

78TH GENERAL ASSEMBLY  
REGULAR SESSION  
JUNE 24, 1974

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. The Senate will be in order. The invocation today will be by  
3. Reverend Thomas J. Luke, First United Methodist Church, Springfield,  
4. Illinois. Reverend Luke, and will our guests please rise and join  
5. us in the invocation.

6. REVEREND LUKE:

7. (Prayer by Reverend Luke.)

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Thank you, Reverend Luke. Reading of the Journal.

10. SECRETARY:

11. Thursday, June 13, 1974, 1 o'clock p.m.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Soper.

14. SENATOR SOPER:

15. Mr. President, I now move that we dispense with the further  
16. reading of the Journal of June 13th; unless we have some additions  
17. or corrections, let the Journal stand approved.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. You have heard the motion of the Senator from Cicero. All in  
20. favor will signify by saying Aye. Opposed. The Ayes have it and  
21. the motion carries. Senator Soper.

22. SENATOR SOPER:

23. Now, Mr. President, I now move that we postpone the reading  
24. of the Journals of June 17th, 18th, 19th, 20th, 21, 22, and 23,  
25. pending the arrival of the printed Journal.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. You have heard the motion of Senator Soper. All in favor sig-  
28. nify by saying Aye. Opposed. The Ayes have it and the motion car-  
29. ries. Committee reports.

30. SECRETARY:

31. (Secretary reads Committee reports.)

32. Senator Conolly, the Chairman of the Committee on  
33. Transportation and Public Utilities, reports House Bills

1. 2296, 2369, 2546, 2792, 2858, 2835, 2857, and 2861,  
2. with the recommendation the bill Do Pass. House  
3. Bill 2391, 2565, and 2772, with the recommendation  
4. the bill Do Pass As Amended. House Bill 2676 with  
5. the recommendation the bill Do Not Pass. There's  
6. a correction. House Bill 2369 Do Pass As Amended.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. To the members of the Senate. This temporary interlude is  
9. due to the fact that Agriculture has just getting ready to join  
10. us... (machine cutoff)...Agriculture Committee to show up. Mem-  
11. bers of the Senate, while we're waiting for the Agriculture Com-  
12. mittee to join us, if some of you are interested in being Senate  
13. sponsors of House Bills on first reading, this would be a beauti-  
14. ful time for you to so indicate to the Secretary. It won't be  
15. long now. The Agriculture Committee is just beginning to dis-  
16. band, so, have patience. The Senate will now come to order and  
17. welcome Senator Latherow. House Bills on First Reading. Gentle-  
18. men, will you be attentive to your calendars and be helpful to us?  
19. House Bills, first. Do we have a sponsor for 2126? Any sponsor  
20. for 2127, Gentlemen? Will the Senators be in their seats? We're  
21. trying to get your attention, if you want to sponsor a bill.  
22. Senator Soper, you're not helping. Will you be attentive to your  
23. calendars; you gentlemen who may be picking up Senate Bills, first  
24. reading...House Bills, First Reading. 2372. 2372 is being picked  
25. by...

26. SECRETARY:

27. Senator Nudelman.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Nudelman.

30. SECRETARY:

31. House Bill 2372.

32. (Secretary reads title of bill.)

33. First reading of the bill.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2.       Next one, too? Rules.
3. SECRETARY:
4.       House Bill 23...
5. PRESIDING OFFICER (SENATOR GRAHAM):
6.       2373.
7. SECRETARY:
8.       ...2373.
9.       (Secretary reads title of bill.)
10. First reading of the bill.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12.       Rules. 74.
13. SECRETARY:
14.       House Bill 2374.
15.       (Secretary reads title of bill.)
16. First reading of the bill.
17. PRESIDING OFFICER (SENATOR GRAHAM):
18.       Rules Committee. 76, too, lucky man.
19. SECRETARY:
20.       House Bill 2376.
21.       (Secretary reads title of bill.)
22. First reading of the bill.
23. PRESIDING OFFICER (SENATOR GRAHAM):
24.       2568.
25. SECRETARY:
26.       House Bill 2568, Senator Bruce.
27.       (Secretary reads title of bill.)
28. First reading of the bill.
29. PRESIDING OFFICER (SENATOR GRAHAM):
30.       Is that all of them we have sponsors for? ...it goes to
31. Rules, 2516.
32. SECRETARY:
33.       House Bill 2541, Senator Mitchler.

1. (Secretary reads title of bill.)
2. First reading...
3. PRESIDING OFFICER (SENATOR GRAHAM):
4. Rules Committee...Rules Committee. Any other Senators have
5. any desire...Senator Rock, for what purpose are...
6. SENATOR ROCK:
7. Are we still on the order of first reading?
8. PRESIDING OFFICER (SENATOR GRAHAM):
9. Yes, we're...
10. SENATOR ROCK:
11. Yes, 2864. Senator Harris and I discussed this...this morn-
12. ing. I will be shown as the Senate sponsor.
13. PRESIDING OFFICER (SENATOR GRAHAM):
14. Senator Rock will be shown. The bill will be read a first
15. time.
16. SECRETARY:
17. House Bill 2864. Senator Rock.
18. (Secretary reads title of bill.)
19. First reading of the bill.
20. PRESIDING OFFICER (SENATOR GRAHAM):
21. Rules Committee. Any others? Senator Mitchler, for what pur-
22. pose do you arise?
23. SENATOR MITCHLER:
24. Mr. President, we've been trying to get a meeting of the
25. Senate Industry and Labor Committee and the staff has checked
26. and they recommend that we have a meeting of the Senate Indus-
27. try and Labor Committee at 9 a.m., Wednesday, June 26th, in Room
28. A-1 in the New State Office Building. And, I would like to ask
29. for suspension of the rules and elimination of the 6-day notice
30. so that we can set the meeting of the Senate In...Industry and
31. Labor Committee at 9 a.m., on Wednesday, June 26, in Room A-1,
32. New State Office Building.
33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Mitchler has asked that the 6-day rule be waived with  
2. regard to bills pending or will be assigned to the Senate Industry  
3. and Labor Committee, which will be convening at 9 a.m., Wednesday  
4. morning in A-1 in the State Office Building. Is leave granted?  
5. Leave is granted. Resolutions.

6. SECRETARY:

7. Senate Resolution No. 493. Senator Mitchler and all members  
8. of the Senate and it's congratulatory.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Mitchler.

11. SENATOR MITCHLER:

12. Mr. President, I move that the rules be suspended and that  
13. we have immediate consideration and adoption of this Congratula-  
14. tory Resolution.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. All in favor of suspension of the rules will signify by say-  
17. ing Aye. Opposed. The Ayes have it. The rules are suspended.  
18. Senator Mitchler now moves for immediate consideration of this  
19. Congratulatory Resolution. All in favor will signify by saying  
20. Aye. Opposed. The Ayes have it. The Resolution is adopted.

21. SECRETARY:

22. Senate Joint Resolution 79 by Senator Mitchler and Bartulis,  
23. Bell, Berning, Bruce, Buzbee, Conolly, Davidson, Donnewald,  
24. Dougherty, Glass, Graham, Harber Hall, Kenneth Hall, Hynes, Johns,  
25. Knuppel, Kosinski, Latherow, McBroom, McCarthy, Merritt, Mitchler  
26. again, Howard R. Mohr, Don Moore, Nimrod, Nudelman, Ozinga, Partee,  
27. Regner, Rock, Roe, Romano, Saperstein, Savickas, Schaffer, Scholl,  
28. Shapiro, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,  
29. Walker, Weaver, Welsh, and Mr. President.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Mitchler.

32. SENATOR MITCHLER:

33. Mr. President, that rul...resolution, I would like to move it

1. with a number of sponsors but it's a Senate Joint Resolution...Re-  
2. solution calling upon Congress, memorializing Congress to act upon  
3. the change for the Memorial Day and Veteran's Day back to their  
4. original dates. Is that one of the classification that should  
5. go to Rules and then come out of the Rules? I'll respect whatever  
6. direction you want to take it; if you move for immediate consider-  
7. ation on that, I believe we have the votes to pass it.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator...Senator Partee may we have some order please?  
10. Gentlemen, please. Just a minute, just a minute Senator. There  
11. isn't anyone listening, including a large group on your side.  
12. Senator Partee.

13. SENATOR PARTEE:

14. Did I hear my name mentioned as a co-sponsor? I don't know  
15. what authorization there is for my name being on it. I might  
16. have co-sponsored it, but I gave nobody any permission to put my  
17. name on it as co-sponsor and that is something that, I think, we  
18. should not do. You can take the time to ask a person, if he  
19. wants to go on. If he does, he does. If he doesn't, don't assume  
20. that he does and put his name on it.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. You're asking...

23. SENATOR PARTEE:

24. Senator Mitchler.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Mitchler, may you respond, or will you?

27. SENATOR MITCHLER:

28. Yes, I will respond, Senator Partee. I did come over there  
29. yesterday and I checked with your leadership and I stand corrected  
30. that I did not directly ask you, personally, about putting your  
31. name on it, and I do apologize for that.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Partee.

1. SENATOR PARTEE:

2. I don't know how you could have checked with my leadership.  
3. My leadership is my wife and she's not here.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Are you desirous of having your name removed, Senator Partee?

6. SENATOR PARTEE:

7. Yes.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Executive. Senator Donnewald.

10. SENATOR DONNEWALD:

11. Yes, Mr. President. Senator Mitchler came over and asked me,  
12. personally, whether I would be a co-sponsor, which I indicated I  
13. would, but I...

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Please...please, you didn't speak for Senator Partee. Did  
16. you have another matter you wanted...

17. SENATOR DONNEWALD:

18. I do indeed if...if it's appropriate at this time, Mr. Presi-  
19. dent. I would ask that the lead sponsorship of House Bill 2347.  
20. which is the Illinois Law Enforcement Commission appropriation be  
21. transferred to Senator Swinarski.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Donnewald has asked leave of the Body to have his  
24. name removed as the lead sponsor on House Bill 2347, and that the  
25. lead sponsor will be Senator Swinarski. Is leave granted? Leave  
26. is granted and the change has been made, and Senator Rock.

27. SENATOR ROCK:

28. And, while we're on the order of motions, Mr. President. I,  
29. too, would ask that my name be removed as co-sponsor of that Joint  
30. Resolution.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Swinarski, we have adopted a Joint...there's been a  
33. joint leadership agreement that the Committee on Rules does not

1. be suspended from the consideration of any bills and we're meet-  
2. ing today. Senator Knuepfer.

3. SENATOR KNUEPFER:

4. Mr. President, as an inquiry. I don't think we ought to be  
5. in the position of having to look at each Resolution or bill to  
6. determine whether we want our name on it or not. I think we  
7. ought to be asked that question and if we assent, fine. If we  
8. don't, it ought...shouldn't be automatic.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Well, I think this Resolution was sent in with those names  
11. on it. It was not automatic in this particular instance...(ma-  
12. chine cutoff)...report.

13. SECRETARY:

14. (Secretary reads Committee report.)

15. Senator Latherow, the Chairman of the Committee  
16. on Agriculture, Conservation, and Ecology reports Sen-  
17. ate Bills 1653, 1654, 1664, 1665, 1666, 1667, with the  
18. recommendation the bills Do Pass. House Bill 2651 and  
19. 2652 with the recommendation the bills Do Pass. House  
20. Bill 2798 and 2799 with the recommendation the bills  
21. Do Pass As Amended.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Messages from the House.

24. SECRETARY:

25. (Secretary reads Message from the House.)

26. Mr. President, I am directed to inform the Senate  
27. that the House of Representatives has refused to con-  
28. cur with the Senate in the adoption of their amendments  
29. to a bill of the following title: House Bills 2353.  
30. They refuse to concur on Senate Amendments numbered  
31. 1, 4, and 7.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator...who's the Senator.



1. SECRETARY:  
2. Senator Dougherty.  
3. PRESIDING OFFICER (SENATOR GRAHAM):  
4. Senator Dougherty.  
5. SENATOR DOUGHERTY:  
6. I move to have a committee.  
7. PRESIDING OFFICER (SENATOR GRAHAM):  
8. Senator Dougherty moves that the Senate do not recede and  
9. that a Committee of Conference be requested. All in favor of  
10. the motion signify by saying Aye. Opposed. The motion carries.  
11. SECRETARY:  
12. (Secretary reads Message from the House.)  
13. Mr. President, I am directed to inform the Senate  
14. that the House of Representatives has concurred with the  
15. Senate in the adoption of...their amendment to a bill  
16. of the following title: 2608. I am further directed  
17. to inform the Senate that the House of Representatives  
18. has refused to concur with the Senate in the adoption of  
19. the following amendment: Senate Amendment No. 2 to House  
20. Bill 2608, Senator McBroom.  
21. PRESIDING OFFICER (SENATOR GRAHAM):  
22. Senator McBroom. We have a refusal to concur on an amend-  
23. ment to House Bill 2608. Amendment No. 2.  
24. SENATOR MCBROOM:  
25. Mr...Mr. President, could...could the...could the Secretary  
26. identify...  
27. SECRETARY:  
28. Amendment No. 2.  
29. SENATOR MCBROOM:  
30. ...seems kind of active around this desk here, Mr. President.  
31. SECRETARY:  
32. Amendment No. 2 and it adds a new section to the sum of  
33. 78,000 dollars or so much thereof, as maybe necessary, is appro-

1. priated to the Office of the Attorney General to provide matching  
2. funds for a grant by the United States Department of Justice.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator McBroom.

5. SENATOR MCBROOM:

6. Yeah, well, I move that we refuse to recede from the amend-  
7. ment, Mr. President.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator McBroom has moved the Senate do refuse to recede  
10. from Amendment No. 2 to House Bill 2608. All in favor of the mo-  
11. tion signify by saying Aye. And request a Conference Committee.  
12. Opposed. The Ayes have it and the motion carries. We are now  
13. prepared to go to Senate Bills on Third Reading. Now, Gentle-  
14. men and Ladies, I would like to have your attention for at least  
15. 30 seconds. In effort to be helpful to the Secretary's Office  
16. and sometimes we are not helpful, either to them or Enrolling and  
17. Engrossing. At this particular time, if any Senators are desir-  
18. ous of recalling any bills, Senate Bills on Third Reading, to the  
19. order of second reading for the purpose of amendments, let's do  
20. it now or wait until the end of the day. The Enrolling and En-  
21. grossing and the Secretary's Office just cannot keep up with a  
22. hodgepodge attack on this type of procedure unless we do it all  
23. in one time, so, if the Senators will be in their seats, I can tell  
24. when someone wants to be recognized. At this point in time, if I  
25. look out there, everybody wants to be recognized. Senator Smith,  
26. we're dealing with Senate Bills. We'll get you later on the House  
27. bills. Is Senator Shapiro on or near the Floor? Senator Dave  
28. Shapiro. Senator Shapiro has a Senate Bill on Third Reading he'd  
29. like to recall to the order of second. Senator Shapiro.

30. SENATOR SHAPIRO:

31. Mr. President, Ladies and Gentlemen of the Senate. I would  
32. like leave of the Senate to return Senate Bill 1670 from the order  
33. of third to the order of second for the purposes of an amendment.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. You've heard the request of the Senator from Amboy. All...  
3. is leave granted? Leave is granted and the bill is now on the  
4. order of second reading. Senator Shapiro.

5. SENATOR SHAPIRO:

6. Mr. President, this amendment answers the objections that  
7. have been raised to Senate Bill 1670 and expands the purview of  
8. the definition of the principle researcher on these...for these  
9. experiments and projects that will be conducted on human beings  
10. and the language amends page 2 by deleting line 28, and inserts  
11. thereof, or a qualified health scientist with the appropriate ed-  
12. ucation for those projects involving his or her area of specialty  
13. and..., and I urge its adoption.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. I'm sorry, Senator, I...Senator Shapiro moves the adoption  
16. of Amendment No. 1 to Senate Bill 1670. All in favor signify by  
17. saying Aye. Opposed. The Ayes have it and the amendment is adopted.  
18. Third reading. Senator Palmer.

19. SENATOR PALMER:

20. Mr. President, I move to...House...to have House Bill 2355  
21. moved back for Second Reading.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. We will do that when we get to the order of House bills. We're  
24. dealing with Senate Bills on third reading only, hopefully. We're  
25. trying to make it easy for the Secretary's Office and Mayme Law-  
26. rence. Any other bills? There is one bill that Senator Regner  
27. is waiting for an amendment for, so when we are all through with  
28. third reading, we'll see if you have the amendment up here, Senator.  
29. But, then the order of business we're now on is Senate bills on  
30. third reading. Senator Smith.

31. SENATOR SMITH:

32. We're on House Bills.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. We're on Senate Bills, third reading. Senator Rock.

2. SENATOR ROCK:

3. Thank you, Mr. President. While we're asking the Chamber  
4. to calm down, as we have reached passage stage, I would like, on  
5. a point of personal privilege, to introduce two long-time friends  
6. from...from the City of Chicago. Tom and Mary Dwyer and their  
7. children are down here watching the Government operate. Tom and  
8. Mary, will you stand and be recognized by the Senate?

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Thank you for your support, Senator Rock, in attempting to  
11. get the Senate Chamber in order and will the Sergeant at Arms  
12. invoke Rule No. 2? We're going on order of third reading some-  
13. time today. Meantime, we'll read a committee report.

14. SECRETARY:

15. (Secretary reads committee report.)

16. Senator Knuepfer, the Chairman of the Committee  
17. on Public Health, Welfare and Corrections, reports  
18. House Bills 2201, 2490, 2511, and 2781, with the  
19. recommendation the bills Do Pass.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senate Bills, third. Could we break up our caucuses, please?  
22. My goodness. We don't have much. Senator Carroll, would you like  
23. to have some action on Senate Bill 1540?

24. SECRETARY:

25. Senate Bill 1540.

26. (Secretary reads title of bill.)

27. Third reading of the bill.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. I thought I had just requested that we break up the caucuses,  
30. and I see they're getting larger instead of smaller. Senator Car-  
31. roll, if you can have any influence so they can hear you, I'll ap-  
32. preciate it.

33. SENATOR CARROLL:

1. Thank you, Mr. President. Senate Bill 1540 is a technical  
2. bill, requested by the various agencies involved: the Court of  
3. Claims, the Attorney General, the State Treasurer, and the Comp-  
4. troller, transferring the actual title to the Court of Claims  
5. fund to the straight...State Treasurer ex-officio, as custodian.  
6. The purpose of this is for the Compensation of Victims of Crimes  
7. Act to allow for direct payment as was the original intention of  
8. that Act when we passed it last year; so that they are not limited  
9. by the general limitations on Court of Claims to a thousand dol-  
10. lars until the Legislature, after the fact, approves the entire  
11. award. This way the award can be paid immediately upon the award  
12. being granted by the Court of Claims and the State Treasurer's  
13. authorized at this time to appropriate the funds. We've already  
14. set up the revolving fund for this. I would ask for a favorable  
15. roll call.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any further discussion? Will everyone check their keys?  
18. Senator Harris...Fawell, will you see if I'm in...no further  
19. discussion? The question before the Senate is shall Senate Bill  
20. 1540 pass? Those in favor will indicate by voting Aye. Those  
21. opposed will vote No. The voting is open. Vote me Aye, Sena-  
22. tor Fawell. Have all voted who wish? Have all voted who wish?  
23. Take the record. On this question the Yeas were 54, the Nays  
24. were none. The bill, having received the constitutional majority,  
25. is therefore declared passed. Senator Netsch, are you prepared  
26. on 1674? Are we in order on that? Senator Davidson is on the  
27. Floor.

28. SECRETARY:

29. Senate bill 1674.

30. (Secretary reads title of bill.)

31. Third reading of the bill.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Netsch.

1. SENATOR NETSCH:

2. Mr. President, this is the bill, developed after many months,  
3. of study by a sub-committee and then the committee of the Senate  
4. Committee on Public Health, Welfare and Corrections. It has  
5. been discussed at some length already during the amendment process.  
6. I would add only one piece of information. I was informed this  
7. morning that because the Hughes Griffith Bill has passed at the  
8. Federal level, our enactment of this variation of the Uniform  
9. Act will now entitle Illinois to an additional approximately  
10. 330,000 dollars in Federal funds to help us with our alcoholism  
11. programs. Since this is one of the major medical problems of this  
12. society, we think it is an extremely important measure and hope  
13. that we can pass it today. Senator Davidson is also available  
14. to answer questions and speak on it.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Davidson.

17. SENATOR DAVIDSON:

18. Mr. President and members of the Senate. I second what she  
19. said that this is a good piece of legislation. I had been the  
20. sponsor of it when it was House Bill 631. I was in sub-committee  
21. for almost nine months. It's been in Public Health Committee for  
22. two and a half months from the sub-committee. They have come out  
23. in agreement; all different departments that were involved have  
24. been amended, correct the faults they had with it, since it had  
25. to be a committee bill. Senator Netsch picked this up and I'd  
26. urge everybody to be in favor of this and try to answer any ques-  
27. tions, if they have any.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Further discussion? Senator Rock.

30. SENATOR ROCK:

31. Thank you, Mr. President and ladies and gentlemen of the  
32. Senate. I, too, rise in support of this bill, but I have one  
33. 2-part question or two questions. What is the cost, additional

1. cost, to the State and is the appropriation provided for in the  
2. Department of Mental Health appropriation?

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Netsch.

5. SENATOR NETSCH:

6. There...Senator Davidson, I think, also wants to comment on  
7. this. There is no appropriation that accompanies this bill. It  
8. does involve a reordering and a recommitment of the State to the  
9. treatment of alcoholics. There were various estimates of long-  
10. range costs but it involves no immediate appropriation for the  
11. next biennium.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Any other discussion? The question before the Senate is  
14. shall Senate Bill 1674 pass. Those in favor will vote Aye. Those  
15. opposed will vote Nay. The voting is open. Have all voted who  
16. wish? Have all voted who wish? Take the record. On this ques-  
17. tion, the Yeas are 53, the Nays are none. The bill, having re-  
18. ceived its constitutional required majority, is therefore de-  
19. clared passed. Senator Glass on the Floor? Senator Glass. Sena-  
20. tor Shapiro are you ready now? 16...wait, hold it. That's not  
21. ...your amendment's not back from Enrolling and Engrossing. Just  
22. a moment. Senate...(machine cutoff)...Senate Bill 1670 be read  
23. by title.

24. SECRETARY:

25. Senate Bill 1670.

26. (Secretary reads title of bill.)

27. Third reading of the bill.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Shapiro.

30. SENATOR SHAPIRO:

31. Mr. President and ladies and gentlemen of the Senate. Senate  
32. Bill 1670 is a new act which requires anyone conducting experimen-  
33. tal medical research and treating human beings in such research

1. to explain orally to such persons in layman's terms the possible  
2. effects of such experiments. It requires a written consent from  
3. the persons and requires a written statement of the research to  
4. be filed as a public record with the Department of Public Health.  
5. Just a little bit of background on this bill. It was originally  
6. introduced as House Bill 751 by State Representative Robert Hollo-  
7. way. It came over here last spring and has been in a sub-commit-  
8. tee in the Senate Public Health Committee since that time. We  
9. have held extensive hearings on the bill and have, basically,  
10. rewritten the bill which is now introduced as committee sponsored  
11. as Senate Bill 1670. The bill now provides for a series of spe-  
12. cific safeguards to protect those research subjects in the State  
13. of Illinois; and the Illinois Department of Public Health will mon-  
14. itor these research programs. The safeguards are these: a clinical  
15. research may be conducted in Illinois only if that research has  
16. been approved by research review committee which is established  
17. and operated according to Federal guidelines; that the principal  
18. investigator is a physician or a dentist or qualified health  
19. scientist; and that there is compliance with all applicable Federal  
20. guidelines. Anyone conducting clinical research must determine  
21. that the rights and welfare of the subject are fully protected and  
22. that the risks to the subject are outweighed by the benefits. A  
23. detailed requirement for informed consent is provided and it in-  
24. cludes the provision for explanation and language which is under-  
25. standable by the subject. Each research review committee must sub-  
26. mit to Illinois Department of Public Health detailed quarterly re-  
27. ports on form which are prescribed by the department. And, the  
28. power is given to the Director of the Illinois Department of Public  
29. Health, the Attorney General or any State's Attorney to seek an in-  
30. junction against unapproved clinical research. That in a nut  
31. shell explains the thrust and basic requirements of the bill. If  
32. there are any questions, I will attempt to answer them. Other than  
33. that, I would appreciate a favorable roll call.



1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Rock.

3. SENATOR ROCK:

4. Thank you, Mr. President, ladies and gentlemen of the Senate.  
5. If the sponsor will yield; he's already indicated he will; I  
6. would like to find out, on page 2, Section 4.03, what and what is  
7. the make-up for a research review committee?

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Shapiro.

10. SENATOR SHAPIRO:

11. Senator Rock, the research review committee is established  
12. according to Federal guidelines; must be a...a mimmm...a minimum  
13. of five persons with varying backgrounds which would insure com-  
14. plete and adequate review of the activities which will be per-  
15. formed in any research project. These people have to be quali-  
16. fied through maturity and experience, expertise in their particu-  
17. lar field and diversity which to insure respect for its advice  
18. and counsel. It must be competent and professional; identified  
19. by names, degrees, profession, etc.; there can be no conflict of  
20. interest of any member of the research review committee with the  
21. particular project; and no committee shall consist entirely of a  
22. single profession.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Further discussion? Senator Rock.

25. SENATOR ROCK:

26. Well, it just seems to me that if we are establishing this as  
27. the first paragraph indicates, as a matter of...a matter affecting  
28. the public health, safety and welfare of the people in our State  
29. but to them, in the same bill, set up a standard over which we  
30. have no control seems to me to be less than desirable. If, in  
31. fact, we are going to establish this as State policy and, I  
32. think it probably should be, then it seems to me that to lock our-  
33. selves into Federal regulations over which we have control is...

1. is just not correct. We can, in fact, specify that the committee  
2. shall consist of five members or ten members and they shall consist  
3. of five members or ten members and they shall be X and Y and Z,  
4. but to say that it just got to be, or has to be, or should be  
5. consistent with the rules and regulations of HEW as apertains to  
6. their grants, I...I just don't think is going far enough. Second-  
7. ly, I would point out that under the amendment which was just to-  
8. day adopted, we are, I...I don't frankly know what is a qualified  
9. health scientist.

10. SENATOR SHAPIRO:

11. Senator Rock, I didn't hear your last point. I'm sorry.

12. SENATOR ROCK:

13. I was asking, Senator Shapiro, that the principal investiga-  
14. tor, who seems to have an awful lot of power under this bill,  
15. 'cause he is charged with protecting the rights and welfare of the  
16. subject. The principal investigator, apparently under your re-  
17. cently adopted amendment, can also be a qualified health scien-  
18. tist. I, for one, was...was not...did not have the benefit of  
19. the committee hearings. What is a qualified health scientist?

20. SENATOR SHAPIRO:

21. Senator Rock, a qualified health scientist would be someone  
22. who has competence in conducting research, a...and...and someone  
23. who may or may not have...a...a qualify as a physician or a den-  
24. tist. It could be a psychologist which conducts research, a per-  
25. son who is competent and qualified to take blood pressure read-  
26. ings, so on and so forth, but who is not a physician or a dentist  
27. and does not have that particular degree. This amendment was the  
28. one recommended by the Department of Public Health.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Rock.

31. SENATOR ROCK:

32. Thank you, Mr. President. I, for one, have in the past dis-  
33. agreed strongly with the Department of Public Health and I'm

1. sure, in the future, will continue to do so, especially if they  
2. come up with amendments like this. If, in fact, we are charg-  
3. ing the principal investigator with the protection of the rights  
4. and welfare of a subject, and then, I read at page four that  
5. minors and mentally incompetent persons can, in fact, be subjects.  
6. It seems to me that as the protector of the rights of minors and  
7. mentally incompetents, we should have somebody much more quali-  
8. fied than just able to take somebody's blood pressure.

9. SENATOR SHAPIRO:

10. Well, Senator Rock, you...when you read that statement, you  
11. didn't read it in total. It says, minors or mentally incompe-  
12. tent persons may be used as subjects only if the nature of the  
13. investigation is such that adults or mentally incompetent per-  
14. sons would not be suitable subjects. Consent in writing is given  
15. by a guardian or conservator of the subject and circumstances  
16. in which a prudent adult would reasonable be...reasonably be  
17. expected to volunteer himself for his child as a subject.  
18. Each research review committee shall maintain full records of  
19. its proceedings and deliberations and of all protocols, proposals,  
20. reports, consent forms and other papers submitted to it concerning  
21. clinical research conducted in Illinois. I think that very  
22. specifically points out guidelines that they are now...that they  
23. would be subjected to under this bill, that they are not now.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Rock.

26. SENATOR ROCK:

27. Well, that was my next question because I did, in fact, read  
28. Sections 7 and 8 in tote and I was not convinced that that was  
29. protection enough. And, if it is I submit, protection enough,  
30. why then do we have Section 6? Why, do we provide for further  
31. protection from the principal investigator? But, my next question  
32. is what is currently the status of, or can minors and mentally  
33. incompetent persons today be utilized for the purposes of clinical

1. research?

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Shapiro.

4. SENATOR SHAPIRO:

5. It is my understanding that they can be and have been in the  
6. past and it was out of that type of research experiment that this  
7. bill grew out of. I think you all...all recall that there was a  
8. ...a great deal of publicity given in, just within the last year,  
9. to some sterilization projects that took place in another state in  
10. which there was not consent given orally or in writing to conduct  
11. the experiment.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Rock.

14. SENATOR ROCK:

15. Well, yeah, I am familiar with the news accounts of...of that  
16. particular situation. My question, however, is what today is the  
17. current state of the law in the State of Illinois? Can, in fact,  
18. minors and mentally incompetents be subjected to clinical research,  
19. and if so, how?

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Shapiro.

22. SENATOR SHAPIRO:

23. Well, it's my understanding that they can be involved in  
24. clinical research in the State of Illinois and that, to my know-  
25. ledge, the only guidelines in that are those which are estab-  
26. lished by the research institutions themselves; be it a medical  
27. school, a hospital, a state hospital, a institution for the men-  
28. tally retarded or the mentally ill. The Department of Mental  
29. Health in the State of Illinois now does conduct that type of  
30. experiment and they do have their own reporting and filing system.  
31. That is my understanding.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Rock.

1. SENATOR ROCK:

2. Well, Mr. President and ladies and gentlemen of the Senate.  
3. Let me say that I...I think, probably the efforts of the sub-  
4. committee and the committee were well intended and are probably  
5. good. I think to attempt to pass a bill of this magnitude at  
6. this time, I think, frankly, we should not do it. And, I would  
7. move, therefore, Mr. President, that unless there is any further  
8. discussion that this bill be re-referred to the Committee on Pub-  
9. lic Health, Educ...Public Health, Welfare and Corrections.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Netsch.

12. SENATOR NETSCH:

13. Thank you, Mr. President. No, the questions I had had to  
14. do with the amendment and I think they have been fully answered  
15. now. Thank you.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any further discussion? The question before the Senate...  
18. Senator Buzbee.

19. SENATOR BUZBEE:

20. Yes, Mr. President, I...I had some discussion but it was  
21. my understanding that Senator Rock had a motion. Is that what  
22. we're going to act on now? Is it his motion?

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. He did not make a motion. He suggested it.

25. SENATOR BUZBEE:

26. Well...

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Did he? Senator Shapiro, how did you react to the motion and  
29. or suggestion of Senator Rock for re-referral? It's your bill.

30. SENATOR SHAPIRO:

31. Mr. President, ladies and gentlemen of the Senate. This bill  
32. has been around for a year now. As it came in originally, there  
33. were many objections to it. The sub-committee has shed...studied

1. it for close to a year. I would just as soon we act on it one way  
2. or the other as of today and if it goes down, why we can put it...  
3. come back in next year. But, as for now, I think we should act on  
4. it.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. His motion would be in order. Senator Buzbee.

7. SENATOR BUZBEE:

8. Yes, Mr. President. I have had some objections to this bill  
9. from the behaviorial research lab people, at the Anna State Hos-  
10. pital in Anna, who, by the way, just within the last six months  
11. were awarded an award for one of the outstanding facilities in  
12. the United States. And, and they're dealing with some areas;  
13. their psychologists there, as an example, that are dealing in...  
14. in behaviorial research that I'm afraid that this bill might pre-  
15. clude all of the work that they've been doing for many years. I...  
16. I just asked for a copy of the amendment and I...they tell me it's  
17. not printed; the bill is not printed and I...I would certainly  
18. agree with Senator Rock that something of this magnitude that  
19. we...it seems to me here that at the...at the eleventh hour to  
20. bring something of this magnitude before the Senate. And I, for  
21. one, would like to have a little bit more time to look at it.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. The bill is printed but the motion of Senator Rock is in  
24. order. If he wants to pursue the motion, we'll act upon that.  
25. Senator Knuepfer. Gentlemen, let's pay attention to the subject  
26. matter and proceed.

27. SENATOR KNUEPFER:

28. I...I want to speak to this. I...I agree with Senator  
29. Shapiro. There is nothing to be served at this point in time by  
30. sending it back to the committee. Senator Newhouse, I don't know  
31. where he is, but he was the representative, Democratic representa-  
32. tive on the committee. Senator Newhouse was interested for a very  
33. specific reason and that is, under the present law, there is prac-

1. tically no protection for anyone from experimentation. Senator  
2. Shapiro worked on this bill with drug manufacturers, with the  
3. Medical Association, with a whole lot of other groups and at...un-  
4. der the present law there just is no protection; anybody can do  
5. anything. And, in fact, this does provide some guidelines for  
6. experimentation. It does provide some rules and regulations. And,  
7. if you don't have this kind of legislation, you simply have no  
8. guidelines or no reference points whatsoever as to what kinds of  
9. experimentation can be carried on by drug manufacturers; by other  
10. people. If...if Senator Shapiro and his committee...sub-committee  
11. hadn't worked at this, I would agree with you. This bill went in-  
12. to a sub-committee. It was studied. It was reported back to the  
13. main committee. There is nothing beyond that that I think the  
14. Public Health, Welfare and Committee can come out with. We've  
15. provided some protections. I think Senator Shapiro has done what  
16. he was charged with, and I would hope that we defeat Senator  
17. Rock's motion and vote the bill up or down on its merits. But,  
18. remember without this bill, you have no protection at all in State  
19. statutes for the kind of drug experimentation that goes on. I  
20. see Senator Newhouse is here now. Perhaps he can address him-  
21. self to the merits of this bill since he served on the sub-commi-  
22. tee which wrapped it up.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator...Senator Rock has asked for recognition.

25. SENATOR ROCK:

26. Well, I, if...if the...if that is the dis...disposition of  
27. the Chairman of that committee, I will certainly not make that  
28. motion or having made it, I will withdraw it. But, I would  
29. point out that I do not agree with Senator Knuepfer's analysis  
30. that we either have this or nothing at all. That simply is not the  
31. fact and, I think, this is much broader than the present State  
32. statutes allow, and for that reason, I think it deserves further  
33. study. If, he, as the Chairman, indicates that no further study

1. in his judgment, is required, that's fine. Let's vote it up or  
2. down. I am opposed to it.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Any further discussion? Senator Shapiro will close the de-  
5. bate.

6. SENATOR SHAPIRO:

7. Roll call.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Shapiro asked for a favorable roll call. The ques-  
10. tion before the Senate is shall Senate Bill 1670 pass. Those in  
11. favor will vote Aye. Those opposed will vote Nay. The voting  
12. is open. Have all voted who wish? Have all voted who wish?  
13. Take the record. On this question the Yeas are 30, the Nays are  
14. 18. The bill, having received the constitutional majority, is  
15. therefore declared passed. Senator Rock.

16. SENATOR ROCK:

17. Thank you, Mr. President. I wish a verification of that roll  
18. call.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. There's been a request for a verification. Verification of  
21. the affirmative votes will be had. Will the Senators be in their  
22. seats for a verification of the roll call. It makes it so much  
23. easier. And, will those not entitled to the Floor, please remove  
24. yourself. Senators be in their seats. Verification will be had  
25. by the Secretary.

26. SECRETARY:

27. The following voted in the affirmative: Bartulis, Bell,  
28. Berning, Clarke, Davidson, Fawell, Glass, Graham, Harber Hall,  
29. Knuepfer, Latherow, McBroom, Mitchler, Howard Mohr, Don Moore,  
30. Netsch, Newhouse, Nimrod, Ozinga, Regner, Roe, Romano, Schaffer,  
31. Scholl, Shapiro, Sommer, Sours, Walker, Weaver, Mr. President.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Rock.



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3rd Reading  
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1. SENATOR ROCK:

2. Oh, I was looking for Senator Hall. He is on the Floor.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Yes, he's on the Floor. A verification has been had and  
5. Senate Bill 1670 is declared passed. Senator Nimrod, are you  
6. prepared on Senate Bill 1452? Hold it. Take it from the re-  
7. cord. Senator Shapiro.

8. SENATOR SHAPIRO:

9. Mr. President, having voted on the prevailing side, by  
10. which Senate Bill 1670 passed, I now move that the vote be re-  
11. considered.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Shapiro moves that the...having voted on the pre-  
14. vailing side, the vote, by which Senate Bill 1670 was passed, be  
15. reconsidered. Senator Regner seconds. All in favor signify...  
16. Senator Regner moves to Table. All in favor of Tabling signify  
17. by saying Aye. Opposed. The Ayes have it. The motion carries.  
18. Senate Bill 1452. Senator Nimrod.

19. SECRETARY:

20. Senate Bill 1452.

21. (Secretary reads title of bill.)

22. Third reading of the bill.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Mr. President and fellow Senators. This amendment to the  
27. Regional Transportational Authority Act, we will require that  
28. 100% of the gasoline tax, or the 5%, would be used in the trans-  
29. portation area from which it was collected. And, it would also  
30. require and retain that for a provision which would say that  
31. 2/3rds of other taxes would also be used within the area. And,  
32. I would be happy to answer any questions, or if not, I would call  
33. for a favorable roll call.

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1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Rock.

3. SENATOR ROCK:

4. Does this 100% return apply also to the transportation  
5. area called the City of Chicago?

6. SENATOR NIMROD:

7. Senator Rock, it does.

8. SENATOR ROCK:

9. Well, I...as...as was related in the committee, I think you  
10. are cutting off your nose to spite your face. It was...there was  
11. a lot of testimony to the affect that the other transportation  
12. areas, that is the County of Cook outside Chicago and the five  
13. collar counties. We'll receive, in fact, in excess...in excess  
14. to the tune of about 110 or a 120 percent of what, in fact, they  
15. put in. Now, if we are going to say Chicago gets a 100% of what  
16. it puts in, you're just not going to have any money to spread  
17. around in the five collar counties. And, I think what...what we  
18. should do is...is say that if, in fact, a particular area is re-  
19. ceiving more than 100%, then we ought to allow their taxes to be  
20. raised so that they can commensurately pay in what they receive  
21. back. Now, I...I think this is a...administratively you...you are  
22. just causing a whole new bureaucracy because you're going to have  
23. to have at least 25 accountants just to say that, or try to prove,  
24. when any of the outlining areas or the city, for that matter,  
25. comes in and says I want to make sure we're getting our 100% re-  
26. turn. I think it's a bad bill and I would urge opposition.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Senator Rock, I...I think what...if this would to apply to  
31. all taxes, I would agree with you. However, what this does, in  
32. fact, is earmark about five million dollars outside the City of  
33. Chicago. And, of the 350 million dollars that are involved, I

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1. I don't think it's asking too much. It guarantees those districts,  
2. the five collar counties and the suburban area, at least that that  
3. money that's collected from them for this gasoline tax is, in fact,  
4. going to be spent in their own area and it's entitled to come back  
5. there. And, I think, on that basis, it's a good bill. It doesn't  
6. ...I discussed this with Milton Picarski. I've discussed it with  
7. some of the others; and there's no strong opposition to it in  
8. those areas, and they don't think that it's damaging in anyway be-  
9. cause it does not earmark a lot of money. But, it certainly gives  
10. a lot of confidence to the people who are going to be paying that  
11. tax, knowing that it's coming back to their area.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Further discussion? Senator Rock.

14. SENATOR ROCK:

15. Well, I was not privy to the conversations with the Chairman  
16. of the Chicago Transit Authority, but, be that as it may, we stand  
17. opposed to this bill for the reasons stated. It is a bad bill.  
18. The agreement, which we worked on during the month of November,  
19. called for a 2/3rds return that is more than equitable. And, any  
20. more than that, it's not a question of how much money because even  
21. if you look at the 2/3rds, in fact, the collar counties and the  
22. county...the County of Cook outside of Chicago, will receive a 110  
23. and a 120 percent. It just, administratively, it's a bad bill and  
24. I think it should be defeated.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Further discussion? Senator Harris.

27. SENATOR HARRIS:

28. Well, I rise in support of this bill and it's certainly not  
29. a bill that has any great fiscal impact on the Regional Transit  
30. Authority. But, in fact, does communicate an expression of prin-  
31. ciple to the seven areas within which the 2/3rds return of service  
32. agreement was implemented last year. The message came through ab-  
33. solutely loud and clear in March raised by the five collar county

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1. areas and the suburban area that why should 1/3rd of the money  
2. that we raise go for service any place but within our area. And,  
3. this principle makes sense, and I would hope that this Body  
4. would join in recognizing the very clear message that was com-  
5. municated to us all on the 19th of March and support this reason-  
6. able and sensible bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Further discussion? Senator Mitchler.

9. SENATOR MITCHLER:

10. May I ask the sponsor a question, Mr. President? I don't  
11. have a copy of the amendment, Senator Nimrod, but what does the  
12. amendment do? Is there one amendment on...on this bill?

13. SENATOR NIMROD:

14. Yes, Senator Mitchler, the amendment...it's a clarifying.  
15. It's on the bottom of page 2, you insert the words, it says the  
16. tax receipts from any tax imposed by the Board on the selling or  
17. using of motor fuel shall be allocated for use within the trans-  
18. portation area from which it was collected. It just a clarify-  
19. ing, so there will be no misunderstanding further down the page.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Mitchler.

22. SENATOR MITCHLER:

23. Then, I have another question. You're saying in this bill,  
24. Senator Nimrod, that 100% of the tax receipts from such area  
25. from any tax imposed by the Board on the selling or use of motor  
26. fuel tax be remained and be spent in the area from which it's  
27. collected? Is that correct?

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Nimrod.

30. SENATOR NIMROD:

31. Senator Mitchler, it applies to the 5% tax on gasoline.  
32. Yes, totally that 100% would be allocated to that district.

33. SENATOR MITCHLER:

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1. Then...then you further say that all other taxes imposed by  
2. the Board, but exclusive the amount for the receipts for operat-  
3. ing expenses, 2/3rds of those taxes will remain in the district.  
4. Is that correct?

5. SENATOR NIMROD:

6. Senator Mitchler, yes. What it does it...it clarifies it  
7. and says the gasoline tax of 100%, and the only other tax the  
8. President of the Board has any authority for doing is the park-  
9. ing tax. There would be no other tax at this time that they  
10. could apply. But, it would be 2/3rds of any parking tax and 100%  
11. of the gasoline tax would be allocated to that district.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. Well, why...why don't you give 100% of the parking tax also?

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Nimrod.

18. SENATOR NIMROD:

19. Well, I only stated in concept with the 2/3rds of the taxes  
20. that existed, so that, if there's any future taxes that are ever  
21. added, it would require 2/3rds of that money also to be coming  
22. back. Right now, there are no provisions for it, so we...it's...  
23. it's the same concept...that the bill was passed and I did not  
24. want to disturb that. But I did feel that 100% of the gasoline  
25. tax that is presently collected from those districts should go  
26. back to where they were.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. Well, I appreciate that and I would have hoped that you  
31. would have had 100% of all other taxes that the Board has author-  
32. ity now and would, in the future, have to oppose. You know...let  
33. me put it this way. What we're attempting to do her...down here

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Re...

1. this session, and we've had a number of these bills; we're try-  
2. ing to cover up on something. You know, it reminds me, back in  
3. World War II, you used to see this poster on all the bulletin  
4. boards around the Navy barracks and it had a picture of a beauti-  
5. ful girl and under it it had the slogan, you know, the prettiest  
6. face can hide the dirtiest dose. Now, that's exactly what you've  
7. given to these people up there. You've given them a real dose  
8. and you're just trying to protect it now by going to some quack  
9. legislation here trying to treat it. Now, if you want to treat  
10. it right, and get to the heart of the problem and cure the people  
11. of this VD and Cancer that you gave them up there, then you re-  
12. peal it. But, don't monkey around this quackery legislation  
13. because you know that only prolongs that disease.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Senator Nimrod. Let's stay on the subject of RTA. Senator  
16. Partee.

17. SENATOR PARTEE:

18. Unlike Senator Mitchler, I'm not going to wax eloquent on  
19. romantic memories of World War II. But, I would say to you that  
20. to constrict the Board to spend X percentage dollars for where it  
21. is raised can be very devastating to the outer collar areas. Now,  
22. you do not expect me to take a position which of what I consider  
23. to be basic fairness. What is going to be raised in each of the  
24. areas, if you constrict it for use only in that area? You are  
25. going to find that, in some instances, some areas are going to have  
26. more than is needed; others are going to have less than is needed;  
27. and as a consequence, the Board is not going to be able to do  
28. what is needed for the over-all good of the system. This is a  
29. united system consisting of all of its component parts. To say  
30. one part shall be based on what they raise and another on another,  
31. it's not fair to any of them. There will be instances where, in  
32. the Chicago area, there will be on the formula which you have pro-  
33. vided a great deal more money than is needed at a particular moment

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P. S. ...

1. for that area. That money ought to be spent in McHenry County or  
2. Kane County or Lake County, if the need presents itself at that  
3. time. So, I think you are doing something to the Board that will  
4. ...that you will rue. You will rue the day that you've done this  
5. because it is not in the best interest of the operation of the  
6. entire system; and do remember this is a system and it's very dif-  
7. ficult to departmentalize areas for particular work. How can you  
8. sometimes determine which area is getting what under what circum-  
9. stances? You take a suburban train, you say you need something  
10. here, you need something there. There isn't enough money to do in  
11. this county; there is enough to do it in the other county, then...  
12. then you got to sit and wait for a few months until money is built  
13. up in the other county. It's a terrible kind of thing, and you're  
14. putting the Board in a real box.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Further discussion? The question before the Senate is shall  
17. Senate Bill 1452 pass. Those in favor will vote Aye. Those op-  
18. posed will vote No. The voting is open. Vote me Aye, Howard.  
19. Have all voted who wish? Have all voted who wish? Take the  
20. record. On this question, the Yeas are 30, the Nays were 28.  
21. The bill, having received the constitutional majority, is there-  
22. fore declared passed. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President. I wish a verification of that roll  
25. call.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. There has been a request for verification of the affirmative  
28. votes. A verification will be had and will the Senators please  
29. be in their seats? It's hard for us to hit a moving target. Will  
30. you please be in your seats?

31. SECRETARY:

32. The following voted in the affirmative: Bartulis, Bell, Bern-  
33. ing, Clarke, Conolly, Davidson, Fawell, Glass, Graham, Harber Hall,

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1. Knuepfer, Latherow, McBroom, Merritt, Mitchler, Mohr...Howard Mohr,
2. Don Moore, Nimrod, Ozinga, Regner, Roe, Schaffer, Scholl, Shapiro,
3. Sommer, Soper, Sours, Walker, Weaver, Mr. President.
4. PRESIDING OFFICER (SENATOR GRAHAM):
5. Senator Rock.
6. SENATOR ROCK:
7. Senator Ozinga on the Floor?
8. PRESIDING OFFICER (SENATOR GRAHAM):
9. He's on your side. I don't know if he's joined you or not.
10. Verification has been had and Senate Bill 1452 is passed. Sena-
11. tor Mohr.
12. SENATOR MOHR:
13. Mr. President, I move to reconsider the vote...vote by which
14. Senate Bill 1452 passed.
15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Senator Mohr moves to reconsider and Senator Regner moves to
17. Table. All in favor of the motion to Table signify by saying Aye.
18. Opposed. The Ayes have it and the motion is Tabled. Senator
19. Bruce.
20. SENATOR BRUCE:
21. I just wondered. I wonder, could I apply for one of those
22. fast switches, because two of those guys running are pretty fast.
23. I wonder if we could install one over here. I'd like to wait,
24. myself, sometimes.
25. PRESIDING OFFICER (SENATOR GRAHAM):
26. Just like the short-stop in the ball game; it isn't the ball,
27. it's the glove. Let us go to the order of consideration postponed.
28. Senator Conolly would like 1492 and we'll...Senator Conolly, Senate
29. Bill 1492.
30. SENATOR CONOLLY:
31. Mr. President, this is similar to the bill that was just
32. voted upon. The only difference in the bill is that 100% of all
33. funds allocated to local area, and that would be all tax proceeds



1. raised locally, and that would also improve...include the parking  
2. tax. That's the only difference from the previous bill. And I  
3. would move since this has been...debated quite thoroughly. This,  
4. I feel, that will provide the type of service, I think...I am con-  
5. fident it can be handled properly. It will not cause undue hard-  
6. ship on the RTA Board; and administration of such an Act because  
7. the word says "allocated to". And, also, I am convinced that  
8. from the other funds of the State of Illinois, and I'm not talking  
9. about revenues raised in the City but revenues that are spent from  
10. the subsidies of the State of Illinois, will provide more money  
11. than the 100%. And, I would say more than the 120 that Senator  
12. Rock referred to in the first six to eight years. It will have to  
13. be much more than the locally raised amount. So, it's a moot ques-  
14. tion to say that 100% is not proper in this situation. So, I  
15. move for the passage of this bill.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Discussion? Senator Rock.

18. SENATOR ROCK:

19. Well, we needn't belabor this. I...I would just ask as a  
20. matter of inquiry, how did we get to this order of business?

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. We ran out of business on third reading. And, this is the  
23. same type of business as Senate Bills, Third Reading.

24. SENATOR ROCK:

25. Well, this...this, according to my calendar, is on the order  
26. of consideration postponed. I didn't realize we were on that or-  
27. der.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. I announced it, Senator.

30. SENATOR ROCK:

31. Well...

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. And, I heard no objection.

1. SENATOR ROCK:

2. OK. For the reasons stated, I would again urge opposition  
3. to this bill. I...I think we are, frankly, wasting valuable  
4. time here and I would wish a quick and expeditious roll call  
5. which will be verified.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. The question before the Senate is shall Senate Bill 1492  
8. pass. All in favor will vote Aye. Those opposed will vote No.  
9. The voting is open. Senator Fawell, will you...Senator Fawell,  
10. will you ask Conolly if he wants a vote? Have all voted who  
11. wish? Have all voted who wish? Take the record. On this ques-  
12. tion, the Yeas were 30, the Nays were 27, 1 voting Present. The  
13. bill, having received the majority required, is therefore de-  
14. clared passed. Next bill will be Senate Bill 1528. Senator  
15. Weaver.

16. SENATOR WEAVER:

17. Mr. President, Senate Bill 1528 declares that the public  
18. policy be that licensing and regulation of tree experts be exer-  
19. cised exclusively by the State. I would appreciate a favorable  
20. roll call.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Any discussion? Senator Carroll.

23. SENATOR CARROLL:

24. Thank you, Mr. President. I gathered from the discussion  
25. that this was another one of those pre-emption bills which would  
26. take the exclusivity in the conduct of the business, as well as  
27. the quality of the character applying for licenses out of any  
28. local control, and, as you know, we have not opposed the exclu-  
29. sive right in the State to determine the qualifications for the  
30. professional ability and professional license, but have felt  
31. the localities must have the right to regulate the conduct of the  
32. business. We would ask of the Chair, therefore, how many votes  
33. are required for passage.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. I haven't changed my mind, the Chair will rul...rule...will
3. rule it takes 30 votes.
4. SENATOR CARROLL:
5. Thank you, Mr. President.
6. PRESIDING OFFICER (SENATOR GRAHAM):
7. Senator Netsch.
8. SENATOR NETSCH:
9. Will the sponsor yield for a question?
10. PRESIDING OFFICER (SENATOR GRAHAM):
11. The sponsor indicates that he will yield for a question from
12. you, Senator Netsch.
13. SENATOR NETSCH:
14. Senator Weaver, I don't have any constitutional objection to
15. pre-emption, as such, and I use constitutional in its broad sense
16. but for the life of me, I can't figure out why it is so critical
17. that the State pre-empt in the area of tree doctors, tree experts.
18. Could you explain to me why that is so?
19. PRESIDING OFFICER (SENATOR GRAHAM):
20. Senator Weaver.
21. SENATOR WEAVER:
22. Well, Senator Netsch, I just fail to see that there's any
23. expertise in local...at the local level to determine the quali-
24. fications for being a tree expert. That's the reason for the
25. bill.
26. PRESIDING OFFICER (SENATOR GRAHAM):
27. Further discussion? Now, the question before the Senate is
28. shall Senate Bill 1528 pass. Those voting...those in favor will
29. vote Aye. Those opposed will vote Nay. The voting is open.
30. Have all voted who wish? Have all voted who wish? Take a record.
31. On this question the Yeas were 30, the Nays were 28, 1 voting
32. Present. The bill, having received the constitutional majority
33. required, is therefore declared passed. There has been a request

1. of verification of the roll call of the affirmative votes. Sena-  
2. tor Partee.

3. SENATOR PARTEE:

4. Of the affirmative vote. Yes, Sir.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Verification will be had, and will the Senators please be in  
7. their seats.

8. SECRETARY:

9. The following voted in the affirmative: Bartulis, Bell, Bern-  
10. ing, Clarke, Conolly, Davidson, Fawell, Glass, Graham, Harber Hall,  
11. Latherow, McBroom, Merritt, Mitchler, Howard Mohr, Don Moore, Nim-  
12. rod, Ozinga, Regner, Roe, Schaffer, Scholl, Shapiro, Sommer, Soper,  
13. Sours, Vadalabene, Walker, Weaver, Mr. President.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Verification has be...has been had. The bill is declared  
16. passed. The next bill will be Senate Bill 1529, Senator Weaver.

17. SENATOR WEAVER:

18. Mr. President and members of the Senate. The same would ap-  
19. ply to the water well and pump installation men. And, I would  
20. move for a favorable roll call.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. No further discussion? Senator Carroll, are you still here?

23. SENATOR CARROLL:

24. Yes, Mr. President, I am, and thank you for the recognition.  
25. Once again, we would feel in...in this very sensitive area to  
26. local communities that they not only have the right, but under  
27. constitutional and common law principles, have the obligation to  
28. their local citizenry for the public health and welfare and safety  
29. of their citizens. They have the right to regulate the conduct  
30. of this most important business to their health and safety. I  
31. would ask for a ruling of the Chair as to the pre-emption elements  
32. of this particular bill, requesting a ruling that it does pre-empt.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. I agree with you. This has a great bearing upon the health,  
2. safety and welfare of people, and the Chair is going to rule that  
3. it takes 30 votes. Any further discussion? The question before  
4. the Senate is shall Senate Bill 1529 pass. Those in favor will  
5. vote Aye. Those opposed will vote No. The voting is open. Have  
6. all voted who wish? Take the record. On this question, the Yeas  
7. were 31, the Nays were 27, 1 voting Present. The bill, having  
8. received the constitutional majority, is therefore declared passed.  
9. Senate Bill 1530, Senator Weaver.

10. SENATOR WEAVER:

11. Mr. President, 1530 is the water well pump installers and I  
12. would move for a favorable roll call.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President. You guessed that we wanted recog-  
17. nition. Again, we would ask that our same objection be noted,  
18. and we would ask for a ruling from the Chair as to how many  
19. votes are required for passage.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. We recognized your objection and the Chair will rule that it  
22. takes 30 votes. The question before the Senate is shall Senate  
23. Bill 1530 pass. Those voting in favor will vote Aye. Those op-  
24. posed will vote Nay. The voting is open. Have all voted who  
25. wish? Have all voted who wish? Take the record. On this ques-  
26. tion the Yeas were 29, the Nays are 27. The bill, having failed  
27. to re...receive the constitutional majority, is declared lost.  
28. Senator Weaver. Senate Bill 1531.

29. SENATOR WEAVER:

30. Mr. President and members of the Senate, this bill, 531, is  
31. on horse shoeing. And I would appreciate a favorable roll call.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President. Again, for the purpose of the  
3. record, we have our same objection to the regulation of the con-  
4. duct of the business being in the local community. And, we would  
5. ask for a ruling from the Chair as to the number of votes required  
6. for passage.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Your objection has been recorded and the Chair will make the  
9. same ruling. It takes 30 votes for passage. Senator Netsch.

10. SENATOR NETSCH:

11. Will the sponsor yield for a question? This is getting to  
12. be somewhat repetitive, also, but again, Senator Weaver, I have  
13. considerable difficulty in figuring out why exclusive State li-  
14. censing is critical in this area. Would you enlighten me?

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Weaver.

17. SENATOR WEAVER:

18. Senator Netsch, if you'd ever owned any horses and tried to  
19. get horseshoers, you'd understand the necessity for this bill.  
20. It's very important that horseshoers have competence. I'm sure  
21. that your seat mate could straighten you out on this point. And,  
22. they work all over the country, every county, and it is a neces-  
23. sity in my judgment. And, I would appreciate a favorable roll  
24. call.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Netsch.

27. SENATOR NETSCH:

28. I'm not disputing that horseshoers should be competent.  
29. Everyone should be competent in whatever his chosen occupation  
30. is. But, why is it only the State that can insure competence  
31. in this particular area, and why is there not some valid local  
32. interest in the licensing and regulation of horseshoers?

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Weaver.

2. SENATOR WEAVER:

3. Well, I don't know of any city hall inspector or patronage  
4. worker in City Hall that has any expertise as far as determining  
5. whether one is capable of shoeing a horse. These...these duties  
6. should be performed by one who is competent and examined by compe-  
7. tent people.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Mitchler.

10. SENATOR MITCHLER:

11. Mr. President, members of the Senate. I'd just like to  
12. point out that Illinois in the licensing of horseshoers, is  
13. leading all of the States and showing to them the proper way  
14. to go because Illinois is the only State that licenses horse-  
15. shoers.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Any further discussion? If not, the question before the  
18. Senate is shall Senate Bill 1531 pass. Those in favor will vo...  
19. vote Aye. Those opposed will vote No. The voting is open.  
20. Have all voted who wish? Have all voted who wish? Take the  
21. record. On this question the Yeas were 28, the Nays were 27,  
22. 4...none voting Present. And, the bill, having failed to receive  
23. the constitutional majority, is declared lost. Senator Regner  
24. would like to...Senator Netsch, do you want to...what do you...  
25. is your desire on 1280?

26. SENATOR NETSCH:

27. Not yet.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Not yet. Senator Regner, what's your desire on 1326? Sena-  
30. tor Regner wants the Senate to consider Senate Bill 1326. On the  
31. order of consideration postponed. Senator Regner.

32. SENATOR REGNER:

33. Yes, Mr. President and members of the Senate. Senate Bill

1. 1326 originally was introduced as a...an opt out bill for various  
2. areas in the RTA area. It failed at that. It is now amended.  
3. There is nothing in it referring to an opt out, but what it does is  
4. restructures the Board to give the outlying area some voice and  
5. some more voice in what happens in the decisions of this Board.  
6. And, it creates a Board of five members from Chicago, three from  
7. the suburban Cook County area, and five, one from each of the col-  
8. lar counties; and these thirteen members will meet and elect a  
9. Chairman of the Board, who will be the fourteenth member. And,  
10. as I said, this gives a more favorable representation in the  
11. voice and operations of the RTA to those areas that voted so vigor-  
12. ously in opposition to this RTA last March. And, I would urge a fa-  
13. vorable vote on Senate Bill 1326.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Discussion? Senator Rock.

16. SENATOR ROCK:

17. Thank you, Mr. President. I rise in opposition to Senate  
18. Bill 1326, As Amended. The amendment makes this bill almost  
19. identical to that bill, which was proposed by Senator Conolly,  
20. Senate Bill 1488. I think after the testimony that was heard  
21. in the Committee on Transportation, Senator Conolly and his mem-  
22. bership saw the wisdom of letting the bill remain right where it  
23. was; that is, in committee. We hear an awful lot of talk about  
24. accountability this semester, and we hear an awful lot of talk  
25. about one man, one vote. To put the Board in this posture, com-  
26. pletely destroys any one man, one vote concept. The board, at...  
27. as it is presently constituted with four, two and two, does at-  
28. tempt and does, in fact, represent or illustrate that we are  
29. attempting, at least, to conform to the one man, one vote pro-  
30. vision. We have also, the RTA Act as presently constituted,  
31. does provide for a realignment of that Board after the decennial  
32. census to again reflect one man, one vote. This amendment, this  
33. bill, simply does not do that and for that reason I oppose it.



1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Bell.

3. SENATOR BELL:

4. Thank you, Mr. President, members of the Senate. You know,  
5. I...I've constantly been hearing about the one man, one vote con-  
6. cept in the RTA. I suppose that it's well established that that  
7. concept is...is a governing concept at this time. But, I might  
8. suggest to you, Senator Rock, I don't believe there's any...any  
9. real formal opinion that...from the Supreme or otherwise that  
10. says that in a RTA District and Regional Transit Authority that  
11. there has to be a one man, one vote concept. And, that being...  
12. that being a fact, then, I think, there's really no reason to not  
13. allow the collar counties that representation that so...they so  
14. badly...that they so badly desire. Now, to have, out of five  
15. collar counties, only two members of the RTA Board is dispropor-  
16. tionate to the interest of those counties as to how they voted  
17. when their voting records were four to one, all the way to ten  
18. to one. And while...while there's no way that I can think of that  
19. we can make this RTA bill, a bill that the collar counties are go-  
20. ing to want or really accept, other than the opt out. We can't  
21. have that. This is probably the next most important principle that  
22. we would like to have. I would certainly hope that the members  
23. of the other side of the aisle and...and those few members on  
24. my side of the aisle that have seen fit to impose this RTA upon  
25. us will try to relax their outlook on this to that degree that  
26. they'll allow us to try to have a little better representation in  
27. proportion to Cook County. Thank you, Mr. President.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Further discussion? Senator Partee.

30. SENATOR PARTEE:

31. Well, I hadn't planned to say anything on it, because I  
32. think what needs to be said has been said. But, what Senator Bell  
33. just said just really propels me to say, "it depends, Senator Bell,

1. on whose ox is being gored". Now, just the other day when we were  
2. considering the members of the school board, you convinced me that  
3. the spirit of the law should obtain. You said, oh, sure, maybe,  
4. technically you were within the bounds of the law, but the spirit  
5. of the law is what we ought to be concerned with about here. Now,  
6. let me say to you that the spirit of the law is the spirit as  
7. enunciated in Baker versus Karr, that Tennessee case that brought  
8. America into the posture where we recognize that people ought to  
9. have one man, one vote and the representation ought to be fair  
10. across the board. The law, as now constructed, is on a one man,  
11. one vote basis. We even, out of fairness, prospective fairness  
12. even, went for the amendment that said, "when the population area  
13. is changed after each decennial census, the Board should be recon-  
14. structed along lines of representation as to the people in the  
15. various areas". And, I think, that's fair. We recognize that the  
16. collar counties are growing and the cities are diminishing in popu-  
17. lation. But, even knowing that, we've thought that in fairness we  
18. should adhere to the one man, one vote spirit. And, that is what  
19. is involved here and to do otherwise is to go and fly in the face  
20. of the proposition of one man, one vote, and that's just the rea-  
21. son for the opposition.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Berning.

24. SENATOR BERNING:

25. Mr. President and members of the Senate. It would appear to  
26. me that this amendment is a small concession, a very small conces-  
27. sion, to the thousands and thousands of people residing within the  
28. RTA district. It is a small concession to pay for the kind of sup-  
29. port that all of us would like to see for an effective Regional  
30. Transportation Authority, if it is going to serve at all. This  
31. costs you nothing. This costs those of you who oppose it nothing.  
32. All that it will do is guarantee a small voice for each of the  
33. surrounding counties, and I submit again, it is a small price and,

1. actually, should in no way be tied to the one man, one vote since  
2. these are not elective people. These are appointed personnel, and  
3. are not tied to a one man, one vote concept, that being only elec-  
4. tive office holders.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Any further discussion? The question before the Senate...  
7. Senator Regner, chair to close? The question before the Senate is  
8. shall Senate Bill 1326 pass. Those in favor will vote Aye. Those  
9. opposed will vote No. The voting is open. Have all voted who  
10. wish? Have all voted who wish? Take a record. On this ques-  
11. tion, the Yeas were 30, the Nays were 27, one voting Present. The  
12. bill, having received the constitutional majority, is therefore de-  
13. clared passed. Next bill will be Senate Bill 1565, if you want to  
14. call it, Senator Knuppel. Senate Bill 1565. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Mr. President and members of the Senate. This is the Senate  
17. Bill that was explained yesterday evening which amends the...the  
18. Commercial Development Act, and it was changed from the...origin-  
19. ally, as it was proposed in your...in your calendar for the Indus-  
20. trial Act in order to meet objections by the Republican staff and by  
21. those who didn't want to effect the Industrial Development Act.  
22. This bill is prompted by a redevelopment project in the City of  
23. Canton where they're tearing down some old buildings and they want  
24. to re-erect commercial buildings for use in rental. This will al-  
25. low small towns, smaller, that is, than home rule units to recon-  
26. struct their decaying downtown areas and to protect those areas.  
27. I would ask for a favorable roll call.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Any further discussion? Senator Knuepfer.

30. SENATOR KNUEPFER:

31. Well, Senator, what were those amendments you added that made  
32. it so much better than when it got put on postponed consideration the  
33. other day, because it didn't have enough votes?

1. SENATOR KNUFFEL:

2. Mr. Knuepfer, or Senator Knuepfer, it's in exactly the same  
3. condition as it was last night. This...the amendment that was  
4. put on was put on in committee, after lengthy conferences when  
5. groups of businessmen and bankers came here to talk with Rick  
6. Carlson and they reached this agreement by contacting other bond  
7. council and working this out.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Further discussion?

10. SENATOR KNUEFFER:

11. Yeah, if I...if I may continue. Well, in that case, as far  
12. as I'm concerned, I don't know that anything was changed since  
13. yesterday. I had some serious objections to it yesterday, most  
14. of those objections, I think, were articulated by Senator Sours.  
15. I...I have objections on the grounds that I...I think this is a...  
16. a power in the small municipality that is probably an undesirable  
17. one. Certainly, it may tend to help one competitor at the expense  
18. of the other one. Senator Sours expressed that, the one that hap-  
19. pens to be right outside of the town, and I just don't think it's  
20. gotten any...improved any Senator, in the one day since we've  
21. heard it last.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Sours.

24. SENATOR SOURS:

25. You know, Mr. President and Senators, we keep priming the  
26. pump, throwing money here and money there, as if money is the  
27. answer. Now, it has been stated here, this is totally unfair to  
28. any business or industry outside the municipal boundaries. We...  
29. if we have one rule for one, and we deal with his competitor un-  
30. fairly, it seems to me, the legislation is equally unfair. And,  
31. I don't think it's an answer; we're going to refurbish the down-  
32. town area. Peoria refurbished its downtown area on its private  
33. funds, and if the...if the business community and...and a

1. community the size of Canton have enough gumption and enough salt,  
2. they can do it too.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Further discussion? Senator Rock.

5. SENATOR ROCK:

6. Thank you, Mr...Thank you, Mr. President. I rise in support  
7. of Senate Bill 1565. One of the most interesting parts of the  
8. testimony that was in front of the Senate Revenue Committee was  
9. that this is an amendment to an Act which was enacted, I think,  
10. in 1961. The provisions of this Act have never, in fact, been  
11. used and, I think, at this point in time, given the amount of work  
12. that the sub-committee and that the private council did on this,  
13. I think we should give this 1961 statute a chance to work. I  
14. would urge a favorable roll call.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Any further discussion? Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, all I can say is, as I haven't had one letter from the  
19. people who are located in the hinderlands of the town of Canton.  
20. I've had support from Macomb; many other communities this size.  
21. Those people want a vital, viable downtown district just as much  
22. as they do to have the circumference. This is not competition.  
23. The whole community posed together. Nobody could have worked  
24. harder than all of the businessmen in the City of Canton. They've  
25. been down here on five different occasions. This is a community  
26. project, everybody's behind it. I don't know of a single objec-  
27. tion from any businessman or anybody else in that community. And,  
28. if it'll work there, it ought to help any other community the same  
29. size. This will help those communities between ten and twenty-five  
30. thousand population in Downstate Illinois to...to sell revenue bonds  
31. and to revitalize their downtown business district. I urge a favor-  
32. able roll call.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. The question before the Senate is shall Senate Bill 1565 pass.  
2. Those in favor will vote Aye. Those opposed will vote Nay. The  
3. voting is open. Have all voted who wish? Take the record. On  
4. this question the Yeas were 43, the Nays were none, four voting  
5. Present. The bill, having received the constitutional majority  
6. required, is therefore declared passed. Senator Schaffer.

7. SENATOR SCHAFFER:

8. Senate Bill 1642 is the bill to bring Illinois in line with  
9. the Federal Memorial Day holiday. We debated it at great length  
10. last night. The only thing I really have to add is that since  
11. that time, I have been given the results of a Chicago Today poll.  
12. In fact, I have been given the poll, and approximately five  
13. thousand people have answered the poll three to one in favor  
14. of Illinois coming into line on the Federal holidays. I'd ap-  
15. preciate a favorable roll call.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Further discussion? Senator Mitchler.

18. SENATOR MITCHLER:

19. I believe enough was said on this the first time around and  
20. again, I point out, I'm not impressed by the Chicago Today poll.  
21. I'll tell you that the Veterans and the patriotic organizations  
22. and the people, the people that respect the dates for these holi-  
23. days are in favor of maintaining them on their original dates. We  
24. are going to hear in the Senate Executive Committee, the Joint  
25. Senate Resolution memorializing Congress to get on with it, and  
26. get the bills passed at Congress, to change Veteran's Day and  
27. Memorial Day back to their original dates and, as it was said  
28. many times, this should be held up until we give that slow-moving  
29. Congress in there, a chance to make and amend their ways and  
30. the wrong-doing that they did in 1968. I solicit a negative vote  
31. on Senate Bill 14...Senate Bill 1642.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Any further discussion? Senator Merritt.

1. SENATOR MERRITT:

2. Mr. President and members of the Senate. Just in a very brief  
3. way, I would hope that my colleagues in the Senate will not make a  
4. hasty decision and mistake that's been made on a couple of occas-  
5. ions in the past. Whatever we do here, today, is going to be cer-  
6. tainly reflected by what the Congress does. Now, we could perfect-  
7. ly well take this up in January, if necessary, if the Congress  
8. doesn't act favorably. If they do, then our day to May 30th is  
9. in line anyway. I certainly would oppose this bill because of  
10. further confusion that could be brought about.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Further discussion? The question before the Senate is shall  
13. Senate Bill 1642 pass. Those in favor will vote Aye. Those op-  
14. posed will vote Nay. The voting is open. Have all voted who wish?  
15. Have all voted who wish? Take the record. On this question the  
16. Yeas are 32, the Nays are 20. The bill, having received its con-  
17. stitutional required majority, is declared passed. Senator Glass,  
18. did you have a motion?

19. SENATOR GLASS:

20. Thank you, Mr. President. I would move that House Bills  
21. 2822 and 2823, which were assigned to the Appropriations Commit-  
22. tee be discharged from further consideration by that committee  
23. and assigned to the Committee on Education. Senator Fawell has  
24. scheduled a meeting this afternoon, and all bills assigned to  
25. that committee will be heard. So, I've spoken to the Chairman  
26. of Appropriations, and indicated he has no objection.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Is leave granted to have Senate Bills...

29. SENATOR GLASS:

30. That's House bills.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. House Bills...

33. SENATOR GLASS:

1. 2822 and House Bill 2823.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. 2822 and 2823 dis...the Committee on Appropriations is dis-  
4. charged from further consideration and that they be reassigned  
5. to the Committee on Education. Leave is granted. Senator Conolly.  
6. We're trying to handle some of these motions on this...  
7. these...Senator Rock.

8. SENATOR ROCK:

9. The problem with that, Senator Glass, I don't have any par-  
10. ticular objection, but once they come out of Education, they have  
11. to go back into Appropriations. They do, in fact, appropriate  
12. money.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. I presume we'll approach that if they get out of Education.  
15. Senator Conolly.

16. SENATOR CONOLLY:

17. Mr. President, I've discussed with the leadership of both  
18. sides of the aisle, the House Bill 2843 that has been assigned by  
19. Rules Committee to Judiciary. I've talked to the Chairman of  
20. Judiciary and the Min...Minority Spokesman. This bill provides  
21. ...clarifies the apparent inadequacies existing in Chapter 11 of  
22. the Illinois Vehicle Code and...which classifies jaywalking,  
23. speeding, failure turn, use of turn signal, and so forth, as Class  
24. A misdemeanors. Other offenses such as reckless driving, drag  
25. racing are Class B misdemeanors. This seems to be inconsistency.  
26. And, there's an emergency, as called to the attention of the  
27. House members by one of our judges, and I would urge the discharge  
28. of the Judiciary Committee.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Dougherty.

31. SENATOR SOURS:

32. I have another motion, Sir. I'm...

33. PRESIDING OFFICER (SENATOR GRAHAM):



1. Oh, I'm sorry. Senator Sours.

2. SENATOR SOURS:

3. I favor this, not to have less business for Judiciary, but  
4. there apparently is a...is an hiatus in the law. There's an  
5. omission, too. And, to have a Class A misdemeanor for jaywalk-  
6. ing, it just is...it's just incomprehensible. This bill will  
7. straighten up language so that doesn't exist. It's been going on  
8. now for seven years, no less.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Rock.

11. SENATOR ROCK:

12. Well, I'm not going to raise any particular objection, but  
13. I fail to see the emergency in this. How many convictions in  
14. the County of Lake have there been in the past six years for jay-  
15. walking?

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Conolly.

18. SENATOR CONOLLY:

19. I'm not worried about jaywalking in...in Lake County, but  
20. it's other counties that I might jaywalk in that scares me. And,  
21. I don't want a year in jail for jaywalking down in St. Clair  
22. County or some place that's not as friendly to me as Lake.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Further discussion? Your motion is to discharge the Commit-  
25. tee on Judiciary from further consideration of House Bill 2843  
26. and have it placed where, Senator?

27. SENATOR CONOLLY:

28. ...of second reading.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. On the order of second reading. You've heard the motion.  
31. Is leave granted? Leave is granted. Senator Dougherty.

32. SENATOR DOUGHERTY:

33. Thank you, Mr. President. I would like to move that the

1. Committee Pensions and Personnel be discharged from any further  
2. consideration of Senate Bill 1646 and place it on the order of  
3. second reading. This is a Senate bill. I've discussed it with  
4. Senator Berning and Senator Shapiro and they have no objection.  
5. PRESIDING OFFICER (SENATOR GRAHAM):

6. You have heard the motion of Senator Dougherty that House  
7. Bill...

8. SENATOR DOUGHERTY:

9. Senate...Senate Bill.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senate Bill 1646 be discharged from committee and placed...  
12. Committee on Pensions and placed on the order of second reading.  
13. All in favor signify by saying Aye. Opposed. The Ayes have it.  
14. Leave is granted. Senator Regner.

15. SENATOR REGNER:

16. Are we on third reading now, Mr. President?

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. I'm recognizing you, Senator.

19. SENATOR REGNER:

20. Yes, Sir, I would like to make a motion to return Senate Bill  
21. 1669, which is on third reading, to the order of second reading  
22. for the purpose of an amendment.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Is leave granted? Leave is granted. Senate Bill 1669 is on  
25. the order of second reading.

26. SENATOR REGNER:

27. The amendment that I have on the Secretary's Desk is Amendment  
28. No. 1 to this bill, which deals with the Illinois Information Ser-  
29. vice. And, what it does, it strikes the entire bill as it now  
30. stands and creates the Illinois Governmental Information Service.  
31. It's basically the same as a bill that Senator McBroom passed yes-  
32. terday, but it has many corrections in it that several people did  
33. point out they felt were necessary. And, I'd like to move the

1. adoption of Amendment No. 1 to Senate Bill 1669.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. (Machine cutoff)...discussion? Been a motion to adopt Amend-  
4. ment No. 1 to Senate Bill 1669. All in favor signify by saying  
5. Aye. Opposed. The Ayes have it. The amendment is adopted. Any  
6. further amendments? Third reading. We can return to that later  
7. when it comes back from Enrolling and Engrossing. House Bills...  
8. Senator Jack Walker.

9. SENATOR WALKER:

10. Thank you, Mr. President and members of the Senate. I haven't  
11. introduced any school children this year, or any politicians; but,  
12. I do have four very personal, close friends of mine. And, I don't  
13. know whether they came down here from Galesburg to lobby for Knup-  
14. pel's bill or not, but in the Gallery, immediately behind me and  
15. talking to my administrative assistant, Jean Hemingway, are Ken  
16. and Rose Kenning and Roy and Groce Olson. And, what is particular-  
17. ly painful to me is that these two gentlemen with whom I graduated  
18. from high school, some 40 - 50 years ago, are now retired and I'm  
19. still working. And, I just mention this to show you that the law  
20. and politics is not only the road to suc...not the road to success.  
21. I think, as an ex-railroader, Kenny has done much better than I  
22. have, and Olson is a former brick mason and contractor, has done  
23. much better than I have. I'd appreciate it if they'd be recog-  
24. nized by the Assembly.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Walker, that just shows the road...the world is full  
27. of strange roads. We will now go to the order of Senate Bills on  
28. Second Reading. Senator Smith. We have...House Bills, I'm sorry.  
29. Did you have...were you...I'll withhold that. Senator Donnewald.

30. SENATOR DONNEWALD:

31. Well, yes, I would address myself to Senator Conolly, if he's  
32. around. Last night we had a Rules Committee meeting, and I know  
33. that all of you know we were here past the hour of midnight. And,

1. as we say down home... (foreign phrase)... I slept over, and I did  
2. have two bills in the Department of Transportation. They, being  
3. House Bills 2218 and 2219, which deal with the Downstate Trans-  
4. portation Assistance Demonstration Project. Now, I think that  
5. there may well be opposition, but I would make a motion at this  
6. time, Mr. Chairman... Mr. President, to discharge the Committee  
7. on Transportation, which I understand will not... will not meet  
8. again. And, I would ask that the Committee on Transportation be  
9. discharged and the bills that mention 2218 and 19 be advanced to  
10. the order of second reading.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Sen... Senator Conolly.

13. SENATOR CONOLLY:

14. Mr. President, the Senate Transportation Committee has worked  
15. very diligently, has met consistently, met twice a week in occa-  
16. sion to accommodate everybody. We met; we did not rush through  
17. a meeting. We had a meeting that lasted an hour and a half today.  
18. We called for every bill that the sponsor was there. We helped  
19. people who throughout this year who had bills, who had problems  
20. with them. But, all of a sudden, I mean, there's a day of rec-  
21. koning. If you finally can't make it five days before the commit-  
22. tee, I think, we might as well try again. It must not be that  
23. important, and therefore, I object since these have not been heard  
24. in our committee and they're bills of import. I would have to raise  
25. an objection against my good friend on the other side of the aisle,  
26. but I do raise that objection and would urge you not to discharge  
27. the Transportation Committee that's worked so hard throughout this  
28. last year.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Donnewald.

31. SENATOR DONNEWALD:

32. I appreciate that, but just one question, Senator. Were there  
33. any bills passed out where the sponsor wasn't there this morning?

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Conolly.

3. SENATOR CONOLLY:

4. Yes, there was; my seat mate's bill.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. There has been a motion by Senator Donnewald that House Bills  
7. 2218 and 20...Senator Harris.

8. SENATOR HARRIS:

9. Well, Mr. President, at some point in time, I understand now,  
10. that Representative of the Department has spoken to me about the  
11. importance of this bill to Federal fund problems, and I just want  
12. to ask this question. When is this Administration going to recog-  
13. nize that the day, 30th of June, exists in the calendar, as far as  
14. when we started on the 9th of January. For us to continue to legis-  
15. late the way we are, these last few days, is utterly irresponsible,  
16. to visit on these 59 people making these 100's of decisions without  
17. consideration by committee, I find absolutely unacceptable and ob-  
18. jectionable. If this were such an important bill, why wasn't it  
19. here six weeks ago? And, that same question can be raised about  
20. literally hundreds of others. This is just madness, as far as I  
21. am concerned. And, I want to make that point perfectly clear. And,  
22. it applies to everyone who has had responsibility in this terrible  
23. log jam and decision-making atmosphere we're called upon these last  
24. few days to try and responsibly address ourselves to finishing up  
25. our work and make these important decisions on things; such as cam-  
26. paign disclosure; such as an effective Downstate Mass Transportation  
27. Program for these units of transportation that were not responded to  
28. in the program of last fall; such as an important and responsible  
29. decision in connection with energy and coal resource development;  
30. such as many other major points of policy development. And, I just  
31. find it terribly difficult to understand why this administration  
32. comes in and says, time after time to me, as Chairman of Rules,  
33. Oh, that's an administration bill, and we've got to have it, and

1. and we get that information these last two or three days. This is  
2. just utterly ridiculous. There's time for this man to fly all  
3. over the country and be every place on television, but there's not  
4. time for the direction of his agencies to have their decisions  
5. made weeks ago. This is nutty.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Partee.

8. SENATOR PARTEE:

9. If I can...if I can be as calm as my colleague, I would like  
10. to say to Senator Harris that I know the throws of frustration  
11. which are visioned upon you as the head of this Body. I've had  
12. it, and I know precisely what you are going through. But, in the  
13. interest of your health and of yourself, don't permit yourself to  
14. get as uptight as you are because life has a way of going on.  
15. This bill was introduced on the sixth day of March and the bill  
16. was held until just recently when it made its way over here. I  
17. don't have to remind you who is in charge of the House. I don't  
18. have to remind you that sometimes it isn't the Administration's  
19. fault or the Governor's fault that their bills do not get to the  
20. places where they desire them at the desired moment. These annual  
21. sessions have been, to me, nonproductive and frustrating, because  
22. there just simply isn't a way...any way, people being what they  
23. are, to confine and constrict them to the subject matters which  
24. they should be constricted and confined to. Had we, and we tried  
25. very hard, two years ago, to keep the subject matter within the  
26. structures of our announced program. It didn't happen because Sen-  
27. ators became concerned that the House members were filing bills and  
28. it indicated to people back home that they were doing nothing, and  
29. we opened up the session. This session, we started out trying to  
30. hold it down to those matters which were within the orbit of our  
31. program, and we have considered in this session every kind of bill  
32. known to mankind. Some would have...which have absolutely no re-  
33. lationship to the subject matters of this session. We've dealt

1. with bills on the basis of personality. We've left some bills out  
2. because of who the sponsor was. We've dealt some bills out with  
3. one eye on the next election. We've both been guilty of that. I  
4. don't place that blame on you, but I would suggest this caveat.  
5. This is a bill which has as its principal sponsor the Minority  
6. Leader of the House. I would hope that we do not by impetuous  
7. kinds of operations place ourselves in a position to make for a  
8. hostile attitude in the House toward Senate bills. I would hope  
9. that we would be careful to not be discursive and insulting to  
10. Leaders on that side. Now, here's Senator Donnewald, who is a  
11. leader on this side, who has always been as reasonable and as  
12. agreeable as any man I know in this Body. And, to deny him this  
13. opportunity to take these bills out of committee, I think, is un-  
14. fortunate, and, I think, it's cold. I think it's very cold. I  
15. think we ought to let him take these bills out of this committee.  
16. He told you why why, he was here until after 12 o'clock last night.  
17. Things are...have to get back to a reasonable plane. And, let's  
18. calm down and take it easy and we...we can get the job done. And,  
19. I would certainly hope that you do not deny him this opportunity  
20. to get these bills, at least, out of this committee.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Conolly.

23. SENATOR CONOLLY:

24. (Machine cutoff)...point out, Mr. President, that we asked  
25. any of the Democrats if they had any other bills after I handled  
26. Senator Soper's and I knew his interest in getting that bill out  
27. and he was not there, and I handled that. I did not preclude  
28. anybody else; any staff member, raising the point that these  
29. bills were in the committee and they should be out. When they  
30. were completely ignored by the Minority, how can you accuse me of  
31. not having given every courtesy to you. It was...there was no-  
32. body there from the Department of Transportation at our meeting  
33. this morning. There were the regular people like from the State

1. Highway Department, and other people from the Secretary of State's  
2. Office, who come to our meetings all the time that could have  
3. pointed that out if there was any urgency at the time. It bothers  
4. me that there's urgency at two o'clock in the afternoon, or fifteen  
5. till three in the afternoon when there was no urgency between nine  
6. and ten forty-five when we adjourned the committee meeting. We did  
7. not rush through that committee meeting, and I just would say that  
8. someone better wake up; that we've tried to work with the adminis-  
9. tration, but what happens, bills are introduced to ten days, six  
10. days, before adjournment. Such major things as Downstate says this  
11. is an administration package. We helped them get out of committee  
12. after saying that they could have been introduced months ago. Now,  
13. this one was coming over from the House. But, I can't be respon-  
14. sible for everybody's bill and say, well, Democrats, I think you  
15. should get this bill out of committee because I think it's needed.  
16. I was unaware of the bill because it was not my bill or not spon-  
17. sored by our side of the aisle, I think, that this is an example  
18. that we better pay attention to our duties.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Sen...Senator McBroom.

21. SENATOR MCBROOM:

22. Yes, maybe President Harris would yield to a...a question.  
23. Either he or Senator Conolly. Why...pro...conceivably, Mr. Presi-  
24. dent, the problem is, we found in our Appropriations Committee  
25. that the Secretary of the Department of Transportation was told  
26. by Mike Duncan to ignore our requests, both mine and our staff.  
27. Now, maybe that was the delay. Maybe Secretary Bond hadn't cleared  
28. this bill early enough with Mr. Duncan. Do you think that's pos-  
29. sible, Mr. President?

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. President Harris.

32. SENATOR HARRIS:

33. Well, that...it's a possibility, I...



1. SENATOR MCBROOM:
2. Thank you.
3. PRESIDING OFFICER (SENATOR GRAHAM):
4. Further discussion?
5. SENATOR HARRIS:
6. Well...
7. PRESIDING OFFICER (SENATOR GRAHAM):
8. Senator Harris.
9. SENATOR HARRIS:
10. Mr. President, I just want to make this comment. This bill
11. was introduced on the sixth of March. It came to us on the 10th
12. of June. It was certainly a possibility, that insofar as the
13. department is concerned, that it was going to be considered today.
14. That agency has sure got man-power to meet those responsibilities.
15. I want to make the point here that Senator Donnewald is a diligent
16. and cooperative member of this Body. I'm going to be firm about
17. my position, relating to discharging the Committee on Transportation
18. of further consideration of House Bill 2218, and let it be up to
19. the Body to make a determination. But, I point out that we can
20. provide for this county demonstration program through one of two
21. existing vehicles by amendment. House Bill 2772 or Senate Bill
22. 1618, both of which are going to wind up in conference committee.
23. And, I certainly don't want to be the individual responsible for
24. the loss of some Federal funds for this kind of purpose; but I do
25. want to be responsible for serving notice to everyone that this pro-
26. cedure we find ourselves in, for the last several days and for the
27. prospect through Thursday, is an unacceptable procedure. And, what-
28. ever I can do to get the attention of the appropriate people to
29. understand that that system has got to be changed. And, I'm not
30. going to abandon my position of communicating that point.
31. PRESIDING OFFICER (SENATOR WEAVER):
32. Senator Donnewald. Senator Donnewald.
33. SENATOR DONNEWALD:

1. Yes, the motion is to discharge the Committee on Transpor-  
2. tation on House Bills 2218 and 19. I request a roll call.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Donnewald's requested a roll call. Those in favor  
5. of discharge vote Aye. Those opposed vote Nay. The voting is  
6. open. Have all voted who wish? Have all voted who wish? Take  
7. the record. On this question the Ayes are 28 and the Nays are  
8. 25. The motion fails. House Bills on third reading. Senator  
9. Mohr. Senator Smith.

10. SENATOR SMITH:

11. Bills now on third reading?

12. PRESIDING OFFICER (SENATOR WEAVER):

13. House Bills on Third Reading.

14. SENATOR SMITH:

15. I have a House Bill that I'd like to bring back to second  
16. reading for the purpose of striking an amendment and substitut-  
17. ing another.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Are you referring to House Bill 2364?

20. SENATOR SMITH:

21. Wait a minute. I have to see...yeah, that's right.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Smith asked leave to bring House Bill 2364 back to  
24. the order of second reading for the purpose of an amendment. Is  
25. there leave? Leave is granted. Senator Smith.

26. SENATOR SMITH:

27. On yesterday, I offered...and the Senate adopted an amend-  
28. ment providing some 250 thousands of dollars be drawn from the  
29. Illinois Veterans Rehabilitation Fund. That particular effort  
30. was successful. Now, we have learned since yesterday that in  
31. order to satisfy Federal Audit requirements, it is necessary to  
32. indicate that the Federal funds were, and here are the two particu-  
33. lar words, previously appropriated. This amendment has those two

1. words in it. It has been cleared with the task force on the Repub-  
2. lican side and the task force on the Democratic side. I move that  
3. in that Amendment No. 2 be Tabled.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Smith moves to Table Amendment No. 2 on House Bill  
6. 2364. All in favor signify by saying Aye. Opposed Nay. Amend-  
7. ment No. 2 is Tabled. Senator Smith.

8. SENATOR SMITH:

9. Of Amendment number what? Number 4.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Smith moves the adoption of Amendment No. 4. Explain  
12. your amendment, Senator Smith.

13. SENATOR SMITH:

14. This merely substitutes the necessary words to satisfy the  
15. Federal Audit requirements - previously appropriated. They claim  
16. that's absolutely essential and necessary. And, an amendment has  
17. been drafted, is in the hands of the Secretary, and I move its  
18. adoption.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. All in favor...is there any discussion? All in favor of the  
21. adoption of Amendment No. 4 to House Bill 2364, signify by saying  
22. Aye. Opposed Nay. Amendment No. 4 is adopted. Are there further  
23. amendments? Third reading. Senator Johns asks to bring 2365 back  
24. to the order of second reading. Is there leave? Leave is granted.  
25. Senator Johns.

26. SENATOR JOHNS:

27. Mr. President, we should thank you for this privilege. I'd  
28. like to move that we Table Amendment No. 4 to House Bill No. 2365.  
29. I have concurred with Senator McBroom and Senator Donnewald, and  
30. we're all in agreement on this particular Tabling motion.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Johns moves to...

33. SENATOR JOHNS:

1. Table Amendment No. 4.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Table Amendment No. 4...

4. SENATOR JOHNS:

5. Yes, Sir.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. ...on House Bill 2365. Is there leave? All in favor signi-

8. fy by saying Aye. Opposed Nay. Amendment No. 4 is Tabled.

9. SENATOR JOHNS:

10. Now, Mr. President...

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Johns.

13. SENATOR JOHNS:

14. I have Amendment No. 7, which again...

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Excuse me, Senator Johns.

17. SENATOR JOHNS:

18. Yes, Sir.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Hynes, for what purpose do you arise? Senator Hynes.

21. SENATOR HYNES:

22. This bill was brought back from third reading, so this amend-

23. ment had already been adopted. I think that we ought to move to

24. reconsider the adoption of the amendment first and...before it is

25. Tabled.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. You are right. Senator Johns moves to reconsider the vote

28. by which Amendment No. 4 was adopted. All in favor signify by

29. saying Aye. Opposed Nay. The motion carries. Senator Johns

30. moves to Table Amendment No. 4 for House Bill 2364. Is there

31. any discussion? All in favor signify by saying Aye. Opposed Nay.

32. Amendment No. 4 is Tabled. Senator Johns. Senator Rock.

33. SENATOR ROCK:

1. Just for the purpose of the Journal and the record, can that  
2. motion to reconsider be shown by Senator Rock as having voted on  
3. the prevailing side?

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Rock moves, in as much as Senator Johns was not at...  
6. present yesterday, and so the record will so show, Senator Rock.  
7. Senator Johns.

8. SENATOR JOHNS:

9. Now, Mr. President, after having concurred with both leader-  
10. ship on both sides of the aisle, I ask that we...I move that we  
11. adopt Amendment No. 7 to House Bill 2365.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Will you explain the amendment, Senator?

14. SENATOR JOHNS:

15. The amendment is a...an appropriation that was taken from  
16. House Bill 2365 by the House, but Leadership on both sides of the  
17. aisle have agreed that we wish to reinstall this amendment back  
18. into the particular bill. So, I move that we do that.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Johns moves the adoption of Amendment No. 7 to House  
21. Bill 2365. Any discussion? All in favor signify by saying Aye.  
22. Opposed Nay. Amendment No. 7 is adopted. Any further amendments?  
23. Third reading. Senator Bruce as...asks leave to bring 2367 back  
24. to the order of second reading. Is there leave? Leave is granted.  
25. Senator Bruce. Excuse me, Senator Johns asked leave. Is there  
26. leave? Leave is granted. Senator Johns.

27. SENATOR JOHNS:

28. Mr. President, I do not have the proper amendments at my dis-  
29. posal this very moment. I'd like to move away from this action at  
30. this time.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. You want to leave it on second reading then?

33. SENATOR JOHNS:

1. Yes, Sir. For just...for a few moments.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. All right...

4. SENATOR JOHNS:

5. All right?

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Palmer asks leave to recall Senate...or House Bill

8. 2355 back to the order of second reading for the purpose of an

9. amendment. Is there leave? Leave is granted. Senator Palmer.

10. SENATOR PALMER:

11. Yes, Sir, Mr. President and members of the Senate. Yester-

12. day, we passed out Amendment No. 5 on House Bill 2355, and we're

13. not going to take the 5th amendment in this case. By agreement

14. of all parties concerned, we have a substitute amendment which

15. will be presented by Senator Knuepfer. But, at this time, I'd

16. like to make the motion to reconsider the vote by which Amendment

17. No. 5 was passed yesterday on House Bill 2355 and Table that

18. amendment.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Pursuant to Senator Palmer's motion, is there any discus-

21. sion? All in favor signify by saying Aye. Opposed Nay. The

22. motion carries. Senator Palmer moves to Table Amendment No. 5

23. to House Bill 2355. All in favor signify by saying Aye. Opposed

24. Nay. Amendment No. 5 is Tabled. Senator Palmer.

25. SENATOR PALMER:

26. If the record's straight, I think we should show that Sena-

27. tor Hynes, who voted on the prevailing side, made the motion to

28. reconsider.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. The record will so show.

31. SENATOR PALMER:

32. Now, Mr. President, Senator Knuepfer has a substitute mo-

33. tion.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Knuepfer.

3. SENATOR KNUEPFER:

4. I...I would like to offer now, I think...is this amendment  
5. No. 6? What number? 7, OK, excuse me. I'm sorry. Amendment  
6. No. 7. I think it is up at the desk already. This is a com-  
7. promise amendment. We've chatted with Senator Hynes on this.  
8. What this does is permit grants-in-aid for non-State agencies  
9. to be expended without additional appropriation, but it does  
10. provide that grants-in-aid which are not appropriated for State  
11. agencies must be appropriated. And, I would move the adoption  
12. of Amendment No. 7.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Is there any discussion? All in favor of the adoption of  
15. Amendment No. 7 to House Bill 2355 signify by saying Aye. Op-  
16. posed Nay. Amendment No. 7 is adopted. Senator Hynes. Any  
17. further amendments?

18. SENATOR HYNES:

19. I just wanted to verify that that was, in fact, No. 7, and  
20. not six. Seven?

21. PRESIDING OFFICER (SENATOR WEAVER):

22. The Secretary says No. 7, Senator Hynes. Any further amend-  
23. ments? Third reading. Senator Berning.

24. SENATOR BERNING:

25. Thank you, Mr. President. Yesterday, House Bill 2426 was  
26. amended on second advanced to third. I, hereby, request leave  
27. of the Body to take 2426 back to the order of second reading for  
28. the purpose of reconsidering Amendment No. 4.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Rock.

31. SENATOR ROCK:

32. I...I think the Senate sponsor has, in fact, agreed to do  
33. this. I would only ask that we wait until at least...I think

1. there's a couple of conference committees going on. She happens to  
2. be off the Floor. Can we wait at least until she gets back?

3. PRESIDING OFFICER (SENATOR WEAVER):

4. We'll hold this until Senator Hickey gets back on the Floor,  
5. Senator Berning. We'll get to it later on. House Bills on Third  
6. Reading. Senator Howard Mohr. 2107.

7. SECRETARY:

8. House Bill 2107.

9. (Secretary reads title of bill.)

10. Third reading of the bill.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Howard Mohr.

13. SENATOR MOHR:

14. Mr. President, this is a recodification of the Credit Union  
15. Act, and it brings it up to date, and allows the State charter  
16. credit unions...unions to be competitive with the holding a State  
17. charter. It allows them to be competitive with those holding a  
18. Federal charter. It's supported by the Credit Union Advisory  
19. Board, the Credit Union Industry, the Director of the Department  
20. of Financial Institutions. I know of no opposition on this bill.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there any discussion? The question is shall House Bill  
23. 2107 pass. Those in favor vote Aye. Those opposed vote Nay.  
24. The voting is open. Have all voted who wish? Have all voted  
25. who wish? Take the record. On that question the Ayes are 49,  
26. the Nays are none. House Bill 2107, having received the consti-  
27. tutional majority, is declared passed. 2234, Senator Berning.

28. ACTING SECRETARY (MR. WRIGHT):

29. House Bill 2234.

30. (Acting Secretary reads title of bill.)

31. Third reading of the bill.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Berning.



1. SENATOR BERNING:

2. Thank you, Mr. President and members of the Body. This bill  
3. is in response to a request by State Treasurer, Alan Dixon, to  
4. Representative Stiehl and to others of the Legislature to consid-  
5. er plugging what is appear...apparently a hole in our Use Tax  
6. Act. The bill was really drafted by Williard Ice, has a complete  
7. support of Maurice Scott, Les Sanders, of the Automobile Trade As-  
8. sociation, and others who are concerned about the unfair advantage  
9. which merchants in neighboring states have over our own merchants  
10. who must collect the full 5% Sales Tax or Retail Occupational Tax;  
11. whereas, those merchants across the State line are only responsi-  
12. ble for collecting the 4% Sales Tax. This gives them a 1% tax ad-  
13. vantage over our Illinois merchants. By providing for the manda-  
14. tory collection of this tax, the State of Illinois will do two  
15. things. Increase our available revenue for the State and protect  
16. our own merchants. I know of no opposition to this; it came out of  
17. Revenue Committee unanimously and I would appreciate a favorable  
18. roll call.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion? The question is shall House Bill  
21. 2234 pass. Those in favor vote Aye. Those opposed vote Nay.  
22. The voting is open. Have all voted who wish? Take the record.  
23. On that question the Ayes are 49, the Nays are none. House Bill  
24. 2234, having received the constitutional majority, is declared  
25. passed.

26. ACTING SECRETARY (MR. WRIGHT):

27. House Bill 2269.

28. (Acting Secretary reads title of bill.)

29. Third reading of the bill.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Berning.

32. SENATOR BERNING:

33. Thank you, Mr. President and members of the Body. House Bill

1. 2269 provides for an increase in the working cash fund for local  
2. libraries; does in no way change the rate of the library. Conse-  
3. quently, there is no increase in tax, but by providing for an in-  
4. crease working cash fund; it makes it possible for the libraries  
5. to operate without the borrowing of money.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any further discussion? Senator Fawell.

8. SENATOR FAWELL:

9. Senator...Senator, how can there be no increase in the taxes,  
10. if you have an increase in the rate? As I look at this, you are  
11. increasing the rate, are you not, without referendum?

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Berning.

14. SENATOR BERNING:

15. This...this is the explanation as provided to me. The pre-  
16. sent law permits the establishment of a working cash fund but  
17. with a ceiling of 1% of the cash value of property as of the  
18. year the fund is established. What it applies to all libraries,  
19. this happens to emanate from the Deerfield Public Library, which  
20. used a higher ceiling because the...they urge the higher ceiling  
21. because the 1% is so low providing less than one month's operat-  
22. ing funds. They feel that the amount was too low to provide the  
23. funds to meet expenditures between the time after the end of the  
24. fiscal year when funds are low, and up till the time that new  
25. tax funds trickle in. And, I should point out that this year is  
26. a graphic example when our tax bills will be coming out in Octo-  
27. ber or November rather than in April or May. Even with the in-  
28. creased percentage for working cash funds, they may still be  
29. forced into the borrowing via...

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Fawell.

32. SENATOR BERNING:

33. ...warrants.

1. SENATOR FAWELL:

2. I...I...I rise in support of the bill, but I...I just want to  
3. have the Body note that here is Senator Berning finally seeing the  
4. light and voting for a non-referendum real estate tax increase. I  
5. think it's necessary and my congratulations, Senator Berning.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Further discussion? Senator Berning. Senator Berning.

8. SENATOR BERNING:

9. If I may be guided by the law firm of Augerin and Augerin and  
10. Pappas, who provided this sheet, this then is the fact: there is  
11. no increase in the tax ceiling, since the fund is initiated from  
12. present revenues within present ceilings. I don't want to mis-  
13. guide anybody. This is not providing an increase in rate.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Any further discussion? The question is shall House Bill  
16. 2269 pass. Those in favor vote Aye. Those opposed vote Nay. The  
17. voting is open. Have all voted who wish? Take the record. On that  
18. question the Ayes are 48, the Nays are none. House Bill 2269, hav-  
19. ing received the constitutional majority, is declared passed.

20. ACTING SECRETARY (MR. WRIGHT):

21. House Bill 2287.

22. (Acting Secretary reads title of bill.)

23. Third reading of the bill.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Shapiro.

26. SENATOR SHAPIRO:

27. Mr. President and ladies and gentlemen of the Senate. House  
28. Bill 2287 is the substantive language for the Illinois State Scholar-  
29. ship and provides for the new programs that the Scholarship Commis-  
30. sion is embarking upon this year. Probably the major amendment to  
31. the Scholarship Commission Act is the provision this year in this  
32. bill, 2287, for aid to part-time students. This will allow those  
33. students who show a need and who attend colleges and universities on

1. a part-time basis to qualify for an...for...for financial aid. It  
2. is estimated in FY-1975 that approximately 9700 half-time students  
3. will qualify for a total amount of 2.9 million dollars. In addi-  
4. tion, this year the Act will authorize fifth year entitlement. It  
5. will be for those baccalaureate programs such as some engineering  
6. which require an additional year beyond the four for the person to  
7. receive their bachelor's degree. In addition, it'll also provide  
8. aid for those students, who for one reason or another, change their  
9. major and need to attend school an additional fifth year, and also  
10. for those students who because of lack of certain elements of edu-  
11. cation in their secondary education are advised to carry a minimum  
12. full load time and because of that require five years to complete  
13. their baccalaureate work. It is estimated that there will be an  
14. additional 1100 students at a cost of 600,000 dollars. In addi-  
15. tion, the maximum grant award for those students, attending our  
16. private and public institutions, be increased from 1,300 to 1,350  
17. dollars. In addition, the new act will also allow the Scholarship  
18. Commission to receive and expend Federal grants. The total appro-  
19. priation has increased a considerable amount of money and that is  
20. being handled in the appropriation bill. I think in this year's  
21. substantive legislation there is a little bit for everyone, and I  
22. would urge a...an affirmative approval of House Bill 2287.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Bell.

25. SENATOR SHAPIRO:

26. ...If there are any questions, I'll be glad to answer them.

27. SENATOR BELL:

28. Yes, thank you, Mr. President. I'd like to ask Senator  
29. Shapiro a couple of questions.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. He indicates he'll yield.

32. SENATOR BELL:

33. Senator, has...has the impact of this type of program, the

1. part-time scholarship, specifically, thoroughly been analyzed by  
2. State Scholarship Commission?

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Shapiro.

5. SENATOR SHAPIRO:

6. Senator Bell, I think you will recall that a year ago there  
7. was a bill introduced. It was a separate bill by certain Legis-  
8. lators in the House and the Senate, concerning part-time scholar-  
9. ships. The need for the program was described in a 1970, June re-  
10. port of the Illinois Commission on the Financing of Higher Educa-  
11. tion and it was documented by a 1973 study entitled, "Financial  
12. Need of Part-Time Undergraduate Students in Selected Colleges and  
13. Universities in Illinois". This amendment to the Scholarship Com-  
14. mission bill has received a lot of study, in my opinion, and I think  
15. that the program is well-justified, considering the fact that a  
16. part-time student, who is attending an institution of higher educa-  
17. tion, is doing it to better himself. It is...he is the student, who,  
18. in my opinion, if he needs help, should be helped. He is the stu-  
19. dent who, at one time, was a full-time student and because of finan-  
20. cial burdents, supporting a family, could not attend full time.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Bell.

23. SENATOR BELL:

24. Senator Shapiro, then you are...are you telling me that the  
25. State Scholarship Commission is in favor of...of this additional  
26. part-time program?

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Bell.

29. SENATOR BELL:

30. Let me ask this further question. Has there been any thought  
31. or consideration of studying the impact of a part-time scholarship  
32. program, given by the Board of Higher Education? As I understand  
33. it, they currently have some studies on tuition and financing of

1. community colleges that's going on at this time. Might that not  
2. be the proper place for...for this type of study to...to be done?

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Shapiro.

5. SENATOR SHAPIRO:

6. Well, Senator Bell, it's...it's difficult to answer your  
7. question. I...I do think that the...there have been proper com-  
8. mittees studying the problem, and I think, probably as far as  
9. study is concerned, there has...there has been enough input. And,  
10. it's my feeling that if a...if a full-time student qualifies who  
11. usually has financial resources for parents, so on and so forth,  
12. that certainly there is a great number of part-time students who  
13. can qualify under the same criteria and maybe just a little bit  
14. stricter criteria than the full-time student. I...I think the  
15. problem has been studied as much as it possibly can be.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Well, thank you, Senator Shapiro. I certainly am going to  
18. accept your answer on the basis of those questions that were  
19. asked. I just find that in my mind that philosophically I'm  
20. disturbed by the increasing, or the constant increasing, and  
21. broadening of scholarship programs. We've increased State funding  
22. to education, across the broad basis, all the way from...from the  
23. lower grades all the way up through the higher education. We  
24. have a...just an excellent State Scholarship program as it...as  
25. it currently exists. And, while I...I...I can see the need, I  
26. suppose, for the part-time student that's...that's going to the  
27. community colleges to have some help, he also has the capacity of  
28. working part-time. There's...well, it just seems to me that we  
29. can go on and on and on with...with this type of program and it  
30. gets to be extremely costly for the State.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Knuepfer.

33. SENATOR KNUEFFER:

1. I fell asleep yesterday or was doing something else when this  
2. bill came on second reading, 'cause I had an amendment to offer to  
3. it relative to the part-time student. When the sponsor, Senator  
4. Shapiro, found out what the amendment was, he agreed not to call  
5. it back to second reading, 'cause he didn't want the amendment dis-  
6. cussed. In any case, let me express my problem with this bill and  
7. that problem is relative to that...to the part-time student's re-  
8. quest. That part-time student request is an awfully expensive way  
9. of solving what should have been a fairly simple problem, and that  
10. simple problem is the request of Oscar Shabitt of the City Colleges  
11. of Chicago for some State funding so that they could maintain a  
12. zero tuition base. I want to explain that this is the prime moti-  
13. vation for this bill. The Board of Higher Education then approved  
14. the concept while the Scholarship Commission knew nothing about it.  
15. Now, here's what we're getting for this bill. It will mean a sub-  
16. sidy of from 20 to 40 dollars per student, part-time student, going  
17. to the College city colleges. For that price, we are going to have  
18. to administratively handled, in all of the colleges in this State,  
19. these kinds of requests. Not only the City College of Chicago, but  
20. all of the others. And, it would have been a much less expensive  
21. and a much better bill had we met that request head on and provided  
22. 5, 6, 7 hundred thousand, whatever it cost. One cannot tell me that  
23. it isn't going to cost 20 dollars in administrative cost to provide  
24. a 20 dollar subsidy for the college...the students going to this  
25. college. In addition, I think the fact that what the Legislature  
26. and the Scholarship Commission has as not yet faced up to, is the  
27. question that under Illinois law, 18 year old students are now eman-  
28. cipated. And, the day that that question goes to the courts of this  
29. State, our whole Scholarship Commission plan escalates by, I would  
30. guess, a factor of 2 or 3. Now, we heard from the Scholarship Com-  
31. mission that they have some suggested ways of getting around this.  
32. And, I could only say if those suggested ways deceive any court in  
33. this land, I would be mightily surprised. What you would be doing,

1. and I've been able to put my proposed amendment on, the cost of  
2. part-time students at the equivalent of a grant of 1400 and 50  
3. dollars to all full-time students and exempting the part-time  
4. students. If you will take a look at most of the part-time stu-  
5. dents, I am certain that you are going to find that most of them  
6. are emancipated and or part-time, and consequently, are going  
7. to be entitled to the full grants. Their parents are no longer  
8. supporting them. And, certainly, when the Emancipation Doctrine  
9. hits the courts. They're not going to be. I...I really think we're  
10. opening a...I guess Pandora's box is the old one we always talk  
11. about. But, we really solved a simple problem in a very, very dif-  
12. ficult way that many of you are going to regret in the future. Be-  
13. cause part-time student only means six hours, if you will note; and  
14. six hours is not very much for students to take. I think this  
15. ought to be considered. I am in total support of all of the other  
16. provisions but this part-time provision gives me immense trouble,  
17. and I think will give you immense trouble in the future.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Hynes.

20. SENATOR HYNES:

21. Mr. President, I believe this bill to be one of the most sig-  
22. nificant that we are going to see in this session, at least in the  
23. area of education. I think it is highly desirable. It establishes  
24. a concept which many of us have supported over the past few years  
25. here in the General Assembly. This approach, speaking now of the  
26. half-time student concept, has been recommended by the Board of  
27. Higher Education and by studies that have been done in the area.  
28. It is not simply the answer to a peculiar local problem in the  
29. City of Chicago, as Senator Knuepfer would indicate. It is going  
30. to be available on a State-wide basis. The fact of the matter is  
31. that there are many students who for financial or other personal  
32. reasons are unable to attend school on a full-time basis. Tuition  
33. ...tuition rates are set in line with the rates charged full-time



1. students at a proportionally reduced level, and many are unable  
2. to afford this level of tuition. This bill requires that a stu-  
3. dent be taking at least six hours which is one-half of the re-  
4. quirement that a student must meet to be eligible for full-time  
5. scholarship assistance. The cost of the part-time scholarship por-  
6. tion of the bill is 2.9 million dollars. It is a budgeted item.  
7. It has gone through the...the process now over the past two years  
8. and, I think, most of the so-called experts in the area of Higher  
9. Education are in accord on this question and agree that it is time  
10. that Illinois got into this area. I think the package here is a  
11. very good one. It increases the level, as Senator Shapiro pointed  
12. out, to 1350, the maximum ISSC award. It extends the...the time  
13. for qualifying to five years and it adds this very important half  
14. time scholarship concept. And, I would urge all members to sup-  
15. port this legislation.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Saperstein.

18. SENATOR SAPERSTEIN:

19. Mr. President, thank you and ladies and gentlemen. I rose to  
20. address the...the Chambers and, of course, Senator Hynes said  
21. many of the things that I wanted to say. But, I want to re-  
22. emphasize the fact this is not a new program. The first time it  
23. was introduced in the...in the House, in 1969; it was again studied  
24. last year when it was introduced. I think it is a good investment  
25. and it provides equal opportunity for all students who go to  
26. Higher Education regard...regardless of race, color, creed and  
27. economic need. And, I think, this is the important thing to recog-  
28. nize. It's a great contribution toward providing oppor...education-  
29. al opportunity for our young people. I think it is incorrect for  
30. us to provide educational opportunity only for the elite. I think  
31. we do have to think of those students on the lower rung of the  
32. economic ladder. We have to think of those students who do not have  
33. support from families, who are working desperately to give them-

1. selves an education. I urge your support.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Fawell.

4. SENATOR FAWELL:

5. Well, I...I'm not sure, Mr. President, if I can add anything  
6. to what has been said. If ever I have ever been ambivalent about  
7. a piece of legislation this is...this is one. The...it's quite  
8. correct that we're talking about a brand new concept. The idea  
9. that a part-time student will be able to qualify for a scholarship.  
10. And, in talking to representatives of the Scholarship Commission,  
11. they have agreed that there's an entirely new criteria that has  
12. to be determined in order to determine the needs of the applicant.  
13. Because of the average, your part-time student is married, and  
14. fully-emancipated, and at least partially supporting himself. I  
15. had pretty well convinced myself that I would vote for the bill,  
16. but most reluctantly. And, I think that's what I shall do, but I  
17. would say to everybody in this Body, that this is one piece of  
18. legislation we ought to most carefully look at and see just what  
19. the Illinois Scholarship Commission does do with it. What is the  
20. criteria they use? I was interested in the statements made by  
21. Senator Knuepfer because he was repeating some allegations which  
22. have been given to me by the State Chamber of Commerce. And yet,  
23. when Mr. Beckwith testified before our Senate Education Committee,  
24. I don't recall him coming out with those statements. If it is true,  
25. I...I really wish it had been something that had been brought out  
26. before the Education Committee, so we would have had time for re-  
27. buttal and some cross-examination, as it were. I think, too, that  
28. we have to recognize that as the private colleges and universities  
29. take more and more a share of the public dollar that, eventually,  
30. the day of reckoning is going to come, and perhaps the confronta-  
31. tion to a degree between public and private higher educational in-  
32. stitutions over use of the public dollar. And, I think very, very  
33. clearly our private colleges, of which I am a product both under-

1. graduate and in law school, have to recognize that they are going  
2. to have to bear a great deal more responsibility to serving the  
3. community and not be able to perform so arbitrarily and in rather  
4. narrow limits in regard to the type of student they're going to  
5. serve. They have to, in other words, I think, if they're going to  
6. continue to take the many, many millions they're now taking from  
7. the public. There're going to have to be a lot more conscience  
8. about serving all of the people, even some students who may not  
9. be in the upper 10 or 25% of their high school graduating class.  
10. Very...it's...it's a tough bill. I couldn't criticize anyone who  
11. votes for it or against it. I am very ambivalent and, reluctantly,  
12. I...I don't suppose this is saying anything for the bill. But, I  
13. probably, thus, will vote a very weak Yea for the bill.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Any further discussion? Senator Shapiro may close.

16. SENATOR SHAPIRO:

17. Mr. President and ladies and gentlemen of the House, sin...since  
18. most of the discussion and opposition has centered around the part-  
19. time student, I thought possibly for the benefit of those who are  
20. not in the Senate Education Committee, it would be well just to  
21. describe the part-time student and I think it will relay some of  
22. the fears that have been raised. The part-time student is a 25  
23. year old married male with 2.05 members in the family. He is a  
24. Sophomore in a baccalaureate curriculum and he takes approximately  
25. 6.6 credit hours after 5 p.m. on an average of median of 2 days a  
26. week and he travels approximately 8 miles one day. He attended  
27. school last year on a full-time basis and had to drop out and go  
28. part-time because of financial reasons. He picks his institution  
29. because of location and curriculum. He pays his own tuition and  
30. fees of 180 dollars. He works full-time and he earns between 6  
31. and 8 thousand dollars. Mr. President, ladies and gentlemen of  
32. the Senate, if this is the main contention against the bill, then,  
33. I think when you take full awareness of who the part-time student is

1. that you will vote in favor of the bill. I would like to close and  
2. ask for a favorable roll call.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. The question is shall House Bill 2287 pass. Those in favor  
5. vote Aye. Those opposed vote Nay. The voting is open. Have all  
6. voted who wish? Take the record. On that question the Ayes are  
7. 49 and the Nays are 4 and 1 Present. House Bill 2287, having  
8. received the constitutional majority, is declared passed. Sena-  
9. tor Nudelman, do you want to call 2358? Senator Newhouse, 2360, do  
10. you wish to call it?

11. SECRETARY:

12. House Bill...House Bill 23...House Bill 2360.

13. (Secretary reads title of bill.)

14. Third reading of the bill.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Newhouse.

17. SENATOR NEWHOUSE:

18. Mr. President and Senators, the bill does exactly what it says.  
19. The only addition to this appropriation is the appropriation that  
20. permits the Illinois...the library to remain open for Saturdays.  
21. I would ask a favorable roll call.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Is there any discussion? The question is shall House Bill  
24. 2360 pass. Those in favor vote Aye. Those opposed vote Nay.  
25. The voting is open. Have all voted who wish? Take the record.  
26. On that question the Ayes are 56 and the Nays are none. House  
27. Bill 2260, having received the constitutional majority, is de-  
28. clared passed. 2364, Senator Smith. Do you wish to call it?

29. SECRETARY:

30. Senate Bill 2364...House Bill 2364.

31. (Secretary reads title of bill.)

32. Third reading of the bill.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Smith.

2. SENATOR SMITH:

3. Mr. President and members of the Senate, thank you. I'll  
4. accept it. I'll accept the most favorable roll call.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Any discussion? The question is shall House Bill 2364 pass.  
7. Those in favor vote Aye. Those opposed vote Nay. The voting is  
8. open. Have all voted who wish? Take the record. On that ques-  
9. tion the Ayes are 50 and the Nays are none. House Bill 2364,  
10. having received the constitutional majority, is declared passed.  
11. On the...Senator Palmer asks leave to bring 2355 back to the order  
12. of second reading. Is there leave? Leave is granted. Senator  
13. Palmer.

14. SENATOR PALMER:

15. This brought back for the purpose of introducing and correct-  
16. ing an amendment. Earlier, we passed Amendment No. 7, which re-  
17. quires correction, technically. So, I, therefore, move to recon-  
18. sider to vote on Amendment No. 7 and Table Amendment No. 7.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. All in favor of Senator Palmer's motion signify by saying  
21. Aye. Opposed Nay. The motion carries. Senator Palmer moves to  
22. Table Amendment No. 7 to House Bill 2355. Is there any discussion?  
23. All in favor signify by saying Aye. Opposed Nay. Amendment No. 7  
24. is Tabled. Senator Palmer.

25. SENATOR PALMER:

26. Senator Knuepfer has Amendment No. 8 to pre...to present.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Knuepfer.

29. SENATOR KNUEFFER:

30. We caught a mistake. Amendment No. 7, which we just put on  
31. was intended to fit into Amendment No. 5, which we Tabled. Con-  
32. sequently, when we Tabled Amendment No. 5, we didn't have all the  
33. language that we needed. Amendment No...we're now having Tabled

1. Amendment 5 and Amendment 7, we are putting in the same language  
2. that I discussed except all of the language in and I would move  
3. the adoption of Amendment No. 8.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Is there any discussion? Senator Knuepfer moves the...the  
6. adoption of Amendment No. 8 to House Bill 2355. All in favor sig-  
7. nify by saying Aye. Opposed Nay. Amendment No. 8 is adopted.  
8. Are there further amendments? Third reading. While we're on the  
9. order of House Bills on Second Reading. House Bill 2365 is on  
10. second reading. Senator Johns, do you have any further amendments?

11. SENATOR JOHNS:

12. 2365. No, Mr. President.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Are there any amendments from the Floor?

15. SECRETARY:

16. Senator Vadalabene has an amendment.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Vadal...Vadalabene.

19. SENATOR VADALABENE:

20. Is this on 2367 or what?

21. PRESIDING OFFICER (SENATOR WEAVER):

22. 65. No amendments. The Secretary was mistaken about your  
23. amendment number. Any amendments from the Floor? Third reading.  
24. Senator Johns, do you wish to bring House Bill 2367 back to the  
25. order of second? Is that your...

26. SENATOR JOHNS:

27. No, Mr. President. I can explain. 2367 was brought back  
28. for the purposes of an amendment. Senator Vadalabene now has  
29. that amendment ready for consideration.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. It was held on second reading. Senator Vadalabene, do you  
32. have an amendment?

33. SENATOR VADALABENE:

1. Yes, thank you, Mr. President and members of the Senate.  
2. House Bill 2367, I don't know what amendment this would be, is  
3. for a tour of Romania by the musical group called the Proclama-  
4. tions of Highland, Illinois, in the amount of 20,000 dollars.  
5. This group was selected by about 4800 applicants to represent  
6. the State of Illinois. They have raised approximately 20,000  
7. dollars themselves and...and its appropriation, along with the  
8. Chicago Symphony, to see that we have some tourism in some for-  
9. eign countries. And, I would appreciate adoption of this amend-  
10. ment.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Is there any discussion? Senator Harber Hall.

13. SENATOR HALL:

14. I, regretfully, have to arise to oppose this amendment,  
15. simply because, just as we have discussed before, we're going to  
16. have all types of entertaining, entertainment groups wanting to  
17. be sent out of the State and out of the Country. Everybody is  
18. going to feel justified for doing this and, properly so, if we  
19. proceed to fund on this basis. We've made one exception which  
20. I'd regretfully, not regretfully, but reluctantly agreed to, along  
21. with the statement that I would oppose other ones and that's the  
22. reason I'm speaking on this. And, I hope we will not pass this  
23. amendment to send another group to Hungary or wherever it is.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Is there any discussion? The question is shall the Senate  
26. adopt Amendment No. 10 to House Bill 2367. All in favor signify  
27. by saying Aye. Opposed Nay. Senator asked for a roll call.  
28. Those in favor of Amendment No. 10 vote Aye. Those opposed vote  
29. Nay. The voting is open. Have all voted who wish? Have all voted  
30. who wish? Take the record. On that question the Ayes are 29 and  
31. the Nays are 23. Amendment No. 10 is adopted. Are there further  
32. amendments? Third reading. On the order of third reading. 2365.

33. SECRETARY:

1. House Bill 2365.

2. (Secretary reads title of bill.)

3. Third reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Johns.

6. SENATOR JOHNS:

7. Mr. President, I've got Senator Conolly here and he wanted

8. to send some band to Austria or somewhere. But right now, I'd

9. like to move for passage and I would appreciate a favorable roll

10. call on House Bill 2365.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Does Senator Conolly want to bring this back for another

13. amendment?

14. SENATOR JOHNS:

15. No, not this bill. The one before it.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Is there any discussion? The question is shall House Bill

18. 2365 pass. Those in favor vote Aye. Those opposed vote Nay.

19. The voting is open. Have all voted who wish? Take the record.

20. On that question the Ayes are 47, the Nays are none. House Bill

21. 2365, having received the constitutional majority, is declared

22. passed. Senator Hynes, 2415.

23. SECRETARY:

24. House Bill 2415.

25. (Secretary reads title of bill.)

26. Third reading of the bill.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Hynes.

29. SENATOR HYNES:

30. This is the annual appropriation for the Board of Higher

31. Education. I know of no problems with the bill and I would ask

32. for a favorable roll call.

33. PRESIDING OFFICER (SENATOR WEAVER):



1. Is there any discussion? The question is shall House Bill  
2. 2415 pass. Those in favor vote Aye. Those opposed vote Nay.  
3. The voting is open. Have all voted who wish? Take the record.  
4. On that question the Ayes are 50 and the Nays are 2. House Bill  
5. 2415, having received the constitutional majority, is declared  
6. passed. 2426. Senator Berning has asked that this bill be re-  
7. called. Is there leave? Leave is granted. House Bill 2426 on  
8. the order of second reading. The Chair recognizes Senator Bern-  
9. ing.

10. SENATOR BERNING:

11. Thank you, Mr. President. Without, in any way, attempting  
12. to impugn any member of this Body, I would like to point out  
13. that Amendment No. 4 was passed during a time of relative con-  
14. fusion on this Floor, simply by a voice vote. I was on the  
15. side of the Floor on the Chamber Floor, and was not in a posi-  
16. tion to catch the action. Therefore, Senator Glass has a motion  
17. to make.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Glass.

20. SENATOR GLASS:

21. Mr. President, having voted on the prevailing side on the  
22. passage of Amendment No. 4 to House Bill 2426, I now move to re-  
23. consider the vote by which that amendment passed.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Glass moves to reconsider. Is there leave? Senator  
26. Rock.

27. SENATOR ROCK:

28. Well, I intend to speak against the succeeding motion, I pre-  
29. sume, which will be to Table this amendment. This amendment was,  
30. in fact, read in full prior to any vote being taken. And, what  
31. it did was reduce the contractual services by 42,000 dollars or 1/2  
32. or the amount of present leases for office space in Deerfield. And,  
33. the amendment adds the same amount of money for rental of office

1. space within the County of Sangamon. All we have been hearing,  
2. for lo these many weeks, in the Committee on Appropriations, is  
3. that State agencies had better start being accountable to the  
4. General Assembly. I have no quarrel with that motion. It seems  
5. to me that this agency, in particular, would be better accounta-  
6. ble were it situated within the County of Sangamon where it could  
7. find office space, I'm sure much more suitable and in much more  
8. direct contact with the General Assembly.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Conolly.

11. SENATOR CONOLLY:

12. Would the sponsor of that amendment yield to a question?

13. PRESIDING OFFICER (SENATOR WEAVER):

14. He indicates that he will, Senator.

15. SENATOR CONOLLY:

16. When do you anticipate coming in for the appropriation for  
17. moving expen...expenditures, new furniture, and so forth, for  
18. such a move?

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Rock.

21. SENATOR ROCK:

22. There is also in Amendment No. 4 a line item for expenses  
23. related to relocation of the commission offices to the County  
24. of Sangamon in the amount of ten thousand dollars. The office  
25. furniture, and so forth, that will be necessary can be right  
26. now amply provided by the Department of General Services.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Conolly.

29. SENATOR CONOLLY:

30. I would like to support the motion of Senator Glass' and,  
31. in turn, support the motion that the operation of the Illinois  
32. Scholarship Commission is established. It is a viable going  
33. situation in the community, and may I point out that there...

1. from my understanding, there are a tremendous number of housewives  
2. and so forth who are trained to work part-time when the work load  
3. is high and these women come in for three hours or five hours a  
4. day. They are trained personnel, and it's worked out very well in  
5. the community. And, I think it would change the...we have very lit-  
6. tle State agencies, State employees in Lake County, and I think the  
7. part-time basis here has worked out in the past and, I think, it  
8. should stay in the community of Lake.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator...Senator Rock.

11. SENATOR ROCK:

12. Well, in response to Senator Conolly, I would like him to  
13. point out to me any other single state agency that has its sole  
14. office in a place other than Chicago or the Capitol City of Spring-  
15. field. And, I would further point out that the Board of Higher Ed.  
16. last year moved to Sangamon County, to Springfield, and it's func-  
17. tioning about as well as it ever did, which isn't much, by the way.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Glass, or Senator Knuepfer.

20. SENATOR KNUEPFER:

21. Well, it...it seems to me, and obviously I'm not from that  
22. area, so I have nothing personal at stake, but it seems to me  
23. that a good case can be made for at least leaving the Commission  
24. up in that part of area of the State where most of the students  
25. come from to the extent that they have to deal on a face-to-face  
26. basis with the Commission. It's a lot easier for the most of the  
27. people in Northern Illinois to go to Deerfield than it is to come  
28. down here. And I think wheth...whether it be Deerfield, or the  
29. City of Chicago or Joliet, I think there's a good case can be  
30. made for keeping it up in that total area.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Glass moves to reconsider the vote by which Amend-  
33. ment No. 4 to House Bill 2426 was adopted. Those in favor vote

1. Aye. Those opposed vote Nay. The voting is open. Have all voted  
2. who wish? Have all voted who wish? Take the record. On that  
3. question the Ayes are 30, and the Nays are 29. The motion to re-  
4. consider prevails on Amendment No. 4. Senator Berning.

5. SENATOR BERNING:

6. Thank you, Mr. Chairman. Mr. President, I now, therefore,  
7. move that Amendment No. 4 be Tabled, and let me just explain that  
8. only a matter of a little over two years ago, the State of Illi-  
9. nois expended approximately \$5,000 in establishing the State  
10. Scholarship Commission in its present office spaces and, incident-  
11. ly, these are spacious spaces where the Commission can carry out  
12. its activity and is a...an outstanding example of a...an effective  
13. State institution, whether it's the only one located outside of  
14. Sangamon County, I do not know, and I could care less. The Com-  
15. mission has been there now for several years, is an effective arm  
16. of State government, located, probably, the only State agency located  
17. in the upper northeast corner of the State of Illinois where the  
18. preponderance of population is. There is this further point that  
19. justifies its staying there as against a mandatory move any...any-  
20. where else. The students can be accommodated from Deerfield as  
21. readily as from Springfield and I would move for a favorable vote  
22. to Table Amendment No. 4.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. All in favor of Tabling Amendment No. 4 signify by saying  
25. Aye. The motion is not debatable. All in favor of Tabling  
26. Amendment No. 4 signify by saying Aye. Opposed Nay. Amendment  
27. No. 4 is Tabled. Any further amendments? Roll call has been  
28. requested. Those in favor of Tabling Amendment No. 4 will vote  
29. Aye. Those opposed will vote Nay. The voting is open. Have all  
30. voted who wish? Have all voted who wish? Take the record. Amend-  
31. ment No. 4 is Tabled. Any further amendments? Third reading.  
32. House Bill 2543. President Harris. 2543.

33. SECRETARY:

1. House Bill 2543.
2. (Secretary reads title of bill.)
3. Third reading of the bill.
4. PRESIDING OFFICER (SENATOR WEAVER):
5. President Harris.
6. SENATOR HARRIS:
7. This is the Fiscal-75 appropriation for the State Board of
8. Elections. Would appreciate a favorable roll call. Be glad to
9. respond to any questions.
10. PRESIDING OFFICER (SENATOR WEAVER):
11. Is there any discussion? The question is shall House Bill
12. 2543 pass. Those in favor vote Aye. Those opposed vote Nay.
13. The voting is open. Have all voted who wish? Take the record.
14. On that question the Ayes are 56 and the Nays are 1. House Bill
15. 2543, having received the constitutional majority, is declared
16. passed. Senator McBroom, 2573.
17. SECRETARY:
18. House Bill 2573.
19. (Secretary reads title of bill.)
20. Third reading of the bill.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. Senator McBroom.
23. SENATOR MCBROOM:
24. Yes, is...is Senator Vadalabene on the Floor?
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Yes, Sir.
27. SENATOR MCBROOM:
28. Senator Vadalabene, this is my...this is my biggie of the
29. session. I'd appreciate your support and a favorable roll call.
30. PRESIDING OFFICER (SENATOR WEAVER):
31. Is there any discussion? Senator Knuepfer.
32. SENATOR KNUEFFER:
33. I just want to apprise everybody on the bill. There is an

1. effort on the part of both staffs, I think, in both sides of the  
2. House to somehow or other get control of the appropriation process  
3. in ray government funds which are passed through. This expendi-  
4. ture, 1,700,000 dollars, is one that the Federal Government gave  
5. us for a year or a 2-year program and suddenly dropped into our  
6. lap and we are continuing. I think it is most proper that both  
7. staffs and both parties continue their efforts to try and get this  
8. kind of a process under control because we're all very well  
9. aware or ought to be that once you get these kind of programs  
10. started and the Federal Government drops out, we are then left  
11. to carry the burden on the State of Illinois. And, it is impera-  
12. tive, I suggest, that we air...use Federal funds for only for pro-  
13. grams that we have some indication that the State of Illinois has  
14. in their priority scheme at sometime in the future. Otherwise,  
15. we will be saddled with a great many programs for which we have no  
16. use but which we cannot drop because we've got people employed  
17. or for one purpose or another. I just wanted to call your atten-  
18. tion to that.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Regner.

21. SENATOR REGNER:

22. Besides what...besides what Senator Knuepfer said in regards  
23. to the Federal funds starting the program then dropping it in our  
24. laps. This particular program is used for the purpose of lighten-  
25. ing and reducing sentences of convicted criminals. People that  
26. have already inflicted themselves upon the taxpayers of the State  
27. and now we're going to appropriate money to reduce their sentences  
28. and I would urge a No vote on the bill.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Is there any further discussion? The question is shall House  
31. Bill 2573 pass. Those in favor vote Aye. Those opposed vote Nay.  
32. The voting is open. Have all voted who wish? Take the record.  
33. On that question the Ayes are 47, the Nays are 5, and 3 Present.

1. House Bill 2573, having received the constitutional majority, is  
2. declared passed. Senator Hynes, 2754.

3. SECRETARY:

4. House Bill 2754.

5. (Secretary reads title of bill.)

6. Third reading of the bill.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Hynes.

9. SENATOR HYNES:

10. This is a transfer bill for the FY-74 appropriation for the  
11. Office of the Superintendent of Public Instruction. It makes  
12. transfers and reductions in the bill. And, that in effect is...  
13. an...approximately a 9 million dollar reduction in the appropria-  
14. tion. I know of no objection and would ask for a favorable roll  
15. call.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Is there any discussion? The question is shall House Bill  
18. 2754 pass. All in favor will vote Aye. Opposed vote Nay. The  
19. voting is open. Have all voted who wish? Take the record. On  
20. that question the Ayes are 52 and the Nays are none. House Bill  
21. 2754, having received the constitutional majority, is declared  
22. passed. Senator Dougherty, do you wish to call 2778?

23. SECRETARY:

24. House Bill 2778.

25. (Secretary reads title of bill.)

26. Third reading of the bill.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Dougherty.

29. SENATOR DOUGHERTY:

30. Mr. President and members of the Senate. House Bill 2778 is  
31. a bill that permits the Chicago Public Library to levy its...to  
32. increase its levy from 12 to 15 cents. This bill has the appro-  
33. bation of the civic federation and all major newspapers. What it

1. does is it permits the Chicago Public Libraries to levy the same  
2. rate as all other library districts in the State. In the past,  
3. we have operated on a peg levy. It is now at 12 cents and we wish  
4. to raise it to 15. I might point out that Chicago has the lowest  
5. per capita library cost of any large city in the nation. This bill  
6. has been studied by the...the task force on the other side of the  
7. aisle and they're...have indicated to me that they favor its pas-  
8. sage.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Is there any discussion? The question is shall House Bill  
11. 2778 pass. Those in favor will vote Aye. Those opposed vote  
12. Nay. The voting is open. Have all voted who wish? Take the  
13. record. On that question the Ayes are 54 and the Nays are none.  
14. House Bill 2778 having received the constitutional majority is  
15. declared passed.

16. SECRETARY:

17. House Bill 2426.

18. (Secretary reads title of bill.)

19. Third reading of the bill.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Hickey.

22. SENATOR HICKEY:

23. Yes, I...this is the implementation of Senator Shapiro's bill  
24. on the Scholarship Commission and...and I ask for a favorable roll  
25. call.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Is there any discussion? The question is shall House Bill  
28. 2426 pass. All those in favor signify or vote Aye. Opposed vote  
29. Nay. The voting is open. Have all voted who wish? Take the  
30. record. On that question the Ayes are 53 and the Nays are none.  
31. House Bill 2426, having received the constitutional majority, is  
32. declared passed. Senator Chew wishes verification. Tomorrow.  
33. Committee reports.



1. SECRETARY:

2. (Secretary reads Committee reports.)

3. To the members of the Senate. I do hereby appoint  
4. the following to serve as members of the Conference Com-  
5. mittee on House Bill 2353: Senators Edward McBroom,  
6. Nimrod, Scholl, Dougherty, and Vadalabene. Signed,  
7. Senator Howard R. Mohr, Chairman of the Committee on  
8. Committees.

9. I do hereby appoint the following to serve as mem-  
10. bers of the Conference Committee on House Bill 2608:  
11. Senators McBroom, Nimrod, Weaver, Partee, and Rock.  
12. Signed by Senator Howard R. Mohr, Chairman of the  
13. Committee on Committees.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senate Bills on Third Reading. Senator Regner, do you want to  
16. call 1669? On the order of Postponed Consideration, Senate Bill  
17. 1280. Senator Netsch. Senator Netsch.

18. SENATOR NETSCH:

19. This is the annual appropriation for the Mental Health Planning  
20. Board. It totals 67,000 dollars and I would appreciate some sup-  
21. port.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. The question is shall House...Senator Ozinga.

24. SENATOR OZINGA:

25. Mr...Mr. President, members of the Senate. This bill, Senate  
26. Bill 1280, As Amended, has this Mental Health Planning Board has  
27. done a lot of work on what might be known as the Mental Health Plan-  
28. ning for the next five years. They have done a tremen-ous amount  
29. of work under the guidance and leadership of Alice Earic of Oak  
30. Lawn. I have just talked to her and she said that they have guar-  
31. anteed her that they would implement, follow through, and she has  
32. the word of the department that they would follow the...the plans,  
33. as are laid out, and that she will remain on the Commission. With

1. that, I urge everybody a favorable roll call on this vote...this  
2. bill.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Knuepfer.

5. SENATOR KNUEFFER:

6. Well, on...on...on the matter of Alice Earic that may be a  
7. good bill. On the general matter of what function this planning  
8. board serves, it's a lousy bill. And, it would be far better if  
9. this Body implemented Senator Saperstein's bill to consolidate  
10. all of these commissions in one bill, rather than burden the  
11. Department of Mental Health with a bunch of commissions which it  
12. doesn't listen to anyway.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Any further discussion? Senator Netsch may close debate.

15. SENATOR NETSCH:

16. The planning function must be performed, as the Senate indi-  
17. cated just last week when it recognized the importance of that  
18. particular function. Until we have had time to reconsider and  
19. make any other arrangements, it must go forward. It is released  
20. almost statuatorily required and this is the device for doing so.  
21. I would appreciate a favorable roll call.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. The question is shall Senate Bill 1280 pass. Those in favor  
24. vote Aye. Those opposed vote Nay. The voting is open. Have all  
25. voted who wish? Have all voted who wish? Take the record. On  
26. that question the Ayes are 33 and the Nays are 10, 4 Present. Sen-  
27. ate Bill 1280, having received the constitutional majority, is de-  
28. clared passed. On the order of Senate Bills on Third Reading.  
29. Senate Bill 1669.

30. SECRETARY:

31. Senate Bill 1669.

32. (Secretary reads title of bill.)

33. Third reading of the bill.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Regner.

3. SENATOR REGNER:

4. Mr. President...Mr. President and members of the Senate.

5. This bill is just what the title says. It creates the Illinois  
6. Governmental Ethics Act and it's very similar to the bill that  
7. Senator McBroom passed out of here yesterday. But, it does have  
8. several corrections in it that some of the members of the Senate  
9. asked for, such as the proper effective date, and effecting the  
10. transfer of the equipment, audio-visual equipment to this Act.  
11. The Board consists of the seven constitutional officers and the  
12. four leaders in the General Assembly. And, I'd urge a favorable  
13. roll call on Senate Bill 1669.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Is there any discussion? The question is...Senator Knuepfer.

16. SENATOR KNUEPFER:

17. Excuse me, Senator Regner. What...I...I heard part of what  
18. you were saying, what is the...what are these bulletins that are  
19. going to be furnished to elected officials of the State; 3 branches  
20. of State government?

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Regner.

23. SENATOR REGNER:

24. Senator Knuepfer, you're reading the calendar and this bill  
25. was amended earlier in the day, everything after the enacting  
26. clause. And, what it does is it makes it, basically, the same  
27. bill that Senator McBroom had yesterday, but with some correc-  
28. tions in it.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Knuepfer.

31. SENATOR KNUEPFER:

32. What does it do now, if this one that was scalped, I take it,  
33. or gutted, and we have a whole new bill at the last minute?

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Knuep...Regner.

3. SENATOR REGNER:

4. It was gutted a couple of hours ago. What I did is take the  
5. bill that Senator McBroom passed yesterday and put some corrections  
6. in it.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Harris.

9. SENATOR HARRIS:

10. Well, I have some serious personal problems with the...the  
11. top of the second page of the amendment, Senator Regner, that  
12. four-vote requirement bothers me a little bit. I would like to  
13. see that be a 6-vote requirement. It just seems to make some  
14. sense to me that you ought to have a little broader requirement  
15. of those who participate in the decisions of this Board. A 4-vote  
16. requirement of a board, I think it's 10 members, just seems to me  
17. to be a terrible...or I guess maybe there are 11 members. It seems  
18. to me to be an awfully low figure for it to transact decisions and  
19. I...I would be much more comfortable if that were a requirement of  
20. six votes.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Regner.

23. SENATOR REGNER:

24. Senator Harris, this was written by the Reference Bureau.  
25. The original bill, yesterday, did not have any requirements for  
26. a quorum in it. They suggested that we put six members in, would  
27. constitute a quorum and if there are only six there, at least four  
28. of those six would have to be voting in the affirmative. So,  
29. this was at the suggestion of the Reference Bureau, and I just  
30. took their word.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Harris.

33. SENATOR HARRIS:

1. Well, I...the...the divergence of the...the potential diver-  
2. gence of the membership of this group. It seems to me that we  
3. ought to have the safeguard of getting some consensus out of them  
4. and any judgments that they would make. For example, I assume  
5. here that if the situation were to occur, that four members could  
6. discharge the Executive Director. I...you know I...I just...I  
7. just think that we really need a little more safeguard there.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Regner.

10. SENATOR REGNER:

11. Well, we...we could let it go and have it corrected in the  
12. House if that's your desire. This is the last day to get it out.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Any further discussion?

15. SENATOR HARRIS:

16. Well, I'd feel more comfortable if we had a...a requirement  
17. of six for affirmative action by the Board before it left here.  
18. I think we could prepare an amendment quite quickly that could  
19. cure that problem if there...if you are willing to consider that.  
20. Let's...let's do that.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Do you wish to take it out of the record, Senator Regner?  
23. House Bills on...House Bills on Third Reading. Senator Howard  
24. Mohr on 2770.

25. SECRETARY:

26. House Bill 2770.

27. (Secretary reads title of bill.)

28. Third reading of the bill.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Howard Mohr.

31. SENATOR MOHR:

32. Yes, Mr. President, this is basically the same bill that Sena-  
33. tor Nimrod and Senator Welsh worked on for probably months of the

1. last session. We find, now, that Chapman and Cutler have refused  
2. to issue a favorable bond opinions unless explicit exemptions to  
3. the referendum requirements contained in the Municipal Code in the  
4. Counties Act were made. This will clear up Chapman and Cutler's  
5. objections and I've taken this up with Senator Rock and I...I think  
6. there's...we're in agreement on this bill, but we'll answer any  
7. questions.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Is there any discussion? Senator Rock.

10. SENATOR ROCK:

11. Thank you, Mr. President. I rise in support of House Bill  
12. 2770 as amended. It is a necessary amendment to the Special  
13. Services Legislation, which we passed last year and I would ask  
14. the members on this side to give full support to this bill.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Knuepfer.

17. SENATOR KNUEPFER:

18. Senator Mohr, did I understand that now you have to have a re-  
19. ferendum on the bill?

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Mohr.

22. SENATOR MOHR:

23. The...they say that...Chapman and Cutler say that you have to  
24. have a referendum...referendum requirements contained in the...the  
25. ...the Coun...the County Code. Senator Nimrod and...and Senator  
26. Welsh could probably help me with this problem because they know  
27. of the...the referendum problems.

28. SENATOR KNUEPFER:

29. Well, that...one of the benefits from home rule is that these  
30. kinds of decisions can be made by local governmental bodies that  
31. are home rule units of government. Have the bond houses now told  
32. us that they're not going to listen to the home rule and that they're  
33. going to still insist upon a referendum?

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Mohr.

3. SENATOR KNUEFFER:

4. I...Senator Rock, you spoke in...in behalf of this. If you've  
5. had a concern about the pre-emption amendment, you ought to have a  
6. real concern about this, as far as I can understand, because if the  
7. bill seems to say what I hear, it's...it's much more serious infringe-  
8. ment upon home rule provisions than any pre-emption amendments that  
9. we've put in because, in effect, it says that home rule notwithstand-  
10. ing, the bonding houses are going to determine how they issue the...  
11. on what basis they issue the funds.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Partee.

14. SENATOR PARTEE:

15. I've been informed that that doesn't do what you think, Sena-  
16. tor Knuepfer. The Attorney for the Municipal League says that this  
17. doesn't invade home rule. That's not a problem with this. I just  
18. talked to someone from the...the League of Cities, the Municipal  
19. League and they say that their attorney has taken a good look at  
20. this and that it does not trouble them in terms of the home rule  
21. provision and that we don't have a problem.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Knuepfer.

24. SENATOR KNUEFFER:

25. Well, then can somebody explain to me why we are putting...  
26. it sounds to me as if we are putting in the bill a requirement for  
27. a referendum. Now, if we're doing that when the Constitution does  
28. not require this, then we're infringing upon the province of home  
29. rule as I see it. If it doesn't say that I want...that's all I'm  
30. trying to find out. But, if you're going to require a referendum  
31. for home rule units of government, you sure have changed the Consti-  
32. tution. Now, if you're not, then just explain to me what we're not  
33. doing.

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Howard Mohr.
3. SENATOR MOHR:
4. It, Senator Knuepfer, it does not require referendum accord-
5. ing to my information.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Any further discussion? The question is shall House Bill 2770
8. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
9. is open. Have all voted who wish? Have all voted who wish? Take
10. the record. On that question the Ayes are 49, the Nays are none,
11. 4 Present. House Bill 2770, having received the constitutional
12. majority, is declared passed. Senator Carroll, did you wish to call
13. Senate Bill 1554? Senate Bills on Third Reading.
14. SECRETARY:
15. Senate Bill 1554.
16. (Secretary reads title of bill.)
17. Third reading of the bill.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Senator Carroll.
20. SENATOR CARROLL:
21. Thank you, Mr. President and members of the Senate. Senate
22. Bill 1554, has been recommended to us by the Secretary of State's
23. Department, handling the Franchise Regulation Act. In which case,
24. they are seeking several technical amendments to help them in their
25. enforcement of the provisions of this Act in the spirit of the law
26. that we passed. The major type of change is, for example, that
27. when we passed the franchise bill last year, we required a renewal
28. and confirmation on December 31st of all franchise disclosures that
29. have been filed. This will create havoc, if we don't pass this
30. legislation, at this time, and allow them to go on the fiscal year
31. of the companies and one year from the date of the filing of the
32. original statement. To have all of them coverage upon the Secre-
33. tary of State on the same date, they would just not be enable...



1. enable them to enforce the provisions of the Act. There are other  
2. technical changes of that nature dealing with definitions and...  
3. and typographical errors. I would ask for a favorable roll call,  
4. and would answer any questions.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Is there any discussion? Senator Sours.

7. SENATOR SOURS:

8. Mr. President...Mr. President and Senators. Last year the  
9. franchise bill came before Judiciary. We gave it a fair and ex-  
10. tensive consideration. What's so critical about this bill, Sena-  
11. tor, that it has to bypass any committee? Is...are we talking  
12. about minutes or seconds or days or...

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Carroll.

15. SENATOR CARROLL:

16. Senator Sours, yes, as you know, I sponsored the bill as it  
17. came through Judiciary. The major change that's required now and  
18. was my understanding from the Rules Committee, the reason it was  
19. bypassed is that Judicial was not meeting at that time. Was that  
20. the effective date, the termination date of all disclosure state-  
21. ments filed this year, no matter when filed, would be December  
22. 31st and, then, on that date the department would have to then issue  
23. all new. The fact that they all expire on the same date, the  
24. Secretary of State's Office does not have sufficient manpower to  
25. deal with that problem. That's why the emergency at this time  
26. that was not recognized when the bill was first passed. They're  
27. saying, for example, if someone files a disclosure statement pro-  
28. perly, say December 15th, it too would expire December 31st and  
29. they'd have to then re-review it and probably renew the allowance  
30. of the registration. So, what we are saying now is that they have  
31. either from the close of their fiscal, once they're on a yearly  
32. pattern or from one year from the date of their filing from when  
33. they first file and that's why the emergency is needed now.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Sours.

3. SENATOR SOURS:

4. Well, we all know about Kentucky Fried Chicken and Lums and a  
5. few others. Does this in any way affect the automobile industry  
6. in any way?

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Carroll.

9. SENATOR CARROLL:

10. To the best of my knowledge, not at all. We have not changed  
11. those sections of the definitions and, I do believe, that by defini-  
12. tion they were not in there last time although many considered them  
13. to be franchises from the manufacturers.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Sours.

16. SENATOR SOURS:

17. Well, actually, the statute book is silent as to Smith Buick  
18. and Jones Chevrolet and I'm just wondering whether I was thinking  
19. about this after we adjourned last year, whether, if this has no  
20. affect upon the automobile or the...or the...the home appliance fran-  
21. chise industry...industries, then I...I see no objection to it.  
22. But, if it in any way affects them and it's pretty important because  
23. just about every important product today is, we'll say franchise,  
24. we use the word distributor, but it is basically the legal entity  
25. called a franchise, generally revocable at will, or within a cer-  
26. tain period of time. And, I just don't want this bill in any way to  
27. affect appliances, or automobiles, or trucks, you know what I mean.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Carroll.

30. SENATOR CARROLL:

31. Yes, Senator Sours, this particular bill makes, to my know...  
32. understanding, no substantive change in the definition. Further  
33. than that, originally, we went through that concept. Specifically,

1. the types of catalog sales of...of appliances by really dealer de-  
2. velopment of the manufacturers, same as automobile dealers, and  
3. they were not considered to be the type of franchise and the type  
4. of economic situation. They did not have the multi-millions of  
5. dollars. The ones we are worried about and requiring specific new  
6. information on are the ones that are not the billion dollar con-  
7. glomerates. Those just merely file their financial reports that  
8. they file with the SEC, if they even think they might come under it.  
9. So, there's no prohibition undone.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Any further discussion? The question is shall Senate Bill  
12. 1554 pass. Those in favor vote Aye. Those opposed vote Nay.  
13. The voting is open. Have all voted who wish? Have all voted who  
14. wish? Take the record. On this question the Yeas are 50...44 and  
15. the Nays are 3, 1 Present. Senate Bill 1554, having received  
16. the constitutional majority, is declared passed. Senator Regner  
17. asks leave to bring Senate Bill 1669 back to the order of second  
18. reading for the purposes of an amendment. Is there leave? Leave  
19. is granted. Senator Regner.

20. SENATOR REGNER:

21. Yes, Mr. President, this would be Amendment No. 2 to Senate  
22. Bill 1669, As Amended. It would correct the situation that  
23. Senator Harris questioned before. And, what it does is increase  
24. the number to at least six members required for any action of the  
25. Board and I would move for the adoption of Amendment No. 2.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Is there any discussion? Senator Rock.

28. SENATOR ROCK:

29. How...how does this now conform, if perhaps Senator McBroom  
30. could answer? How does it now conform to Senator McBroom's bill,  
31. which was passed out of here?

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Regner.

1. SENATOR REGNER:

2. In regards to this amendment, Senator Rock? Senator McBroom's  
3. bill did not have any requirement for a quorum at all in the bill  
4. and there were no...there was no wordage at all in it. This now  
5. says that six members of the Board shall constitute a quorum and  
6. the affirmative vote of at least six members is required for any  
7. action of the Board. It's an eleven member Board.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Is there any further discussion? All in favor of adopting  
10. Amendment No. 2 to Senate Bill 1669 signify by saying Aye. Opposed  
11. Nay. Amendment NO. 2 is adopted. Any further amendments? Third  
12. reading. Senator Donnewald, did you wish to bring 1345 back for  
13. the purpose of an amendment? This is a bi-state amendment.

14. SENATOR DONNEWALD:

15. Well...

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Donnewald.

18. SENATOR DONNEWALD:

19. Do I wish to bring it back? I...I, personally, had no desire  
20. to bring it back. I...I don't know of anybody else that wants to.  
21. I...I left that option open to any member of the Body to do that.  
22. I would call it back, if they had an amendment to offer, but I...I  
23. don't know of any persons that have...you do have...they do have,  
24. well, bring it back.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Is there leave? Leave is granted. Amendment No. 15. Amend-  
27. ment No. 15 would increase by 3,200,000. The appropriation would  
28. be for the Mass Transit Act, taking care of the bi-state system.  
29. Will the leadership take their conference off the Floor? This is  
30. a bi-state amendment, Senator Donnewald; 3,200,000 dollars added  
31. to the Transportation bill...appropriation bill in Section 34. Is  
32. there any discussion? All in favor of the adoption of Amendment  
33. 15 to Senate Bill 1669, signify by saying Aye. Opposed Nay. Amend-

1. ment No. 15 is adopted. Any further amendments?

2. SECRETARY:

3. Amendment No. 16 by Senator Harris.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Harris. Senator Harris.

6. SENATOR HARRIS:

7. Yeah, OK, Yeah, Mr. President. Amendment No. 16 will have  
8. the effect of changing the figures in the existing Section 14, which  
9. provides for the distribution to the counties and townships and  
10. municipalities. Legislation elsewhere being considered, it's a  
11. bill being handled by Senator Schaffer that was heard in Trans-  
12. portation today, will amend the State formula on motor fuel. We've  
13. arrived at an understanding, at least as far as the Senate is con-  
14. cerned, to move the DOT bill, that that change in the formula will  
15. be 75 hundredths to the other 101 counties. 1.35 will be added to  
16. the municipalities share, and 1.65 to county road districts or the  
17. townships for a total of 4.5% coming out of the State share and  
18. being allocated to these local units of government. The effect of  
19. Amendment No. 16 is to reflect the result that would be occasioned  
20. by the adoption of that bill for the distribution appropriation  
21. authorization, which would then be...all right. I believe, what  
22. this would do, then, would be to change the 73 million in the bill  
23. now authorized for municipalities to 78 million, and the 101,600,000  
24. to 106 thousand, 100 thousand for the muni...the counties first,  
25. second the municipalities and then C-ok and the 101 Downstate coun-  
26. ties would receive thirty-one, seven, which would be...in the  
27. bill now and this would be increased to thirty-seven, two. I urge  
28. the adoption of Amendment 16.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Is there any discussion? All in favor of adopting Amendment  
31. No. 16 to Senate Bill 1345 signify by saying Aye. Opposed Nay.  
32. The amendment's adopted. For the record, I would like to say that  
33. Amendment No. 15 was adopted to Senate Bill 1345, rather than

1. 1669.. Senator Hynes.

2. SENATOR HYNES:

3. Mr. President, even though the amendment has been adopted,

4. I...I would simply say that there is some, at least slight dis-

5. agreement on those percentages. But, basically, at this point

6. with the session winding to a close, it is necessary to move

7. this and this is the...the closest that it...agreement that can

8. be reached at this juncture and it's...it's subject to further

9. discussion.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Are there further amendments? Senator Harris.

12. SENATOR HARRIS:

13. That means then, Senator Hynes, that we're moving but not

14. committing. Is that the way I understand that?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Hynes.

17. SENATOR HARRIS:

18. That we are moving the bill without a commitment, I...

19. SENATOR HYNES:

20. No, I...No, I think...

21. SENATOR HARRIS:

22. ...as relates to this section.

23. SENATOR HYNES:

24. I think it's much closer to a commitment than that, but there's

25. still some disagreement which we'd like to have an opportunity, at

26. least, to renew discussion.

27. SENATOR HARRIS:

28. What would you say on about a eighty-five, fifteen basis?

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Donnewald.

31. SENATOR DONNEWALD:

32. Well, I...I have a...an amendment on the railroad relocation

33. that should have been incorporated, or should have been introduced

1. as a separate bill, which we're going to incorporate into the DOT  
2. appropriation. And, I...it's being brought for...copies are being  
3. brought down for the membership. And, if we could proceed and  
4. then, come back to this, a...

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Do you wish to hold it on second reading?

7. SENATOR DONNEWALD:

8. Just temporarily.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. On the order of third reading. Senate Bills on Third Reading.

11. SECRETARY:

12. Senate Bill 1669.

13. (Secretary reads title of bill.)

14. Third reading of the bill.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Regner.

17. SENATOR REGNER:

18. Well, this bill's been discussed about three times already  
19. today, and I would simply ask for a roll call, unless there are  
20. any questions.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there any discussion? The question is, shall Senate Bill  
23. 1669 pass. Those in favor vote Aye. Those opposed vote Nay. The  
24. voting is open.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Have all voted who wish? Take a record. On this question  
27. the Yeas were 33, the Nays were 8. And, the bill, having received  
28. the constitutional majority, is therefore declared passed. Senator  
29. James Donnewald.

30. SENATOR DONNEWALD:

31. Yes, as to Senate Bill 1345, Mr. President, why don't we move  
32. that to third reading. We'll bring it back this evening for one  
33. last amendment to really put it in great shape for final passage.

1. PRESIDING OFFICER (SENATOR GRAHAM):
2. Senator Harris. There's been a request from Senator Donnewald
3. that we move 1345 to third reading and then, perhaps, bring it back
4. for another amendment. Third reading. Senator Harris.
5. SENATOR HARRIS:
6. Might I inquire? Do you have any more business on the Secre-
7. tary's Desk to proceed with now, except the energy bills and the
8. DOT appropriation bill?
9. PRESIDING OFFICER (SENATOR GRAHAM):
10. We have House Bill 2355, I am informed.
11. SENATOR HARRIS:
12. Didn't Senator Bruce ask for that to be held?
13. PRESIDING OFFICER (SENATOR GRAHAM):
14. Yes, it's back from Enrolling and Engrossing. Yes. Any
15. other business?
16. SENATOR HARRIS:
17. Well, Mr. President...
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. Senator Harris.
20. SENATOR HARRIS:
21. Well, is 2355 going to be considered? If we're going to do it,
22. let's do it now. I thought we had that...that Senator Bruce wanted
23. it held.
24. PRESIDING OFFICER (SENATOR GRAHAM):
25. Senator Bruce.
26. SENATOR BRUCE:
27. I have asked the sponsor to hold the bill for one day. He has
28. consented to do that.
29. SENATOR HARRIS:
30. Fine, well, then.....
31. PRESIDING OFFICER (SENATOR GRAHAM):
32. No problem.
33. SENATOR HARRIS:



1. Then we have no other business on the Secretary's Desk?

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Only some resolutions.

4. SENATOR HARRIS:

5. Well, OK. Let's...let's proceed then; make our announcements.  
6. We are going to recess until 8 p.m. tonight. We should have the  
7. energy bills in shape to act on, and the department does have one  
8. additional amendment on the DOT bill. Now, we've got...we're...  
9. we've already taken time away from Executive and Appropriations.  
10. Those two committees have got to get to work. We must pass these  
11. bills, either up or down tonight. As far as the energy package is  
12. concerned, Senator Glass' series, and the DOT appropriation bill.  
13. So, we will reconvene at 8 o'clock tonight, and in the meantime,  
14. Executive and Appropriations will have some three and a half hours  
15. not...well, just about four hours, and they're gonna need most of  
16. it to work. There are some other committees that are going to meet.  
17. Education, and I don't know whether Agriculture's gonna meet, but  
18. we'll let those respective chairmen make their announcements about  
19. that. But, following the announcement, I will then move to adjourn  
20. ...I'm sorry, to recess until 8 p.m. tonight.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Ozinga.

23. SENATOR OZINGA:

24. Mr. Pres...Mr. President and members of the Senate. I think  
25. the members of the Executive Committee received their notice which  
26. started out to be a mild-mannered, short meeting, has turned out to  
27. be a real wing-dinger. So, when the Senator...when the President  
28. says it'll be a long meeting - be prepared. The Executive Commit-  
29. tee will meet immediately upon recess in Room 212. Now, I would  
30. also like, at this time, to ask leave of the Senate for a privilege  
31. of waiving the 6-day notice on all of the following bills and reso-  
32. lutions:

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. May we have your attention, please? Ladies and gentlemen,  
2. we are not recessed yet.

3. SENATOR OZINGA:

4. Namely, leave to hear in the Executive Committee immediate-  
5. ly: House Bill 2500, sponsored by Senator Mitchler; House Bill  
6. 2878, by Senator Graham; House Bill 2833, by Senator Course;  
7. House Bill 2785, by Senator Netsch; House Bill 2150, by Senator  
8. Palmer; House Bill 2208, by Senator Scholl; House Bill 2504, by  
9. Senator Mohr; House Bills 2143, 2736, by Senator Vadalabene;  
10. Senate Resolution 308, by myself (Ozinga); House Joint Resolution  
11. 98, by Senator Scholl; Senate Resolution 79, by Senator Mitchler;  
12. House Joint Resolution 35, by Senator Mitchler; House Bill 2368,  
13. by Senator Bartulis. Do I have leave of the Senate to hear all of  
14. those immediately?

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Is leave granted? Leave is granted. Senator Berning.

17. SENATOR BERNING:

18. If it is appropriate, Mr. President, I would like to ask that  
19. I be shown as sponsor of House Bills 2817 and 2818.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Is leave granted for Senator Berning to be the sponsor of  
22. 2818 and 2817? Is that correct? We have to read them. Why don't  
23. we get...all right, we'll do it. We're mixed up enough now,  
24. we might as well go ahead. Then, I'll get to you, Senator  
25. Knuepfer. House Bill...I'm sorry.

26. SECRETARY:

27. House Bill 2817.

28. (Secretary reads title of bill.)

29. House Bill 28...2518.

30. (Secretary reads title of bill.)

31. First reading of the bills.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Rules Committee.

1. SECRETARY:  
2. House Bill 2818. It was the wrong title I have just read.  
3. (Secretary reads title of bill.)  
4. First reading of the bills.  
5. PRESIDING OFFICER (SENATOR GRAHAM):  
6. Rules. Senator Knuepfer.  
7. SENATOR KNUEPFER:  
8. Tomorrow morning is the last meeting until whenever we come  
9. back again for Public Health, Welfare, and Corrections. If  
10. you've had any bills...if you've got any bills, come in tomorrow  
11. morning, 8:30.  
12. PRESIDING OFFICER (SENATOR GRAHAM):  
13. Senator Latherow.  
14. SENATOR LATHEROW:  
15. Mr. President and members of the Senate. Tomorrow morning  
16. the Agriculture, Conservation, and Ecology will hear, I hope, the  
17. rest of the bills on the calendar that have been assigned to the  
18. committee. Excuse me. And, I wouldn't want to make the same  
19. promise that Senator Knuepfer made.  
20. PRESIDING OFFICER (SENATOR GRAHAM):  
21. What room, and what time?  
22. SENATOR LATHEROW:  
23. Eight o'clock...nine o'clock in M-3.  
24. PRESIDING OFFICER (SENATOR GRAHAM):  
25. Agriculture in the morning at nine o'clock, M-3. Senator  
26. McBroom.  
27. SENATOR MCBROOM:  
28. Yes, Mr. President. As soon as we adjourn, the Appropriations  
29. Committee will meet immediately in Room 400.  
30. PRESIDING OFFICER (SENATOR GRAHAM):  
31. Appropriations immediately at recess time in Room 400. Any  
32. other announcements? Senator Harris.  
33. SENATOR HARRIS:

1. I would point out that in addition to the energy bills, the  
2. DOT bill, we will probably get to some House Bills on Second  
3. Reading tonight. Now, there are some amendments that this side,  
4. particularly, is interested in. And, I urge the Republican  
5. members to be here as close to 8 o'clock as possible, because we  
6. will really need our troops here tonight. Those of you who do not  
7. have Executive, Education, Appropriations, and so forth, go to your  
8. office and answer your mail. And, a...be here at eight.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Gentlemen, you heard. And, the Senator now moves that the  
11. Senate stand in recess until 8 o'clock this evening. The Senate  
12. is in recess.

13.

14. (RECESS BEGINS.)

15.

16. (RECESS ENDS.)

17.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Will all unauthorized people please leave the Floor, please?  
20. The Senate will come to order. The first bill will be Senate Bill  
21. 1345. Senator Donnewald. Just one minute. The Secretary will read  
22. the bill. You want to recall that, Senator? Senator Donnewald  
23. wishes to recall Senate Bill 1345 back to the order of second read-  
24. ing for the purpose of amendment. Is there leave? Leave is granted.  
25. Senator Donnewald.

26. SENATOR DONNEWALD:

27. Yes...yes, Mr. President. I think this would be Amendment No.  
28. 17. And, this particular amendment deals with the...the...rail  
29. highway grade separation at the Cottage Grove Avenue at Dalton. The  
30. rail highway grade separation at Vermont, Blue Island; relocation  
31. of rail lines in Carbondale, and in East St. Louis, and in Spring-  
32. field. And, the amendment is on the desks of the several members,  
33. and I would move its adoption. These are Federal funds, my col-

1. leagues, and we do need legislation in order to get those Federal  
2. funds. I move the adoption of Amendment No. 17.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator...Senator McBroom.

5. SENATOR MCBROOM:

6. You know, Mr. Chairman, I'm certain this amendment was...is  
7. all right, but I recall one session several years ago that a mem-  
8. ber said that he was off the Floor for a couple of minutes, and  
9. he was recorded on thirty roll calls. Now, I hope we don't...we  
10. don't move that fast this time. The staff is discussing this with  
11. Senator Donnewald's staff. And, I...I just hope we can stay in limbo  
12. for a second or two. I'm looking at it and I don't see any objec-  
13. tion to it, but let's just hold on a minute.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Knuepfer.

16. SENATOR KNUEPFER:

17. Is...is this one hundred per cent Federal funds, Senator Donne-  
18. wald?

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Donnewald.

21. SENATOR DONNEWALD:

22. Yes. These are...the...on this particular amendment these are  
23. onehundred per cent Federal funds. The original DOT bill matching  
24. funds has already been adopted in the main bill, as Senator David-  
25. son can testify to.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Knuepfer.

28. SENATOR KNUEPFER:

29. Why weren't these in the bill to begin with?

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator...Senator Donnewald.

32. SENATOR DONNEWALD:

33. We're...as I say, I'm not perfect; you're not perfect. And,

1. there was an omission, and it wasn't an intentional omission.

2. PRESIDING OFFICER (SENATOR MOHR):

3. I would suggest, members, if we have amendments to any bills,  
4. if you'll kindly distribute them; exchange the amendments with  
5. leadership on both sides of the aisle, I think we can save a lit-  
6. tle time. Senator...Senator McBroom, the amendment is all...satis-  
7. factory? Senator Donnewald moves the adoption of Amendment No. 17  
8. to Senate Bill 1345. All those in favor signify by saying Aye.  
9. Opposed? Amendment No. 17 is adopted. Further amendments? Third  
10. reading. Somebody earlier inquired about the date. It's June  
11. 24th. Messages from the House.

12. SECRETARY:

13. (Secretary reads Messages from the House.)

14. Mr. President, I am directed to inform the Senate  
15. that the House of Representatives has passed a bill of  
16. the following title, and the passage of which, I am in-  
17. structed to ask concurrence of the Senate to wit: House  
18. Bill 2863. Passed the House June 24.

19. Mr. President, I am directed to inform the Senate  
20. that the House of Representatives has concurred with  
21. the Senate in the passage of a bill of the following  
22. title, together with the following amendments: House...  
23. Senate Bill 1381 with House Amendment No. 1; Senate  
24. Bill 917 with House Amendment No. 2; Senate Bill 1350  
25. with House Amendment No. 1; Senate Bill 880 with House  
26. Amendments No. 1, 2, and 3; Senate Bill 1351 with House  
27. Amendment No. 1; Senate Bill 1266 with House Amendment  
28. No. 1; Senate Bill 1265 with House Amendments No. 1 and  
29. 2; Senate Bill 1081 with House Amendment No. 1; and  
30. Senate Bill 1323 with House Amendment No. 2.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Secretary's Desk. Committee reports.

33. SECRETARY:

1. (Secretary reads Committee reports.)

2. Senator Fawell, the Chairman of the Committee on  
3. Education, reports House Bill 2512 and 2741 and 2769  
4. with a recommendation the bills Do Pass. House Bill  
5. 2753 with a recommendation the bill Do Pass As Amended.  
6. House Bills 2822 and 2823, with a recommendation the  
7. bills Do Pass and be re-referred to the Committee on  
8. Appropriations.

9. Senator Ozinga, the Chairman of the Committee on  
10. Executive, reports Senate Bill 1460 with a recommenda-  
11. tion the bil Do Pass; Senate Bill 1628 with the recom-  
12. mendation the bill Do Not Pass. House Bill 2150, 2208,  
13. 2368, 2500, 2504, 2721, 2736, 2785, 2833, 2844, and 2878  
14. with the recommendation the bills Do Pass. House Bill  
15. 2143 with the recommendation the bill Do Pass As Amended.  
16. Senate Resolution 79 and Senate Senate Resolution 308  
17. with a recommendation the resolutions be adopted. House  
18. Joint Resolution 35 with the recommendation the resolu-  
19. tion be adopted. House Joint Resolution 98 with the  
20. recommendation that the Senate Do Not Adopt the resolu-  
21. tion.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senate Bills on Third Reading. Senate Bill 1345.

24. SECRETARY:

25. Senate Bill 1345.

26. (Secretary reads title of bill.)

27. Third reading of the bill.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Donnewald.

30. SENATOR DONNEWALD:

31. Yes, Mr. President, Senate Bill 1345 in its final form in the  
32. Senate at this time is now before us. It's been added to, detracted  
33. from, amended, reamended, sub-amended, emasculated. But, the product

1. is here. I think we have to pass the bill, and I would urge, this  
2. is the biggie, as some people say. I would ask that there be a fa-  
3. vorable roll call on final passage.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Donnewald reports that Senate Bill 1345 is in good  
6. form now and ready for discussion. Any further discussion?

7. Senator Soper.

8. SENATOR SOPER:

9. Senator Donnewald, will this help you to become re-elected in  
10. your district? Passage of this biggie?

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Donnewald.

13. SENATOR DONNEWALD:

14. Would you repeat that, Senator? I can't hear.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Donnewald.

17. SENATOR SOPER:

18. I...I say is this the...is this the bill of your...your career?  
19. I mean, this'll help you be re-elected in your district when you  
20. pass this. This bill we're talking about...did you forget what  
21. you've got on the calendar here? You don't hear me?

22. PRESIDING OFFICER (SENATOR MOHR):

23. Further dis...

24. SENATOR SOPER:

25. All right.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Donnewald.

28. SENATOR DONNEWALD:

29. This is the biggie, but it doesn't depend upon my re-election.  
30. The electorate back home determine that, Senator.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Further discussion? The question is shall Senate Bill 1345  
33. pass. Those in favor will vote Aye. Those opposed will vote Nay.



1. And, the voting is open. Have all voted who wish? Take the record.  
2. On that question the Yeas are 52, the Nays are none. Senate Bill  
3. 1345, having received the constitutional majority, declared passed.  
4. Senator Glass' series. Senate Bill 1659.

5. SECRETARY:

6. Senate Bill 16...

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator, is that...are you going to amend that bill? Senator  
9. Glass requests Senate Bill 1640...59 be brought back to the order  
10. of second reading for the purpose of an amendment. Is there leave?  
11. Leave is granted. Senator Glass.

12. SENATOR GLASS:

13. Thank you, Mr. President. And, on this amendment, I will  
14. yield to Senator Rock, who will present an amendment that we have  
15. discussed and is satisfactory this side of the aisle.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Rock.

18. SENATOR ROCK:

19. Thank you, Mr. President. What...what's the number, Mr.  
20. Secretary?

21. PRESIDING OFFICER (SENATOR MOHR):

22. 1659.

23. SENATOR ROCK:

24. No, the bill...the number...Amendment No. 3? Amendment No. 3  
25. has a couple of provisions. One, it...it limits the council, the  
26. Energy Co-ordinating Council's right of eminent domain to energy  
27. development projects. It also, more substantively, removes the  
28. Department of Business and Economic Development as the administra-  
29. tive agency, and replaces it with a council that is called the En-  
30. ergy Co-ordinating Council, which consists of the various co-direc-  
31. tors: Business and Economic Development, Mines and Minerals, Trans-  
32. portation, Environmental Protection, Capital Development Board,  
33. Illinois Water Survey, Illinois Geological Survey, Illinois Commerce

1. Commission, and the Lt. Governor, who is named the Chairman. The  
2. Council's main duties are the...those that were given previously  
3. to the Department of Business and Economic Development. And, the  
4. important thing is that the Joint Legislative Commission still has  
5. the final approval over all projects. I think the amendment is a  
6. good one. We discussed it a little bit last night. And, I would  
7. move adoption of Amendment No. 3.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Further discussion? Senator Rock moves the adoption of Amend-  
10. ment No. 3 to Senate Bill 1659. All those in favor signify by say-  
11. ing Aye. Opposed? Amendment No. 3 is adopted. Further amendments?

12. SECRETARY:

13. Amendment No. 4, offered by Senator Latherow.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Latherow.

16. SENATOR LATHEROW:

17. Mr. President and members of the Senate, in long discussions  
18. that we had in committee concerning what the proper fee should be  
19. and the proper amount of money toward some attraction of people  
20. who are interested in this coal problem to come to Illinois, we  
21. recognize, I think, that there is a bidding process going on.  
22. And, if Illinois is going to be in second place in the bidding,  
23. they just as well not be any place. We talked for considerable  
24. length about what we thought the proper amount was. And, original-  
25. ly in the bill, it had been 50 million dollars. This amendment  
26. amends that to 70 million dollars, Mr. President, and I move the  
27. adoption of the amendment.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Further discussion? Senator Latherow moves the adoption of  
30. Amendment No. 4 to Senate Bill 1659. All those in favor will sig-  
31. nify by saying Aye. Opposed? Amendment No...Amendment No. 4 is  
32. adopted. Further amendments? Third reading. Senate Bill 1660,  
33. Senator Glass.

1. SENATOR GLASS:

2. Mr. President, I would ask leave to bring that bill back to  
3. second reading for purposes of amendment. It's a companion amend-  
4. ment to the amendment just added by Senator Rock to 1659.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Glass asks leave of the Body to bring Senate Bill 1660  
7. back to the order of second reading for the purposes of amendment.  
8. Is there leave? Leave is granted.

9. SECRETARY:

10. Amendment No. 2 by Senator Rock.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President. Amendment No. 2 is merely a...a  
15. word change, since we have now incorporated The Energy Co-ordinat-  
16. ing Council as the administrative agency. We have necessity set  
17. up the fund of the State Treasury, payable to the Energy Co-ordinat-  
18. ing Council. It's a technical change pursuant to the first amend-  
19. ment. And, I would move adoption of Amendment No. 2.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Further discussion? Senator Rock moves the adoption of  
22. Amendment No. 2 to Senate Bill 1660. All those in favor signify  
23. by saying Aye. Opposed? Amendment No. 2 is adopted. Further  
24. amendments? Third reading. Senate Bill 1661.

25. SECRETARY:

26. Senate Bill 1661.

27. (Secretary reads title of bill.)

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Glass.

30. SENATOR GLASS:

31. Mr. President, I make the same request with reference to  
32. this bill, and ask that it be brought back to second reading  
33. for purposes of amendment.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Is there leave? Senate Bill 1661 is brought back to the  
3. order of second reading for the purpose of amendment.

4. SECRETARY:

5. Amendment No. 2, offered by Senator Rock.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President, and ladies and gentlemen of the  
10. Senate. Again, this is a companion bill to 1659. We are exchanging  
11. words Energy Co-Ordinating Council in...for what was previously  
12. the Department of Business and Economic Development. I would  
13. move adoption of Amendment No. 2.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Further discussion? Senator Rock moves the adoption of  
16. Amendment No. 2 to Senate Bill 1661. All those in favor signify  
17. by saying Aye. Opposed. Amendment No. 2 is adopted. Further  
18. amendments? Third reading. Senate Bill 1662. Senator Glass.

19. SENATOR GLASS:

20. Mr. President, now all amendments which we desire to add  
21. have been added, and I would ask leave to go back to Senate Bill  
22. 1659 on third reading.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator, can we take 1662 first? Senate Bill 1662.

25. SECRETARY:

26. Senate Bill 1662.

27. (Secretary reads title of bill.)

28. Third reading of the bill.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Glass.

31. SENATOR GLASS:

32. Mr. President, we can take this bill first, if you wish, al-  
33. though it...it really is in support of the other bill. And, I,

1. Mr. President, I say we could take this bill first, and we can  
2. talk about them as a package, although this bill is dependent  
3. on...on the preceding bills and the basic one is 1659. If it  
4. pleases the Body, we can talk about all four of them, however,  
5. as a package.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Is there leave to talk about...Senator Partee, about all  
8. four of these bills as a series, in one package.

9. SENATOR PARTEE:

10. Yes, but I wish I had Senator Glass' and Senator Harris'  
11. attention. There's another bill in this...Senator Harris and  
12. Senator Glass...

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Harris. Senator Glass.

15. SENATOR PARTEE:

16. Senator Harris, there is another bill in this series, 1667.  
17. I think it is on the Secretary's Desk and should be reported  
18. out, and moved to the order of second reading for an amendment.  
19. And then, we could go, you know, the whole package.

20. PRESIDING OFFICER (SENATOR MOHR):

21. President Harris.

22. SENATOR HARRIS:

23. Yeah. It is a bill on this subject, but it is not in this  
24. series. But, it has taken on significance and, it should go.  
25. And, is it on second reading? 1667?

26. PRESIDING OFFICER (SENATOR MOHR):

27. It is on second. It was reported out of committee this  
28. morning.

29. SENATOR HARRIS:

30. Would you...you have an amendment for it, Senator Partee?  
31. Or, do we?

32. SENATOR PARTEE:

33. You have the amendment.

1. SENATOR HARRIS:
2. OK. And, that is the Quick-Take amendment to 1667.
3. PRESIDING OFFICER (SENATOR MOHR):
4. Correct. That's correct.
5. SENATOR HARRIS:
6. OK. Now, Senator Glass, do you wish to proceed with 1662, or
7. do you want to consider the amendment to 1670...1667 first?
8. PRESIDING OFFICER (SENATOR MOHR):
9. Is that...Senator Glass.
10. SENATOR GLASS:
11. Well, Mr. President, I...I don't think it makes a bit of dif-
12. ference. 1667 is the Quick-Take part of this series. It is a
13. necessary bill. I would suggest we just go ahead with this package
14. now, unless Senator Partee prefers to put the amendment on now. I
15. don't think it matters.
16. PRESIDING OFFICER (SENATOR MOHR):
17. It's on second now. It'll be on third tomorrow. We can act
18. on it tomorrow morning, if that's agreeable. We'll read it, Sena-
19. tor Partee, with your permission after we go through these four
20. bills. Is that all right? All right. Senator Glass.
21. SENATOR GLASS:
22. Mr. President and members of the Senate. As finally amended,
23. these four bills address the problem of developing Illinois Coal
24. and converting it into energy in a very significant way. With the
25. 139 billion tons of recoverable coal in Illinois, I think it's
26. high time this State took affirmative action to create an energy
27. authority, and energy legislation to address the problem. What
28. these bills do, As Amended, is as follows: 1659 would create the
29. Energy Co-ordinating Council. This council would have the power
30. to enter into contracts with business, industry, university and
31. other governments and qualified individuals to promote the develop-
32. ment of coal resources. Senator Rock, a moment ago, gave you the
33. membership of that council, and I won't read through the...the heads

1. of all the departments again, but in essence, this is a...a coun-  
2. cil chaired by the Lt. Governor and made up of a number of heads  
3. of departments of the Administration. Now, that, I think it's  
4. important to note, that in entering into contracts for the develop-  
5. ment of coal resources, that council does not have complete auton-  
6. omy. But, any projects that it proposes must be approved by a  
7. legislative commission. Now, that legislative commission is created  
8. by a different bill and it's made up of eight Legislators; four  
9. House members, four Senate members, and eight public members.  
10. The breakdown of the Legislative members includes bipartisanship  
11. and co-chairmen. So, I think, the...the strength of this commis-  
12. sion is that it is bi-partisan and it is autonomous; and the Legis-  
13. lature is a true partner with the administrative branch...the execu-  
14. tive branch in the energy...the coal energy projects. Another con-  
15. cern, and that...that was much debated, regarding these bills, is  
16. the amount of bonding power. Now, I know that because of the  
17. questioning when these bills came up several days ago, some of the  
18. members are concerned about the amount of bonding power granted.  
19. As Amended, there is bonding authorization by the State of Illinois  
20. and administered by the Bureau of the Budget of 70 billion...70  
21. million dollars. Now, that...that 70 million dollars is up from  
22. an original 10 million which was in the bills at the outset.  
23. Reasons for the increase, I think, primarily are to put Illinois in  
24. a competitive position with other states in bidding for these  
25. Federally financed energy projects. The State of Kentucky, I  
26. think, as most of you will recall, has approved the sale of 57  
27. million in bonds over a five year period. This will put Illinois  
28. ahead of Kentucky. The appropriation bill, however, is for 10  
29. million. We would appropriate only 10 million this year. We  
30. would give the commission an opportunity to further study this im-  
31. portant area and determine whether additional bonding power was  
32. needed. I might say that it's a package that has had considerable  
33. attention of many members in the Legislature, many members of the

1. Senate, rather, leadership on both sides. And, I think it's  
2. finally in a position that should be acceptable to most of the  
3. members. I'd be happy to answer any questions and would hope  
4. that we could get a...an affirmative and a resounding vote in favor  
5. of these four bills.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Knuepfer.

8. SENATOR KNUEPFER:

9. Well, I...I can only say that it's as an immense and a case  
10. of over-reaction as I think I have ever seen. What you are doing  
11. by this is capitalizing an expense that ought to come out of cur-  
12. rent expenditures. And, if you really want to spend 70 million  
13. dollars and face up to it, then you ought to spend it out of  
14. General Revenue. Now, I come out of the private economy. And,  
15. the only firms that capitalize, or say we're going to spend these  
16. later, we're gonna pay for them later, are those firms who are  
17. on the rocks to begin with. If this expenditure is justified for  
18. research, then it is justified for immediate payment, and not for  
19. saddling any future generation with. It...there is no excuse,  
20. in my book, for bonding research projects, where the expectations  
21. of return are zero. Whatever returns come about, will be returns  
22. to some private agencies rather than to the State of Illinois.  
23. Now, I can't tell you that I am totally in objection to the whole  
24. concept; but, I am very much in objection to adding to the bonding  
25. power...to adding to the bonding obligations of the State of Illi-  
26. nois for a concept that I am firmly...firmly believe ought to be  
27. paid for out of today's revenue. I guess I'm a little old-fash-  
28. ioned in this, however, because we keep putting more and more on  
29. the Bonding Act. And, we had a discussion with the Director of  
30. the Bureau of the Budget, Hal Hovey, today, when he puts painting  
31. and screens and bonds them. If we keep up, and we've done this in  
32. three major bond issues since I've been here, we will soon have  
33. the State of Illinois bonds selling at a very substantial discount.



1. There is no excuse for bonding except that the Legislature refuses  
2. to face up to the fact that this ought to come out of General  
3. Revenue. And, I object very violently to this kind of a concept  
4. that suggests, in any way, that this is bondable because there  
5. is no way of measuring how this returns to the State of Illinois.  
6. And, some future Administrations are going to have to put an item  
7. in their budget to repay these bonds, and they will have no income,  
8. whatsoever, to offset these...that...that...those expenditures.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Further discussion? The question is shall Senate Bill 1662  
11. pass. Those in favor will vote Aye. Those opposed will vote Nay.  
12. The voting is open. Have all voted who wish? Take the record.  
13. On that question the Yeas are 40, the Nays are 13. Senate Bill  
14. 1662, having received the constitutional majority, is declared  
15. passed. The next bill will be 1659. Senate Bill 1659.

16. SECRETARY:

17. Senate Bill 1659.

18. (Secretary reads title of bill.)

19. Third reading of the bill.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Glass.

22. SENATOR GLASS:

23. Well, Mr. President, thank you. I think, to clarify for the  
24. membership, we asked leave to discuss, Senate Bill 1659, 60, 61,  
25. and 62. Because there were no amendments to 62, we voted on that  
26. first. 1659 is the primary substantive bill which has been dis-  
27. cussed. And, I would ask for a favorable roll call.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Further discussion? Senator Knuepfer.

30. SENATOR KNUEPFER:

31. Well, on another area, I can't imagine a bill that provides  
32. more potential for log-rolling than the concept, and I'm talking  
33. to the package, again; I'm not talking to this specific bill, than

1. the concept that provides a legislative commission to make the fi-  
2. nal determination on which projects will be approved and which will  
3. not be approved. And, I suspect, that commission ought to be made  
4. up of all members south of Springfield.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Further discussion? Senator Berning.

7. SENATOR BERNING:

8. Well, Mr. President and members of the Body. I assume that  
9. there is more than enough support for these bills and the concept  
10. is not objectionable; however, had this lonely Senator had just a  
11. few minutes to consider this, I would have attempted some kind of  
12. an amendment to assure that as proceeds develop as a result of  
13. these activities, the State would be reimbursed. I see no justi-  
14. fication for the State of Illinois, the taxpayers, thereof, footing  
15. an expensive project to develop and devise a system which will reap  
16. huge profits to some private enterprises. There ought to be, Mr.  
17. President and members of the Body, some obligation contained with-  
18. in this measure that whomever benefits from the processes generated  
19. must pay some sort of licensing fee or percentage of profit back to  
20. the State of Illinois, so that our taxpayers will be relieved of  
21. the burden in due time, or at least be reimbursed for same.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Glass.

24. SENATOR GLASS:

25. Well, Mr. President, briefly, in response to the comments of  
26. Senator Knuepfer and Senator Berning; Senator Knuepfer, the com-  
27. mission that is contained in Senate Bill 1659 is actually a council,  
28. the council, which we've already discussed, chaired by the  
29. Lt. Governor, comprised of the heads of the various departments, is  
30. authorized to negotiate contracts. The Legislative Commission, com-  
31. posed of eight Legislators and eight public members, has an approval  
32. power over those contracts. So, it involves both the Executive and  
33. the Legislative Branch. In response to Senator Berning, it's dif-

1.     ficult to point precisely at...at dollar benefits from this legis-  
2.     lation.  However, I would only remind you that Illinois has one of  
3.     the two, either...we are either first or second in...in recoverable  
4.     coal deposits of all the States in the United States.  I think the  
5.     effects upon our economy of a successful process for mining and  
6.     selling coal are...will be enormous.  The employment which will be  
7.     provided, the new industry which will be attracted to the State of  
8.     Illinois, the...the spin-offs, the related industries; I think, are  
9.     significant.  This was discussed at some length at our committee  
10.    hearings, and...and, I have no doubts that Illinois can benefit  
11.    economically and greatly from the passage of these bills.  And, I  
12.    would ask, Mr. President, for a favorable roll call on Senate Bill  
13.    1659.

14.    PRESIDING OFFICER (SENATOR MOHR):

15.         Further discussion?  The question is shall Senate Bill 1659  
16.    pass.  Those in favor will vote Aye.  Those opposed will vote  
17.    Nay.  And, the voting is open.  Have all voted who wish?  Take  
18.    the record.  On that question the Yeas are 41, the Nays are 14.  
19.    Senate Bill 1659, having received the constitutional majority, is  
20.    declared passed.  The Chair would point out that this bill requires  
21.    three-fifths vote because of the bond...bonds are authorized.  
22.    So, it would take a three-fifths vote.  Senate Bill 1660.  Senator  
23.    Glass.

24.    SECRETARY:

25.         1660.

26.                 (Secretary reads title of bill.)

27.    Third reading of the bill.

28.    PRESIDING OFFICER (SENATOR MOHR):

29.         Senator Glass.

30.    SENATOR GLASS:

31.         Mr. President, this is the appropriation bill.  It appropriates  
32.    10 million dollars to the council for this fiscal year.  I would  
33.    ask for a favorable roll call.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Further discussion? The question is shall Senate Bill 1660
3. pass. Those in favor will vote Aye. Those opposed will vote Nay.
4. The voting is open. The Secretary will read this bill a third
5. time.
6. SECRETARY:
7. Senate Bill 1660.
8. (Secretary reads title of bill.)
9. Third reading of the bill.
10. PRESIDING OFFICER (SENATOR MOHR):
11. On that question the Yeas are 45, the Nays are 11. Senate
12. Bill 1660, having received the constitutional majority, is de-
13. clared passed. Senator Latherow. The next bill will be Senate
14. Bill 1661.
15. SECRETARY:
16. Senate Bill 1661.
17. (Secretary reads title of bill.)
18. Third reading of the bill.
19. PRESIDING OFFICER (SENATOR MOHR):
20. Senator Glass.
21. SENATOR GLASS:
22. Mr. President and Senators. This is the final of the four
23. bills...this energy bill package. This is the bill creating the
24. Joint Legislative Commission on Energy, composed of sixteen mem-
25. bers, eight from the General Assembly and eight public members.
26. I think we've described its function previously. But, in addi-
27. tion to the power to approve the energy projects, it will, it is
28. assigned the responsibility...the responsibilities of determining
29. long-range energy policies for the State. I would be happy to
30. answer any questions. And, if there are none, ask for a favorable
31. roll call.
32. PRESIDING OFFICER (SENATOR MOHR):
33. Senator Knuepfer.

1. SENATOR KNUEPFER:

2. I just want to speak to the concept again. Senator Sours  
3. has from time to time referred to the convention of the nine  
4. old men. From time to time, we have tried to take away from some  
5. local governments some aspects of home rule on the grounds that  
6. they were not fiscally responsible. In the last four years,  
7. since the new Constitution has been in effect, the most irrespon-  
8. sible body in the State of Illinois has been the Legislature in  
9. using its bonding power. I was a supporter, and still am, of the  
10. new Constitution. But, if you have another five years at this  
11. rate, you are going back to a new Constitutional Convention;  
12. back to where we were before, where we put limitations and re-  
13. strictions on everything. This Body does not seem to have any  
14. discipline in terms of putting off till tomorrow those expendi-  
15. tures which are today's expenditures and which should come out  
16. of today's revenues.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Fur...Further discussion? Secretary will read the title.

19. SECRETARY:

20. Senate Bill 1661.

21. (Secretary reads title of bill.)

22. Third reading of the bill.

23. PRESIDING OFFICER (SENATOR MOHR):

24. The question is shall Senate Bill 1661 pass. Those in favor  
25. will...will vote Aye. Those opposed will vote Nay. The voting  
26. is open. Have all voted who wish? Take the record. On that ques-  
27. tion the Yeas are 43, the Nays are 8, 2 voting Present. Senate  
28. Bill 1661, having received the constitutional majority, is de-  
29. clared passed. On Second Reading. Senate Bill 1667.

30. SECRETARY:

31. Senate Bill 1667.

32. (Secretary reads title of bill.)

33. Second reading of the bill. No committee amendments.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Partee. Amendments.
3. SECRETARY:
4. Amendment No. 1 by Senator Partee.
5. PRESIDING OFFICER (SENATOR MOHR):
6. Senator Partee.
7. SENATOR PARTEE:
8. Amendment No. 1 to 1667 simply makes it the Energy Co-ordinat-
9. ing Council instead of the Illinois Coal Development Bond Act.
10. Now, this is the Quick-Take Amendment, which is absolutely essen-
11. tial if this organization is to become viable. Any questions, I'd
12. be happy to answer. Otherwise, I'd ask for the adoption of the
13. amendment.
14. PRESIDING OFFICER (SENATOR MOHR):
15. Further discussion? Senator Glass.
16. SENATOR GLASS:
17. Mr. President, as discussed earlier, this is an important
18. amendment to the Energy Coal Package. And, I would urge a favor-
19. able roll call.
20. PRESIDING OFFICER (SENATOR MOHR):
21. Senator Knuepfer.
22. SENATOR KNUEPFER:
23. Can you give me one instance, Senator Glass, in which you
24. think the Quick-Take is needed? This is no small power, you
25. know.
26. PRESIDING OFFICER (SENATOR MOHR):
27. Senator Partee.
28. SENATOR PARTEE:
29. In order to qualify, under the Federal guidelines and for a
30. Federal project, it becomes necessary to be able to prove that
31. you can acquire the land needed for whatever project is to be
32. funded by the Federal Government. If you'll look at the statute
33. in Kentucky, they have it. If we're going to be competitive, we

1. have to have it. Without Quick-Take, we will be waiting for six  
2. or eight months in order to qualify for the projects.  
3. absolutely essential, Senator.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Knuepfer.

6. SENATOR KNUEPFER:

7. Well, I...I'm not sure I'm convinced by that. It seems to  
8. me that it takes the Federal Government that long even to get  
9. tuned up for one of these kinds of projects. And, I...I just  
10. react violently to the Quick-Take power. It's a way of depriv-  
11. ing a citizen of his right without even so much as a by-your-  
12. leave. And, it requires, I have to be substantially persuaded,  
13. that there is a dire and immediate nec...emergency before I'm  
14. willing to grant this; and then, only on a very, very limited  
15. basis. I am not persuaded that these...this meets that test.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Partee.

18. SENATOR PARTEE:

19. Well, Senator, it may be that it takes the Federal Government  
20. a long time to do some things. But, I would say to you that they  
21. require more of others than they do of themselves. And, we're the  
22. ones who have to qualify. And, this is no new kind of power in  
23. this State. As you know, the State has Quick-Take Powers, the  
24. Illinois Toll Highway Authority, the St. Louis Metropolitan Area  
25. Airport Authority, BED had it for the Particle Accelerator, the  
26. Metropolitan Sanitary District has it, and even the North Shore  
27. Sanitary District has it as of the present moment. So, this is  
28. nothing new for Quick-Take Powers, and I think you understand that.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Sours.

31. SENATOR SOURS:

32. Mr. President and Senators. The coal to be taken or on which  
33. the...an energy plant will be constructed has to necessarily be in

1. a coal field or near a coal field. Now, you don't find too much of  
2. that in Chicago, and I tell you, Senator Partee, you can file a suit  
3. in Peoria County right now, and I can get you a trial before Christ-  
4. mas. i think most of us know why everything is so delayed in Chicago,  
5. and in some of the farther down southern counties, you could file a  
6. suit and I'll...I'll promise you you'll get a...a trial, in 60 days;  
7. 90 days; 120 days, if the court doesn't permit the lawyers to fiddle  
8. around in it. We don't need this any more. When you recite the...  
9. the...the agencies that have that, that just compounds the depriva-  
10. tion of private property.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Fawell.

13. SENATOR FAWELL:

14. Well, I...I can't find the bill anywhere on the calendar.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator, this bill was reported out this morning and advanced  
17. to the order of second reading. That's why it isn't on your calen-  
18. dar.

19. SENATOR FAWELL:

20. Is it...is it...I don't...I don't suppose it's in the...is  
21. it on our desks?

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Partee.

24. SENATOR PARTEE:

25. Because it was passed out this morning, it isn't in your...on  
26. your calendar. So, we had some copies made and they were put on  
27. your desk about four or five hours ago. It's on your desk unless  
28. someone has removed it.

29. SENATOR FAWELL:

30. Well, judging from the digest, though, you are amending the  
31. Capital Development...the Capital Development Board; the basic act  
32. of the Capital Development Board in granting...granting Quick-Take.  
33. Let me...:



1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Partee.
3. SENATOR PARTEE:
4. I don't know if you have the proper bill before you. It's
5. 1667. This bill amends the Eminent Domain Act.
6. PRESIDING OFFICER (SENATOR MOHR):
7. Senator Fawell.
8. SENATOR FAWELL:
9. But, apparently in the Eminent Domain Act you make reference
10. to the Capital Development Board Act, and apparently you're grant-
11. ing to the Capital Development Board Eminent Domain powers, and,
12. I don't think they have those powers now. Am I...
13. PRESIDING OFFICER (SENATOR MOHR):
14. Senator Partee.
15. SENATOR PARTEE:
16. What you're reading is a bill prior to the amendment. The
17. bill was amended. You were sitting right there at the time it
18. was amended.
19. PRESIDING OFFICER (SENATOR MOHR):
20. Senator Fawell.
21. SENATOR FAWELL:
22. I don't know if...if any of us on the Floor know what's hap-
23. pening. I...I can only say this. If what is happening is that
24. you are granting to the Capital Development Board Eminent Domain
25. powers, I certainly would be very much against that.
26. PRESIDING OFFICER (SENATOR MOHR):
27. Senator Partee.
28. SENATOR PARTEE:
29. We are not, Sir. Yeah, I...I understand. I'm sorry you
30. weren't listening. You would be edified as to what's going on.
31. PRESIDING OFFICER (SENATOR MOHR):
32. Senator Fawell.
33. SENATOR FAWELL:

1. Sometimes it's...it's difficult to listen on the Floor.

2. SENATOR PARTEE:

3. I know that, and that's because there's a lot of noise and  
4. that sort of thing. But, it happens.

5. SENATOR FAWELL:

6. I'm...I'm...I'm sorry, then, to ask a question which the  
7. answer to which I probably should know. Very briefly then, insofar  
8. as CDB is concerned in Eminent Domain power, what in its Amended  
9. version does the bill do?

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Partee.

12. SENATOR PARTEE:

13. First of all, CDB is not involved at this moment. We now  
14. have, by the series of bills passed by Senator Glass, an Energy  
15. Co-ordinating Council. And, the Quick-Take Powers are given to  
16. the Energy Co-ordinating Council. Period.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Further discussion? Further amendments? Third reading. All  
19. those in favor...no, I'm sorry. All those in favor of adoption of  
20. Amendment No. 1 to Senate...Senate Bill 1667. Request for a roll  
21. call. President Harris.

22. SENATOR HARRIS:

23. Well, Mr. President, I just want to make this perfectly clear.  
24. Now, let's settle down here, not get in too big of a hurry. If  
25. there is a member in this Body that is reluctant to extend the  
26. power of Quick-Take, it is I. I'm convinced that this is neces-  
27. sary. And, I have carefully concluded that the amendment to the  
28. Eminent Domain Act to include Quick-Take Power for the Energy Co-  
29. ordinating Council, and if you will listen, this is very narrowly  
30. drawn for the purposes specified in the Illinois Coal Development  
31. Bond Act as enacted by the 78th General Assembly in 1974. No  
32. more. But, we have provided for Quick-Take Power to the Energy  
33. Co-ordinating Council for these purposes, and these purposes only.

1. And, I'm a real slow person to authorize Quick-Take. But, in this  
2. problem that we all face; as the greatest energy consuming nature  
3. nation in the world, and the nation that possesses one of the  
4. greatest energy resources that have not been conformed to uses in  
5. 1974, and 1980, and 1990 - coal. I believe this amendment is es-  
6. sential for us to proceed toward the development of this resource.  
7. In competition with and in juxtaposition to our sister States that  
8. are likewise possessed of this resource. Now, I think this amend-  
9. ment is sound and necessary. And, I would urge its adoption.

10. PRESIDING OFFICER (SENATOR MOHR):

11. For what purpose does Senator Regner rise?

12. SENATOR REGNER:

13. Mr. President and members of the Senate. All the arguments  
14. we've heard in favor of this Quick-Take authority for these bills  
15. are the same arguments we heard last Fall on Eminent Domain regard-  
16. ing the RTA. And, what have we done in the last six weeks? We've  
17. passed two bills regarding Eminent Domain on the RTA; changed our  
18. positions that it's really not right, and I say it's the same thing  
19. here. We pass this bill now, or this amendment, and the bill  
20. tomorrow. We're going to turn right around in the next couple months  
21. and want to be amending it out.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Further discussion? There's a request for a roll call on the  
24. adoption of Amendment No. 1 to Senate Bill 1667. Those in favor  
25. will vote Aye. Those opposed will vote Nay. The voting is open.  
26. Have all voted who wish? Take the record. On that question the  
27. Yeas were 33, the Nays were 14. Senate Bill 1667, having received  
28. the constitutional majority, is declared passed. I'm sorry the amend-  
29. ment has been adopted. It's getting a little late. Further amend-  
30. ments? Third reading. Senate...House Bills on Third Reading.  
31. Senator Hynes. House Bill 2802.

32. SECRETARY:

33. House Bill 2802.

1. (Secretary reads title of bill.)

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Hynes.

4. SECRETARY:

5. Third reading of the bill.

6. SENATOR HYNES:

7. Mr. President and members of the Senate. This is the so-called  
8. Full Funding Bill. It is an appropriation of one billion, 75 million  
9. dollars to the Superintendent of Public Instruction to fully fund the  
10. School Aid Formula for the coming year. This bill has been unani-  
11. mously approved in the House and Senate Education Committees, in  
12. the Appropriations Committees in both Houses, the School Problems  
13. Commission. There is yet to be a descending vote. And, I would  
14. ask that that tradition be continued here in the Senate.

15. PRESIDING OFFICER (SENATOR MOHR):

16. President Harris.

17. SENATOR HARRIS:

18. Mr. President, I just want to make this comment. The law of  
19. Illinois requires this bill. I would hope that this Body would  
20. respect the law. I urge a unanimous roll call.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Further discussion? The question is shall House Bill 2802  
23. pass. Those in favor will vote Aye. Those opposed will vote Nay.  
24. The voting is open. Have all voted who wish? On that question  
25. the Yeas are 59. Take...take the record. On that question the  
26. Yeas are 59, the Nays are none. House Bill 2802, having received  
27. the constitutional majority is declared passed. It's a little  
28. hard to think up here, gentlemen, with out...with all the noise.  
29. I know the ladies are behaving themselves in their seats. Nice  
30. and quiet and setting a nice example. We appreciate it. House  
31. Bills on First Reading.

32. ACTING SECRETARY (MR. WRIGHT):

33. House Bill 2126. Senator Daley is the sponsor.

1. (Secretary reads title of bill.)
2. First reading of the bill.
3. PRESIDING OFFICER (SENATOR MOHR):
4. Rules.
5. ACTING SECRETARY (MR. WRIGHT):
6. House Bill 2127. Senator Daley is the sponsor.
7. (Secretary reads title of bill.)
8. First reading of the Bill.
9. PRESIDING OFFICER (SENATOR MOHR):
10. Rules.
11. ACTING SECRETARY (MR. WRIGHT):
12. House Bill 5718. Senator...2518, Senator Daley is the sponsor.
13. (Secretary reads title of bill.)
14. Third reading of the bill...First reading of the bill.
15. PRESIDING OFFICER (SENATOR MOHR):
16. Rules.
17. ACTING SECRETARY (MR. WRIGHT):
18. House Bill 2815. Senator Rock and Howard Mohr are the sponsors.
19. sors.
20. (Secretary reads title of bill.)
21. First reading of the bill.
22. PRESIDING OFFICER (SENATOR MOHR):
23. Rules. We're going to have to take the roll call over on
24. Senator Glass' bill, Senate Bill 1660. The question is shall Senate
25. Bill 1660 pass. Those in favor will vote Aye. Those opposed will
26. vote Nay. The voting is open. For the record, the bill has been
27. ...been passed earlier. And, we need a new print-out. Have all
28. voted who wish? President Harris.
29. SENATOR HARRIS:
30. Mr. President, I just want to call attention to the member-
31. ship because not everybody is quite aware of where we are on this.
32. This bill received 45 votes. It is the 10 million dollar appro-
33. priation bill provided for in the authorization in 1659. So, I

1. just...the fact is that the print-out itself has lost its way in  
2. the Secretary's Office. Now, that doesn't happen very often. But,  
3. all we're doing here is providing a confirmed print-out of what we  
4. had before. Very good.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Have all voted who wish? Take the record. On that question  
7. the Yeas are 45, the Nays are 11, one voting Present. Senate Bill  
8. 1660, having received the constitutional majority, is declared  
9. passed. Senator McBroom, you had one? Senator McBroom.

10. SENATOR MCBROOM:

11. Yes, Mr. President and members of the Senate. This has to  
12. do with the announcement of the Appropriations Committee. I...  
13. Senator Hynes has a copy of this, I believe. Don't you, Senator  
14. Hynes? For those that are interested, if I...I'll read it off.  
15. We're going to have a meeting on...three o'clock tomorrow after-  
16. noon, nine o'clock Wednesday morning. I'll give you the bill  
17. numbers, if anybody wants to take them down. If I could have  
18. your ...attention of the members. House Bill 2303, and I'll read  
19. the sponsor's name; McBroom, Wednesday morning. House Bill 2345,  
20. Senator Course, Wednesday morning. House...wait a minute. Pardon  
21. me. Senator Course, that's Tuesday for you. Revenue. House Bill  
22. 2347, Senator Swinarski, Wednesday. House Bill 2350, Senator Rock,  
23. Tuesday. House Bill 2351, Senator Daley, Tuesday. House Bill  
24. 2354, Senator Kenneth Hall, Wednesday. House Bill 2356, Senator  
25. Savickas, Wednesday. House Bill 2361, Department of Agriculture,  
26. I don't know who the Senator is, that's Wednesday. House Bill  
27. 2362, Senator Partee, Wednesday. House Bill 2402, Senator Bruce,  
28. Tuesday. Could I have a little order, Mr. President. House Bill  
29. 2416, Senator Donnewald, Tuesday. House Bill 2382, Senator Daley,  
30. Tuesday. House Bill 2822, Senator Glass, Wednesday. House Bill  
31. 2823, Senator Glass, Wednesday. The Wednesday meeting will be in  
32. 212. Tomorrow, Appropriations will be in 400 again at 3 o'clock.  
33. The Wednesday meeting's at nine. Thank you, Mr. President.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Further announcements? Senator Fawell.

3. SENATOR FAWELL:

4. Mr. President, I simply wanted to bring out something to the  
5. attention of the Body. I think it's rather interesting. The  
6. bill which Senator Hynes just passed, 59 to nothing, House  
7. Bill 2802, which is the main distributive appropriation to the  
8. Common School Fund, it's twin passed in the House today, 162 to  
9. nothing. That's a total of 221 votes in favor and none against.  
10. And, it's a pretty good example of some bi-partisan backing in sup-  
11. port of public elementary and secondary education. Thank you.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Further announcements? Senator Graham moves the Senate  
14. stands adjourned until 10:30 tomorrow morning. All in favor will  
15. signify by saying Aye. Opposed. The Senate stands adjourned.

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