bill was up, maybe it was this bill and being held,
32. that when the income tax was passed an amendment was put
33. on that granted municipalities and counties the authority

1. to use their money that they got out of revenue sharing
2. for education. And to my knowledge and I stand to be
3. corrected if I'm wrong, there's only one municipality
4. and no counties that ever shared that one-twelfth of the
5. State Revenue with education except the City of Chicago
6. with the Chicago Board of Education. Now, if...if this
7. is going to be the concept that municipalities and
8. counties should be able to go beyond the education,
9. then we should say they can use this with any local
10. governments Park Districts, Sanitary Districts,...ed-
11. ucation, Fire Protection Districts, anything. But to
12. single out Park Districts and Sanitary Districts is only
13. opening the door and you know how they'll beat on the door
14. of the mayors who and village presidents who don't have
15. this money to give away. Who is always trying to find
16. ways to give them more money and here now they're trying
17. to get at the municipalities and counties to get a little
18. of that one-twelfth sharing. ...I...I can't go along with
19. this Senator Fawell even though it looks good to the Park
20. Districts and it might look good to the Sanitary Districts.
21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Any further discussion? Senator Fawell will close
23. the debate.

24. SENATOR FAWELL:

25. Well...I...I don't quite understand the opposition, now
26. ...especially Senator Mitchler, constituent Park Districts in
27. Naperville that you represent and the City of Naperville
28. would like very much, for instance, to join in introgovern-
29. mental cooperation and they find that although they can
30. utilize other funds in working for open space in a coopera-
31. tive effort, with Park Districts for instance, that they
32. can't utilize these particular funds. I would submit to
33. the Body that insofar as Sanitary Districts and Park Districts

1. are concerned, although I frankly could go further than that,
2. the City has a great deal in common with the Park District
3. in open-space projects and in regards certainly for san-
4. itary disposals services. And so to be able to utilize some
5. of these funds in that regard if they wish to, they don't
6. have to because it's totally discretionary, is in complete
7. accord with our new Constitution which admonishes that we
8. should...look forward to greater intergovernmental coopera-
9. tion. And so...really there...there is...there is quite a
10. rational case to be made for cities to be able to utilize
11. these funds as they...as they can otherwise. I...again as long
12. as it is discretionary, I see nothing wrong with it and many
13. of our municipalities would like to be able to do this as
14. they work in cooperation for open space and with sanitary
15. sewage disposal problems. I would hope we have a majority
16. vote on the bill. Thank you.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. The question before the Senate is shall HB 1009 pass.
19. The Secretary will call the roll.

20. ACTING SECRETARY (MR. WRIGHT):

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 WEAVER):

32. Sours, no. Latherow, no. Merritt, no. On that
33. question the ayes are 7. The nays are 8. HB 1009 having

1. failed to receive the constitutional majority is declared
2. lost. 1017, Senator Knuppel.
3. ACTING SECRETARY (MR. WRIGHT):
4. HB 1017 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Senator Knuppel.
8. SENATOR KNUPPEL:
9. Mr. President, this bill as amended in the House,
10. provides for payment within 30 days after filing of proof
11. of loss on...in...regular periodic payments according to
12. health and accident policies wage continuation policy to
13. the recipient and failing in this regard it merely pro-
14. vides a 6% interest on the money when paid. Now this is
15. good legislation because if the person buys this type of
16. a policy he does it to cover him during the period of his
17. disability when he needs these proceeds in the worse way
18. and if he doesn't have this money after he's filed this...
19. appropriate claims of loss the insurance company is using
20. his money until such time as they are in fact paid. And
21. at...a reasonable 6% rate of interest, he should be en-
22. titled to it rather than the insurance company. I suggest
23. that this is good legislation. It's legislation that's
24. required because as a practicing attorney I've experienced
25. many times delays which were not conscionable by these
26. types of companies. As far as I know the industry has
27. no objection except for C & A and they do object but the
28. amendment in the House I am told was drafted by a repre-
29. sentative of the association and they have no objection
30. except for Continental National. I suggest a favorable
31. roll call.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Is there any discussion? Senator Merritt.

1. SENATOR MERRITT:

2. Yes, Mr. President, Members of the Senate, I certainly,
3. as Chairman of the Committee in which this bill was heard,
4. rise in opposition to it. There was not too much said at
5. the time in Committee because we were rather rushed with
6. the affairs of the day, of those final days of Committee
7. Hearings. It was questioned by many of the members of
8. industry. I said we'd take a good hard...look at it
9. when it came out onto the Floor. Now, here's what's really
10. bad in this. We all know that in many instances within the
11. 30, 60, 90 day period whatever it is under the policy, when
12. that claim is filed many times it takes a matter of six
13. months, a year, two years sometimes, three years or more,
14. if these matters are in the courts and for that interest to
15. be running all that period of time is a completely bad and
16. unfair concept. I certainly would urge the members of the
17. Body to join me in opposing this bad piece of legislation.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Any further discussion? Senator Palmer.

20. SENATOR PALMER:

21. In line with the same thing that Senator Merritt...
22. I'd like to ask is there anything in this Act or any pro-
23. vision in your amendment that allows for...a contest of
24. the claim or to stop the running of interest where there
25. is a contest?

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. No, there isn't but actually if a person's entitled
30. to the money because he sustained a claim and the court so
31. afterwards finds. Let's suppose there is a dispute, it's
32. only when the money becomes due and that claim is resolved
33. in favor of the insured then the insurance company has had

1. his money and he should have been entitled to it at an
2. earlier date. And this only makes good, logical sense
3. and they have had the interest, they have had their money on
4. investment and it rightfully belongs to the person who has
5. been injured. Now, as you know, the policy should be
6. construed against the insurance company and if...if they
7. want to provide some other provision then they ought to
8. provide that in their policy. And then the contract would
9. protect them. They have this right in their contract.
10. Absence of such a provision in their contract, no company
11. ought to delay 90 or 60...90 days or six months when they're
12. selling insurance for someone who's going to need it.
13. Where it's wage continuation and medical.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Palmer.

16. SENATOR PALMER:

17. The problem is...problem is, Senator Knuppel, I...I
18. agree with the concept but I don't think the bill is good.
19. In presenting your...statement you said, when it becomes
20. due, but that's not what the bill says. The bill says upon
21. receipt of proof of loss and upon receipt of proof of loss
22. the...the insurance company may have a dispute and may have
23. a contest. And I think that this bill should be improved
24. upon.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. In answer to Senator Palmer, if there's a disputed
29. claim and it's resolved in favor of the insurance company
30. they sure as hell don't have to pay anything and they
31. wouldn't have to pay any interest on it.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Nudelman.

1. SENATOR NUDELMAN:

2. Thank you, Mr. President, I can't follow John's latest
3. line of logic. In a lawsuit where...where a defense is put
4. up in good faith and...the defendant ultimately loses, he
5. isn't called upon to pay interest from the time of the
6. inception of the lawsuit or the time of the inception of
7. the claim. This bill would do just that to an insurance
8. company defendant who in good faith attempted to defend the
9. claim, ultimately lost and then would have to pay interest
10. during the term of the lawsuit. This is not the way...I
11. understand the...reasonable...situation in a lawsuit.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Bell.

14. SENATOR BELL:

15. Well,...I've been reminded to be brief. ...Senator
16. Knuppel, when a...accident and health policy is issued to
17. an individual, there's many cases where it's set up on the
18. basis of not starting for maybe 30 days until after the
19. ...claim is occurred or the incident is occurred or possibly
20. even six months or a year in case where it's the dovetail
21. into group, existing group insurance plans. As...as I inter-
22. pret this bill, it would seem to me that in the very act
23. of the company...going along meeting the terms of a con-
24. tract, delaying the payment until that date specified
25. when it's supposed to start, that they're going to be
26. stuck with the interest then on that. Is that right?

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. No, sir, not at all. It says...it says here up on receipt
31. of the company of required proofs of loss and required...was
32. assumed that they'd have to comply with the policy. Now
33. ...no question, you can't file a claim until the loss occurs.

1. All right. Let's say that they are to start 30 days after
2. that. Then the lost...the claim of the required proof of
3. claim or proof of loss couldn't be filed until after that.
4. ...It wouldn't comply with the policy and certainly if you
5. sued for something different than this, the court would
6. deny it, there'd certainly be no interest on it.

7. SENATOR BELL:

8. Well, I don't want to belabor the point... I would
9. just add this simply that...that to pass on a 6% charge
10. is, in effect, going to raise the premiums of those people
11. buying insurance. So it will pass back to the people and
12. ...I, for this reason, stand in opposition, for this and
13. other reasons, stand in opposition to the bill.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Any further discussion? Senator Knuppel may close
16. debate.

17. SENATOR KNUPPEL:

18. Well, in response to all this, all I can say is this.
19. What is the purpose of insurance. It's to compensate the
20. person who is injured under the contract. This contract
21. says, accrued indemnities, now if...if it provides for
22. indemnities commencing 30 days after the injury, it's not
23. accrued and doesn't start to accrue until after 30 days
24. have elapsed. All of the other arguments that have been
25. heard here are resolved down to one thing, who is more
26. entitled to the interest off the money from the time that
27. the accrued money is supposed to have been paid and from
28. the time that required proofs are filed, is it the insur-
29. ance company or the poor man that's been injured and contracted
30. for indemnity? Now I submit that the insurance company
31. if they ought to have paid and if that's what the court
32. finally holds is that the person's entitled to the money,
33. entitled to the interest and he should be compensated and

1. this is what he really contracted for. Now it...it's just
2. justice. It's the way the contract was written. If the in-
3. surance company don't want that all they've got to do is say
4. in their contract that no interest shall accrue on disputed
5. claims. This just says simply that when there's accrued
6. indemnities, they can forestall these indemnities accruing
7. if they want to but, when they start to accrue then they draw
8. interest and certainly the person who's entitled to the
9. money, entitled to the interest rather than the insurance
10. company.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. The question is shall HB 1017 pass? And upon that
13. question the Secretary will call the roll.

14. ACTING SECRETARY (MR. WRIGHT):

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

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Netsch, aye. Romano, aye. Kosinski, aye. Vadalabene,
27. aye. Hynes, aye. Request for a call of the absentees. The
28. absentees will be called.

29. ACTING SECRETARY (MR. WRIGHT):

30. Bartulis, Berning, Carroll, Chew, Clarke, Conolly,
31. Davidson, Glass, Graham, Harber Hall, Johns, Keegan, Knuepfer,
32. Knuppel, Latherow, Mitchler, Howard Mohr, Don Moore, Newhouse,
33. Nimrod, Ozinga, Palmer, Regner, Roe, Saperstein, Savickas,

1. Schaffer, Shapiro, Smith, Sommer, Soper, Walker, Weaver,
2. Welsh, Mr. President.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. The sponsor requests that HB 1017 be placed on the
5. order of postponed consideration. So ordered. 1011.
6. Senator Nimrod.
7. ACTING SECRETARY (MR. WRIGHT):
8. HB 1011 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER (SENATOR WEAVER):
11. Senator Nimrod.
12. SENATOR NIMROD:
13. Mr. President...this bill does exactly what the title
14. says, it prohibits an increase in the...it's reducing the
15. accident - health benefits...based on any cost of living.
16. I know of no opposition to this bill...and it did receive
17. unanimous votes in the Committees and I would ask for a
18. favorable roll call.
19. PRESIDING OFFICER (SENATOR WEAVER):
20. Is there any discussion? The question is shall HB 1011
21. pass? And upon that question the Secretary will call the
22. roll.
23. ACTING SECRETARY (MR. WRIGHT):
24. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
25. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
26. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
27. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
28. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
29. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
30. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
31. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
32. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
33. Weaver, Welsh, Wooten, Mr. President.

1. PRESIDENT:

2. On that question the yeas are 40. The nays are none.
3. HB 1011 having received a constitutional majority is de-
4. clared passed. Senator Sours, HB 1038.

5. ACTING SECRETARY (MR. WRIGHT):

6. HB 1038 (Secretary reads title of bill)
7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Sours.

10. SENATOR SOURS:

11. Mr. President and Ladies and Gentlemen of the Senate,
12. this is a salary revision schedule for election commissioners,
13. chief clerks and assistant chief clerks of Boards of Election
14. Commissioners. It is done on a population basis just the
15. way the law is today. Starting at less than 25,000 and
16. then getting up into the 2,000,000 population classification.
17. What this bill...does is to raise each category very
18. modestly. I'll give you a few examples. One instance,
19. the raise is from 2,700 from 2,400. Another, ...from
20. 2460 to 3,060. Another, 3,690 to 4,200. These are all
21. modest increases...in each category. That's all I can tell
22. you other than just give you each category what each maxi-
23. mum will now be. But they're very modest increases. This
24. is a bill by my...of my Democrat colleague in Peoria
25. District, Representative Fred Schraeder. I'd appreciate a
26. favorable roll call.

27. PRESIDENT:

28. Is there further discussion? The question is shall
29. HB 1038 pass? And the Secretary will call the roll.

30. SECRETARY:

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

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

8. PRESIDENT:

9. On that question the yeas are 34. The nays are one.
10. HB 1038 having received the constitutional majority is
11. declared passed. I announced yesterday that we would get
12. to the Agreed Bill Calendar at 2:00 o'clock. We are going
13. to proceed...Senator Sours.

14. SENATOR SOURS:

15. I learned a little while ago, Mr. President, that my
16. list of bills that I wanted to be reported as opposing and
17. those otherwise apparently was ...misplaced and I'd like
18. to know if my...if my voting will appear on...what we're
19. about to do.

20. PRESIDENT:

21. Well, the Secretary informs me that they have received
22. it... The reason that I'm going to proceed now is, we will
23. have altogether about 115 bills. It will take at least a
24. half hour for the Secretary to read the bills so we are going
25. to proceed with this matter now and we would probably get
26. to a roll call in...in a little more than a half hour from
27. now. Now, first of all, I want to inform you that there are
28. 18 bills on the preliminary list that you received that have
29. been stricken. This is as a result of the joint approval
30. by request from individual Senators who want to debate these
31. bills. So will you mark your list if you wish to. The
32. following bills have been stricken from the Agreed Bill.
33. List: HB 526, HB 708, HB 736, HB 1044, HB 1072, HB 1095,

1. HB 1212, HB 1241, HB 1273, HB 1428, HB 1515, HB 1565,
2. HB 1580,...80, HB 1584, HB 1626, HB 1649, HB 1746, and
3. HB 1866. Those bills have been taken from the preliminary
4. list. Now, with the leave of the Senate if you will
5. refer to House Bills on 3rd reading on your Calendar,
6. it is the recommendation of the Chair that we add two
7. bills and unless there is objection we will add to the list
8. HB 809 an appropriation of 69.50 for a World War I bonus.
9. Is there leave? We will also add Senator Rock's bill,
10. HB 928 which is identical to Senator Mitchler's bill that
11. has already passed this Body. Should not involve debate
12. and eliminate a roll call. Is there leave to add HB 928?
13. Is there unanimous consent, well, so ordered in those last
14. two queries. Now then, Senator Bell.

15. SENATOR BELL:

16. Mr...President, in reference to...what...what you just
17. did, SB or HB 1398 is, in fact, also a duplicate of SB 208
18. that passed this Body.

19. PRESIDENT:

20. Well, this is a question that I think there may be some
21. debate on, Senator, and we are proceeding primarily to close
22. off debate. There was debate in the consideration of this
23. bill before and...yes.

24. SENATOR BELL:

25. Senator, one other point...I can't remember the number
26. of the bill but it was in reference to Casimir Pulaski a
27. commemorative day?

28. PRESIDENT:

29. That was on the Agreed Bill List.

30. SENATOR BELL:

31. Yes. All right. Now, there is also a similar bill
32. sponsored by myself, HB 1835 in reference to a commemorative
33. day for Susan B. Anthony and...oh come on you guys you know

6/22/73
HB 1638
Agreed Bill List
3rd reading
HB 1179

HB 29
HB 929

HB 729
Agreed Bill List
6-22-73
HB 1559

1. who she is. She...
2. PRESIDENT:
3. ...Senator Bell seeks leave of the Senate...
4. SENATOR BELL:
5. ...I'll...I'll address myself to who she was...
6. PRESIDENT:
7. ...to add...
8. SENATOR BELL:
9. ...if they want, if they really were serious.
10. PRESIDENT:
11. It isn't necessary. To add HB 1835 to the Agreed
12. Bill List. Is there leave? There is objection. Now,
13. then. We have proceeded to the order of the Agreed Bill
14. List. Is there unanimous consent for the Senate to con-
15. sider the final passage of the following bills by one
16. roll call. The vote of each Senator to be entered in
17. the Journal on each bill according to his or her vote on
18. this roll call. The Secretary will read the bills.
19. SECRETARY:
20. HB 29 (Secretary reads title of bill)
21. 1st reading...3rd reading of the bill.
22. HB 246 (Secretary reads title of bill)
23. 1st...3rd reading of the bill.
24. HB 362 (Secretary reads title of bill)
25. 3rd reading of the bill.
26. HB 363 (Secretary reads title of bill)
27. 3rd reading of the bill.
28. HB 411 (Secretary reads title of bill)
29. 3rd reading of the bill.
30. HB 577 (Secretary reads title of bill)
31. 3rd reading of the bill.
32. 598 (Secretary reads title of bill)
33. 3rd reading of the bill.

1. HB 600 (Secretary reads title of bill)
2. 3rd reading of the bill.
3. HB 617 (Secretary reads title of bill)
4. 3rd reading of the bill.
5. HB 644 (Secretary reads title of bill)
6. 3rd reading of the bill.
7. HB 651 (Secretary reads title of bill)
8. 3rd reading of the bill.
9. HB 681 (Secretary reads title of bill)
10. 3rd reading of the bill.
11. HB 683 (Secretary reads title of bill)
12. 3rd reading.
13. HB 721 (Secretary reads title of bill)
14. 3rd reading of the bill.
15. HB 726 (Secretary reads title of bill)
16. 3rd reading of the bill.
17. HB 727 (Secretary reads title of bill)
18. 3rd reading of the bill.
19. 729 (Secretary reads title of bill)
20. 3rd reading of the bill.
21. HB 741 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. HB 743 (Secretary reads title of bill)
24. 3rd reading of the bill.
25. HB 760 (Secretary reads title of bill)
26. 3rd reading.
27. HB 761 (Secretary reads title of bill)
28. 3rd reading.
29. HB 770 (Secretary reads title of bill)
30. 3rd reading.
31. HB 778 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. HB 783 (Secretary reads title of bill)

HB 794
Agreed Bill List
6-22-73
Passed
H.B. 929

1. 3rd reading of the bill.
2. HB 784 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. HB 794 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. HB 809 (Secretary reads title of bill)
7. 3rd 816...
8. 3rd reading of the bill.
9. HB 816 (Secretary reads title of bill)
10. 3rd reading of the bill.
11. HB 819 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. HB 849 (Secretary reads title of bill)
14. 3rd reading of the bill.
15. HB 867 (Secretary reads title of bill)
16. 3rd reading of the bill.
17. HB 906 (Secretary reads title of bill)
18. 3rd reading of the bill.
19. HB 928 (Secretary reads title of bill)
20. 3rd reading of the bill.
21. HB 929 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. HB 938 (Secretary reads title of bill)
24. 3rd reading of the bill.
25. HB 941 (Secretary reads title of bill)
26. 3rd reading of the bill.
27. HB 975 (Secretary reads title of bill)
28. 3rd reading of the bill.
29. HB 976 (Secretary reads title of bill)
30. 3rd reading of the bill.
31. HB 985 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. HB 996 (Secretary reads title of bill)

7/11/79

1. 3rd reading of the bill.
2. HB 1032 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. HB 1043 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. HB 1068 (Secretary reads title of bill)
7. 3rd reading of the bill.
8. HB 1069 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. HB 1070 (Secretary reads title of bill)
11. 3rd reading of the bill.
12. HB 1091 (Secretary reads title of bill)
13. 3rd reading of the bill.
14. HB 1131 (Secretary reads title of bill)
15. 3rd reading of the bill.
16. HB 1136 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. HB 1149 (Secretary reads title of bill)
19. 3rd reading of the bill.
20. HB 1158 (Secretary reads title of bill)
21. 3rd reading of the bill.
22. HB 1160 (Secretary reads title of bill)
23. 3rd reading of the bill.
24. HB 1179 (Secretary reads title of bill)
25. 3rd reading of the bill.
26. HB 1199 (Secretary reads title of bill)
27. 3rd reading of the bill.
28. HB 1204 (Secretary reads title of bill)
29. 3rd reading of the bill.
30. HB 1237 (Secretary reads title of bill)
31. 3rd reading of the bill.
32. HB 1239 (Secretary reads title of bill)
33. 3rd reading of the bill.

1. HB 1245 (Secretary reads title of bill)
2. 3rd reading of the bill.
3. HB 1250 (Secretary reads title of bill)
4. 3rd reading of the bill.
5. HB 1258 (Secretary reads title of bill)
6. 3rd reading of the bill.
7. HB 1259 (Secretary reads title of bill)
8. 3rd reading of the bill.
9. HB 1260 (Secretary reads title of bill)
10. 3rd reading of the bill.
11. HB 1261 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. HB 1262 (Secretary reads title of bill)
14. 3rd reading of the bill.
15. HB 1264 (Secretary reads title of bill)
16. 3rd reading of the bill.
17. HB 1265 (Secretary reads title of bill)
18. 3rd reading of the bill.
19. HB 1266 (Secretary reads title of bill)
20. 3rd reading of the bill.
21. HB 1267 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. HB 1281 (Secretary reads title of bill)
24. 3rd reading of the bill.
25. HB 1283 (Secretary reads title of bill)
26. 3rd reading of the bill.
27. HB 1285 (Secretary reads title of bill)
28. 3rd reading of the bill.
29. HB 1289 (Secretary reads title of bill)
30. 3rd reading of the bill.
31. HB 1300 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. HB 1304 (Secretary reads title of bill)
- 3rd reading of the bill.
- HB 1311 (Secretary reads title of bill)

HB 1559
3rd Reading
6-22-72

1. 3rd reading of the bill.
2. HB 1312 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. HB 1318 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. HB 1330 (Secretary reads title of bill)
7. 3rd reading of the bill.
8. HB 1337 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. HB 1395 (Secretary reads title of bill)
11. 3rd reading of the bill.
12. HB 1397 (Secretary reads title of bill)
13. 3rd reading of the bill.
14. HB 1415 (Secretary reads title of bill)
15. 3rd reading of the bill.
16. HB 1416 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. HB 1417 (Secretary reads title of bill)
19. 3rd reading of the bill.
20. HB 1448 (Secretary reads title of bill)
21. 3rd reading of the bill.
22. HB 1517 (Secretary reads title of bill)
23. HB 1559 (Secretary reads title of bill)
24. 3rd reading of the bill.
25. HB 1564 (Secretary reads title of bill)
26. 3rd reading of the bill.
27. HB 1571 (Secretary reads title of bill)
28. 3rd reading of the bill.
29. HB 1579 (Secretary reads title of bill)
30. 3rd reading of the bill.
31. HB 1581 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. HB 1594 (Secretary reads title of bill)

1. 3rd reading of the bill.
2. HB 1598 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. HB 1638 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. HB 1650 (Secretary reads title of bill)
7. 3rd reading of the bill.
8. HB 1653 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. HB 1661 (Secretary reads title of bill)
11. HB 1672 (Secretary reads title of bill)
12. 3rd reading of the bill.
13. HB 1701 (Secretary reads title of bill)
14. 3rd reading of the bill.
15. HB 1708 (Secretary reads title of bill)
16. 3rd reading of the bill.
17. HB 1729 (Secretary reads title of bill)
18. 3rd reading of the bill.
19. HB 1749 (Secretary reads title of bill)
20. 3rd reading of the bill.
21. HB 1762 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. HB 1763 (Secretary reads title of bill)
24. 3rd reading of the bill.
25. HB 1793 (Secretary reads title of bill)
26. 3rd reading of the bill.
27. HB 1804 (Secretary reads title of bill)
28. 3rd reading of the bill.
29. HB 1828 (Secretary reads title of bill)
30. 3rd reading of the bill.
31. HB 1844 (Secretary reads title of bill)
32. 3rd reading of the bill.
33. HB 1845 (Secretary reads title of bill)

1. 3rd reading of the bill.
2. HB 1846 (Secretary reads title of bill)
3. 3rd reading of the bill.
4. HB 1849 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. HB 1880 (Secretary reads title of bill)
7. 3rd reading of the bill.
8. HB 1882 (Secretary reads title of bill)
9. 3rd reading of the bill.
10. HB 1884 (Secretary reads title of bill)
11. 3rd reading of the bill.
12. HB 1886 (Secretary reads title of bill)
13. 3rd reading of the bill.
14. HB 1888 (Secretary reads title of bill)
15. 3rd reading of the bill.
16. HB 1941 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. HB 1957 (Secretary reads title of bill)
19. 3rd reading of the bill.
20. HB 1971 (Secretary reads title of bill)
21. 3rd reading of the bills.

22. PRESIDENT:

23. The Secretary has completed the reading of the bills.
24. Is there any objection to the consideration of the final
25. passage of these bills by this roll call. The vote of each
26. Senator to be entered in the Journal on each bill according
27. to his or her vote on this roll call. Is there leave?
28. Hearing no objections the next roll call will be on the
29. final passage of the bills just read by the Secretary. Is
30. there any discussion? The question is...the question is
31. shall this series of bills pass? And on that question the
32. Secretary shall 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. PRESIDENT:
12. Senator Graham, aye. Senator Howard Mohr, aye.
13. Will any Senator that desires to change a vote on any bill
14. notify the Secretary. Has every Senator notified the Sec-
15. retary? This series of bills having received a constitutional
16. majority by record vote is declared passed. The record vote
17. of the yeas and nays for each bill passed shall be entered
18. in the Journal. 1052, is Senator Vadalabene on the Floor?
19. HB 1056, Senator Davidson.
20. SECRETARY:
21. HB 1056 (Secretary reads title of bill)
22. 3rd reading of the bill.
23. SENATOR DAVIDSON:
24. Mr. President, Ladies and Gentlemen of the Senate, this
25. is an appropriation which we've been passing since 1965 to
26. pay the cost...of..... of the chronic renal disease
27. patients who are on dialysis. This is a reduction this
28. year from one million dollars to a half of million dollars
29. because effective July 1st HRL will pick up the cost after
30. three months people who have been on this and the other
31. people who are not on social security. I invite a favor-
32. able roll call.
33. PRESIDENT:

1. Is there further discussion? The question is shall
2. HB 1056 pass? The Secretary will call the roll.

3. SECRETARY:

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

14. PRESIDENT:

15. Senator Walker, aye. Senator Shapiro, aye. Senator
16. Kosinski, aye. Senator Kenneth Hall, aye. On that question
17. the yeas are 40. The nays are none. HB 1056 having received
18. the constitutional majority is declared passed. Senator
19. Vadalabene do you wish to call 1052? Senator Daley, 1058?

20. SECRETARY:

21. 1058 (Secretary reads title of bill)
22. 3rd reading of the bill.

23. SENATOR DALEY:

24. Mr...Mr. President and Fellow Senators...this bill
25. restricts the future sales of cheap handguns whose pot metal
26. frames melt under 8...800 degrees. This is...restricts
27. the sale of the so-called Saturday-night Specials that
28. are used...frequently by young teenagers throughout our
29. metropolitan areas. This has received the support of the
30. Illinois Rifle Association...which I've passed out...a
31. press release from them in which they've appeared on a...
32. on a number of TV programs. And I would ask for a favorable
33. roll call.

1. PRESIDENT:
2. Is there further discussion? Senator Bell.
3. SENATOR BELL:
4. Well, Mr. President, if I could address a few questions
5. to Senator Daley?
6. PRESIDENT:
7. He indicates he'll yield. Senator Bell.
8. SENATOR BELL:
9. Senator Daley...how does it happen that 800 degrees is
10. chosen?
11. PRESIDENT:
12. Senator Daley.
13. SENATOR DALEY:
14. It...as I understand it, it gets the...the degree of
15. which this type of...of...of handgun will melt at. It's...
16. made in Florida, it's...it's selling price is about \$10 or
17. \$15. I guess this is the degree that...it will melt at.
18. PRESIDENT:
19. Senator Bell.
20. SENATOR BELL:
21. Well, Senator Daley...might I also ask has there been
22. any thought given to an amendment for this particular bill
23. that would eliminate...population centers or urban centers
24. of less than one half of million?
25. SENATOR DALEY:
26. As I understand it, in the House and the Senate it came
27. out of the Judicial Committee...unanimous vote and...the
28. reason why we didn't want to get into the...population figures is
29. because I don't think we'd ever got the bill out. It's a
30. bill that accepted by the Rifle Association, by the gun
31. collectors and the hunters and I thought if we start amending
32. this bill, you could kill it.
33. PRESIDENT:

1. Is there further discussion? The question is shall
2. HB 1058 pass? The Secretary will call the roll.

3. SECRETARY:

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

14. PRESIDENT:

15. Senator Newhouse, aye. Senator Nimrod, aye. Senator
16. Hynes, aye. Senator Bruce, no. Senator Kenneth Hall, aye.
17. Senator Welsh, aye. Senator Conolly, aye. Senator let me
18. complete this roll call... On that question the yeas are
19. 33. The nays are 9. HB 1058 having received the con-
20. stitutional majority is declared passed. Senator Wooten
21. and then Senator Chew. Senator Wooten.

22. SENATOR WOOTEN:

23. Mr. President, having voted on the prevailing side, I
24. move to reconsider the vote by which HB 1058 passed.

25. PRESIDENT:

26. Senator Wooten moves to reconsider. Senator Chew
27. moves to Table the vote by which HB 1058 was passed. All
28. in favor of the motion to Table signify by saying aye.
29. Contrary no. The motion carries. Sen...Senate Bills on
30. 2nd reading. Senator Saperstein.

31. SECRETARY:

32. SB 1191 (Secretary reads title of bill)
33. 3rd reading of the bill...or 2nd reading of the bill.
The Committee on Appropriations offers four amendments.

1. PRESIDENT:
2. Senator Saperstein. Senator Saperstein.
3. SENATOR SAPERSTEIN:
4. I believe there are some Committee Amendments.
5. PRESIDENT:
6. Yes, yes, there are four. The Secretary announced
7. that. Yes, Senator Saperstein, do you wish to offer and
8. explain Amendment No. 1. There are four Committee Amend-
9. ments, I believe.
10. SENATOR SAPERSTEIN:
11. I move the adoption of Com...Committee Amendment No. 1.
12. PRESIDENT:
13. Is there discussion? Senator Hynes.
14. SENATOR HYNES:
15. This...this is the pay-plan amendment and I would con-
16. cur in her motion.
17. PRESIDENT:
18. All...is there further discussion? All in favor of
19. the adoption of Amendment No. 1 signify by saying aye.
20. Contrary no. Motion carries. Amendment No. 1 is adopted.
21. Senator Saperstein Amendment No. 2.
22. SENATOR SAPERSTEIN:
23. Will you kindly read that amendment.
24. SECRETARY:
25. (Secretary starts to read Amendment No. 2)
26. PRESIDENT:
27. Senator Hynes...for
28. SENATOR HYNES:
29. Well, perhaps I can short circuit this, I believe that
30. is the amendment which removes \$670,000 from the operational
31. line items for the Drug Abuse Program and reinserts it as
32. a separate line item in precisely the same amount which would...
33. PRESIDENT:

1. Is...is there further...

2. SENATOR HYNES:

3. ...intended to give the Department a greater flexibility

4. and is a desirable amendment.

5. PRESIDENT:

6. Is there further discussion? The question is and the

7. adopt...Senator Saperstein.

8. SENATOR SAPERSTEIN:

9. I move its adoption.

10. PRESIDENT:

11. Senator Saperstein moves the adoption of Amendment No. 2.

12. All in favor signify by saying aye. Contrary no. Motion

13. carries. Amendment No. 2 is adopted. Amendment No. 3

14. Senator Saperstein.

15. SENATOR SAPERSTEIN:

16. I believe this the...the prepayment, the personal pay-

17. ment plan.

18. PRESIDENT:

19. No, that was Amendment No. 1.

20. SENATOR SAPERSTEIN:

21. No. 1. Read the...Amendment No. 3.

22. SECRETARY:

23. Amend...amend...

24. PRESIDENT:

25. Senator Hynes.

26. SENATOR HYNES:

27. It's a Chicago-Reid Amendment...for 50...

28. PRESIDENT:

29. Senator Saperstein.

30. SENATOR SAPERSTEIN:

31. This is an...amendment to add to the Child Development

32. Program \$51,500 until the end of the year.

33. PRESIDENT:

1. Is there further discussion? Senator Saperstein moves
2. the adoption of Amendment No. 3. All in favor signify by
3. saying aye. Contrary no. The motion carries. Amendment
4. No. 3 is adopted. Amendment No. 4, Senator Saperstein.
5. Senator Hynes.
6. SENATOR HYNES:
7. This is the amendment offered in Committee by Senator
8. McBroom to add \$45,000 for Cerebral Palsy Mobile Programs
9. as I recall.
10. PRESIDENT:
11. Is there further discussion? Senator Saperstein moves
12. its adoption. Amendment No. 4, all in favor signify by
13. saying aye. Contrary no. Motion carries. Amendment No. 4
14. is adopted. Are there amendments from the Floor?
15. SECRETARY:
16. Amendment No. 5 by Senator Conolly.
17. PRESIDENT:
18. Senator Saperstein.
19. SENATOR SAPERSTEIN:
20. I believe I have ...three amendments.
21. PRESIDENT:
22. Well...we will get to them...apparently the first one
23. on the Secretary's desk was the one offered by Senator
24. Conolly.
25. SENATOR SAPERSTEIN:
26. Place...I place as sponsor of the bill, I placed our
27. Amendments on the table, the Secretary's desk very early.
28. The only amendment that the Secretary has, Senator
29. Saperstein, are three amendments by Senator Fawell and one
30. by Senator Conolly. Will a page assist Senator Saperstein
31. there please.
32. SECRETARY:
33. Senator...Amendment No. 5 then by Senator Saperstein.

1. PRESIDENT:
2. Senator Saperstein.
3. SENATOR SAPERSTEIN:
4. All right. All right..
5. SECRETARY:
6. Page 1...page 1, line 28 by deleting the figure \$650,000
7. and inserting 850,000, that's the amendment.
8. SENATOR SAPERSTEIN:
9. All right.
10. PRESIDENT:
11. Is there further discussion? Senator Saperstein moves
12. to adopt Amendment No. 5. All in favor signify by saying
13. aye. Contrary no. Motion carries. Amendment No. 5 is
14. adopted.
15. SECRETARY:
16. Amendment No. 6 by Senator Saperstein.
17. (Secretary reads Amendment No. 6)
18. PRESIDENT:
19. Senator Saperstein.
20. SENATOR SAPERSTEIN:
21. The Democratic Task Force which has been studying the
22. Mental Health Budget in depth...we also called in many
23. community organizations such as, the Illinois Mental Health
24. Association, the Association for the Retarded...many of the
25. 708 Mental Health Centers, especially in Coles County and
26. we learned from them that the proposed appropriations for
27. the Mental Health Clinics for the mentally ill and the
28. mentally retarded were grossly underfunded. ...We also
29. learned that the program for community living for the
30. adult retarded needed additional funds, therefore, I move
31. the adoption of these amendments.
32. PRESIDENT:
33. Is there further discussion? The question is on

1. the adoption of Amendment No. 6, all in favor signify by
2. saying aye. Contrary no. The motion carries. Amendment
3. No. 6 is adopted.

4. SECRETARY:

5. Amendment No. 7 by Senator Conolly.

6. PRESIDENT:

7. Senator Conolly.

8. SENATOR CONOLLY:

9. This is an extremely important...amendment. This...
10. funds the operations of the new Waukegan Retardation Center
11. to the amount of \$1,603,100 which is the amount needed to
12. operate that center the last quarter of the fiscal year.
13. This has been debated with other people, discussed, there
14. has been quite a bit of dialogue and for some reason the
15. Department feels that this will be not completed in time. I
16. think it could be partially operational by discussing with the
17. contractors in the Chi...in the Waukegan area that are
18. building the facility. I think it's ...

19. PRESIDENT:

20. Is there...

21. SENATOR CONOLLY:

22. ...most important that we get the children out of the...
23. of Lincoln and Dixon and to Waukegan and not in the other
24. States...

25. PRESIDENT:

26. This...

27. SENATOR CONOLLY:

28. We need the operational soon and now.

29. PRESIDENT:

30. Is there further discussion? The question is on the
31. adoption of Amendment No. 6 by Senator Conolly. All in
32. favor signify by saying aye. Contrary no. The motion
33. carries. Amendment No. I'm sorry, 7 is adopted. Amendment
No. 7.

1. SECRETARY:

2. Amendment No. 8 by Senator Scholl.

3. PRESIDENT:

4. Senator Scholl.

5. SENATOR SCHOLL:

6. Mr. President and Members of the Senate, this amendment
7. will take care of the very essential problems that we have
8. at Chicago-Reid Mental Hospital. This past Saturday I spent
9. a considerable amount of time at Reid, found out that needed
10. repairs would not be included in this coming budget. The
11. type of repairs that are needed, for example, are holes in
12. the roofs, they've got buckets in the hallways, they need
13. additional refrigeration, they need, they need various re-
14. pairs and I urge its passage.

15. PRESIDENT:

16. The question...is there further discussion? The
17. question is on the adoption of Amendment No. 8. All in favor
18. signify by saying aye. Contrary no. The motion carries.
19. The amendment is adopted.

20. SECRETARY:

21. Amendment No. 9, Senator McBroom.

22. PRESIDENT:

23. Senator McBroom.

24. SENATOR MCBROOM:

25. Yes, Mr. President, the background on this Amendment
26. is simply this, the Department is shifting more and more
27. the responsibility for the care and treatment of the mentally
28. ill from the large State institutions to community...clinics
29. and similar facilities. A \$4,000,000 increase, in my opinion,
30. seems reasonable. The amendment would appropriate
31. \$4,000,000 from the Mental Health Fund. This is made
32. up by a payments from estates and from responsible
33. relatives... In conclusion, Mr President, we believe
that...that the unexpended balance in of this fund together

1. with some anticipated increases will make it possible for
2. the State to appropriate from the Mental Health Fund this
3. relatively modest amount. I move the adoption.

4. PRESIDENT:

5. Is there further discussion? The question is on the
6. adoption of Amendment No. 9. All in favor signify by
7. saying aye. Contrary no. Motion carries. Amendment No. 9
8. is adopted.

9. SECRETARY:

10. Amendment No. 10 by Senator Saperstein.

11. PRESIDENT:

12. Senator Saperstein.

13. SENATOR SAPERSTEIN:

14. This is a shifting of approximately \$200,000 within the
15. appropriation from the...fund for grants-in-aid to the
16. psychiatric and research training program.

17. PRESIDENT:

18. Is there discussion? The question is on the adoption
19. of Amendment No. 10. All in favor signify by saying aye.
20. Contrary no. The motion carries. Amendment No. 10 is
21. adopted. Senator Fawell has a...three amendments on the
22. Secretary's desk. He is not on the Floor. Senator Shapiro
23. are you prepared to handle it? We...really need to get this
24. bill advanced.

25. SECRETARY:

26. Amendment No. 11 by Senator Fawell and it relates to
27. the Dixon State School.

28. PRESIDENT:

29. Senator Shapiro.

30. SENATOR SHAPIRO:

31. ...Mr. President and Members of the Senate, Amendment...
32. this amendment provides for capital increases in the MR
33. Institutions at Dixon, Lincoln...at Dixon and Lincoln State

1. Schools. It's for capital development and it involves ren-
2. ovation of...several cottages at Dixon State School, for
3. rehabilitation of six...six cottages at Lincoln and for land-
4. scaping at Waukegan Retardation Center. I would urge its
5. adoption.

6. PRESIDENT:

7. Is there further discussion? Senator Hall.

8. SENATOR HARBER HALL:

9. ...How much is for landscaping at Waukegan?

10. SENATOR SHAPIRO:

11. \$213,000.

12. SENATOR HARBER HALL:

13. \$213,000 for landscaping and that's in addition to
14. Senator Conolly's...increase of, how much was yours at
15. Waukegan?

16. SENATOR SHAPIRO:

17. Senator Hall it's a one-shot appropriation because
18. they have just finished the construction. This money is
19. necessary to complete the job.

20. PRESIDENT:

21. Is there further discussion? The question is on the
22. adoption of Amendment No. 11. All in favor signify by
23. saying aye. Contrary no. Mot...motion carries. Amendment
24. No. 11 is adopted. Senator Shapiro.

25. SECRETARY:

26. Amendment No. 12...the short amendment.

27. SENATOR SHAPIRO:

28. ...Mr. President...Members of the Senate...this amend-
29. ment provides for an increase of 2.7 million dollars in
30. day treatment...grant-in-aid line items and a 1.5 million
31. dollar increase in the line item for the purchase of care
32. for the mentally retarded in the licensed private institu-
33. tions and community living facilities. These are General

1. Revenue Fund Increases and I urge the adoption of the
2. amendment.

3. PRESIDENT:

4. Is there further discussion? The question is on the
5. adoption of Amendment No. 12. All in favor signify by
6. saying aye. Contrary no. Motion carries, Amendment No. 12
7. is adopted.

8. SECRETARY:

9. Amendment No.13.

10. PRESIDENT:

11. Senator...Shapiro.

12. SENATOR SHAPIRO:

13. ...Mr. President and Members of the Senate, this amend-
14. ment provides for an increase in all of the line items for
15. Ludeman and Howell ...Mental Retardation facilities. This
16. is a 10% across-the-board increase to allow the...census
17. to increase from 312 to 350 patients which would still leave
18. them approximately 50 short of capacity. I would urge the
19. adoption of the amendment.

20. PRESIDENT:

21. Is there further discussion? Senator Netsch.

22. SENATOR NETSCH:

23. Would the sponsor yield for a question. As...with
24. respect to several of these amendments, I think you did not
25. mention the amount of it. It's not relevant at this point
26. but I'm just curious.

27. PRESIDENT:

28. Senator Shapiro.

29. SENATOR SHAPIRO:

30. Senator Netsch, the increase for Ludeman is \$492,270
31. and the increase for Howell is \$816,113.

32. PRESIDENT:

33. Senator Netsch.

1. SENATOR NETSCH:
2. Making a total of...
3. SENATOR SHAPIRO:
4. For this Amendment? Oh...approximately 1.3 million.
5. PRESIDENT:
6. Senator Netsch. Is there further discussion. The
7. question is on the adoption of Amendment No. 13. All in
8. favor signify by saying aye. Contrary no. The motion
9. carries. Amendment No. 13 is adopted. Is there another
10. amendment? Are there...well, we've got 13, that was the
11. point I was making. Are there...are there further amend-
12. ments from the Floor? 3rd reading. Senate Bills on 3rd
13. reading. SB 284.
14. SECRETARY:
15. SB 284 . (Secretary reads title of bill)
16. 3rd reading of the bill.
17. PRESIDENT:
18. Senator McCarthy.
19. SENATOR MCCARTHY:
20. Mr. President this is the...appropriation to the
21. ordinary and contingent expenses of the Industrial Com-
22. mission. It passed out of here according to the form
23. that the Appropriation's Committee put it in. I would
24. ask for a favorable roll call.
25. PRESIDENT:
26. Is there further discussion? The question is shall
27. SB 284 pass? The Secretary will call the roll.
28. SECRETARY:
29. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
30. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
31. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
32. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
33. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard

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

6. PRESIDENT:

7. On that question the yeas are 48. The nays are none.
8. SB 284 having received the constitutional majority is
9. declared passed. SB 318, Senator Savickas.

10. SECRETARY:

11. SB 318 (Secretary reads title of bill)
12. 3rd reading of the bill.

13. SENATOR SAVICKAS:

14. Mr. President and Members of the Senate, this is the
15. annual budget for the Department of Labor and I would
16. solicit your support on this passage.

17. PRESIDENT:

18. Is there further discussion? The question is shall
19. SB 318 pass? The 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, 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. PRESIDENT:

32. On that question the yeas are 52. The nays are none.
33. SB 318 having received the constitutional majority is de-
clared passed. SB 702, Senator Bruce.

1. SECRETARY:

2. SB 702 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDENT:

5. Senator Bruce.

6. SENATOR BRUCE:

7. Yes, Mr. President, ...I believe this is the payment
8. of interest and retirement of State bonded indebtedness
9. and I ask for a favorable roll call.

10. PRESIDENT:

11. Is there further discussion? Senator Sours.

12. SENATOR SOURS:

13. Mr. President and Senators, my discussion will be very
14. brief. I trust everyone who is voting for this, as I am
15. Senator Bruce, will realize that we are paying 70 million
16. dollars plus for the use of money. The State fortunately
17. not in anywhere near the situation like the Federal govern-
18. ment is obliged to pay 70 million dollars of taxpayers monies
19. every year just for the use of money in the old problem of
20. no money down, buy today and pay tomorrow. This is an
21. obligation that has to be met and I know everybody's going
22. to vote for it but I cannot pass up the opportunity of
23. indicating that we are not living within our means in this
24. State government when we have to spend approximately 6 million
25. dollars every month, 2 million dollars every day, to pay the
26. interest on, buy today and pay tomorrow or no money down.

27. PRESIDENT:

28. Is there...is there further discussion? The question
29. is shall SB 702 pass. The Secretary will call the roll.

30. SECRETARY:

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

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

8. PRESIDENT:

9. Senator Knuppel, aye. Senator Fawell, aye. Senator
10. Sommer, aye. Senator Romano, aye. Senator Donnewald, aye.
11. On that question the yeas are 53. The nays are none. SB 702
12. having received the constitutional majority is declared passed.
13. SB 697, Senator Bruce.

14. SECRETARY:

15. SB 697 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Bruce.

19. SENATOR BRUCE:

20. Yes...I will just alert the Members, I guess. These
21. are all the money bills, \$119,000,000 for bonding of State
22. projects for which I...Senator Sours pointed out we're going
23. to have the bill that just passed coming to haunt us again.
24. As you know, I've opposed this but...it seems to me that
25. thats the way we're going to go. So it's been revised up-
26. wards and we do not have enough money to pay off the reappro-
27. priated amounts and I don't know what the contractors going
28. to do but since it's the advice of the Body not to reappropriate
29. additional money to pay for it we should move the bill to the
30. House and hope that they will act and put the money in for
31. those peopæ that have done business with the State of Illinois.

32. PRESIDENT:

33. Is there further discussion? The question is shall

1. SB 697 pass? The Secretary will call the roll.
2. SECRETARY:
3. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
4. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
5. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
6. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
7. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
8. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
9. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
10. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
11. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
12. Weaver, Welsh, Wooten, Mr. President.
13. PRESIDENT:
14. Senator Netsch, aye. Senator Savickas, aye. On
15. that question the yeas are 50. The nays are none. SB 697
16. having received a constitutional majority is declared
17. passed. SB 378. Senator Bruce. ...Senator Bruce.
18. SENATOR BRUCE:
19. ...Yes, I'd like to...have leave of the Body to have
20. SB 378 called back to the order of 2nd reading for the pur-
21. pose of offering an amendment.
22. PRESIDENT:
23. Is there leave? So ordered. SB 378 is ordered to
24. 2nd reading. Senator Bruce.
25. SENATOR BRUCE:
26. I will take as little time as...as I can with this
27. because I think Senator McBroom and I have reached an
28. agreement that it's a futile attempt. This is an amount
29. of \$16,607,600 of reappropriation. These are for pro-
30. jects that are ongoing in airports throughout the State
31. of Illinois. Most of this money is in the City of Chicago
32. for improvements there. ...It's got to be reappropriated
33. or should be reappropriated. Failure to do so would mean

1. that projects that are either in consideration, or bids have
2. been let or contracts have been signed will have to be
3. either terminated or contractors who have done business
4. will not be reimbursed. I...I know the position, I...I
5. will be favorable to just a voice but I move the adoption
6. of Amendment No. 1 to SB 378.

7. PRESIDENT:

8. Senator McBroom.

9. SENATOR MCBROOM:

10. Yes, Mr. President, Senator Bruce and I have discussed
11. this and I appreciate his position and what he's attempting
12. to do but I have to resist this. I would like to call
13. attention...your attention, Mr. President, to the Members
14. of the Senate, that here's a budget of \$34,000,000 with, in
15. effect, a \$16,000,000 mistake in it. Another case, in my
16. opinion, of irresponsibility on the behalf...on the part
17. of the Governor. Another...another piece...another piece
18. of the action of the road show of Mark Stevens to which I
19. alluded, Mr. President, and I'd have to resist this amend-
20. ment.

21. PRESIDENT:

22. Is there further discussion? The question is on the
23. adoption of this amendment. All in favor signify by saying
24. aye. Contrary no. No's have it, the amendment fails. Is
25. there further amendments. 3rd reading. Since there was
26. not amendatory action, we can proceed with...consideration of
27. the bill for passage. Senator Bruce.

28. SENATOR BRUCE:

29. Yes, this is the annual appropriation of \$34,000,000
30. for the Department of Aeronautics. ...Since the amendment
31. was...not adopted I would just alert the members that again
32. as with the Capital Development Bond Board we are not appro-
33. priating sufficient money to pay off people who have done

1. business in good faith with the State of Illinois. And with
2. that brief explanation, I would ask for a favorable roll
3. call.

4. PRESIDENT:

5. It has not been read a 3rd time, so the Secretary will
6. read the bill and then we will get the roll call.

7. SECRETARY:

8. SB 378 (Secretary reads title of bill)
9. 3rd reading of the bill.

10. PRESIDENT:

11. Is there further discussion? The question is shall
12. SB 378 pass? The Secretary will call the roll.

13. SECRETARY:

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

24. PRESIDENT:

25. Senator Hynes, aye. The question has been raised
26. whether I said SB 378 or 370. The bill under consideration
27. is SB 378. On the question of passage of SB 378, the yeas
28. are 47, the nays are none. SB 378 having received a con-
29. stitutional majority is declared passed. Senator Latherow,
30. SB 1081.

31. SECRETARY:

32. SB 1081 (Secretary reads title of bill...)

33. PRESIDENT:

1. For what purpose does Senator Latherow arise?
2. SENATOR LATHEROW:
3. I have an amendment there for you.
4. PRESIDENT:
5. Do you wish to recall to 2nd reading?
6. SENATOR LATHEROW:
7. Yes.
8. PRESIDENT:
9. Senator Latherow seeks leave to recall SB 1081 to
10. the order of 2nd reading. Is there leave? So ordered.
11. 2nd reading, SB 1081.
12. SENATOR LATHEROW:
13. This amendment, Mr. President, Members of the Senate,
14. puts the amendment...or section in that says that there will
15. be no funds available and no construction unless there are
16. Federal funds to match these that are made available by the
17. State of Illinois and also it puts in the effective date.
18. I move the adoption of the amendment.
19. PRESIDENT:
20. Is there further discussion? The question is on the
21. adoption of Amendment No. 1 to SB 1081. All in favor
22. signify by saying aye. Contrary no. The motion carries.
23. The amendment is adopted. Is there...are there further
24. amendments from the Floor? 3rd reading. SB 1083.
25. SECRETARY:
26. SB 1083 (Secretary reads title of bill)
27. 3rd reading of the bill.
28. SENATOR LATHEROW:
29. Mr. President...
30. PRESIDENT:
31. Senator Latherow.
32. SENATOR LATHEROW:
33. Mr. President and Members of the Senate, this is for

1. an educational TV station operated and build a...at or near
2. Western Illinois University. That area of the State is not
3. presently covered by TV for the schools and we have some
4. agreement with Western where years ago they'd been more
5. than ready to have...a station of this type that they would
6. be glad to support and furnish the personnel to operate
7. it. I'd be pleased to answer any questions, otherwise, I'd
8. consider a favorable roll call.

9. PRESIDENT:

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. Thank you, Mr. President, ...sponsor yield to a question?
13. ...I'm...my question really addresses the next bill but since
14. it's all germane, is this in the budget, do you know?

15. SENATOR LATHEROW:

16. No.

17. PRESIDENT:

18. Is there further discussion? The question is shall
19. SB 1083 pass? The 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, 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. PRESIDENT:

32. Senator Buzbee, aye. Senator...Senator Johns, aye.
33. Senator Davidson, aye. On that question the yeas are 41.

1. The nays are one. SB 1083 having received a constitutional
2. majority is declared passed. SB 1081.
3. SECRETARY:
4. SB 1081 (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. Senator Latherow.
8. SENATOR LATHEROW:
9. Mr. President and Members of the Senate, this is the
10. appropriation for SB 1083 that we just passed.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. Any further discussion? The question is shall SB 1081
13. pass? On that question the Secretary will call the roll.
14. SECRETARY:
15. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
16. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
17. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
18. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
19. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
20. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
21. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
22. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
23. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
24. Weaver, Welsh, Wooten, Mr. President.
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Kosinski, aye. Bartulis, aye. Graham, aye. Mohr,
27. aye. On that question the ayes are 40. The nays are 2.
28. SB 1081 having received a constitutional majority is
29. declared passed. Also, it's companion 1083 just previous
30. to this is declared passed. 1197, Senator Buzbee.
31. 1199, Senator Regner.
32. SECRETARY:
33. SB 1199 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Regner.

4. SENATOR REGNER:

5. Mr. President, Members of the Senate, this bill appro-
6. priates \$1,650,000 to the Illinois Junior College Board for
7. replacement of facilities at William Rainey Harper College
8. which suffered a loss of their entire physical education...
9. program facilities along with a classroom space for about
10. 12 to 15 hundred students. ...What it was was a converted
11. stable that they had used for interim facilities. ...Be-
12. sides that loss there was a loss of all faculty, officers
13. for that program, the loss of all physical education and
14. inter-collegiate athletic equipment, the loss of all the
15. campus shower and locker room facilities and loss of
16. all sorts of their maintenance equipment and also all
17. of their vehicles. And I would ask for a favorable vote...
18. roll call.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion? The question is shall SB 1199
21. pass and upon that question the Secretary will call the roll.

22. SECRETARY:

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

33. PRESIDING OFFICER (SENATOR WEAVER):

HB 1050
2nd Reading
6-22-73

1. Is Senator Conolly on the Floor? On that question the
2. ayes are 41. The nays are 2. SB 1199 having received a
3. constitutional majority is declared passed. We'll return
4. to the order of House Bills on 3rd reading. Senator Clarke,
5. 1050.

6. SECRETARY:

7. HB 1050 (Secretary reads title of bill)
8. 3rd reading of the bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Clarke.

11. SENATOR CLARKE:

12. This is a bill that merely extends the provisions...
13. the minimum provisions of the Open Meetings Act...statewide.
14. In effect it says that statewide the minimum of the minimum
15. requirements of the Open Meetings Act should apply. It passed
16. out of the Executive...unanimously.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Is there any discussion? The question is shall HB 1050
19. pass? And upon that question the Secretary will call the
20. roll. Senator Rock, excuse me.

21. SENATOR ROCK:

22. Inquiry of the Chair, Mr. President, as I read this,
23. this again is a preemption bill and I would ask the Chair
24. for a ruling as to how many votes?

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Thirty votes, Senator Rock.

27. SENATOR ROCK:

28. ...under Article VII, Section 6 (g) I required
29. my interpretation would be a 3/5's vote.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. The Chair's interpretation, it takes 30 votes. The
32. question is shall HB 1050 pass? And upon that question the
33. Secretary will call the roll.

1. SECRETARY:
2. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
3. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
4. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
5. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
6. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
7. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
8. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
9. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
10. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
11. Weaver, Welsh, Wooten, Mr. President.
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Conolly, aye. On that question the ayes are 35.
14. The nays are 5. HB 1050 having received a constitutional
15. majority is declared passed. HB 1039, Senator Conolly.
16. SECRETARY:
17. HB 1039 (Secretary reads title of bill)
18. 3rd reading of the bill.
19. PRESIDING OFFICER (SENATOR WEAVER):
20. Senator Conolly.
21. SENATOR CONOLLY:
22. Mr. President, this is a bill that merely allows the
23. communities and the cities of the State of Illinois to
24. clean up unsightly property and...at no cost to the com-
25. munity itself. I think it's a very important piece of
26. legislation and we want to keep our municipalities clean
27. and the...any cost of removing garbage or debris from some
28. of these properties that have been unkept would be a...
29. a lien would be applied against the property to pay for
30. this cost. I move the...a favorable roll call on this
31. bill.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Is there any discussion? Senator Buzbee.

1. SENATOR BUZBEE:

2. Senator Conolly, this wouldn't invade any, in any way
3. the...present notification and all that sort of thing for
4. some process, would it?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Conolly.

7. SENATOR CONOLLY:

8. The standard laws...providing for the means is in
9. the bill that gives a 60-day, so forth, the cost of the
10. lien, notifications, descriptions and so forth the same
11. standards things.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Any further discussion? The question is shall HB 1039
14. pass? And upon that question the Secretary will call the
15. roll.

16. SECRETARY:

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

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Netsch, aye. Kosinski, aye. Wooten, aye. On that
29. question the ayes are 40 and the nays are 3. HB 1039
30. having received a constitutional majority is declared
31. passed. 1059, Senator Hynes.

32. SECRETARY:

33. HB 1059 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Hynes.

4. SENATOR HYNES:

5. Mr. President, this bill will increase the State

6. support for the free breakfast program from 10¢ to 15¢.

7. It is a budgeted item, it's...the cost of the bill will

8. be \$300,000 for the coming fiscal year. It has received

9. ...almost unanimous support on its way through the House

10. and the Senate Education Committee and I have heard no

11. objection to the bill to date. I...I think it is a

12. desirable thing. ..When the State supports...when coupled

13. with the Federal support it provides a substantial portion

14. of the cost so that local districts can provide this pro-

15. gram. And I would ask for your support.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Sours.

18. SENATOR SOURS:

19. Would the Senator yield to a question?

20. PRESIDING OFFICER(SENATOR WEAVER):

21. He indicates he will.

22. SENATOR SOURS:

23. You know of any reason why the parents can't furnish

24. that breakfast?

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Hynes.

27. SENATOR HYNES:

28. Well, as the...the guidelines indicate this is only

29. for children who are classified as needy and that's pre-

30. cisely the reason for the bill.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Sours.

33. SENATOR SOURS:

1. I suppose one could be excoriated and tarred and feathered
2. in oil if he ever voted against something like this but when...
3. when are we going to insist that people take care of their
4. children. Certainly the object of this bounty are little
5. children who need some kind of help but how are we ever going
6. to help them by handing it to them all of the time. And
7. somewhere in the very nature of things and the economy of
8. education we ought to insist that these errant parents when
9. they bring these little children into the world have some
10. responsibility which would include a breakfast.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Any further discussion? The question is shall HB 1059
13. pass? And upon that question the Secretary will call the
14. roll.

15. SECRETARY:

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

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Romano, aye. Course, aye. Fawell, aye. Kosinski, aye. Daley,
28. aye. Donnewald, aye. Ozinga, no. On that question the
29. ayes are 34. The nays are 6. HB 1059 having received a
30. constitutional majority is declared passed. 1059. 1074,
31. Senator Saperstein.

32. SECRETARY:

33. HB 1074 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Saperstein.

4. SENATOR SAPERSTEIN:

5. Mr. President and Ladies and Gentlemen of the Senate,
6. I think in the recent months we have all voted for a variety of
7. bills which provided for equality of opportunity and employ-
8. ment of both men and women. And this is another bill in
9. that same series. And this provides that...equal pay for
10. equal work by...for men and women holding the same position
11. regardless of race, color, creed or sex. ...This does not
12. affect the seniority system or the merit system. I urge
13. your support.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Is there any discussion? Senator Sours.

16. SENATOR SOURS:

17. The eternal question, Mr. President, Senators, who wants
18. it?

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Who're you addressing your question to, the sponsor,
21. Senator?

22. SENATOR SOURS:

23. The sponsor. In view of the Civil Rights Act of 1964
24. in 1966 passed by the Federal Congress and including that
25. ludicrous document called the Illinois Constitution. Who
26. wants this bill?

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Saperstein.

29. SENATOR SAPERSTEIN:

30. The Constitution of the State of Illinois says there
31. shall be no discrimination on the part of the citizens of
32. the State of Illinois regardless of race, color, creed or
33. sex. There is great discrimination in pay between men and
women and I think this will bring the gap...it will close

1. the gap, I hope, in terms of discrimination why we need any
2. men and women.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Sours.

5. SENATOR SOURS:

6. ...Admitting that Senator Saperstein is correct in
7. when she says the...the Fed...Illinois Constitution provides
8. all of these benefits, then pray tell me why we need any
9. new legislation?

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Mitchler.

12. SENATOR MITCHLER:

13. Well, I'm going to rise in support of Senator Saperstein
14. on this one. You know when she had that equal rights...
15. when she had that equal rights amendment...that wasn't the
16. way to do it Esther but this is the way to do it and you're
17. correcting the Statutes and when we have the Agreed Bill
18. List, in that Agreed Bill List were three or four very
19. similar pieces of legislation as you have now, that...
20. correct the Statutes and eliminate any of that discrimination against
21. ...sex and we're all for that.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Netsch.

24. SENATOR NETSCH:

25. Mr. President, if I may respond to Senator Sours
26. inevitable question. There is a reason for this parti-
27. cular form of this particular bill, it is not just an
28. equal pay for ...for all people bill, for men and women
29. but it is the form of the bill that is of some significance.
30. It is as you will note, Senator Sours, an amendment to the
31. Fair Employment Practices Commission. ...The Illinois
32. Constitutional Provision written by old those hairy old
33. men and me, happens to be a self-executing provision which

1. however would require anyone in order to enforce it to
2. go directly into court. This by adding it as an Unfair
3. Employment Practice makes it possible for the provision
4. to be enforced in an administrative proceeding in a more
5. informal manner and without immediately tying up the courts.
6. It seem to me it is a very appropriate, simple way for
7. this principle to be enforced and it is a principle which
8. you have already conceded is now the... established law
9. of the land.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Berning.

12. SENATOR BERNING:

13. ...I'd like to ask the sponsor what the amendment does?
14. I see by the Calendar that this bill is amended and I don't
15. have the amendment.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Saperstein.

18. SENATOR SAPERSTEIN:

19. There is no amendment. This bill amends the Fair
20. Employment Practices Act. ...The bill was not amended as
21. it came over. It is in the same form as it came over
22. excepting, you are right, we had...it's now, you are
23. right Mr. Berning, In the first sentence of the bill, it
24. said private and...it said private and public employers
25. and we took out the word (private or public) because em-
26. ployer is defined in the bill.

27. PRESIDING OFFICER(SENATOR WEAVER):

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Mr. President and fellow Senators, I'm in favor of
31. the concept of the bill in which it's trying to attain.
32. However, as Senator Netsch has indicated this does go to
33. the...yes, it does. And I think what we have to be alerted
to here and the reason I was going to object to this

1. particular bill is that, is it going to create a situation
2. when the FEPC determines that a job is of equal skill of
3. whether it requires the same effort or same knowledge, then
4. they will be the same pay. It could not even be in the same
5. area or relationship. So this really doesn't do the job
6. I think it is intended to do, however, I would say that I
7. am in favor of getting it for the same job for the same per-
8. son. But now we are leaving the solution up to the FEPC
9. who can then determine which jobs are similar and which jobs
10. require the same amount of work or skill or knowledge or
11. education. I don't think it's up to FEPC to determine that.
12. It's up to the employers to...to know who...who is of equal
13. job and then if there is a discrimination on this basis then
14. they should get the job. This is backward procedure and the
15. proc...lines which are written in are so vague can be inter-
16. preted so broadly. This is a very dangerous step that we take
17. and it's doing a lot more than the intent of just trying to
18. make...eliminate the discrimination. I'm in favor of eliminat-
19. ing discrimination but this bill is not the answer and I would
20. urge that we not take the step and...or else we take this bill
21. and amend it properly so that we can accept...pass the kind
22. of bill that we can achieve the goal that we are after.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Latherow.

25. SENATOR LATHEROW:

26. Well, Mr. President and Members of the Senate, I just
27. wonder if Senator Saperstein would yield to a question?

28. PRESIDING OFFICER (SENATOR WEAVER):

29. She indicates that she would.

30. SENATOR LATHEROW:

31. I'm wondering Senator Saperstein in case of a bank
32. employee who stands at the teller's window all day and...
33. do you determine each one of those to be...the same exact

1. type of employees?

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Saperstein.

4. SENATOR SAPERSTEIN:

5. I...would he kindly repeat the question.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Latherow.

8. SENATOR LATHEROW:

9. I just want...I just.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Latherow.

12. SENATOR LATHEROW:

13. I just wonder in case of bank employees who before to

14. be tellers, one along side the other at the bank windows

15. do you determine them to be of the same job...the same

16. position, identical pay and so forth?

17. SENATOR SAPERSTEIN:

18. You know I can hear?

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Latherow I don't think she understood the

21. question. Senator Saperstein.

22. SENATOR SAPERSTEIN:

23. ...asking whether two people are doing the, sitting

24. side by side, doing...with the same responsibilities, doing

25. the same work, with the same productivity, should they be

26. paid the same salary? I would say yes.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Latherow.

29. SENATOR LATHEROW:

30. Well, I just like to recognize the abilities of

31. those two might be considered different. Many people

32. have contacted me on this particular bill especially some

33. positions and employers who have people working similar

1. to waitresses who are working within an establishment and
2. they are doing supposedly the same work but maybe one is
3. able to do twice the amount, does do twice the amount gives
4. twice better service and yet they're both waitresses within
5. the establishment, they're both banktellers within the
6. same bank. One of them has an entirely better background
7. than the other and I...I just can't see how you can say
8. that as long as they hold a job of the same title and stand
9. in the same window, that you can have to pay them both or
10. give them both equal rights as far as pay is concerned. I
11. think there should be some privilege left to the employer
12. to state what he thinks that particular person is worth
13. regardless of what the sex may be and I appreciate the fact
14. Senator that in some of those cases the lady might be
15. drawing more than the man.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Saperstein.

18. SENATOR SAPERSTEIN:

19. The bill provides, Senator Latherow and Ladies and
20. Gentlemen, that this does not affect the merit system
21. wherever it is in effect or the seniority system. These
22. two...very important...items must be taken in consideration.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Latherow.

25. SENATOR LATHEROW:

26. I'm not speaking of the merit system or the seniority sys-
27. tem, I'm speaking of the job standing side by side and
28. the person with considerable ability more than the other. I
29. think you're opening the eternal box that says, now and for-
30. ever more don't both with your particular business. Get
31. yourself and your attorneys in court because they're where
32. you're going to be from now and hereafter trying to settle
33. some of these disputes that are going to be brought about

1. against your company or organization. I think this is
2. entirely a bad conception for this bill.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Walker.

5. SENATOR WALKER:

6. Thank you, Mr. President, fellow Senators, due to my
7. great-great-great grandmother's rapidly deteriorating con-
8. dition, I would like to move the previous question.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. All in favor signify by saying aye. Opposed nay.
11. Motion carries. Senator Saperstein may close the debate.
12. Senator Saperstein do you care to close debate or call...
13. The question is shall HB 1074 pass? And upon that question
14. the Secretary will call the roll.

15. ACTING SECRETARY (MR. WRIGHT):

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

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Rock, aye. Saperstein, aye. On that question the ayes
28. are 32 and the nays are 9. HB 1074 having received the
29. constitutional majority...verification of the roll call
30. has been requested. ...Verification will be called.

31. The Senators will please be in their seats. It will help
32. the Secretary...

33. ACTING SECRETARY (MR. WRIGHT):

1. The following voted in the affirmative: Bruce, Buzbee,
2. Carroll, Chew, Daley, Davidson, Donnewald, Dougherty,

3. PRESIDING OFFICER (SENATOR WEAVER):

4. For what purpose does Senator Newhouse arise?

5. SENATOR NEWHOUSE:

6. Procedurally, Mr. President, I...I'm curious to know
7. something. Since the vote...has not been locked up, is it
8. possible that one might still vote on a verification of the
9. roll call?

10. PRESIDING OFFICER (SENATOR WEAVER):

11. ...The vote has been announced but it has not been
12. declared passed...as yet. We're verifying the aye votes.
13. Proceed with the roll call. Verification.

14. ACTING SECRETARY (MR. WRIGHT):

15. Fawell, Glass, Kenneth Hall, Hynes, Johns, Knuppel,
16. Kosinski, McCarthy, Mitchler, Netsch, Newhouse, Nudelman,
17. Palmer, Partee, Rock, Roe, Saperstein, Savickas, Schaffer,
18. Shapiro, Smith, Swinarski, Vadalabene, Weaver and Wooten.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Any question on verification? Senator Hall.

21. SENATOR KENNETH HALL:

22. Go ahead and announce the roll call.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. The verification has...the vote...

25. SENATOR KENNETH HALL:

26. Oh, you've already done that.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. ...has been verified. The vote on HB 10...the vote on
29. HB 1074 is 32 ayes and 9 nays. HB 1074 having received the
30. constitutional majority is declared passed. Senator Hall.

31. SENATOR KENNETH HALL:

32. Having voted on the prevailing side, I now move that
33. that vote by which this 1074 was passed lie on the Table...

I mean be reconsidered.

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Hall moves to...
3. SENATOR KENNETH HALL:
4. ...Be reconsidered.
5. PRESIDING OFFICER (SENATOR WEAVER):
6. ...to reconsider. Senator Netsch moves to Table. All
7. in favor signify by saying aye. Opposed nay. Motion carries.
8. HB 1080, Senator Schaffer.
9. ACTING SECRETARY (MR. WRIGHT):
10. HB 1080 (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Senator Schaffer.
14. SENATOR SCHAFFER:
15. HB...1080 provides for notice to be given to taxpayers
16. ...concerning which paper and...which paper and...and how to
17. well...which paper that the assessment rolls for the town-
18. ship will be printed in when the assessments are printed.
19. ...We've had a problem up in our area and I suspect it's not
20. a unique problem where many people find that these assess-
21. ment rolls are printed in obscure newspapers and they...dis-
22. cover...much too late to be able to file a...protest that
23. their assessments have been raised. This is particularly
24. a hardship where a paper is printed in one end of the town-
25. ship and doesn't get into another or a gentlemen owns pro-
26. perty or a business in a township and...is not aware that
27. it's being published and doesn't receive the paper. ...I
28. think it's only fair that we give people adequate notice
29. when we take steps like raising their assessments which
30. obviously affect the...cost of the tax bill.
31. PRESIDING OFFICER (SENATOR WEAVER):
32. Is there any discussion? Senator Dougherty.
33. SENATOR DOUGHERTY:

1. Mr. President, Members of the Senate, I don't object to the
2. bill but I do object to the, or rather I question whether or
3. not you should fulfill this requirement in a quadrennial year.
4. This is really from the cradle to the grave taking care of
5. people. It's an imposition on assessing authorities and
6. costly.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Schaffer.

9. SENATOR SCHAFFER:

10. Well, again, you'll notice in the bill we do not require
11. first-class mail obviously this could be a bulk-rate opera-
12. tion. It could be a simple form. ...It could be a postcard.
13. It could be torn off as the bill is...as the assessor fin-
14. ishes his work on a particular piece of property and mailed
15. out at a bulk-rate type of postage. ...In my area, we just
16. have many people particularly homeowners and businessmen who
17. just had no idea that this was going to be published and
18. found out months later or weeks later to their dismay that
19. the assessment had been published and their chance to pro-
20. test had come and gone and got stuck with some pretty
21. sizeable...assessment increases that they might normally
22. otherwise been able to fight.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Dougherty.

25. SENATOR DOUGHERTY:

26. I'm going to support the bill but in view of the fact
27. that counties are in such a precarious economical situation
28. that's the only reason I object. I'll vote for your bill
29. but I still think it's unnecessary.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Is there further discussion? The question is shall
32. HB 1080 pass? And upon that question the Secretary will
33. call the roll.

1. ACTING SECRETARY (MR. WRIGHT):

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. Carroll, aye. McBroom, aye. Netsch, aye. Bruce,
14. aye. Merritt, aye. On that question the ayes are 40 and
15. the nays are none. HB 1080 having received a constitutional
16. majority is declared passed. 1081.

17. ACTING SECRETARY (MR. WRIGHT):

18. HB 1081 (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. This bill addresses itself to the same problem and it
24. has been amended to provide that...for the number of days that
25. ...taxpayer has to appeal to the Board of Review be up from
26. 10 to 20. It originally was 30, we moved it down to...20
27. and...it provides more time for a taxpayer to...file his...
28. tax protest. I might also add that it provides calendar
29. days, 20 calendar days. Now, some of the townships have
30. been...just saying 10 working day which means in essence
31. 14 days since it normally took him two weekends. So in
32. essence what we're really doing here in most of the State
33. is providing six additional days. Again, by the time the

1. taxpayer finds the...assessment list, decides he wishes to
2. protest and in most cases contacts his lawyer and the law-
3. yer's able to react... Ten days is a pretty tight thing
4. and...I think that this extension of a...well, 10 calendar days
5. or, in reality six days, is a good thing and merited.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any discussion? Senator Hall.

8. SENATOR KENNETH HALL:

9. Would the sponsor yield for a question? Senator
10. Schaffer, do either one of these bills take care of a
11. situation where, that if you have missed your taxes for
12. one year that the balance will show when you get ready to
13. pay for the other year?

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Schaffer.

16. SENATOR SCHAFFER:

17. These relate to assessment not actually the tax bills.
18. No, they're not involved in that field at all.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Sours.

21. SENATOR SOURS:

22. I just want to rise in support of these two bills,
23. the last one we just passed and this one. It so happens
24. that I do a lot of this kind of work and every time
25. Christmas comes around I'm readily supplied with the
26. emoluments of that kind of work so I'm in favor of it.
27. However, I should also say that many times I impressed
28. ...these...increases in assessments or modifications or
29. changes of assessments are published many times in news-
30. papers out in the...out' in the provincial parts of Peoria
31. County and sometimes the lawyers involved never even get
32. a chance to see the legal notices. So these are both good
33. bills. They'll give the lawyer, they'll also give the

1. taxpayer a little time to breath. This 10 days after
2. publication many times catches many people unawares.
3. This is a good bill and so is the other one and will
4. really make it possible for people whose assessments
5. have been increase, to protect their rights whatever
6. they are. It's just a good bill.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Is there further discussion? Senator Schaffer.

9. SENATOR SCHAFFER:

10. Well, I'd like to say that...I don't think the
11. sponsor or I envisioned these as...lawyer bills but
12. I suspect that you have a very good point and would
13. all the lawyers in the Body please take note that I
14. am sponsoring a couple of lawyer bills. Forgive me
15. for some of my earlier comments about lawyers.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. The question is shall HB 1081 pass and upon that
18. question the Secretary will call the roll.

19. ACTING SECRETARY (MR. WRIGHT):

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

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Berning, aye. Bartulis, aye. On that question
32. the ayes are 47. The nays are none. HB 1081 having
33. received a constitutional majority is declared passed.

1. 1085.

2. ACTING SECRETARY (MR. WRIGHT):

3. HB 1085 (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Wooten.

7. SENATOR WOOTEN:

8. This is a fairly simple bill which merely says that

9. the Department of Transportation shall give 90-days

10. notice when they change routes through cities and remove

11. signs. In a couple of instances they have caused some

12. confusion. ...This has passed through the...Transportation

13. Committee unanimously, was on the House Consent Calendar

14. and...the Department of Transportation concedes to it.

15. I would ask for a favorable roll call.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Shapiro.

18. SENATOR SHAPIRO:

19. ...Will the sponsor yield for a question? ...Senator

20. Wooten, what's...what's the law now? I mean why is a

21. 90-day period required? Is there something here that I

22. just don't see or...?

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Wooten.

25. SENATOR WOOTEN:

26. No,...I think the time period was just arbitrarily

27. picked so... In one instance that occasioned this bill,

28. in Galesburg the State came in and removed route signs through

29. the City and the City had been arguing sometime about

30. what to do in traffic patterns and they were just

31. caught flatfooted by this. And they would like, they

32. said it would be great for some notice and the sponsor

33. of the bill and the Department of Transportation hit on

1. 90 days and I guess that's why.
2. PRESIDING OFFICER (SENATOR WEAVER):
3. Senator Shapiro.
4. SENATOR SHAPIRO:
5. ...Then the Department of Transportation is in favor
6. of the bill?
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Any further discussion? The question is shall SB 1085
9. pass and upon that question the Secretary will 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. Kenneth Hall, aye. Newhouse, aye. Carroll, aye.
23. Request to call the absentees. The absentees will be
24. called.
25. ACTING SECRETARY (MR. WRIGHT):
26. Bartulis, Berning, Carroll, Clarke,
27. PRESIDING OFFICER (SENATOR WEAVER):
28. Carroll, aye.
29. ACTING SECRETARY (MR. WRIGHT):
30. Conolly, Course, Davidson, Fawell, Glass, Graham,
31. Harber Hall, Johns, Keegan, Knuepfer, Latherow, McBroom,
32. Mitchler, Howard Mohr, Don Moore, Nimrod, Ozinga, Regner,
33. Roe, Schaffer, Scholl, Shapiro, Sommer, Soper, Sours,

1. Swinarski, Walker, Weaver, Mr. President.
2. PRESIDING OFFICER (SENATOR WEAVER):
3. Senator Wooten.
4. SENATOR WOOTEN:
5. I'm a little confused by this and I...in my confusion,
6. I think I'd better put this, in fairness to the House
7. sponsor, put it on postponed consideration until we find
8. out what's going on.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. HB 1085 will be placed on the order of postponed
11. consideration. HB 1100, Harber Hall.
12. ACTING SECRETARY (MR. WRIGHT):
13. HB 1100 (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER (SENATOR WEAVER):
16. Senator Harber Hall.
17. SENATOR HARBER HALL:
18. Mr. President, this is a simple bill that permits a
19. county to own property outside of the county for purposes
20. of a park. It amends the county act for that purpose.
21. ...It's a good bill, such county could have a lake such
22. as we have in McLean County and where the county bought some
23. the property from the neighboring Woodford County and
24. has a lake and also want to police that area that is
25. ...actually outside the county limits in parts of it.
26. PRESIDING OFFICER (SENATOR WEAVER):
27. Is there any discussion? The question is shall HB 1100
28. pass and upon that question the Secretary will call the
29. roll.
30. ACTING SECRETARY (MR. WRIGHT):
31. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
32. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
33. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth

1. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
2. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
3. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
4. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
5. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
6. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
7. Weaver, Welsh, Wooten, Mr. President.
8. PRESIDING OFFICER (SENATOR WEAVER):
9. Kosinski, aye. Harris, aye. Graham, aye. Merritt,
10. aye. Savickas, aye. Harber Hall.
11. SENATOR HARBER HALL:
12. Mr. President, this is a good bill...it came out of
13. Committee with no dissenting votes. It came out of the House
14. with no dissenting votes. It's needed in several other
15. counties, I think.
16. PRESIDING OFFICER (SENATOR WEAVER):
17. Latherow, aye.
18. SENATOR HARBER HALL:
19. ...We're five votes short...maybe, maybe Senator
20. Wooten and I will have to go around and find out what's
21. wrong with two bills instead of just one. ...I'd like to
22. have a little support from the other side. ...It's a good
23. bill...could I have four more?
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Senator Partee.
26. SENATOR PARTEE:
27. Let me suggest, maybe you put it on...postponed con-
28. sideration and with Wooten's bill and when we get every-
29. body back here maybe we can stop playing games and start
30. passing some good legislation. Why don't you put it on
31. postponed consideration for the moment.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. ...the absentees be called.
SENATOR HARBER HALL:

1. Yes. Please.

2. ACTING SECRETARY (MR. WRIGHT):

3. Berning, Bruce, Buzbee, Carroll, Conolly, Course,
4. Donnewald, Dougherty, Harber Hall, Kenneth...Kenneth Hall,
5. Hynes, Johns, Keegan, Knuepfer, Knuppel, McCarthy,
6. Merritt, Netsch, Newhouse, Nudelman, Ozinga, Palmer,
7. Partee, Regner, Rock, Saperstein, Scholl, Smith, Soper,
8. Sours, Swinarski, Vadalabene.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. On this question the ayes are 31. The nays are none.
11. One voting present. HB 1100 having received the consti-
12. tutional majority is declared passed. 1101, Senator
13. Latherow.

14. ACTING SECRETARY (MR. WRIGHT):

15. HB 1101 (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR WEAVER):.

18. Senator Latherow.

19. SENATOR LATHEROW:

20. Well, Mr. President, Members of the Senate, this has
21. to do with some people who several years ago were partici-
22. pants in the Firemen's Pension Code and at that time were
23. not allowed the privilege of taking out their pension.
24. On this particular bill that effects one family that I know of
25. in my district who have had financial reversals and I can
26. tell you truthfully this is the only place they could figure
27. where they might be able to pick up some dollars to live on.
28. They have lost all their family savings, all their...their
29. home and...if we could set this provision back a few years
30. to put it in the same particular status as almost every
31. other pension that we have in the State of Illinois Pension
32. Fund, I think it would be worthy. I'd be glad to answer
33. any questions.

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Is there any discussion? The question is shall HB 1101
3. pass and on that question the Secretary will 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,
12. PRESIDING OFFICER (SENATOR WEAVER):
13. The Secretary is having trouble hearing the response
14. to the roll call gentlemen.
15. ACTING SECRETARY (MR. WRIGHT):
16. Partee, Regner, Rock, Roe, Romano, Saperstein,
17. Savickas, Schaffer, Scholl, Shapiro, Smith, Sommer,
18. Soper, Sours, Swinarski, Vadalabene, Walker, Weaver,
19. Welsh, Wooten, Mr. President.
20. PRESIDING OFFICER (SENATOR WEAVER):
21. Rock, aye. Chew, aye. Sours, aye. Scholl, aye.
22. Carroll, aye. Kosinski, aye. Latherow, aye. Romano, aye.
23. On that question the ayes are 33. The nays are 1. One
24. voting present. HB 1101 having received the constitutional
25. majority is declared passed.
26. ACTING SECRETARY (MR. WRIGHT):
27. HB 1099 (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Senator Daley.
31. SENATOR DALEY:
32. Mr. President, fellow Senators, this eliminates the...
33. residency form in order take the High School Equivalency

1. Exam Program. It reduces the...residency from one year to
2. 30 days in accordance with the Supreme Court Ruling and I
3. would ask for a favorable roll call.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Is there any discussion? The question is shall HB 10...
6. Senator Fawell.

7. SENATOR FAWELL:

8. ...Yes. This...this has been amended so that it has taken
9. out...those features to which a number of us on the Education
10. Committee had objected...that Senator Carroll had the bill
11. that we felt were objectionable features. It now pertains
12. only to the residency, altering that and I...I believe that
13. it does deserve the support of the Body.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Any further discussion? The question is shall HB 1099
16. pass and upon that question the Secretary will call the
17. roll.

18. ACTING SECRETARY (MR. WRIGHT):

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 WEAVER):

30. Romano, aye. Clarke, aye. Harris, aye. McBroom,
31. aye. Sommer...aye. On that question the ayes are 38.
32. The nays are none. HB 1099 having received the consti-
33. tutional majority is declared passed. 1105, Senator

1. Fawell. Hold. 1107, Senator Daley.

2. SECRETARY:

3. HB 1107 (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Daley.

7. SENATOR DALEY:

8. ...Mr...Mr. President, fellow Senators, this bill would
9. allow part-time students who are attending...colleges and
10. junior colleges throughout the State to receive financial
11. assistance, scholarships and grant-in-aids, in order to
12. attend part-time...part-time in colleges. This would...
13. give assistance to married students as well as disabled students
14. and other older students in order to continue their education.
15. There are many young men and women who cannot attend college
16. on a full-time basis so therefore they have to...attend
17. school on a...part-time basis. ...I think this is greatly
18. needed throughout the State and I would ask for a favorable
19. roll call.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Is there any discussion? Senator Fawell.

22. SENATOR FAWELL:

23. Well, this is somewhat of a un...unpopular stand but
24. I have opposed the bill. There's a business split in Committee and
25. by no means a partisan split. But...what we do have here
26. is the commencement of a brand new scholarship program for
27. part-time students and I believe the cost for the fiscal
28. year '73 - '74 was estimated to be about 3 1/2 million. But
29. that's only the beginning because once our public and our
30. private colleges and universities recognize that they can
31. be designing part-time programs, be able to obtain this type
32. of help from the Scholarship Commission, I think that the
33. amount of money which the Scholarship Commission is going to

1. come back and ask for is going to be a good five or six or
2. seven times more than just the 3 1/2 million that we are
3. talking about here. We have right now and I think many of
4. us know on the Floor of the Senate an awful lot of our con-
5. stituents who are young people attending college who don't
6. fall into the category of having help yet. And...that is
7. to say we're not really doing fully what we would want to do
8. with our full-time students. To...attempt to classify as
9. "needy" those who are part-time, that is to say part-time
10. employed too, is an area which I think is not certainly the
11. time to approach it right now. This portion, the 3.5
12. million here, isn't in the budget, nobody's budget but that,
13. of course, hasn't stopped us from doing an awful lot of
14. appropriating already this year and...certainly as we
15. approach the next fiscal we're going to sign...see that this
16. is at least quadrupled. So, somewhat reluctantly, I want to
17. express what is a minority position in the Senate Education Com-
18. mittee although the bill was defeated it was resurrected
19. in the...in the Committee and ...I do not support but hope
20. that the bill would not pass.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. ...Mr. President, Members of the Senate, it's not... too
25. often that you're going to see me up on the Floor debating
26. with my distinguished colleague who sits on my left. But
27. this is one bill that I am in favor of and for many reasons.
28. This year's Illinois State Scholarship appropriation addresses
29. itself to the needs of students who attend private colleges
30. only and I think it's time that we took a look at some of our
31. students who are attending our public institutions. And it
32. seems to me that it's appropriate to address ourselves to
33. those.... students who are attempting to help themselves.

1. Part-time students who are working attempting to receive
2. a higher education to better their standard of living or
3. living conditions, so on and so forth. The Board of Higher
4. Education originally addressed themselves to providing
5. aid for part-time students and had it in their original
6. recommendation. It was cut out by the present administration
7. and there is no money allocated and the State Scholarship Com-
8. Mission Bill appropriation should be...have an appropriation
9. placed on it to reflect this need. I am in favor of this
10. because I think we ought to address our priorities to some
11. of the public students in the State of Illinois. The State
12. Scholarship Commission has provided money for students only.
13. It's a 3.1 million dollar cost. I think it be...it can be
14. added readily to the Scholarship Commission's appropriation in
15. the House. I am in favor of the bill and I think it should...
16. that it deserves a favorable roll call.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Sours.

19. SENATOR SOURS:

20. ...Mr. President, Senators, I think we ought to some-
21. time decide on where we're going to stop handing out tax-
22. payers money. Now I happen to be a product of private
23. education and I say modestly that I al...never paid tuition
24. wherever I went to school. The tuition in some of these
25. private schools today is more than \$2,000 and less than
26. \$3,000. The maximum I think because of an amendment we
27. happened to be on a scholarship bill is \$1,300. Now even
28. a part-time student can gobble up the entire \$1,300, if
29. this bill passes. I don't think we'll ever achieve and I
30. wouldn't want to live in a society, frankly where we had
31. universal collegiate education. I feel the taxpayer will
32. regret this bill if it ever passes. What starts as a
33. innocuous, inconsequential, small, appropriation or recognition

1. of need could pyramid into something real extensive, expen-
2. sive, extortionate. Today, I quoted this statistic some
3. time ago, it costs three times as much to educate one of
4. our Illinois citizens at a certain public university than
5. it does at Harvard, Yale, Princeton, Williams, Bowdoin,
6. Amherst and you name them. Now these are things we ought
7. to sometime irregardless of how we may have the big heart
8. think about. I don't think Representative Chapman was
9. elected to the House for example, I notice he's the primary
10. sponsor, to pass out money in this kind of a situation. I
11. certainly do not want to offend the Senate sponsor but some-
12. day someone is going to have to put his cleats in the ground
13. and say, we've had it. If it were not for embarrassing our
14. Governor and I don't want to embarrass him, we're sending
15. him approp...and I'm sincere about that because you've never
16. heard me discuss Kerner, Ogilvie or the present Governor in
17. any unkind manner, I don't think we should send to the
18. Governor bills like this that will put out of joint his
19. budget. Now, we...we've had reckless abandon in this
20. semester. This is something with all due respect to the...to
21. the House sponsor and the Senate sponsor I don't believe
22. we ought to pass.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. I...I don't think I've ever pointed out but I am a
27. product of public education. I started at Northern Illinois
28. University when I was 17 years old. Last summer I was on
29. the campus for a function and I ran into a guy that I met
30. when I was 17 year old...years old as a Freshman. He was
31. still there working on his Master's Degree and milking every
32. one of these scholarship funds for all it was worth and I
33. submit to you he carried the minimum number of hours just

1. so...he qualified and if we then lower this standard we have
2. opened the door to the...to the professional student whose
3. way of life until he's 43 years old is academician carrying
4. the minimum load, living off the government as a form of
5. welfare, on the college campus, we've all seen them. You
6. know they belong to the IPO and the IVI and I for one do not
7. wish to subsidize those two organizations and I just can't
8. support this bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. This...Senator Nimrod.

11. SENATOR NIMROD:

12. Mr. President...

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Nimrod has the Floor.

15. SENATOR NIMROD:

16. Mr. President, I think this is a bad approach to a
17. good idea. We are now being faced with thousands, 25 - 30
18. this year, maybe 50 or 75 thousand empty classroom seats
19. in our universities. We are finding that the vast number
20. of people in the middle income are at a position today where
21. they cannot afford to send their students to school because
22. they are paying for those on low income for scholarships. We're
23. at a position here where I think the time is coming that I
24. see no reason and I've worked and I don't see why any more
25. student can't work. Instead of increasing the rolls of
26. scholarships, financial scholarships, we ought to be looking
27. into a way to make loans available to every student who wants
28. to go to school, be willing to see that they are entitled to
29. an education, give them that loan and in ten years if they
30. can't pay back that loan, by God they shouldn't have had that
31. education because they...didn't offer them an opportunity to
32. do anything in the first place. Now we've struggled through
33. the years and I can see the moods of the courst, the moods

1. of the taxpayers is one of again bringing in and taking away
2. permissiveness and a way of trying to restrain this give-a-way
3. program. I'm all for the idea but I think it's about time
4. we start looking at this whole program, maybe say there
5. shouldn't be any kind of financial scholarship at all and
6. that we ought to make loans available to everybody. And this
7. is a step in the wrong direction because what it does is
8. open the door for students to become professional students
9. as was pointed out by Senator Schaffer and it causes us
10. expenditures that are unnecessary and really does not afford
11. to have a chance to have any part-time student go to school.
12. He is going part time because he has a job and that means
13. he's paying his way through. So, I don't think, and the
14. loan is available to him, I don't see why we should be con-
15. cerned and be considering giving handouts to those who are
16. willing to help themselves.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Is there any further discussion? Senator Hynes.

19. SENATOR HYNES:

20. Mr. President and Members of the Senate, I think that
21. one of the important aspects of this bill has been over-
22. looked and I think that some of the objections that have
23. been raised really are satisfied by the bill. There are
24. many, many part-time students in this State who are part-
25. time simply because they cannot afford to be full-time
26. students and cannot afford even with the maximum scholar-
27. ship assistance available to attend college on a full-time
28. basis. They have family responsibilities or other responsi-
29. bilities that prevents them from dedicating full time to
30. a scholastic career. Many of these same persons are unable
31. even in the part-time area to continue in school without
32. some assistance and this bill will enable him to do that.
33. I think it's a very good bill.

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Daley may close debate.
3. SENATOR DALEY:
4. Mr. President, fellow Senators, this is a new concept
5. ...we are trying to help the part-time students throughout
6. the State of Illinois and I would say to Senator Schaffer
7. the IPO or the IVI are not involved in this bill. And I
8. would ask for a favorable roll call.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. The question is shall HB 1107 pass and on that
11. question the Secretary will call the roll.
12. SECRETARY:
13. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
14. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
15. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
16. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
17. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
18. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
19. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
20. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
21. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
22. Weaver, Welsh, Wooten, Mr. President.
23. PRESIDING OFFICER (SENATOR WEAVER):
24. Newhouse, aye. Sommers, aye. Harris, no. Request
25. for the absentees. The absentees will be called.
26. SECRETARY:
27. Bartulis, Bruce, Buzbee, Chew, Clarke, Conolly, Course,
28. Donnewald, Glass, Graham, Harber Hall, Johns, Keegan,
29. Knuepfer, Knuppel, McBroom, McCarthy, Merritt, Mitchler,
30. Howard Mohr, Don Moore, Netsch, Nimrod, Ozinga, Regner,
31. Schaffer, Soper, Walker, Wooten,
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Glass, no. Smith, aye. Daley, aye. On that question

1. the ayes are 25 and the nays are 9. HB 1107 having failed
2. to receive a constitutional majority is declared lost.
3. SB 733. HB 1120.
4. SECRETARY:
5. HB 1120 (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Senator Chew.
9. SENATOR CHEW:
10. Mr. President, this bill deals with automobile
11. carriers. The trucks that move automobiles from place to
12. place and this bill is to allow an overhang in the front
13. and in the rear to the extent of 3 feet and 4 feet. That's
14. a Motor Vehicle Laws Commission Bill and I know of no
15. opposition. I'll be glad to answer any questions otherwise,
16. I'll ask for a favorable roll call.
17. PRESIDING OFFICER (SENATOR WEAVER):
18. Is there any discussion? The question is shall HB 1120
19. pass and on that question the 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, 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 WEAVER):
32. Roe, no. Been a request to call the absentees. The
33. absentees will be called.

1. SECRETARY:

2. Bartulis, Bruce, Buzbee, Carroll, Clarke, Course,
3. Davidson, Donnewald, Fawell, Graham, Harber Hall, Hynes,
4. Johns, Keegan, Knuepfer, Knuppel, Kosinski, McCarthy,
5. Howard Mohr, Don Moore, Newhouse, Nudelman, Ozinga,
6. Palmer, Regner, Saperstein, Schaffer, Shapiro, Sommer,
7. Soper, Walker, Weaver, Welsh, Wooten,

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Carroll, aye. Senator Chew.

10. SENATOR CHEW:

11. ...May I have the privilege to...of putting this on
12. postponed consideration calendar.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. HB 1120 will be placed on the order of postponed
15. consideration.. On the order of postponed consideration
16. we have three Senate Bills we'd like to move, four. 73...
17. SB 733. Senator Savickas.

18. SENATOR SAVICKAS:

19. Yes, SB 733 is an authorization to the Department of
20. Transportation to make improvements in the West Branch of
21. DuPage River in Cook County. I 'd appreciate favorable
22. support.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Is there any discussion? Senator...President Harris.

25. SENATOR HARRIS:

26. I just want to make clear to the members of this side
27. of the aisle, that Senators Graham and Regner have with-
28. drawn their objection to this bill and I would... urge the
29. members of this side to support the passage of SB 733.
30. It's on postponed consideration. It is a Senate Bill:
31. We're going to get it out of here. We've got...we really
32. should take action on it today. I urge the members of
33. this side to support it.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Chew.

3. SENATOR CHEW:

4. May I request the location of the Democratic caucus?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Are you asking me? Is there further discussion? The
7. question is shall SB 733 pass and upon that question the
8. Secretary will 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. Nudelman, aye. Daley, aye. On that question the ayes
22. are 38. The nays are none. One present. SB 733 having
23. received the constitutional majority is declared passed.
24. 734.

25. SECRETARY:

26. SB 73...SB 734.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Savickas.

29. SENATOR SAVICKAS:

30. SB 734 is the appropriation for this improvement and
31. I just comment on the next two bills, 735 ...736. One
32. is the appropriation and one is the authorization so if
33. you can call them...you know, I want a roll call. I'd

1. appreciate a favorable roll call.
2. PRESIDING OFFICER (SENATOR WEAVER):
3. Is there any discussion? Senator Merritt.
4. SENATOR MERRITT:
5. Mr. President, I...I can tell that 733 on postponed.
6. I couldn't locate the 734.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Second...second bill on postponed consideration, Senator Merritt.
9. SENATOR MERRITT:
10. I'm sorry.
11. PRESIDING OFFICER (SENATOR WEAVER):
12. The question is shall SB 734 pass and upon that question
13. the Secretary will call the roll.
14. SECRETARY:
15. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
16. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
17. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
18. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
19. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
20. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
21. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
22. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
23. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
24. Weaver, Welsh, Wooten, Mr. President.
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Hynes, aye. Regner, aye. Sours, aye. On that question
27. the ayes are 40 and the nays are none. SB 734 having received
28. the constitutional majority is declared passed. 735.
29. Is there any discussion? The question is shall SB 735 pass
30. and upon that question the Secretary 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 WEAVER):

10. Swinarski, aye. Partee, aye.

11. SECRETARY:

12. SB 735 (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. On that question the ayes are 35. The nays are none.

16. SB 735 having received a constitutional majority is de-
17. clared passed. 736.

18. SECRETARY:

19. SB 736 (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Savickas.

23. SENATOR SAVICKAS:

24. This is the appropriation, the other was the authori-
25. zation. I'd appreciate a favorable roll call.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Is there further discussion? The question is shall
28. SB 736 pass and upon that question the Secretary will call
29. the roll.

30. SECRETARY:

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

HB 211
4/22/76

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

8. PRESIDING OFFICER (SENATOR WEAVER):

9. On that question the ayes are 35. The nays are none.
10. SB 736 having received the constitutional majority is
11. declared passed. HB 211. Senator Schaffer.

12. SENATOR SCHAFFER:

13. HB 211 would...as you probably recall, remove the...
14. 200,000 population ceiling for the use of the...pro-
15. ductivity assessment procedure...in downstate Illinois.
16. I believe there was some confusion on the other side of
17. the aisle. I would like to state that this has ...in no
18. way, shape or form reduces the 40 acres. I talked to
19. Senator Partee, I've talked to leadership on the other
20. side and on this side. The Illinois Agriculture Association
21. has this...list on a very high priority. I believe it's a
22. good bill. It's a fair bill. It's an optional thing. It's
23. not mandatory on anybody. I'd like to have 30 votes on it.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. The question is...is there any discussion? The
26. question is shall HB 211 pass and upon that question the
27. Secretary will call the roll.

28. SECRETARY:

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

HB 211
4/23/76

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

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Merritt, aye. Hynes, aye. Sours, no. Latherow, no.
 8. On that question the ayes are 43. The nays are 2. HB 211
 9. having received a constitutional majority is declared passed.

10. Senator Rock.
 11. SENATOR ROCK:

12. Yes, Mr. President, Senator Bruce is now back on the
 13. Floor and will make the appropriate motion with regard to
 14. SB 378.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Bruce.

17. SENATOR BRUCE:

18. Yes, Mr. President, having voted on the prevailing side
 19. I move to reconsider the vote by which ...SB 378 passed the
 20. Senate today. 378 that's the ordinary appropriation for
 21. the Department of Aeronautics. That's...that is a Senate
 22. Bill.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. All in favor of reconsidering the...SB 378 signify by
 25. saying aye. Opposed nay. Motion adopted. Senator Bruce.

26. SENATOR BRUCE:

27. Yes, Mr. President, I earlier offered Amendment No. 1.
 28. I now move to reconsider the vote by which Amendment No. 1
 29. was not adopted.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Bruce moves to re...return SB 378 to the order
 32. of 2nd reading for the purpose of amendment.

33. SENATOR BRUCE:

1. Right.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Leave is granted. Senator McBroom.

4. SENATOR MCBROOM:

5. Well, Mr. President, just briefly. I talked to Senator
6. Bruce and Senator Partee about this and I'm going to...this
7. case I'm going to support their position on it. Senator
8. Partee has...provided me with some late information...I
9. only wish and I think I'm echoing Senator Partee's sentiments
10. that some of this could have been provided to us and to our
11. staff some...somewhat earlier. But I'm going to support
12. Senator Bruce and Senator Partee and I would hope that the
13. members on this side would...would cooperate on that.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Harris.

16. SENATOR HARRIS:

17. Well, I would just point out that this amendment does
18. provide for a significant number of reappropriations of on-
19. going projects. I think...most of them are downstate. The
20. reappropriations projects. There is some new money for the
21. E. St. Louis Airport and...Senator McBroom has explained it
22. to me...They did receive some late information today...
23. Unfortunately, this information did not reach us soon
24. enough to make a real definitive position when we considered
25. it earlier today and I would just urge that we go ahead and
26. support the adoption of this amendment now. It's unfor-
27. tunate that it has reached us so late but there is a concern
28. about whether this bill might get caught up in problems in
29. the House between...amendments and that sort of thing and
30. if it has...the bill has not left the possession of the
31. Senate I would join Senator McBroom in the adoption of the
32. amendment.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Bruce moves the adoption of Amendment No. 3.
2. Senator Bruce moves to reconsider the vote by which Amend-
3. ment No. 3 was defeated. All in favor signify by saying
4. aye. Opposed nay. Motion carries. Senator Bruce moves
5. the adoption of Amendment No. 3. Is there any discussion?
6. All in favor signify by saying aye. Opposed nay. The
7. amendment is adopted. Any further amendments. 3rd
8. reading. HB 372. HB 549..

9. SECRETARY:

10. HB 549 (Secretary reads title of bill)
11. 3rd reading of the bill.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Glass.

14. SENATOR GLASS:

15. Well, thank you, Mr. President, Senators...HB 549
16. sponsored by Representative Porter in the House is one of
17. two shield bills that...has passed out and is on the Floor
18. of the Senate. This is a qualified shield bill...and ...
19. I might just briefly describe the bill. The privilege
20. conferred by the Act, namely, the right of ...of a person
21. not to be compelled to disclose any news information or
22. the source thereof obtained by a reporter during the
23. course of his employment... That privilege may be divested
24. only for the testimony of the person claiming the privilege
25. is sought in a criminal proceedings before a Court of law, or
26. the offense is one punishable by death or by imprisonment in
27. the penitentiary. And where an application is granted in
28. accordance with the provision of this Act. ...Now, I think
29. the real issue posed by this bill is whether we want to
30. give a complete shield; a complete immunity ...to the news-
31. men and ...the personsreceiving the items of news as
32. against the interest of a defendant in a criminal case to
33. be entitled to have information come forth and be divulged

1. which may be necessary in the defense of that case. This
2. bill, I submit to you, strikes the proper balance between
3. the interests of the defendants under the Bill of Rights
4. and by the benefits society derives through the free press
5. and the inducement of people to come forward with items of
6. information to the news media. ...The bill does give con-
7. sideration as I have said to the administration of criminal
8. justice and the rights of the accused person. ...I think
9. it's somewhat difficult to take a position for the rights
10. of defendants who are really not an organized group of any
11. type against the preferences of the press who quite obviously
12. affect the lives of each of us. ...But I think we have to
13. remember that our Constitution has more amendments than just
14. the first amendment. It has ...ten amendments...the first
15. ten amendments that form the basic Bill of Rights. So I
16. think that we should seriously consider and should pass this
17. shield bill which gives the qualified privilege ...for news-
18. men. I...I would make just one other comment because there
19. have been some assertions by persons in the press that this
20. bill doesn't really do a great deal more than the privilege
21. that presently exists. And let me disabuse you of that...
22. if anyone has that impression. At the present time,...the
23. newsmen can be called in to divulge information before
24. various commissions, legislative bodies...before...courts in
25. civil cases, in misdemeanors and a wide variety of other
26. instances. As I said, this would severely limit...those
27. instances where the information would have to be disclosed
28. to cases involving...crimes...persons accused of crimes
29. involving death or imprisonment. I would be happy to answer
30. and questions. I'd urge for a favorable roll call on
31. HB 549.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Swinarski.

1. SENATOR SWINARSKI:

2. Mr. President, Members of the Senate, I had the
3. opportunity to look over this bill and study this bill
4. and I think it's a bad piece of legislation. I'd like
5. to quote at this time though from somebody who's fairly
6. knowledgeable and I notice...at times that Senator Sours
7. has quoted him in the Daily News and some members, other
8. members of the other side of the aisle have quoted from
9. the Daily News, Mike Royko, and Howard Miller and a few
10. other people and I'd like to quote today what was said in
11. the Chicago Daily News and reference to newspaper people.
12. I know those newspaper people and they are some of the
13. greatest take-artists in the world. They have more con-
14. flict of interest. They are more dishonorable than any
15. group of people I know in any profession. Now let this
16. be said loud and clear, these are the greatest take-artists in
17. the world and further it goes on. It says they are selfish,
18. bitter people. The average newspaperman really does not
19. make a lot of money and he hates anybody who does. He has
20. a built-in hate for anybody who is successful in the free
21. enterprise system. They're liars, they're cheats in the
22. newspaper profession and I don't believe the average American
23. who is enlightened believes in a liar and a cheat. And I'm
24. quoting, these aren't necessarily my words, but I happen to
25. be quoting from the newspaper today and I 'm sure being news-
26. papermen themselves that they would know that only the
27. truth is printed in the newspaper. I think before we
28. start giving them the privilege to re...refuse their news
29. source, it might be the chance for them to start printing
30. and writing honestly in the newspaper. Too...often that
31. they say that their source came from some other source or
32. give the innuendo or misquote entirely. Many times I have
33. seen men give people quotations that they have never even

1. had an opportunity to speak to. And I...believe before
2. that they get legislation such as this that we have in...
3. front of us today that they prove themselves able to be
4. able to get such legislation.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. I just have the strong feeling that to start this
9. talk about shields is something that...that the people
10. don't need. You know the newspapers have been very harsh
11. with the political people. Now they're asking for some
12. favor. What do we get back if they print something and
13. they can protect the source and it's untrue? It's
14. slanderish or wrong. Now maybe this leaves out slander
15. and all that but...but they pick on us all the time.
16. Now, if they dish it out it seems to me that they ought
17. to be able to take it. Most of the major newspapers in
18. my district feel that good newspapermen don't need a shield
19. law and that includes all the dailies that I have talked
20. to and I just don't see any reason that they should be
21. set apart to prey upon the public with their little
22. confidences. Many times they don't check them out. Let's
23. take for example what happened to...to Senator Eagleton
24. last summer. His political future or what he might have
25. like to have been was damaged greatly or could have been
26. damaged greatly by misinformation. I say that if they...
27. if they write it, they should be able to back it up, if...
28. if they get a lead, they can follow that lead and they can...
29. they can verify it, substantiate it through good, careful,
30. hard work just as the fellow did that investigated the
31. Watergate case. They want to do it the lazy way. They
32. don't want to take the consequences. I can't support this
33. type of legislation.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Chew.

3. SENATOR CHEW:

4. Mr. President, I've been in public life for quite a
5. long time. I have been written about many, many times.
6. I have never known but one newspapermen to retract the
7. lies that they have told on me. They very rarely check
8. a reliable source. They attempt to get what they call
9. somebody who makes good copy. Just the other day a
10. piece appeared in one of our daily papers that was
11. totally untrue. I called the managing editor and sub-
12. sequently talked to the writer and that untruth was retracted
13. with an apology. John Dreiske who worked here for many
14. years wrote the damndest lie about me that I'd ever read.
15. And the following Monday he came to this desk and he said,
16. all right, I've come to face my music. I said, I have no
17. music for you to face, let your conscious be your guide.
18. Then he said, well, I'm going to tell you why I wrote that
19. article. He said you took nine minutes on the Senate Floor
20. asking for things that the Senate that the Senator's needed
21. including a place to park your Rolls-Royce. Now, if that
22. isn't irresponsibility, I don't know what it is. Here
23. you've got four million people reading things about people
24. which were written with the intention of lying. I recall
25. that same writer wrote an article that said, the Democrats
26. had gotten me off the Floor so I would not vote for a bill.
27. And Senator Partee, very rarely he gets angry, was angry
28. about that. And the following month there was a two-line
29. article. Yes, he was on the Floor but he didn't vote.
30. Time and time and time again they write to sell those
31. papers, they write to get those ads and I would be only too
32. happy to support this kind of legislation, Mr. President,
33. if they make an affidavit that they will write the truth

1. and stop writing lies, not only about legislators, they'll
2. write lies about anybody. I recall a kid that arrested
3. for possession of narcotics and the first thing I saw in
4. the paper that he was employed by me and I didn't even
5. know him. Now that was to slander me which is to say, Chew
6. is associated with people that's peddling narcotics and
7. I've never seen but two marijuana cigarettes in my life
8. and one was being smoked and one was being taken by the
9. police. I've never seen any heroin, if I did I didn't
10. know what it was. I don't know anybody that uses it. If
11. they use it, I don't know it but the first thing I read
12. was he was employed by Senator Chew. I said, show me
13. a pay slip that he has ever gotten from me, from the
14. State or from anything connected to me which he couldn't.
15. You cannot sue a newspaper to...try and sue them on a liable
16. suit is trying to draw the light out of the moon. So I
17. think they should take some responsibility too. They are
18. paid enough to be responsible and I want them to write this,
19. as long as you're going to be ...irresponsible, I'm going
20. to try to defeat any kind of shield bill. The President of
21. the United States said newsmen should not have it and other
22. officials said they should not have it. It puts them in a
23. class by themselves and say yes, I can see where he has on
24. a mix-matched pair of shoes but the damage is done and I
25. refer to Jack Anderson and the Eagleton case, which Eagleton
26. didn't check out his...Anderson didn't check out his sources.
27. He just wrote the damnable story that may have destroyed
28. this man politically for the rest of his life. Yes, he
29. apologized, but the damage had been done and until news-
30. papers decide that they are going to be responsible, they
31. will never get my support. And I may add I don't give a
32. damn what you write about me as long as you spell my name
33. C-h-e-w.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Harris.

3. SENATOR HARRIS:

4. Well, Mr. President, Members of the Senate, I just want
5. to rise and suggest that we have two so-called shield bills
6. before us. HB 549 which is under consideration and HB 475.
7. I am the front sponsor of HB 475 joined in co-sponsorship
8. by Senator Partee. When these bills were heard in Execu-
9. tive Committee there were two others. We evaluated all four
10. of them with the thought that perhaps they might need
11. amendments. Perhaps even to merge them all into one bill.
12. After some exhaustive staff work and some dialogue among
13. Senators Walker, Partee and me, we made the determination
14. that the two better bills of the four were this bill and
15. 475. HB 45...I'm sorry, 549 has some unique considerations
16. in it compared to 475 and I find nothing inconsistent with
17. supporting the concept in the two bills and I intend to vote
18. for both bills. You will have under consideration HB 475
19. in a moment and I'll go into some detail about it specifically.
20. But I think there is nothing inconsistent with supporting
21. them both and since this is being heard prior to the Senate
22. consideration of 475 I wanted to make this observation. I
23. join Senator Glass in his support of this bill and would urge
24. a favorable roll call by the Senate.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Wooten.

27. SENATOR WOOTEN:

28. Mr. President and fellow colleagues, there is no firm
29. ground whereon to stand in considering a matter of this
30. nature. In a perfect world there would be no need for a
31. shield legislation indeed there would be no need of a
32. legislature and perhaps little for newspapers at all. I
33. will not bore you with the statements of Thomas Jefferson

1. the beginning of this Republic as to the important newspapers
2. and perhaps in Jefferson's eyes their value superseding that of
3. government. Reaching for a metaphor I suppose the easiest thing
4. I can come up with is that the public benefits from the
5. kind of tension or, if you will, the open warfare that
6. sometimes exists between news gathering and reporting and
7. the politics. And the position we are in right now is
8. roughly that of one army supplying ammunition to an army
9. with which it is contesting something. It's not a
10. good figure but I think perhaps it's not totally in-
11. accurate. It is true that newspapers fail, radio and TV
12. stations fail in presenting the truth because I don't know
13. of any philosophical approach or any logical system that
14. yields the absolute truth. We all think that in our most
15. objective perception we perhaps see it clearly but that view
16. varies from man to man, from situation to situation. I am
17. content that since all of us are fallible human beings, that
18. as we in politics are free to be irresponsible and to pay
19. for our irresponsibility, that in a sense, the press should
20. be free in a like manner as should all other people.
21. In the final analysis I believe we are all responsible
22. for our acts and are called to account. Between these two
23. bills, I will take the same position I did in the no-fault
24. insurance, I don't believe I can vote for two when I have a
25. clear choice. I think that the other bill is a little bit
26. better statement of what is needed. I agree with what
27. Senator Sours said to me when I first presented my bill in
28. Committee that what the Legislature takes it can give away
29. we perhaps would be better off with no law on the books but
30. a law is on the book, we're seeking to amend it, there is
31. pressure brought to bear against reporting. It is not as
32. free and open as it should be and I suggest such a leg-
33. islation will help it.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Partee.

3. SENATOR PARTEE:

4. Just let me say that I have read these bills with
5. some care and precision. The concept, I think, is fine.
6. The bills are not edged in granite and they are not anchored
7. to steel. It is a bill which can be changed by amendment in
8. the next Session of the Legislature if there are abuses.
9. And I'm going to support both of them. It is my personal
10. preference that the other bill Sen...Representative Berman's
11. bill will be the one that reaches the Governor's desk. Of
12. the four that we looked at or five, these two are by far
13. superior to the other three. Particularly, since they
14. are embracive of additional concepts. I'm going to support
15. them because I feel the public's right to know would be
16. hampered and stymied in their absence.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Is there fur...Senator Berning.

19. SENATOR BERNING:

20. Thank you, Mr. President. I know that this is sort of
21. an...proposition that is difficult to oppose, if for no
22. other reason than this immediately sits one up as a sitting
23. duck or a target so to speak. But I submit that this
24. Nation of ours has survived rather well for some close to
25. 200 years without having provided special insulation for a
26. group of our citizens. I have before me an article by a
27. writer of...of the Times and I think there are some pertinent
28. comments here which emphasize...better than I can what my
29. reservations are. One is, no one dares investigate news-
30. papers while they accuse and charge, condemn and convince
31. they cannot be touched and I think that's pretty much true.
32. Has anyone ever been able to successfully challenge the news-
33. paper? Not to my knowledge. Further it says here and I am

1. quoting again, freedom of the press never gave license to
2. ruin a man's reputation by innuendo and picayunish charges
3. and glaring headlines with retractions if needed in the
4. obituary section. If anyone needs a shield law it's the
5. public because that's how it all started in Russia, Red
6. China and Cuba. This may not be gospel but it does emphasize
7. that there should be equal responsibility with equal rights.
8. If the rights of the citizen are to be protected by a free
9. press, so is a free press to assume the responsibility that
10. goes with those rights. I find it difficult, Mr. President,
11. to believe sincerely that any objective, professional, self-
12. sufficient, earnest, responsible, newsman need a shield
13. law. Thank you.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Sours.

16. SENATOR SOURS:

17. Mr. President, I regret that I only have such little
18. time to talk about such an important bill. I don't differ
19. with newsmen I think anybody in public life is fair game.
20. There's been an allusion to John Dreiske today. I was never
21. very fond of him and he wasn't very fond of me. I think
22. we avoided each other. I resented the fact that he always
23. wanted to be General Manager of the Universe and to that
24. office I had great aspirations. I'd like to quote from
25. the Old Testament the Federal Constitution and a reasonable
26. adumbration of the New Testament the Illinois Constitution.
27. The Old Constitution, the Federal Constitution says in
28. Amendment No. 1...Congress shall make no law respecting
29. an establishment of religion or prohibiting the free
30. exercise thereof or abridging the freedom of speech. Now
31. if I can have the attention of the Chamber, or of the press.
32. Now that happens to be the law of the land without any
33. excrescence which this bill would be. Let's go to the

1. lesser document enacted by the Old Gentlemen's Convention
2. of 1970. Article 1, Section 4, Freedom of Speech, and I
3. should mention the Old Lady's Convention because there
4. were quite a number of...of the disstaff side, all persons
5. may speak, write and publish freely. In the Executive
6. Committee when a bill was there I asked the witness if he
7. would like to be licensed as our lawyers who are also disciplined
8. and disbarred and kicked literally out of the bar and
9. doctors who are treated similarly and ministers who are
10. unfrocked and consigned to oblivion because of misconduct.
11. The witness said no, he didn't think newspaper reporters
12. and newsmen and newsgatherers ought to be licensed. But
13. what...what Senator Glass is trying to tell you and me
14. is that these exceptional people pristine-pure, savance,
15. beyond a Ph.D: and everything that goes into the ultimate
16. in scholarship ought to have a special preferential treat-
17. ment. I cannot agree with that. I see that red line that
18. red...red...light up there, I'm going to perhaps impugn
19. just a little to read from one of my old friends who was
20. the Senator from Massachusetts. His name was Daniel Webster.
21. Good intentions will always be pleaded for every assumption
22. of power. It is hardly too strong to say that the Con-
23. stitution and I've just quoted from the Bill of Rights,
24. First Amendment, it is hardly too strong to say that the
25. Constitution was made to guard the people against the dangers
26. of good intentions, Senator Glass. There are men in all
27. ages who mean to govern well but they mean to govern. They
28. promise to be good masters but they mean to be masters.
29. Once this Legislature recognizes its authority to tell the
30. press what to do, I say to you, look out! Once this
31. Legislature confers upon pressmen, reporters, journalists
32. and you can find the effete language to really describe
33. the occupation better than I perhaps. I say to you, look out

1. because once we prescribe we can also proscribe and you may
2. remember that it was back in the Roman days that Marius
3. proscribed Sulla and Sulla proscribed Marius and that was
4. the end of things. What this Legislature gives gentlemen
5. of the press it can withdraw, it can modify, it can finagle
6. and believe me that is the last thing you worthy people
7. ought to either desire or inherit from a very bad bill
8. which I happen to oppose.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Glass moves to close debate.

11. SENATOR GLASS:

12. Thank you, Mr. President, it is difficult to follow
13. the eloquence of the learned Senator from Peoria. I...I
14. would point out however that one fact which has not been
15. really mentioned or discussed in detail is that there are
16. other amendments to the U. S. Constitution than the First.
17. ...Freedom of the Press is guaranteed but so also under
18. the Sixth Amendment and under Part 8 of Section 8 of...of
19. Part 1 of the Illinois Constitution is the right of a
20. person charged with a crime to have compensory process
21. for obtaining witnesses in his favor. These I submit to
22. you are the competing considerations that...HB 549, I
23. think successfully addresses. Now to give an absolute
24. shield to the press...and provide that the information
25. received by them the news sources that they have...may
26. be retained as completely confidential, I think would do
27. extreme violence to this particular section of our
28. Constitution both Federal and State. So, in order to
29. get around that problem...and still provide a substantial
30. shield I repeat, Sen...HB 549, just so the issues are clear,
31. would provide that the privilege conferred by the Act may
32. be divested only for the testimony of the person claiming
33. the privilege as sought in a criminal proceeding before a
court of law where the offense is one punishable by

1. death or imprisonment in the penitentiary. There is, however,
2. a further provision in this bill that the privilege cannot
3. be divested in a proceeding where the defendant is charged
4. with bribery,...failure to report a bribe, official mis-
5. conduct or other crime arising out of any alleged act or
6. omission related to the employment of a public official,
7. employee or juror. I think it is a fair privilege that is
8. provided for the news media. It is a substantial expansion
9. over the existing law. I think the...what also has been
10. discussed...and I would like to respond briefly to Senator
11. Chew, is...is not the accuracy of the reporting that is
12. done, we can never guarantee that there will be accurate
13. reporting or fair reporting but rather the public policy
14. behind the reporters privilege to...withhold information
15. that's confidential is the hope that individuals will come
16. forward with information and divulge it to the news media
17. to insure a freeflow of this information to the public.
18. And I think that is upon the correct assumption that the
19. greater information the public has the more likely it is...it
20. will be that the government and others will be responsive
21. to the public and we will have a better informed public;
22. this will lead to better informed decisions by our govern-
23. ment and concerning our directions in society. I don't
24. think we should have a complete shield for the news media.
25. I think this bill is the appropriate approach and would
26. urge your support.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. The question is shall HB 549 pass and upon that
29. question the Secretary will call the roll.

30. SECRETARY:

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

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

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Bartulis, aye. There has been a request to call the
10. absentees. The absentees will be called.

11. SECRETARY:

12. Carroll, Clarke, Course, Daley, Davidson, Keegan,
13. Knuepfer, Kosinski, McCarthy, Mitchler, Howard Mohr,
14. Don Moore, Ozinga, Palmer, Rock, Romano, Savickas,
15. Scholl, Soper, -Sours, Walker.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. On that question the ayes are 22. The nays are 15.
18. Two present. HB 549 having failed to receive the con-
19. stitutional majority is declared lost. 475.

20. SECRETARY:

21. HB 475 (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Harris.

25. SENATOR HARRIS:

26. Mr. President, Members of the Senate, I think the
27. philosophical question has been sufficiently debated here.
28. We're talking now about maybe a difference in specifics.
29. There are those who believe that 475 might be a better
30. bill than the bill we just considered, SB...HB 549.
31. Because it provides a clearer delineation of the right
32. to shield the press in its news gathering efforts and
33. also to protect the source of that information. I hold

1. here two editorials that appeared in this week's Metro-
2. politan Press favoring HB 475 among all of the proposals
3. in the General Assembly. Until 1972, in the Branburg
4. vs. Hayes matter, the source of information which contributes
5. tremendously to the process of the public being adequately
6. informed was a matter of direct flow and not incumbered
7. by the court's decision that I have just referred to.
8. Since that period of time, information sources have con-
9. tinued to dry up. Since that judgement by the United States
10. Supreme Court, subpoenas directing reporters to appear before
11. grand juries have repeatedly and repeatedly and increasingly
12. occurred. We have before us an adequate means and a reason-
13. able means to address itself to a resolution that has
14. resulted...to a resolution that has resulted...to a re-
15. solution of a problem that has resulted since that cited
16. case. I would urge the members who have rejected the other
17. bill that there is a favorable distinction here and to join
18. me in support and passage of this noteworthy, legislative
19. effort to produce a means to guarantee the public's right to
20. information. Thank you, Mr. President.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Chew.

23. SENATOR CHEW:

24. If we could separate the responsible people in the
25. medium from the irresponsible, I would be the first to
26. support this bill but we cannot. And in your careful
27. deliberation, Senator, you couldn't either. When you had
28. the audacity to challenge leadership a couple of years
29. ago, the news media cut you up in inches as if to say, you
30. weren't qualified, you shouldn't. John Madigan who reports
31. on the various news mediums has said that a newsman would
32. rather write about foolish things than constructive things
33. in which I agree. I have a little modest home up in

1. Michigan and there were exactly 15 different articles in
2. some of the same newspapers why am I supposed to have a
3. home in Michigan. Oh, no. NO, no, you're supposed to live
4. in the basement. I have repeatedly given the various news-
5. men here in this Senate legislation that I proposed. Do
6. you think they have reported that to the people. No. But
7. on that same week I saw an article where Charley Chew goes
8. down in Springfield and parks his Rolls-Royce on the side-
9. walk. When I confronted the writer he said, on July 6th
10. at the St. Nicholas Hotel you were on the sidewalk well
11. hell the St. Nicholas Hotel's got a driveway you drive in.
12. And the other thing if I were parked on the sidewalk, why
13. was I not given a violation. And when I pinned him down
14. he knew he had lied. The public has a right to know but
15. the public has a right to know the truth. My life is an
16. open book. I have nothing to hide. I'll tell anybody
17. anything anytime they want to know it but I should have the
18. respect to be contacted by these lying writers before they
19. lie further. And I have repeatedly told these people just
20. ask me what you want to know and I'll tell you good, bad or
21. indifferent. Because I'm going to only live in this world
22. so long and I'm fairly well okay, just tell the truth. I
23. want to ask a question. Does this bill...I want to ask a
24. question to the sponsor. Does this bill cover weathermen?

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. I can answer your question, your time is up.

27. SENATOR CHEW:

28. I'm going to, what is that word you use...?

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Your time is still up Senator.

31. SENATOR CHEW:

32. So, in closing Mr. President, I would urge, I would
33. urge my leader, who I have great respect for because when

1. he first became in charge down here, he was the darling
2. of the world, but now they have begun to cut him up and
3. I think he's doing a gooder job, better now than he did
4. when he first took over. I don't...if I'm a target for
5. you people, I don't know what the hell I've been before
6. so...here's your target. So, keep writing your lies and
7. I'll have somebody to read them because I have a clipping
8. service and I go through them and I say here's a fairly
9. good reporter and here's a no-good reporter and etc. and
10. etc. and this is not directed at the newspapers, this is
11. directed at the news reporters because they report opinions
12. and they report stories and do not check out the sources.
13. They've had me living somewhere and hell, I've never even
14. been on the street.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Your time is up. Senator Sours.

17. SENATOR SOURS:

18. Mr. President, Senators, this bill has no more virtue
19. than the other one. You know some of my friends sort of
20. like to get back in the classical Latin. I just happen to
21. find a real good, cogent aphorism and it says, (Latin phrase).
22. We are about to drink poison from a gold cup. And I say we
23. meaning the newspaper subscribers. Once we regulate these
24. worthy gentlemen, let me tell you, we're going to also tell
25. them what to print, how to print it, when to print it or
26. to completely excise any account in the newspaper. That is
27. the trouble, you see, the heavy hand of government once it
28. intrudes, never leaves. Once government pays the musician
29. whether you like (German phrase), you're going to hear exactly
30. what he who pays for the music wants you to hear. Now,
31. I don't think I had the opportunity five or ten minutes ago
32. to expand generally upon what the Legislature gives, it can
33. take away... I think we should start off briefly with the

1. proposition that we can neither add onto, take from or even
2. put a taint of leprosy upon any of the Constitutional re-
3. quirements. Now we are either going to be a nation of people
4. who believe in the Constitution and what the U. S. Supreme
5. Court tells us or we're going to be a nation of jungle
6. people and in the jungle you may remember the...it's the law
7. of the...red tooth and the red claw. You can't change that.
8. We're either going to be law-abiding or we're going to be
9. lawless, we're going to be moral by the Constitution or
10. unmoral or if the some of the...the real linguists like,
11. amoral. Now this bill might alleviate some of the immediate
12. pressures of our dear friends on both sides of the...the
13. right and the left of the rostrum but let me tell you, what
14. we give you today we can take away tomorrow. And if you
15. think this legislature and I'm talking not of the press
16. is pretty abysmal, I can tell you it could be frankly to use the word
17. of Senator from Menard, it can be a hell of a lot worse.
18. He's coined that word. That's...that's a...that's an
19. adjective, a descriptive adjective and he's apparently
20. gotten by with it's popular usage in the Chamber. Now
21. if you think this Legislature is bad, let me tell you you haven't
22. seen anything yet. I want you to remember a man by the name
23. of Huey Long and don't forget Adolf Hitler who promised
24. everything to the press and he ended up with the little
25. narrow-minded Nazi named Julius Streicher who had a little
26. newspaper, a big one actually, called (German phrase). And
27. when everything was over, the press had had it. If you
28. don't like that allusion, let's take the great press, the
29. great newspaper in South America, La Princa. Do you remem-
30. ber when they had a Dictator in Argentina twenty years ago.
31. What happened to La Princa. La Princa was, to use a Latin
32. phrase, (Latin phrase), meaning in German (German phrase),
33. meaning in English, gone.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Gentlemen, the re-runs are nice. Senator Swinarski
3. do you yield to Senator Partee who is also seeking recognition
4. or do you both...you don't yield. All right, Senator
5. Swinarski.

6. SENATOR SWINARSKI:

7. Mr. President, Members of the Senate, I just like to
8. echo the words for a moment of Senate Soper who stated so
9. eloquently a moment ago...

10. PRESIDING OFFICER(SENATOR GRAHAM):

11. I didn't hear them.

12. SENATOR SWINARSKI:

13. Sours, excuse me. In that, I think there's one thing
14. that isn't stated here time and time again, Gentlemen. I'm
15. looking at the Gentlemen over there and the Ladies and
16. Gentlemen over there. And that is, it seems to be a common
17. feeling of many of the members in this Body that there is a
18. great deal of irresponsibility in the Fourth Estate that
19. you have not done your job in accepting the responsibility
20. that this democratic society has given to you. I'd like
21. to quote the last column from the Daily News today. It's
22. one of your newspapers. I think you'll enjoy it and I'll
23. close with this because it seems to be the feeling of a great
24. deal of people in the media the mass media as well as some
25. of the people of this country. I think Colonel McCormick
26. of the Tribune was one of the truly great free-enterprise
27. men in America for we lost that mold in America in the
28. newspaper profession it fell into the hands of a bunch of
29. whores and prostitutes. And today I think we have a lot of
30. whores and prostitutes running newspapers.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Partee.

33. SENATOR PARTEE:

1. Mr. President, I didn't realize that this issue was as
2. emotional as it has made some people. I certainly don't
3. think that newspaper people are angels, nor do I think that
4. they are all devils. This bill doesn't seek to cannonize
5. them in any way. I think in some of the rhetoric we have
6. really forgotten the genesis of this type of legislation.
7. It is calculated to help a conscientious, honest newspaper-
8. man who has received information from a source where he has
9. given his word that he will not reveal it, it's as simple
10. as that. One of the first persons who felt the wrath of
11. a lack of this kind of law was a newspaperman in the East
12. my recollection tells me, who refused, in a courtroom even,
13. to reveal the source of information which had come to him
14. and as a result of that he was jailed on the basis of his
15. being in contempt of court. It appears to me that if some-
16. one tells the newspaperman something and says, I do not
17. desire to have you reveal this source and this may well
18. be the only person who would have the information, that
19. the public's right to be advised of the matter and trans-
20. action under consideration preponderates this concept of
21. not giving the shield. I think of the man who is the
22. reporter in that kind of situation and certainly this bill
23. would not either cannonize him, it would not make him any
24. person who stood on a higher posture or level than any
25. other person but he'd have a right to keep his word. It's
26. as simple as that. This, I said before is a better bill
27. than the others which we had considered and I would certain-
28. ly hope that some of you who had...did not vote for the first
29. one, would cast an aye vote for this very excellent piece
30. of legislation.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Harris will recognize...close the debate.
33. All right, Gentlemen, I can stay all night if you want to.

1. Senator Walker.

2. SENATOR WALKER:

3. Thank you, Mr. President, I move the previous question.
4. I can't think of anything, Mr. President, anyone on that side
5. or this side can add. I think the minds are fairly well
6. made up and Mr. President I...move the previous question.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. If you'll withhold your motion...until I recognize
9. Senator Nudelman who was already up, I would recognize your
10. motion right after that. Senator Nudelman.

11. SENATOR NUDELMAN:

12. Mr. President, I would ask Senator Partee how I could
13. face my accuser if my accuser was the man who told that
14. reporter a story about me in confidence and that reporter
15. then...refused to divulge who it was. I would additionally
16. for the information of some of my black, Catholic and Jewish
17. friends in the Senate, point out that on page 3 of this bill
18. in line 2, the language is as follows: News media means any
19. newspaper or other periodical issued at regular intervals
20. and then the bills goes on to delete the following language,
21. and having paid general circulation. Now other periodicals
22. issued at regular intervals reach my door, my mailbox
23. frequently and those are periodicals that appear in envelopes
24. and are anti-Catholic and anti-black and anti-semitic, if
25. you will, and under this bill I would have no protection
26. against the publishers and editors of that kind of news-
27. paper. I think this is a bad bill and it certainly should
28. be defeated.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Sen...Senator Harris. Senator Walker, I was going to
31. recognize him...I, thank God, Senator Smith. All right,
32. Gentlemen.

33. SENATOR SMITH:

1. Well, I...I think you know why I am not speaking.
2. Not on this particular matter but if there's any man on
3. God's green earth perhaps should speak, it's this parti-
4. cular individual. I have lived before God and man for
5. these many years. In the closing days of my life there's
6. nothing that I am aspiring for. These men here know my
7. condition financially. I need no public office. I'm not aspiring
8. to go higher. I only want to rest and try and live for the
9. next few years. Last November, I was attacked needlessly,
10. viciously by members of the press. I'm not going into it.
11. I want to make next week and if I make next week for the
12. first time in years I will have served in this Legislature
13. without being taken some three or four times to the hos-
14. pital. I think you know that ordinarily I say exactly
15. what I think but I try to think before I say anything and
16. I can think and do think while standing on my feet. But
17. how on earth any man can vote here today, any man, and
18. that includes my own immediate leader. How any man can
19. vote here today for either of these two bills is altogether
20. beyond me. I heard a statement made by one of the speakers
21. dear to me, as dear as a brother and as he said what he said,
22. I wrote down here there's not a word of truth in it and I
23. want to quote just one utterance and it's from that book
24. called the Bible and it says this and I wrote it when my
25. friend was standing here talking: That a good tree bringith
26. forth good fruit and evil tree bringith forth evil fruit.
27. A good tree cannot bring forth evil fruit and evil tree can-
28. not bring forth good fruit. You tell me, Mr. President,
29. why any man in this...Senate, tell me that these men can
30. face other men as they faced me during the last election
31. and then write the truth, you tell me that and I'll tell
32. you that you deny the sanctity and the truthfulness of
33. God Almighty's word. I deplore the fact and yet it isn't

1. quite fair. I believe in the freedom of thought, freedom
2. of expression but you tell me that you...men can, will
3. presently vote to place a complete shield around members of
4. the press; tell me that, and I agree with you Senator Sours
5. you know....

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator, Senator Smith your time has long...

8. SENATOR SMITH:

9. I believe it, I believe it...

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. ...since expired.

12. SENATOR SMITH:

13. I believe it and I know I haven't talked as long as
14. I usually do nor as long as...

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. You weren't even going to make a speech. Your time
17. is up Senator...

18. SENATOR SMITH:

19. I...I really did promise that and I sit down.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Walker.

22. SENATOR WALKER:

23. I thank you, Mr. President, Members of the Senate, I
24. move the previous question and when I made that motion before
25. there was...there was no attempt, there was no thought in
26. mind of precluding Senator Smith from talking from addressing
27. himself to the question because he happens to be one of
28. few Senators here that is very seldom on his feet but when
29. he does he has something to say and understands what he is
30. going to say and understands the subject. And in regards
31. to some of the others in moving the previous question, I
32. would like to say that I have already filled in my little
33. form that the Illinois Political Reporter sent and I voted

1. for the freshman Senator and also the senior Senator that
2. I thought was most effective and I only mention that with
3. a thought in mind that perhaps I can preclude some of the
4. chin music we've heard from both sides of the aisle during
5. a large portion of this Session from certain Senators who
6. will never win those awards but think by addressing them
7. selves on every topic, a number of which they're unfamiliar
8. with, that they're making points with their fellow Senators.
9. I know, and I think we taught a Senator today that same
10. lesson; I hope we did.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Are you speaking to the bill, Senator?

13. SENATOR WALKER:

14. Yes, I am, I moved the previous question, Mr. President
15. and thank you very much.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Neither did the Chair attempt to preclude Senator Smith.
18. Senator Harris. The motion before the Senate is shall SB...
19. The motion is the previous question. All in favor signify
20. by saying aye. Opposed. The ayes have it. The motion pre-
21. vails. Senator Harris.

22. SENATOR HARRIS:

23. Mr. President, this subject has had adequate debate.
24. I don't think there is any result to be obtained by my
25. taking a great deal of time in the Senate now. The philo-
26. sophic cleavage obtained, I urge you that there is a
27. distinction between this bill and the bill that has been already
28. rejected this afternoon. On this subject a favorable dis-
29. tinction that will contribute to a process of buttressing
30. the operation of information flowing to the public. Since
31. the United States Supreme Court has intruded and confused,
32. if you will, this problem of the protection of newsmen and
33. news sources, this sort of legislation has become a necessity.

1. I urge a majority of this Body to cast a favorable vote
2. on HB 475.
3. PRESIDING OFFICER (SENATOR GRAHAM):
4. The question...
5. SENATOR HARRIS:
6. Thank you, Mr. President.
7. PRESIDING OFFICER (SENATOR GRAHAM):
8. The question before the Senate is shall HB 475 pass?
9. 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 GRAHAM):
22. Carroll, no. Bartulis, aye. Senator Harris. Senator
23. Harris asks for recognition.
24. SENATOR HARRIS:
25. Mr. President, to demonstrate my understanding and
26. concern for this Body, there's going to be no point for me
27. to postpone and I will not. But I want you to understand
28. that I'm deeply disappointed that we are short just a few
29. members this afternoon so that we could not have the entire
30. Body express itself on this important matter. I'm informed
31. that we have only 20 votes and I'm disappointed. This
32. issue, this issue needs to be addressed affirmatively in
33. some fashion. I would be pleased, Mr. President, to have

1. you announce the roll call.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. On this question the yeas were 21. The nays were 18.

4. The bill having re...failed to receive the constitutional

5. majority required is therefore declared lost. ...Senator

6. Harris what are our plans now, we had proposed no new

7. business...?

8. SENATOR HARRIS:

9. Well, we have a Senate Bill that we should send to

10. the House that we reconsidered and amended. ...Is Senator

11. Bruce on the Floor?

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Yes.

14. SENATOR HARRIS:

15. He is here.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. The Chair recognizes Senator Bruce.

18. SENATOR BRUCE:

19. Yes, Mr. President, this is a SB 378 which is the

20. annual appropriation to the Department of Aeronautics.

21. We've already discussed it in some detail and adopted

22. amendments. I ask for a favorable roll call.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Is the bill on the order of 3rd passage stage, is

25. that correct?

26. SENATOR BRUCE:

27. Yes, it is, Mr. President.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. The bill has been read by title?

30. SENATOR BRUCE:

31. Yes, it has.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. The question before the Senate is shall SB 378 pass?

1. The Secretary will call the roll. May we have some order
2. please.
3. SECRETARY:
4. Bartulis, Bell,
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. We...we haven't adjourned yet, Gentlemen. Please.
7. The Secretary cannot hear the roll. Please, Gentlemen.
8. SECRETARY:
9. Bell, Berning, Bruce, Buzbee,
10. PRESIDING OFFICER (SENATOR GRAHAM):
11. Just a minute, Mr. Secretary. The adjournment will
12. be a little late I'm afraid. Continue.
13. SECRETARY:
14. Carroll, Chew, Clarke, Conolly, Course, Daley,
15. Davidson, Donnewald, Dougherty, Fawell, Glass, Graham,
16. Harber Hall, Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,
17. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt,
18. Mitchler, Howard Mohr, Don Moore, Netsch, Newhouse, Nimrod,
19. Nudelman, Ozinga, Palmer, Partee, Regner, Rock, Roe,
20. Romano, Saperstein, Savickas, Schaffer, Scholl, Shapiro,
21. Smith, Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
22. Weaver, Welsh, Wooten, Mr. President.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24. Sours, aye. Senator McBroom,
25. SENATOR MCBROOM:
26. I have a motion...would that be in order now?
27. PRESIDING OFFICER (SENATOR GRAHAM):
28. You have a motion? We have a Committee Report and
29. then we'll ask you to make a motion. We have to announce
30. the...vote and then we'll be right to you Senator. The
31. vote on this question was 46 yeas and no nays. This bill
32. having received the constitutional majority therefore is
33. declared passed. Senator McBroom.

1. SENATOR McBROOM:

2. Mr. President, Members of Senate, in order to expedite
3. business, Senator Hynes and I have discussed the following
4. bills which we deem non-controversial and I'd like to move
5. to discharge the Senate Appropriations Committee on these
6. bills and put them on 2nd reading, Mr. President. I'll
7. read the...I'll read the numbers...

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. And will you furnish the Secretary with the list later
10. so he may transcribe them.

11. SENATOR McBROOM:

12. Yes, you want the numbers of the bills now, Mr. President.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Yes, we can...

15. SENATOR McBROOM:

16. All right. HB 314, sponsors, myself. HB 771, Senator
17. Schaffer. HB 802, Senator Weaver. HB 1570, Senator Conolly.
18. HB 1937, Senator McBroom. HB 485, Senator Rock and HB 825,
19. Senator Carroll.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. You have heard the motion ...motion of the Senator from
22. Kankakee. Is leave granted? Senator Carroll are you...
23. you just got a bill to start, what else you want? Is
24. leave granted on the motion of the Senator from Kankakee?
25. Leave is granted and the bills are discharged to be placed
26. on the order of 2nd reading. We have a Committee Report.

27. SECRETARY:

28. (Secretary reads Committee Report)

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any further business on the Secretary's table? It is
31. moved by Senator Harris that the Senate do stand adjourned
32. until 8:30 tomorrow morning. All in favor signify by
33. saying aye. We are adjourned.