

78th GENERAL ASSEMBLY

June 26, 1973

1. PRESIDENT:

2. The Senate will come to order. The prayer will be  
3. offered by Dr. Adam Baum of Central Baptist Church, Spring-  
4. field, Illinois. Dr. Baum.

5. (Prayer given by Dr. Adam Baum  
6. of the Central Baptist Church)

7. Reading of the Journal. Senator Soper.

8. SENATOR SOPER:

9. Mr. President, Members of the Senate, I move that we  
10. postpone the reading and the approval of the Journals of  
11. June 18th, 19th, 20th, 21st, 22nd, 23rd and 25th, pending  
12. the arrival of the printed Journals.

13. PRESIDENT:

14. You've heard the motion. Senator Soper has moved to  
15. postpone the enumerated Journals until the arrival of the  
16. printed Journals. All in favor signify by saying aye.  
17. Contrary no. The motion carries. ...from the House.

18. SECRETARY:

19. (Secretary reads Messages from the House)

20. PRESIDENT:

21. Senator Davidson.

22. SENATOR DAVIDSON:

23. I move the adoption of the House Joint Resolution.

24. PRESIDENT:

25. ...Senator Davidson moves to suspend the rules for  
26. the immediate consideration of House Joint Resolution 67.

27. It's a Joint Resolution commanding the Legislative Interns  
28. who have been...nominated through the activities of

29. Sangamon State and the Legislative Council. All in favor  
30. of the suspension of the rules signify by saying aye.

31. Contrary no. The motion carries. On the motion to adopt,

32. Senator Davidson moves that the Senate do adopt House Joint

33. Resolution 67. All in favor signify by saying aye. Contrary

1. no. The motion carries. The Amendment 6...Senate Joint...  
2. House Joint Resolution 67 is adopted. Senator Rock we have  
3. a matter on non-concurrence...HB 794...do you wish to...  
4. move to...refuse to recede and request a Conference Com-  
5. mittee on...so that we can get that message over to the  
6. House. I understand that...

7. SENATOR ROCK:

8. All right, of course, I would be delighted to recede  
9. from Senate Amendment No. 1 but, I think Senator Mitchler  
10. would have a stroke. So I think we'd better call for a  
11. Conference Committee.

12. PRESIDENT:

13. ...Just a little one. All right. Senator Rock moves  
14. that the Senate refuse to recede to Senate Amendment to  
15. HB 794 and requests...Senate Amendments, it's plural, yes,  
16. I'm sorry. ...All in favor signify by saying aye. Contrary  
17. no. The motion carries. Senator Knuepfer is not here.  
18. Yes. Senator Knuepfer you have a bill on non-concurrence...  
19. HB 1318. Do you wish to refuse to recede...and request a  
20. Conference Committee? Senator Knuepfer.

21. SENATOR KNUEPFER:

22. ...I would move that the House or the Senate refuse  
23. to concur...

24. PRESIDENT:

25. No, refuse to recede...

26. SENATOR KNUEPFER:

27. ...Refuse to recede, pardon me.

28. PRESIDENT:

29. And request a Conference Committee.

30. SENATOR KNUEPFER:

31. And...and, request a Conference Committee.

32. PRESIDENT:

33. The motion is that the Senate refuse to recede to

1. on...on HB 1318 on the Senate Amendment to HB 1318 and  
2. request a Conference Committee. All in favor signify by  
3. saying aye. Contrary no. Motion carries. Conference  
4. Committee will be appointed. Senator Partee.

5. SENATOR PARTEE:

6. SB 301 was amended in the House and I am moving to  
7. non-concur in the House Amendment.

8. PRESIDENT:

9. Senator Partee moves on a matter on the Secretary's  
10. desk to non-concur in the House Amendment to SB 301 and  
11. requests the House to recede. All in favor... Senator  
12. Fawell.

13. SENATOR FAWELL:

14. What...what does the Amendment do, Senator? This...  
15. this is the bill that allows liquor license to refuse to  
16. sell to a person who fails to produce written evidence.

17. SENATOR PARTEE:

18. What the...what the amendment sought to do was to  
19. change from 21 years to 19 years, but the amendment was  
20. rather sloppily and inartfully drawn and it leaves in 19  
21. in some places and it's 21 in the other. So when it goes  
22. back over there, I propose to give them an amendment that  
23. does precisely what they want it to do, but correctly, that's  
24. all.

25. PRESIDENT:

26. Is there further discussion? The question is then  
27. moved by Senator Partee that the Senate refuse to concur  
28. in the House Amendment to SB 301. All in favor signify by  
29. saying aye. Contrary no. The motion carries. The House  
30. will be so informed. ...any other motions by Senators  
31. on matters on the Secretary's desk? Senator Glass:

32. SENATOR GLASS:

33. ...Thank you, Mr. President, I do have a motion with  
reference to...

1. PRESIDENT:  
2. SB 270.  
3. SENATOR GLASS:  
4. SB 270.  
5. PRESIDENT:  
6. Yes.  
7. SENATOR GLASS:  
8. And it would be that we concur in the House Amendment.  
9. This is a technical amendment and...doesn't change the  
10. bill substantively and I would move that the Senate concur  
11. in House Amendment No. 1.  
12. PRESIDENT:  
13. All right. The question is concurrence in the House  
14. Amendment to SB 270. On that question the Secretary will  
15. call the roll.  
16. SECRETARY:  
17. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,  
18. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
19. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth  
20. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,  
21. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard  
22. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,  
23. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,  
24. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,  
25. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,  
26. Weaver, Welsh, Wooten, Mr. President.  
27. PRESIDENT:  
28. Senator Kosinski, aye. Senator Vadalabene, aye.  
29. Senator Donnewald, aye. Senator McCarthy, aye. Senator  
30. Schickle, no. Senator Shapiro, aye. On that question the  
31. yeas are 35. The nays are 1. Senate...House Amendment  
32. to SB 270 is concurred in. Senator Saperstein do you wish  
33. to...proceed with 345? On the Secretary's desk, concurrence

SB 346  
concurance  
6-26-73

- 1. in House Amendments. SB 345. Oh, I'm sorry, yes, it's
- 2. Senator Fawell's bill. I...Senator Saperstein is the second
- 3. sponsor. Senator Fawell do you wish to proceed. Yes.
- 4. Senator Fawell.
- 5. SENATOR FAWELL:

6. Yes, I would...I would move to concur in the Amendment  
7. No. 1 to SB 345. This is merely changing of the spelling  
8. of the word (no) to (known) the word (judgment) was mis-  
9. spelled and just those types of technical errors.

10. PRESIDENT:

11. Yes, how do you spell judgment...?

12. SENATOR FAWELL:

13. J-u-d-g-m-e-n-t without the e, sir.

14. PRESIDENT:

15. Good! All right. The question is shall the Senate  
16. concur in the House Amendment to SB 345 and on that  
17. question the Secretary will call the roll.

18. SECRETARY:

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

29. PRESIDENT:

30. Senator Scholl, aye. On that question the yeas are 39.  
31. The nays are none. And the Senate concurs in House Amend-  
32. ment to SB 345. Senator Fawell, 346.

33. SENATOR FAWELL:

1. Yes, I ...would also move for a concurrence in regard  
2. to Amendment No. 1 in 3... in regard to SB 346. Here again  
3. these are technical errors the...there is inserted the  
4. wording, (except as provided in this Section pertaining  
5. to service by publication) again technical corrections  
6. which are being made and I move this amendment.

7. PRESIDENT:

8. Is there further discussion? The question is shall  
9. the Senate concur in the House Amendment to SB 346 and on  
10. that question the Secretary will call the roll.

11. SECRETARY:

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

22. PRESIDENT:

23. On that question the yeas are 38. The nays are none.  
24. The House Amendment to SB 346 is concurred in. Senator  
25. Hynes. Senator Shapiro do you wish to call 637 for con-  
26. currence? SB 637, Senator Shapiro.

27. SENATOR SHAPIRO:

28. ...Mr. President and Members of the Senate, House  
29. Amendment No. 1 to SB 3...637 removes...from the State.  
30. Board of Investments...certain Chicago pension funds  
31. did not wish to be included and...I recomend to the  
32. Senate that the Senate concur...With House Amendment  
33. No. 1 to SB 637.

1. PRESIDENT:

2. Is there further discussion? The question is shall  
3. the Senate concur in the House Amendment to SB 637? The  
4. Secretary will call the roll.

5. SECRETARY:

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

16. PRESIDENT:

17. On that roll call the yeas are 40. The nays are none.  
18. And the Senate concurs in the House Amendment to 637.  
19. Senator Hynes. SB 428.

20. SENATOR HYNES:

21. ...Mr. President I move that we concur in House  
22. Amendment...in House Amendment to SB 428. This bill deals  
23. with the Chicago Teacher's Pension Fund. It improves the  
24. benefits and the amendment reduces the benefits in con-  
25. nection with...widows to make it conform precisely to  
26. what the downstate system affords and I would move that we  
27. concur in the amendment.

28. PRESIDENT:

29. Is there further discussion? Senator Berning.

30. SENATOR BERNING:

31. I'm sorry, I ...I didn't hear what the amendment did.

32. PRESIDENT:

33. Senator Hynes.

1. SENATOR HYNES:

2. It make...it makes. It makes...makes reductions  
3. so that this bill will conform precisely to what the down-  
4. state teachers...fund does, to the benefits payable from  
5. that fund.

6. PRESIDENT:

7. Is there further discussion? The question is shall  
8. the Senate concur in the House Amendment to SB 428? The  
9. Secretary will call the roll.

10. SECRETARY:

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

21. PRESIDENT:

22. Senator Carroll, aye. On that question the yeas are  
23. 42. The nays are none and the Senate concurs in the House  
24. Amendment to SB 428. Walker. Senator Rock, 896. Yes.  
25. Senator Rock.

26. SENATOR ROCK:

27. Yes, Mr. President, Ladies and Gentlemen of the Senate,  
28. I would move that we concur in House Amendment No. 1 to SB 896.  
29. This amendment is...is technical change and all it does is  
30. clarify the priority of permissions for the anatomical gifts  
31. and it begins with, No. 1 the spouse, as the bill went over  
32. to the House, it said the spouse and/or adult sons and  
33. daughters. All they did was now establish the spouse in



1. the No. 1 category and then No. 2, adult sons and daughters.  
2. ...The other categories remain the same. The only thing  
3. that's changed is the numerical sequence. They changed 2  
4. to 3, 3 to 4, 4 to 5 and 5 to 6. I concur in this amend-  
5. ment and would ask that the Senate do...do the same.

6. PRESIDENT:

7. Is there further discussion? The question is shall the  
8. Senate concur in the House Amendment to SB 896. The Sec-  
9. retary will call the roll.

10. SECRETARY:

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

21. PRESIDENT:

22. Senator McBroom, aye. On that question the yeas are  
23. 45. The nays are none and the Senate concurs in the House  
24. Amendment to 896. Senator...Senator Schaffer you were off  
25. the Floor. On the order of non-concurrence in Senate  
26. Amendments, ...do you wish to take action on HB 539?

27. SENATOR SCHAFFER:

28. Yes, I'd like to see a...Conference Committee appointed  
29. on that.

30. PRESIDENT:

31. You move to refuse to recede and request a Conference...  
32. Committee on Conference on HB 539. All in favor signify by  
33. saying aye. Contrary no. The motion carries. So ordered.

1. Senator Hynes. Senator Roe you also were...off the Floor  
2. when we were on non-concurrence on HB 188 the House has  
3. not concurred in the Senate Amendment. Do you wish to  
4. recede or do you wish to refuse to recede and request a  
5. Conference Committee? All right. Senator Knuepfer...  
6. House Bills on 3rd reading. Now we left off on 1316...  
7. I know that several of you have bills that you wish to  
8. recall to 2nd reading for amendments. Why don't we pro-  
9. ceed with those first and then Enrolling and Engrossing  
10. can...take action on those so, if you will just seek  
11. recognition, those of you who have House Bills, I know  
12. Senator Romano has one, Senator Kosinski. Do you wish  
13. to recall? All right. Senator Kosinski.

14. SENATOR KOSINSKI:

15. Thank you, Mr. President, the amendment's already  
16. on. The Secretary has them...

17. PRESIDENT:

18. What is the bill number, Senator?

19. SENATOR KOSINSKI:

20. It's HB 1872. I'd like to recall for purpose of an  
21. amendment.

22. PRESIDENT:

23. HB 1872. Senator Kosinski moves to recall from the  
24. order of 3rd reading to 2nd reading for purposes of amend-  
25. ment. All in favor signify by saying aye. Contrary nay.  
26. Motion carries. The bill is ordered to 2nd reading...  
27. Senator Kosinski.

28. SENATOR KOSINSKI:

29. ...Mr. President, Senators, this is a revisionary  
30. annuity...type of an amendment...where a fireman prior to  
31. retirement on annuity may elect to take a lesser amount  
32. of annuity and provide for the actuary value of the amount  
33. by which his annuity is reduced. A revisionary annuity for

1. a wife, husband, parent, child, brother or sister. Mr.  
2. President, I move for its adoption.  
3. PRESIDENT:  
4. Is there further discussion? Senator Kosinski moves  
5. the adoption of Amendment No. 1 to HB 1872. All in favor  
6. signify by saying aye. Contrary no. The motion carries.  
7. The amendment is adopted. Senator Kosinski.  
8. SENATOR KOSINSKI:  
9. Mr. President, HB 1915 I'd like to recall for an  
10. amendment. And at this time, Mr. President.  
11. PRESIDENT:  
12. All right. Senator Scholl. On 1872, are there further  
13. amendments from the Floor? 3rd reading. ...Senator  
14. Knuepfer. Senator Knuepfer.  
15. SENATOR KNUEPFER:  
16. I...I would ask leave to...take HB 16...  
17. PRESIDENT:  
18. Well, let...let's...  
19. SENATOR KNUEPFER:  
20. Oh, I'm sorry I thought we were on another order...  
21. PRESIDENT:  
22. ...Senator Kosinski is still...yes. No, no. Senator  
23. Kosinski has another motion. Senator Berning on 1872 do  
24. you have any questions?  
25. SENATOR BERNING:  
26. No, Mr. President, I...  
27. PRESIDENT:  
28. All right. Well let's...  
29. SENATOR BERNING:  
30. I'm sorry that I... I was going to comment on the  
31. amendment on 1915.  
32. PRESIDENT:  
33. Well, we're...we haven't reached that. We...we were

1. not finished with 1872. That's my question now. All  
2. right. Sen...HB 1872 is ordered to 3rd reading. Now,  
3. Senator Kosinski.

4. SENATOR KOSINSKI:

5. Mr. President, I would like to recall HB 1915 to 2nd reading  
6. for a purpose of an amendment.

7. PRESIDENT:

8. All right, Senator Berning you're recognized to speak  
9. on the amendment to HB 1915. All...all right. Senator  
10. Kosinski.

11. SENATOR KOSINSKI:

12. Mr. President, I would like to yield to Senator Scholl...

13. PRESIDENT:

14. Oh, all right, fine.

15. SENATOR KOSINSKI:

16. ...who will explain the amendment...

17. PRESIDENT:

18. All right. Fine.

19. SENATOR KOSINSKI:

20. ...at this time.

21. PRESIDENT:

22. I don't think we've got the bill recalled to 2nd  
23. reading. All right. On the motion to recall HB 1915  
24. from the order of 3rd reading to 2nd reading. All in  
25. favor signify by saying aye. Contrary no. The motion  
26. carries. The bill is ordered to 2nd reading. Senator  
27. Scholl.

28. SENATOR SCHOLL:

29. Mr. President, Members of the Senate, what this  
30. amendment does, it presently affects 1,000 firemen's  
31. widows. All of these widows are attempting to exist  
32. on a \$150 per month pension. This constitutes poverty  
33. pensions. They are totally unrealistic at today's cost

1. of living. This amendment would do no more than give to  
2. the Chicago Firemen's Widows Pension comparable to other  
3. Fire and Police Pension Systems throughout the State.  
4. For instance, for instance, all other firemen's...firemen's  
5. widows outside the City of Chicago receive 40% of their  
6. husband's salaries. Reflected in dollar amounts this is  
7. \$350 to \$500 per month. In Chicago, firemen contribute  
8. the highest, and I underline this, the highest percentage  
9. of salary pension contributions of 8% which exceeds the  
10. Pension Laws Commission's minimum employee contribution.  
11. The City presently matches the employee's contribution  
12. on a formula basis of \$2.23 for each dollar of employee  
13. contribution providing...adequate city funding. The  
14. excess interest above the minimum requirement of 4% is  
15. 2 1/4%. Reflected in dollar...dollar amounts it's  
16. 3 1/4 million dollars. The excess investment yields is  
17. more than adequate to cover the increased cost of the  
18. fund. It will not require an increase in the employees  
19. or cities contribution rate. The first year cost from  
20. October 31st to December 31st of 1973 is approximately  
21. \$75,000. The second year cost is approximately \$600,000  
22. and the third year cost effective January 1st, 1975 is  
23. approximately \$900,000. Thereafter, the annual cost will  
24. be decreasing through attrition as more than 970 widows  
25. are presently over the age of 60 and 811 widows are over  
26. the age of 65, 615 widows are over age 70 and 417 are 75  
27. years or over. Spreading the cost of this benefit over  
28. a 1 and 1/2 year period is quite a reasonable proposal.  
29. Even this would not provide them with adequate pensions  
30. in which to live but it will help them meet minimum living  
31. expenses. And I want to point out, I want to point out  
32. the fact that in Chicago, the widow today receives \$1,800  
33. but in Schiller Park they get \$4,400. Right here in

1. Springfield they get \$3,600 and in Arlington Heights, they  
2. get \$4,520. I would appreciate a favorable roll call  
3. for those widows of firemen.

4. PRESIDENT:

5. Senator Rock.

6. SENATOR ROCK:

7. Well, Mr. President, in the closing days of the Session  
8. it's...I'm a little reluctant to get up against the widows  
9. of Chicago firemen, both my brothers-in-law are Chicago fire-  
10. men, but this particular amendment I would resist and rise  
11. in opposition to it. We had a meeting until the...about  
12. 11:00 o'clock last night at the Pension Laws Commission.  
13. We decided as a matter of Commission policy that this pro-  
14. posal embodied in this amendment is totally unacceptable.  
15. The cost figures are not...not at all accurate and the  
16. present proposal is unacceptable and objectionable and I  
17. would ask the members on this side even though it involves  
18. the Chicago Firemen's Pension Fund to resist this amendment.  
19. Senator Kosinski brought this bill back to 2nd reading only  
20. as a courtesy to the Senator from Chicago to allow him the  
21. opportunity to present this amendment. The amendment is,  
22. in my opinion, objectionable and I would ask our side to  
23. resist it.

24. PRESIDENT:

25. Is there further...Senator Berning.

26. SENATOR BERNING:

27. Thank you, Mr. President. I must echo the comments of  
28. Senator Rock. It is difficult to rise in opposition to the  
29. widows, however, I respectfully point out that our pension  
30. systems are not designed to meet all welfare eventualities.  
31. And this bill...this amendment to 1915 actually is the same  
32. as HB 1714 which was disapproved by the Commission and...  
33. we have no choice but to resist this amendment and I would

1. respectfully urge the members on this side to withhold  
2. approval. We will be studying, as I have said several  
3. times, the...whole problem of the various pension systems  
4. in an effort to bring them into some degree of conformity  
5. but this is not the way to do it.

6. PRESIDENT:

7. Senator Shapiro.

8. SENATOR SHAPIRO:

9. ...Mr. President, Members of the Senate, I just want  
10. to add a few further things. This amendment is essentially  
11. HB 1714 which, to my knowledge, has been defeated already  
12. in this Session. The fire...this groups own Pension Board  
13. ...did not have this proposal before them as well as the  
14. Pension Laws Commission. Some of the things Senator Scholl  
15. told you are absolutely true...are the truth because in  
16. 1971 the Pensions Commission did approve a proposal for a  
17. small group who already joined their pensions with the...  
18. and the understanding was that the proposal would be limited  
19. to grants authorized in prior years. This proposal goes  
20. beyond that and applies to future pensions as well. The  
21. amendment should be defeated.

22. PRESIDENT:

23. Senator Soper.

24. SENATOR SOPER:

25. Mr. President and Members of the Senate, here's an  
26. article of June 25th in The Wall Street Journal. Maybe  
27. you've got a copy of this. It says...says, day of  
28. reckoning, city, states struggle as past promises first  
29. spurt in pension costs, funding lags in many cities  
30. some tighten up, others alter investment policies, plain  
31. and simply a disaster. Now, I...I don't like to oppose  
32. widows and childrens pensions and so forth but as  
33. Senator Berning and Senator Rock, Senator Shapiro said

1. we've got to protect the pensions as they are and if they're  
2. not going to be totally funded, funded so that they are  
3. fiscally responsible and actuarially responsible then we  
4. can't escalate this thing because then we'll put the whole  
5. pension in jeopardy. So as much as I hate to resist this  
6. amendment, my good friend Ed Scholl, we have to resist this  
7. or find that we're going to defeat the purposes of pensions  
8. and this...and in the eventuality will be that the pensions  
9. will...will be improperly funded and there'll be no money  
10. at all for the widows.

11. PRESIDENT:

12. Senator McBroom.

13. SENATOR MCBROOM:

14. Well, I wonder if Senator Scholl will yield to a question?

15. PRESIDENT:

16. He indicates that he will. Senator McBroom.

17. SENATOR MCBROOM:

18. Well, Senator Scholl...isn't what we're talking about  
19. here, wasn't this in the form of a bill and passed out...  
20. favorably out of the Pensions Committee recently?

21. PRESIDENT:

22. Senator Scholl.

23. SENATOR SCHOLL:

24. Senator McBroom you're absolutely correct. It was  
25. passed out but unfortunately the...the bill hadn't been  
26. assigned to that Committee and it...it was decided that  
27. the bill was not passed because it hadn't been assigned.

28. PRESIDENT:

29. Senator McBroom.

30. SENATOR MCBROOM:

31. Well, that's what I understood that it...was assigned  
32. too late or something of that nature but it was...this same  
33. bill was passed out of the Pensions Committee. Well, I



1. don't know why the members would...arise and oppose it when  
2. they passed it out of the Committee, Mr. President. I  
3. intend to vote aye.

4. PRESIDENT:

5. Is there further discussion? Senator Scholl may close  
6. debate.

7. SENATOR SCHOLL:

8. Mr. President, Members of the Senate, this bill was  
9. passed out of the Pensions Committee by a vote of 7 to 5.  
10. I appreciate the fact that the Commission met last night  
11. but I was elected to represent my people and I appreciate  
12. the fact that the Commission is made up of some Senators.  
13. The facts are, I was elected to come down here and do my  
14. own thinking and after giving this real careful thought,  
15. I decided to...to handle this measure because I appreciate  
16. what the Chicago firemen have done. I have a real feeling  
17. for these widows and when I look over the various suburbs  
18. in downstate and there...those widows are getting compared  
19. to Chicago, there shouldn't be any doubt in your mind as  
20. to what these men should receive. And I'm going to point  
21. out again this fact, the facts are that right here in  
22. Springfield, widows get \$3,600 a year and in Chicago they  
23. get \$1,800 a year. In Arlington Heights, I point out  
24. again, they get \$4,500 a year and in Schiller Park they  
25. get \$4,400 a year. You can't compare Chicago with Arlington  
26. Heights because there's a big difference, \$4,400 a year com-  
27. pared to \$1,800 a year. How can I go back...how can I  
28. possibly go back to my people in my district and say that  
29. the widows in Arlington Heights should get \$4,400 but you  
30. gals can get only \$1,800. I would ask each and every one  
31. of you to really give this a lot of thought. The facts  
32. are, the Pensions Committee passed this out. The facts are  
33. that these widows deserve this money and I would ask for a

1. favorable roll call.

2. PRESIDENT:

3. The question is on the adoption of Senator Scholl's  
4. amendment to HB 1915. All in favor of the adoption of  
5. the amendment signify by saying aye. Contrary no. ...  
6. Roll call is requested on the question of the adoption  
7. of ...on the question of adoption of Amendment No. 1 to  
8. HB 1915. The Secretary will call the roll.

9. SECRETARY:

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

20. PRESIDENT:

21. There's been a request for the call of the absentees.  
22. The absentees will be called. Now, just a minute. The  
23. Secretary is having a little difficulty.

24. SECRETARY:

25. Bruce, Chew, Clarke, Davidson, Fawell, Glass, Hynes,  
26. Keegan, Latherow, Howard Mohr, Don Moore, Netsch, Newhouse,  
27. Romano, Savickas, Sommer, Walker,

28. PRESIDENT:

29. On that question, the yeas are 14. The nays are 31.  
30. And the amendment is rejected. Are there further amend-  
31. ments from the Floor? 3rd reading. Are there other House  
32. Bills that...Senator Hall, Kenneth Hall.

33. SENATOR KENNETH HALL:

1. Thank you, Mr. President, Members of the Senate, I  
2. would like leave to bring HB 1428 from 3rd back to 2nd  
3. for the purpose of an amendment. The amendment's on the  
4. Secretary's desk.

5. PRESIDENT:

6. HB 1428, Senator Hall moves to recall the bill from  
7. 3rd to 2nd reading for purposes of amendment. All in  
8. favor signify by saying aye. Contrary no. The motion  
9. carries. The bill is ordered to 2nd reading. Senator Hall.  
10. SENATOR KENNETH HALL:

11. Thank you, Mr. President, this simply takes...HB 1428  
12. with permission of the House sponsor and delete the age  
13. 65 and inserting in lieu thereof 69. So I'd ask that...

14. PRESIDENT:

15. The bill then would be in the form that the Calendar  
16. actually shows it.

17. SENATOR KENNETH HALL:

18. That's correct, Mr. President.

19. PRESIDENT:

20. Is there further discussion? Senator Hall moves to  
21. adopt Amendment No. 1 to HB 1428 all in...all in favor  
22. signify by saying aye. Contrary no. The motion carries.  
23. The amendment is adopted. Are there further amendments  
24. from the Floor? 3rd reading. Senator Nimrod, HB 444.  
25. It is on the order of consideration postponed. Senator  
26. Nimrod moves to recall the bill from 3rd to 2nd reading.  
27. All in favor signify by saying aye. Contrary no. The  
28. motion carries. The bill is ordered to 2nd reading.  
29. Senator Nimrod.

30. SENATOR NIMROD:

31. ...Mr. President...this...amendment that is being  
32. presented is in line with what the objections were when  
33. this bill was considered before and what it...will do in

1. this case is...take away all elected officials...and not  
2. leave any exception except the law enforcement officials...  
3. who would be ineligible for a liquor license or be involved  
4. in that area. And I would move for the adoption of this  
5. amendment.

6. PRESIDENT:

7. Is there further discussion? The question is shall  
8. the Senate adopt Amendment No. 1. All in favor signify by  
9. saying aye. Contrary no. The motion carries. The amend-  
10. ment is adopted. Are there further amendments from the  
11. Floor? 3rd reading. ...Yes, I'm sorry, it returns to  
12. the order of consideration postponed. 1628, Senator Knuepfer.

13. SENATOR KNUEPFER:

14. ...Mr. President, I...would ask leave to return HB 1628  
15. to the order of 2nd reading for the purpose of adding an  
16. amendment.

17. PRESIDENT:

18. Senator Knuepfer moves to order HB 1628 to the order  
19. of 2nd reading. All in favor signify by saying aye. Con-  
20. trary no. The motion carries. Second reading. Senator  
21. Knuepfer.

22. SENATOR KNUEPFER:

23. All that the amendment does and...I think that every-  
24. body who needs one has one. All it does it change the  
25. effective date to October 1, 1973. This was again a request  
26. made in Committee and this is Amendment No. 4 to this bill  
27. and I would move the adoption.

28. PRESIDENT:

29. Is there further discussion? Senator Knuepfer moves  
30. the adoption of Amendment No. 4 to HB 1628. All in favor  
31. signify by saying aye. Contrary no. The motion carries.  
32. The amendment is adopted. Are there further amendments  
33. from the Floor? 3rd reading. Are there other Senators

1. who have bills on 3rd reading who wish to recall for pur-  
2. poses of amendment? Senator McCarthy wishes to call  
3. 1631. Senator McCarthy moves to order HB 1631 to the  
4. order of 2nd reading for the purposes of amendment. All  
5. in favor signify by saying aye. Contrary no. The motion  
6. carries. The bill is ordered to 2nd reading. Senator  
7. McCarthy.

8. SENATOR McCARTHY:

9. Yes,...Mr. President, allow me to explain the amend-  
10. ment. Let me tell you what bill it does not effect. It  
11. does not effect HB 1471 which is the agreed Unemployment  
12. Compensation measure. This bill does not effect 1471,  
13. the agreed Unemployment Compensation measure. 1631 in  
14. its original form adopted various Federal changes in the  
15. Act to the State Act. This amendment...this amendment is  
16. offered to this bill on the subject of the one-week waiting  
17. period. The present law is that when a person is un-  
18. employed in his benefit year, he must wait a full week  
19. before he becomes eligible for benefits. We had a bill  
20. to do away with that one-week waiting period which was  
21. rejected by the Industry and Labor Committee. This was...  
22. this amendment is a different offer so to speak and it  
23. works this way; that if a person is unemployed for a period  
24. of four consecutive weeks then in that event he would be  
25. eligible for compensation in the first week. Repeat, if  
26. a person is unemployed continuously for a period of four  
27. weeks, he then would be eligible to pick up his unemploy-  
28. ment compensation of the first week. In terms of dollars  
29. I am told that eliminating the one-week waiting period  
30. which was rejected by the Committee would cost industry  
31. 7 million dollars. This amendment would only cost industry  
32. about 1 million dollars. I don't have any delusions,  
33. Mr. President, or Members of passing this bill on 3rd reading

1. until such time...until such time as maybe some other bills  
2. are taken into consideration. But this is the bill that  
3. I am handling and I offer the amendment in the spirit of  
4. compromise because I do know there is considerable senti-  
5. ment for this type of legislation. I would hope that the  
6. members would allow me to adopt this amendment, place it  
7. back on 3rd reading and I'm certain with the shape of the  
8. Calendar, it's a small Calendar, people can circle 1631  
9. when it's called and at that time you can make your objections  
10. or hopefully at that time there'll be a unanimous vote for  
11. the bill in the amended stage. That's prospective but  
12. before we come to the point of unanimous support for this  
13. bill as amended we first must attach the amendment. That's  
14. the explanation, I would be happy to answer any questions.

15. PRESIDENT:

16. Senator Graham.

17. SENATOR GRAHAM:

18. Mr. President and Members of the Senate, I think...  
19. I don't know what the Gentleman from Decatur has been  
20. smoking today but there will be no unanimous consent...  
21. to agree to this amendment and if this bill is amended  
22. there will be no unanimous roll call...for the passage of  
23. it. I'm suggesting, first of all, I don't have a copy of  
24. the amendment; I'm suggesting if we do get the copy, that  
25. ...our members on this side of the aisle try to help me  
26. in giving it a resounding defeat.

27. PRESIDENT:

28. Senator Sours.

29. SENATOR SOURS:

30. Mr. President,...I'd like to suggest that we get  
31. this amendment printed so that we could all give it a  
32. good look. I...I...I don't want to vote yes or no until  
33. I see it.

1. PRESIDENT:

2. ...Senator McCarthy.

3. SENATOR McCARTHY:

4. I don't mind having it printed as a matter of fact,  
5. I have 60 copies underneath the well of my desk here and  
6. ...that page...is...handing them out. ...I will say this  
7. to the Body so that they don't have any misunderstanding  
8. about this amendment being printed. This amendment was  
9. given to Senator Mitchler last Friday and a copy was given  
10. to Senator Harris last Friday. Now, if you still want the  
11. amendment printed, it's all right with me but I wanted to  
12. make clear that I'd gone by the rules and...and offered the  
13. draft of the amendment to both Senator Mitchler and  
14. Senator Harris last week.

15. PRESIDENT:

16. Senator McCarthy you have xerox copies ...yes, that's  
17. satisfactory and they are...being distributed. I assume  
18. the...page is distributing them. Senator Mitchler and then  
19. Senator Hall.

20. SENATOR MITCHLER:

21. I...I could of saved a lot of discussion here if I  
22. could of been recognized so I could explain this because  
23. Senator McCarthy had spoken to me about this and before  
24. he indicated to me that he was going to present the amend-  
25. ment to the bill on 2nd...bring it back to 2nd here and  
26. get it amended. Senator McCarthy I suggest you hold this  
27. amendment and not ask for it to be put on at this time.  
28. As I suggested you hold several other bills relating to  
29. Workmen's Comp, Unemployment Comp and the like until we can  
30. get squared away with the House over there as to what they're  
31. going to do with legislation we passed out of here. Now,  
32. if the House wants to play fair on some very innocuous  
33. legislation that we sent over there like the repeal of the

1. women's eight-hour day law, SB 198 which is merely conforming  
2. to the Constitution and the court order. Instead of playing  
3. Mickey Mouse with voluntary overtime and all this stuff  
4. that has nothing to do with it and until they wake up to  
5. that fact, Workmen's Comp, Unemployment Comp, isn't going  
6. to move. And as far as this side of the aisle's concerned  
7. it's not going to hurt the people that we represent one  
8. bit. So now this bill should be held right where it is  
9. without this amendment and that's what I'm going to request  
10. the Chair and this side of the aisle to do.

11. PRESIDENT:

12. Senator McCarthy.

13. SENATOR McCARTHY:

14. Parliamentary inquiry. When Senator Mitchler suggests  
15. the bill be held and it's...it's now on 2nd reading, there  
16. is a proposed amendment. Now, does hold mean that we just  
17. would leave it with a proposed amendment?

18. PRESIDENT:

19. The Chair would rule that you are in charge of the bill  
20. and if you determine that you do not wish to continue  
21. further consideration of the amendment, the bill would be  
22. ordered back to 3rd reading. But this...Senator Mitchler's  
23. request is directed to you as chief sponsor of the bill and  
24. it's up to you to respond when...one way or the other. If  
25. you want to proceed directly with the consideration of the  
26. amendment, that would be where we are. If you determine to  
27. accede to Senator Mitchler's request the...amendment would  
28. be...remain on the Secretary's desk...and the bill would be  
29. ordered back to 3rd reading. Senator McCarthy.

30. SENATOR McCARTHY:

31. Well, another inquiry. Suppose Senator Sours were to  
32. renew his request, that the amendment be printed, would it  
33. then be on 2nd reading with the amendment pending?



1. PRESIDENT:  
2. Well, I believe the amendments have been distributed  
3. ...in response to Senator Sours' request.  
4. SENATOR McCARTHY:  
5. No question about that, I just wondered...how I could  
6. keep it on 2nd reading with the amendment pending rather  
7. than to have to take up time later on...  
8. PRESIDENT:  
9. Well, if you want to the leave the bill on 2nd reading  
10. it's perfectly ...the Body would support you on that. I  
11. just indicated that the normal procedure is to move it back  
12. but...if you wish the bill to remain on 2nd reading...it  
13. has been read a 2nd time so that...it can be advanced and  
14. acted on later on...well without an additional legislative  
15. day. It's up...I ...if you...we can leave the bill on  
16. 2nd reading if that is your wish.  
17. SENATOR McCARTHY:  
18. With the amendment pending?  
19. PRESIDENT:  
20. With the amendment pending, yes.  
21. SENATOR McCARTHY:  
22. I think that's the way to do it because otherwise...  
23. PRESIDENT:  
24. All right.  
25. SENATOR McCARTHY:  
26. Otherwise we'd have to wait for another time in order  
27. to bring it back. So, I think that's the best place to  
28. leave it right there.  
29. PRESIDENT:  
30. Senator McCarthy seeks unanimous consent to leave  
31. HB 1631 on the order of 2nd reading for future consideration.  
32. Is there leave? So ordered. Yes. And...and there will be  
33. nothing in the Journal in connection with consideration of

1. the amendment. The amendment will remain on the Secretary's  
2. desk. Senator McCarthy.

3. SENATOR McCARTHY:

4. Except I would hope it would show in the Journal that the  
5. amendment has been distributed.

6. PRESIDENT:

7. Yes. Yes. Are there...Senator Romano did you have a  
8. bill you wished to recall to 2nd reading for amendment?

9. Senator Nimrod, 739 or Senator Latherow, I'm sorry.

10. SENATOR LATHEROW:

11. Mr...Mr. President, I'd like to move HB 739 back to  
12. 2nd reading.

13. PRESIDENT:

14. Yes. Senator Latherow moves to recall HB 739 to the  
15. order of 2nd reading. All in favor signify by saying aye.

16. Contrary no. The motion carries. The bill is ordered to  
17. 2nd reading. Senator Latherow.

18. SENATOR LATHEROW:

19. I move that the vote by which...Amendment No. 1 was  
20. considered be reconsidered.

21. PRESIDENT:

22. Senator Latherow moves to ...Amendment No. 1, moves to  
23. re-consider the vote by which Amendment No. 1 to SB...HB 739

24. was adopted. All in favor signify by saying aye. Contrary  
25. no and the motion carries. Now, Senator Latherow moves to

26. Table Amendment No. 1. All in favor signify by saying aye.

27. Contrary no. The motion carries. The amendment is Tabled.

28. Senator Latherow.

29. SENATOR LATHEROW:

30. ...The Amendment being offered, Mr. President, is being  
31. offered by Senator Nimrod and...

32. PRESIDENT:

33. Senator Nimrod moves to...adopt Amendment No. 2.

1. Senator Nimrod.

2. SENATOR NIMROD:

3. Well, Mr. President, we...the reason we Tabled No. 1 as  
4. was previously presented was that..we wanted to add in one  
5. or two other items and straighten out this language and...  
6. this was discussed with the other side of the aisle and it  
7. also does incorporate one other...responsibility that was  
8. not in the previous amendment and that is to...for co-  
9. extensive townships to...allow planting of trees and  
10. cultivating and this is done at the request of Members of  
11. the House. ...So this has been added into that one power  
12. in Section 3.07 and I would move for the adoption of...of  
13. this amendment.

14. PRESIDENT:

15. Is there further discussion? The question is on the  
16. adoption of Amendment No. 2 to HB 739. All in favor signify  
17. by saying aye. Contrary no. The motion carries. Amend-  
18. ment No. 2 is adopted. Are there further amendments from  
19. the Floor? 3rd reading. House Bills on 3rd reading.  
20. Senator Savickas we quit with, just ahead of your bills.  
21. Oh, Senator Hall, you've got a bill to recall. No, we've  
22. taken care of that one. Do you have another. Senator  
23. Kenneth Hall.

24. SENATOR KENNETH HALL:

25. Yes, I'd like leave of the Senate to bring...House  
26. Bill 1436 from 3rd reading back to 2nd for the purpose of  
27. amendment and Senator Davidson has the amendment.

28. PRESIDENT:

29. Senator Hall moves to recall HB 1436 from the order  
30. of 3rd to 2nd reading. All in favor signify by saying  
31. aye. Contrary no. The motion carries. The bill is ordered  
32. to 2nd reading. Senator Hall you yield to Senator Davidson.

33. SENATOR DAVIDSON:

1. Mr. President, I propose amendment to HB 1436. There's  
2. a copy on everybody's desk. What this amendment does is to  
3. take...strike the second section which removes the funding  
4. of the grant money or where State and Federal sharing money  
5. would not go to the Community Action people. I have talked  
6. to the Community Action people. There was a lot of hang up  
7. about encroachment on any Federal revenue sharing money  
8. going...being included in this. This amounts to 3.7 million  
9. dollars. This amendment removed that. It...leaves...leaves  
10. in the bill that part which they most urgently need, that  
11. is the legal way they can receive money from townships and  
12. other governments which want to support them either on  
13. governmental or not-for-profit organizations and...our in-  
14. stance here in Sangamon County, 15 out of the 27 townships  
15. have already made notice that they would support the community  
16. action funding if this bill could get passed and I appre-  
17. ciate the adoption of the amendment. ...Senator Hall is  
18. in concurrence with this. We've worked on this for now al-  
19. most a week.

20. PRESIDENT:

21. Is there further discussion? The question is of the  
22. adoption of Amendment No. 2 to HB 1436. All in favor signify  
23. by saying aye. Contrary no. The motion carries. The amend-  
24. ment is adopted. Are there further amendments from the Floor?  
25. 3rd reading. House Bills on 3rd reading. Senator Savickas.  
26. HB 1316, Senator Savickas.

27. SENATOR SAVICKAS:

28. Yes, Mr. President and Members of the Senate, ...HB 1316  
29. is the same as SB 745 which adds...

30. SECRETARY:

31. HB 1316 (Secretary reads title of bill)  
32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator Savickas.

2. SENATOR SAVICKAS:

3. Yes, as I was saying before, this is the same as  
4. SB 745 which was passed on May 31st. And what this bill  
5. would do is to...bring the Metropolitan Sanitary District  
6. Pension plans to equal the other local pension plans...  
7. in comparison with the City of Chicago, the County of Cook  
8. and Chicago Park District and...it...it provides for the  
9. increase in tax levy...to pay for it. I'd appreciate your  
10. favorable support.

11. PRESIDENT:

12. We are on passage..... Some of you, I think, were  
13. under the understanding that we were still dealing with  
14. bills recalled. I did announce that we are on the order  
15. of House Bills on 3rd reading. The matter under con-  
16. sideration is HB 1316. Is there further discussion?  
17. Senator Berning.

18. SENATOR BERNING:

19. For the benefit of the members who may not...have  
20. had an opportunity to look at this, ...let me say that we  
21. did examine it and there is no objection at this point  
22. to 1316 and 1317 and I would urge a favorable roll call.

23. PRESIDENT:

24. Is there further discussion? The question is shall  
25. HB 1316 pass. The Secretary will call the roll.

26. SECRETARY:

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

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

4. PRESIDENT:

5. Senator Mitchler, aye. Senator Latherow, aye.  
6. On that question, the yeas are 48. The nays are none.  
7. HB 1316 having received a constitutional majority is  
8. declared passed. For what purpose does Senator  
9. Vadalabene arise?

10. SENATOR VADALABENE:

11. On a point of personal privilege Mr. President.

12. PRESIDENT:

13. Proceed.

14. SENATOR VADALABENE:

15. On our desk this morning was passed a flyer that  
16. was printed from the Chicago Tribune which says, Beer  
17. buston campus okayed by Dean at SIU. I would like for  
18. you, Mr. President and the Members of the Senate to  
19. know that there are two campuses, one at Carbondale  
20. and one at Edwardsville, Illinois where I live. This  
21. is not going on at the Edwardsville campus.

22. PRESIDENT:

23. Senator Buzbee. HB 1317, Senator Savickas.

24. SECRETARY:

25. HB 1317 (Secretary reads title of bill)  
26. 3rd reading of the bill.

27. SENATOR SAVICKAS:

28. Yes, Mr. President, Members of the Senate...1317  
29. has been approved by the Pension Laws Commission and it  
30. provides for the widow's annuities. I would appreciate  
31. a favorable roll call.

32. PRESIDENT:

33. ...Senator Savickas...is there further discussion  
on HB 1317? The question is, HB 1317...shall HB 1317

1. pass? And on that question the Secretary will call the  
2. roll.

3. SECRETARY:

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

14. PRESIDENT:

15. On that question, the yeas are 50. The nays are none.  
16. HB 1317 having received a constitutional majority is de-  
17. clared passed. Senator Buzbee.

18. SENATOR BUZBEE:

19. Thank you, Mr. President, I would just address one  
20. comment to my friend from Edwardsville. ...Et tu...et tu  
21. Brute.

22. PRESIDENT:

23. Might I have the attention of the Senate for just a  
24. moment. We are privileged to have a distinguished former  
25. member with us and for an introduction I want to recognize  
26. Senator Sommers. Senator Sommer.

27. SENATOR SOMMER:

28. Mr. President and fellow members today we have with us  
29. a...Member of the Senate who served here from 1932 til  
30. 1952 ...and he served from my district and he's currently  
31. 92 years old. And he's come down to visit us today. And  
32. I know some of you Gentlemen out there do know him. And  
33. it's a great pleasure for me to introduce...Senator

1. Martin Lohmann from Pekin.

2. SENATOR MARTIN LOHMANN:

3. Well, I'm very happy to be down here in my old  
4. stamping grounds. I've had a many of good times in here  
5. and had a lot of tough debates. I only recognize one  
6. Gentleman that I...is here that's left and that's  
7. Senator Smith, would you please rise. I met him in the  
8. House. When I look over this great august Body, I  
9. always said that I was proud that I was an Illinois  
10. Senator for...20 years, 10 years in the House and I  
11. remember Dick Barr who served here many years, 44 years  
12. or something like that and when I told him I was in the  
13. House. He said, lower House, you couldn't get much lower  
14. Marty, I says, well I moving in as Senator, I'm getting a  
15. little higher.. I want to tell you fellows my first ex-  
16. perience, if you will allow me Mr. Senator, when I first  
17. ran for public office that was in 1908. I ran for Alder-  
18. man in my town. At that time...I...I'm a butcher by  
19. trade, you wouldn't believe it but I am, and...so I ran  
20. on what they call a sidewalk platforms, to get sidewalks  
21. for my community. I turned around and ...was running  
22. against a contractor, a brick contractor, pretty tough  
23. customer, and...so we...I stayed up there, I was butchering  
24. hogs that afternoon and I had a flunky working for me that  
25. done the work that I used to do for my father-in-law, he  
26. was a butcher. So, I turned around and...I got up there  
27. and they was only two of us running and I won by one vote.  
28. I hauled this flunky up, when he voted, the last one that  
29. voted. I took him in and I was elected by one vote. One  
30. year after that I was out taking the hide off of a beef  
31. and it was zero weather. This fellow was doing the work  
32. that I used to do, that was, take care of the head, the  
33. feet and so forth and he said there's something I wanted to



1. tell you Marty. I said, what's that? He says, well I didn't  
2. vote for you. Well, Gentlemen, believe me or not I dag-  
3. gone near cut the hide in two. I had 80 pounds of steam on  
4. when I got, I was eight miles from town. So I give this  
5. fellow a place to sleep, fed him, paid him a salary and...  
6. when I got back to...shop why did...why did you vote against  
7. me for. Oh, he says, you were too damn much of a kid. He  
8. says, we have to have men in the office. I says, well I'm  
9. too .... much of a kid to be your boss too. The only man I  
10. ever fired in my life. I used to...I used to do the work...  
11. I used to do the work you know, for my father-in-law and  
12. it was three years before he...before he let me take the  
13. hide off a beef by myself. I knew I could do it and the  
14. fellow said to me, why Marty, why didn't you quit. I said,  
15. hell, I was going with his daughter. I was going to marry  
16. her. I couldn't quit. So, that...that was the way I got  
17. started. Now, I thank you very kindly for your courteous  
18. expressions to me. It's a pleasure to be here. Every man  
19. that's in here ought to be proud that he can back to his  
20. district and tell them, I'm your Senator. It used to be  
21. my pleasure. Now, I'm going to leave you, say a word to  
22. one of your members who I knew his folks, all of his family  
23. and I guess most of his relatives and it's a pleasure to  
24. have him at my side, Mr. Sommers, who I have known his  
25. family and his father-in-law and mother-in-law the best  
26. of all. Her names is Carius from Morton. Now, I'll bid  
27. you Good-bye. Thanks, Gentlemen.

28. PRESIDENT:

29. Senator Knuppel wants to add a few remarks.

30. SENATOR KNUPPEL:

31. I just want to say that as a boy growing up, going to  
32. a one-room country school and we saw the posters on the  
33. telephone poles and so forth, it makes me very proud to be

1. here today and to know Marty Lohmann. My family, at one  
2. time my...cousin, John Knuppel, was County Chairman of  
3. Mason County and he campaigned in a buggy with...Marty  
4. Lohmann years ago and...the man was unbeatable in the days  
5. in...when he was in the House and the Senate. And he  
6. served Mason County. So, I'm very proud. They know he's  
7. 72 years old and I'm very proud to have known Marty.

8. PRESIDENT:

9. Senator Regner.

10. SENATOR REGNER:

11. Yes, Mr. President, I would just like to tell the  
12. Senator that...the Senate is still in good hands. There's  
13. still a butcher by trade in the Senate, namely, myself.

14. PRESIDENT:

15. HB 1321, Senator Kosinski.

16. SECRETARY:

17. HB 1321 (Secretary reads title of bill)  
18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Kosinski.

21. SENATOR KOSINSKI:

22. Thank you, Mr. President, Mr. President, ...Senators,  
23. HB 1321 amends the State Universities Retirement System  
24. Act with respect to membership therein of persons appointed  
25. under the Civil Administrative Code. The bill provides for  
26. a continuance of memberships therein of any person who is  
27. appointed by the Governor to a position under the Civil  
28. Administrative Code. Mr. President, I now move for a favor-  
29. able roll call. Oh, yes, by all means this bill is approved  
30. by the Pension Commission.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Any further discussion? The question before the Senate  
33. is shall HB 1321 pass? The Secretary will call the roll.

1. SECRETARY:

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

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Smith, aye. Senator Soper, aye. Senator  
14. Dougherty, aye. Donnewald, aye. On this question the  
15. yeas were 51. The nays were none. This bill having  
16. received the constitutional majority required therefore  
17. is declared passed. The next bill will be 1321, Senator  
18. Kosinski. Oh, we just passed 13...I'm sorry. The...  
19. 1323, Senator McCarthy is not on the Floor. 1324 is  
20. being held for amendment. 1332, Senator Kenneth Hall  
21. is not on the Floor. Senator Hall do you wish to call  
22. your bill. 1360, Senator Don Moore. No. 1359, Senator  
23. Nimrod.

24. SECRETARY:

25. HB 1359 (Secretary reads title of bill)  
26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Mr. President and fellow Senators, this is a bill...  
31. that we alluded to a few days ago. This goes back to  
32. when the Senate passed SB 140 and 141. There were some  
33. objections and what has happened since then...is that we

1. have managed to get together and to resolve most of the  
2. differences that are involved and have come up with a bill  
3. that applies for the special taxing district. This provides  
4. a special taxing district within the county and within the  
5. municipality. This would also provide, this bill also as  
6. it is now provides for a notice...provides for hearings and  
7. it provides for a backdoor referendum which...50% of the  
8. people...being taxed have signed a petition...within the  
9. 30-day period, of course, they have four months altogether.  
10. It can automatically kill the district, kill the ordinance  
11. and kill the levy. So it does give adequate protection and  
12. ...the same subject cannot be brought up for a period of  
13. two years...with...by any other means. So, that means they  
14. have received that protection. I think...the bill as it is now,  
15. I...it was the concept of the special taxing district...  
16. which are provided in our Constitution that under this  
17. provision that we have provided enough safeguards to pro-  
18. vide that the people will be informed and will have a voice  
19. in this matter and be able to cite it without having their  
20. elected officials pass it without their knowledge and I  
21. would be...am available for...additional questions.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Any further discussions? Senator Welsh.

24. SENATOR WELSH:

25. Mr. President and Members of the Senate, I rise in  
26. support of 1359 as amended. The bill, among other things,  
27. will provide the Village of Oak Park with a vitally needed  
28. shopping mall. Disagreements become agreements and I  
29. would urge the colleagues on my side to support 1359.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Rock.

32. SENATOR ROCK:

33. Yes, Mr. President, just to echo and reiterate what

1. Senator Welsh said. ...Bills were introduced by the Demo-  
2. cratic Members to allow the implementation of this special  
3. service concept. I rise in support of 1359. It has been  
4. worked out through many weeks of negotiations. I still do  
5. not agree that we need a referendum either front or back  
6. door but if that's the will of the Body so be it. The  
7. legislation is vitally necessary and I would hope that...  
8. Senate...HB 369 will be called subsequently because that  
9. amendment to the Revenue Code is equally necessary. One  
10. cannot survive without the other and I would urge all the  
11. members on this side to support this legislation.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Senator Clarke.

14. SENATOR CLARKE:

15. Well, Mr. President, I just became aware of this amendment  
16. very recently but I would just to like to ask a question. You  
17. have a backdoor referendum which, of course, to start with is  
18. after the fact. ...Do you know of any other referendums that re-  
19. quire 50% signature of all of the people in the district in order  
20. to even get a referendum...50% requirement?

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Nimrod.

23. SENATOR NIMROD:

24. No, I...do not but since this is a backdoor type...  
25. it's a petition, it's not the referendum. All they have  
26. to do is just get the signatures of 50% of the people  
27. that are being taxed and they have a period of four months  
28. to do this in. ...So I think that this would not only  
29. stop the ordinance but it also stops the levy. So it's  
30. really not a referendum that you're doing but just a sub-  
31. mission of a petition would do the job.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator Clarke.

1. SENATOR CLARKE:

2. Well, I'd just like to commit that this amendment is  
3. better than no amendment but I still think it's pretty  
4. ineffective because 50% is a much higher requirement just  
5. for a petition to get a referendum than normal. Normally  
6. it's 10, to 15 to 20% at most. But 50% makes it very  
7. difficult and I just suggest it's better than nothing  
8. but not too good.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Berning.

11. SENATOR BERNING:

12. Well, I apologize to the sponsor too. Not really having  
13. an opportunity to address this amendment and I notice that  
14. it does completely strike the original bill and is then a  
15. new bill. ...So, simply my question is, is this not a ...  
16. an imposition of a tax without a referendum? In its simplest  
17. form?

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Nimrod.

20. SENATOR NIMROD:

21. No, I do not believe that. I have felt very strongly  
22. about this bill in its original form. I opposed it. We  
23. worked very hard against it. ...We have reached a bill  
24. that does seem to be able to do the job. After all we are  
25. implementing the Constitution. And...we do have to make some  
26. provisions and I think we...that there are enough safe-  
27. guards in here that allow the people a voice. If the people  
28. who are being taxed do not want to have the ordinance or  
29. the levy they...all they have to do is sign a petition and  
30. you know how it is when you're going around telling people  
31. they're going to be taxed for something. If they don't  
32. want to sign it not to be taxed and they have that amount  
33. of time, I'm sure you'll find that even with the referendum they

1. would not get out and vote. I do believe that with the  
2. provisions of the notices and the hearings and this  
3. opportunity to sign a petition opposing the tax and the  
4. levy, there are adequate safeguards for the individuals  
5. involved.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Senator Berning.

8. SENATOR BERNING:

9. That was a long-roundabout explanation of what I  
10. thought was going to be a yes or no answer. Is this not  
11. a tax without a...referendum?

12. SENATOR NIMROD:

13. Well,...in a sense that they don't vote, I guess it  
14. is.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Soper.

17. SENATOR SOPER:

18. I move the previous question.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Howard Mohr had sought and was given recogni-  
21. tion and we withhold your motion. Senator Mohr.

22. SENATOR MOHR:

23. Yes, Mr. President, I was just going to say that ...  
24. there has been a lot of time and effort put into working  
25. out the...differences of opinion...on this legislation with  
26. ...Senator Welsh, Senator Soper, Senator Nimrod and myself  
27. have spent a lot of time on it and the bill is in order and  
28. I was also going to move the previous question.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Soper now moves the previous question. All  
31. in favor of the motion signify by saying aye. Opposed.  
32. The ayes have it. The motion carries. Senator Nimrod may  
33. close the debate.

1. SENATOR NIMROD:
2. Mr. President I think we have heard the discussion.
3. I would ask for a favorable roll call.
4. PRESIDING OFFICER (SENATOR GRAHAM):
5. The question before the Senate is shall HB 1359 pass?
6. The Secretary will call the roll.
7. SECRETARY:
8. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
9. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
10. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
11. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
12. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
13. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
14. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
15. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
16. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
17. Weaver, Welsh, Wooten, Mr. President.
18. PRESIDING OFFICER (SENATOR GRAHAM):
19. On this question the yeas were 43. The nays were none.
20. The bill having received the required constitutional
21. majority is therefore declared passed. Ladies and Gentle-
22. men of the Senate, by a mutual agreement it has been requested
23. that we go out of the regular numerical order of calling
24. bills and call the next HB No. 369.
25. SECRETARY:
26. House...
27. PRESIDING OFFICER (SENATOR GRAHAM):
28. To be read by title a 3rd time.
29. SECRETARY:
30. HB 369 (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER (SENATOR GRAHAM):
33. The Senator from Oak Park, Senator Welsh.



1. SENATOR WELSH:

2. Thank you for your courtesy, Mr. President. HB 369  
3. really is a companion bill now to...

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Just a moment, Senator. Gentlemen it is sort of the  
6. rules of the Senate that we have one Senator speaking at a  
7. time and the Senator right behind the caucus in front of  
8. me has the floor. Gentlemen. Continue Senator Welsh.

9. SENATOR WELSH:

10. Is a companion bill to ...to Senator Nimrod's 1359 and  
11. it provides that the County Clerk will set the...the tax  
12. rates to produce the sums for this type of a project and I  
13. would appreciate your support on this measure.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Any discussion? Senator Nimrod.

16. SENATOR NIMROD:

17. Yes, this is a companion bill and I urge your support  
18. as Senator Welsh has said.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Any further discussion? The question before the Senate  
21. is shall HB 369 pass? The Secretary will call the roll.  
22. We must have order please.

23. SECRETARY:

24. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,  
25. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
26. Dougherty, Fawell, Glass, Graham,

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Just a minute...just a minute, Mr. Secretary. We  
29. can't hear the response, we'll wait till we can. Continue.  
30. Continue the roll.

31. SECRETARY:

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

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

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Netsch, aye. On this question the yeas were 46.  
9. The nays were one. This bill having received the con-  
10. stitutional majority required is therefore declared  
11. passed. Senator Don Moore are you prepared on 1360?  
12. Senator Don Moore. Senator Knuepfer? Senator Bell?  
13. Better ring the bell, sergeant at arms. Senator Sours?  
14. 1406. HB 1406.

15. SECRETARY:

16. HB 1406 (Secretary reads title of bill)  
17. 3rd reading of the bill.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. As soon as we have some order... Senator Sours may  
20. discuss his bill.

21. SENATOR SOURS:

22. Mr. President, Ladies and Gentlemen of the Senate,  
23. HB 1406 the genesis is the Peoria Board of Education Dis-  
24. trict 150. Some of the...older members, some of the members  
25. of longer tenure here will remember some years ago, 8 or 10  
26. years ago...a church school in Chicago burned and there was  
27. some little children burned to death. And at that time, I  
28. was here then too, we...we amended the law so that schools  
29. could levy an additional 5¢ for safety, all the public schools.  
30. This bill adds something more onto that inasmuch as by this  
31. time the safety features in most school districts have long  
32. since been accomplished. This adds, or any law to continue  
33. the 5¢, or any law or regulation for the protection and

1. safety of the environment pursuant to the Environmental  
2. Protection Act. Many school districts including District  
3. 150 find...that they're going to have to put out capital  
4. expenditures because of environmental pressures. In the  
5. case of the Peoria District, \$275,000 will have to be pro-  
6. duced for new boilers. Now that's all this bill does. It  
7. simple adds to that which was enacted when the School in  
8. Chicago burned or any law or regulation for the protection  
9. and safety of the environment pursuant to a Environmental  
10. Protection Act. It's 5¢ per \$100 equalized assessed eval-  
11. uation. I'd appreciate a favorable roll call.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Further discussion? Senator Rock.

14. SENATOR ROCK:

15. Yes, Mr. President, if the sponsor will yield. I  
16. think I understand but is it the same 5¢ with an additional  
17. purpose? Or is it authorizing an additional purpose and  
18. another 5¢.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Sours.

21. SENATOR SOURS:

22. It is the same 5¢ as for the original purpose of  
23. safety. Now, there's...there's also an increase to 10¢  
24. on a frontdoor referendum only. In other words, there's  
25. no new taxes and it's only for the environmental pressures  
26. and if the...if the...if the district wants to make a dime  
27. out of it instead of a nickel they've got to do it on the  
28. frontdoor referendum.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any further discussion? Senator Mitchler.

31. SENATOR MITCHLER:

32. ...Mr. President, I have a question to ask of the  
33. sponsor.

1. PRESIDING OFFICER (SENATOR GRAHAM):  
2. He indicates he'll yield.  
3. SENATOR MITCHLER:  
4. Does...does this...I understand what you want to do  
5. here now does this apply to those...school districts that  
6. are covered under the Life, Safety...Code Act, is that  
7. what it is?  
8. PRESIDING OFFICER (SENATOR GRAHAM):  
9. Senator Sours.  
10. SENATOR SOURS:  
11. That is correct.  
12. SENATOR MITCHLER:  
13. The Senator indicates to me that it does. Then,  
14. does this additional cost to the school districts and that  
15. also applies to the City of Chicago who are not included  
16. in the Life Safety Code.  
17. PRESIDING OFFICER (SENATOR GRAHAM):  
18. Senator Sours.  
19. SENATOR SOURS:  
20. I don't know the answer to that.  
21. SENATOR MITCHLER:  
22. You see the big problem with the Life Safety Code when  
23. the Little Angel School, whatever it was, the non-public  
24. school in the City of Chicago had that fire then immediately  
25. they enacted the Life Safety Code but exempt...exempted from  
26. that Life Safety Code was the following: The Chicago  
27. Board of Education, the public schools in the City of  
28. Chicago, all non-public schools throughout the State of  
29. Illinois, leaving only the downstate public schools with  
30. the burden of meeting the conditions of the Life Safety Code.  
31. Now, if this is going to put on the downstate schools only  
32. the Environmental Protection Act additional cost and leave  
33. out the City of Chicago and the non-public schools and

1. you're only covering a very small percentage of the school  
2. children with whom this is supposed to protect and put an  
3. additional cost on the...downstate school district and  
4. exempting the City of Chicago and non-public schools.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Sours.

7. SENATOR SOURS:

8. Mr. President, I think he's answered his own question.  
9. If that originally had no application to Chicago or the  
10. non-public schools, then of course it applied to downstate.  
11. Now this is not a new tax Senator, this tax has been on the  
12. books every since we enacted several years ago. Now, by  
13. this time, however, most of your school districts have  
14. probably complied with the safety requirements. If they  
15. have, they're not taxing it now and this will be used for  
16. that purpose but it will be limited to the new expenditures  
17. coming out of the environmental demands.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Mitchler.

20. SENATOR MITCHLER:

21. Well, on that basis, I can only see that this is pro-  
22. longing a tax that was put on that I objected to when they  
23. put on the Life Safety Code that it caused school districts,  
24. I know a school I went to was erected in 1929, the Sam  
25. Bardwell School in Aurora, it cost them \$80,000 and they've  
26. never had a...even a close loss of a fire or a child's life  
27. being in jeopardy since 1929 when they erected that school.  
28. Yet they had to spend \$80,000 shut off the corridors, put in  
29. all sorts of alarm systems and it was a waste of the tax-  
30. payers money and I say that this, too, will be a waste of  
31. the taxpayers money to comply with all these goofy rules  
32. that come out of the EPA and PCB.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Glass did you... Senator Sours.

2. SENATOR SOURS:

3. Well, maybe Senator Mitchler would be willing to tell  
4. us what a school system can do when it's already ordered  
5. to do just what I'm talking about, install new boilers.  
6. Are you going to flaunt the injunction of a Circuit Judge?  
7. I say no.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Gentlemen, it's hard to understand what we're doing  
10. here. Senator Mitchler rose for the purpose of asking the  
11. sponsor a question. Then we got into a series of statements  
12. and where are we now? Senator Glass did you seek recognition?  
13. Any further discussion? Senator Sours will close the debate.  
14. The question before the Senate is shall HB 1406 pass? The  
15. Secretary will call the roll.

16. ACTING SECRETARY (MR. WRIGHT):

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

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Carroll, aye. Dougherty, aye. Vadalabene, aye.  
29. Sours, aye. Scholl, aye. Johns, aye. Buzbee, aye.  
30. On this question the yeas were 46. The nays were 1. This  
31. bill having received the required constitutional majority  
32. is therefore declared passed. The next bill will be 1398.  
33. HB 1398, Senator Bell.

1. ACTING SECRETARY (MR. WRIGHT):

2. HB 1398 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. The Senator from Joliet will explain his bill.

6. SENATOR BELL:

7. Well, Mr. President, fellow Senators and Senator  
8. Partee...

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Just a moment. Just a moment. Gentlemen, may we  
11. break it up. Just a moment. Be in your seats Senators  
12. please. Senator Bell we'll try it.

13. SENATOR BELL:

14. Yes, Mr. President, Senator Partee asked me...a series  
15. of questions with reference to HB 1398...I think it was the  
16. day before yesterday, one tends to lose a sense of time down  
17. here and what the definition of armed violence is. Well,  
18. I'm prepared to answer that question as definitively as  
19. possible but I suppose before doing that I should probably  
20. refresh the memory of this Body that HB 1398 is the same  
21. bill as SB 208 that I sponsored that passed this Body back  
22. in...I believe it was in March, that in simplicity simply  
23. said that we are going to remove probation from anyone  
24. that is found guilty of the offense or has committed rather  
25. the offense of armed violence. Now, what in actuality is  
26. armed violence. I refer here to the Criminal Code, Chapter 38,  
27. and I'll read to you from therein - Definition: a person  
28. is considered armed with a dangerous weapon for purpose of  
29. this Article when he carries on or about his person or is  
30. otherwise armed with one or more of the following: a pistol,  
31. revolver, rifle, shotgun, spring gun or any other firearm,  
32. bludgeon, blackjack, slungshot, sand club, sandbag, metal  
33. knuckles, dagger, dirk, billy, switchblade knife, stiletto,  
any bomb, bomb shell, grenade, bottle or other container

1. containing an explosive or nocuous substance. Now, what are  
2. the elements of the offense. A person commits armed vio-  
3. lence when armed with a dangerous weapon and he performs  
4. any act prohibited by Sections so on and so forth, you have  
5. to go back and check those various sections. Now, what is  
6. all this about and what is my intent, what has been the  
7. intent of the previous legislation that went through this  
8. Body, the intent was to try to get the habitual offender  
9. or the offender, we have an habitual offender or the  
10. offender who has used weapons of this sort off the streets.  
11. I think we address ourselves to this issue. We voted it  
12. out almost 40 with almost 40 Senators voting for it. I think  
13. the people of the State of Illinois want this type of  
14. legislation. Yesterday we addressed ourselves to passing  
15. and having a legislative statement in reference to the  
16. death penalty. I think this is all part and parcel of the  
17. same thing. We in the Legislative Body are trying to  
18. address ourselves to the needs of the people. I ask for  
19. favorable consideration and I think the people of the  
20. State of Illinois will be grateful for our attention to  
21. this.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. The Senator from Chicago, Senator Partee.

24. SENATOR PARTEE:

25. Well, Senator, I said then, that I thought it was a mistake  
26. and I say so now. ...As you read from the Section in the  
27. Statute, I don't know why you stopped before you finished  
28. the sentence because the sentence says, or any other deadly  
29. or dangerous weapon or instrument of like character. But  
30. more important than that is the fact that a slingshot  
31. can be, under this term, called a dangerous weapon and  
32. qualified under your bill as being something that a person may  
33. use and not be given probation. Now, the slingshot, among



1. other things, bothers me a great deal. I can envision a  
2. lot of things that someone may do under this Section and  
3. use as a weapon, a slingshot, and you say to the duly elected  
4. judge, you cannot give the person probation because he  
5. used a slingshot in this kind of a crime. I think that's  
6. sort of ridiculous. I think also that the person who has  
7. given a great deal of time and attention to the Criminal  
8. Code, this is a new code, this is not an outdated code.  
9. This Legislature after a long and serious hearing by some  
10. of the best minds in this State in terms of knowledge of  
11. criminal law and its application including Dean Bowman  
12. from the University of Illinois, Judge Richard Austin  
13. and others, together with the Legislative Committee have  
14. prepared what is a model Criminal Code. It is given to  
15. be one of the finest Criminal Codes in this country and  
16. to put this kind of an amendment on it, I think, is unfortunate.  
17. It is true, it is true that you passed out a similar bill  
18. in the House on the...on the date that you mentioned, it  
19. was the 6:30 Session. There were not 40 votes for it,  
20. there were 35 yeas, I'm looking at the Journal, 35 yeas  
21. and no nays and there were four present or not voting. ...I  
22. still say I was against it then, I'm still against it.  
23. I won't belabor it but I think that when a judge is told that  
24. if a person uses a slingshot you can't give him probation.  
25. I think it just sort of, it makes the whole Code  
26. ridiculous.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Any further discussion? The...Senator:..no further  
29. discussion, Senator Bell will close the debate.

30. SENATOR BELL:

31. Well, Senator Partee, I don't understand why you  
32. didn't refer to the terminology used in the Criminal  
33. Code. It didn't say slingshot, it said slungshot. Now,

1. I...maybe it's a misprint or maybe it's misspelled or maybe  
2. in actuality, it is a different item or maybe the intent is  
3. different. but I offer to you, Sir, that some thousand years  
4. ago there was a young man by the name of David that did use  
5. such a devise that leveled a giant called Goliath and he  
6. didn't just injure that giant but he, in fact, killed him  
7. dead. And such a devise can, in fact, be a dangerous wea-  
8. pon and I think that's the intent that the code addresses  
9. itself to there. And with that answer I'd like to have a  
10. favorable roll call if possible, on this issue, Mr. President.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. The question before the Senate is shall HB 1398 pass?  
13. The Secretary will call the roll.

14. ACTING SECRETARY (MR. WRIGHT):

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

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. There has been a request for a poll of the absentees.  
27. The absentees will be called.

28. ACTING SECRETARY (MR. WRIGHT):

29. Buzbee, Carroll, Clarke, Conolly, Dougherty, Harber  
30. Hall, Kenneth Hall, Hynes, Johns, Keegan, Kosinski, McCarthy,  
31. Howard Mohr, Newhouse, Ozinga, Rock, Romano, Swinarski,  
32. Welsh, Mr. President.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Clarke, aye. Ozinga, aye. On this question the yeas  
2. were 32. The nays were 12. The bill having received the  
3. constitutional majority required is therefore declared  
4. passed. Senator Mohr.

5. SENATOR MOHR:

6. Sir, Mr. President, having voted on the prevailing  
7. side, I move to reconsider the vote by which that bill  
8. was passed.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Mohr moves to reconsider the vote by which  
11. this bill was passed. Senator Bell moves to Table. Senator  
12. Mohr's motion. All in favor of the motion to Table signify  
13. by saying aye. Opposed. The ayes have it and the motion  
14. prevails. The bill to be called, if Senator Knuepfer is  
15. ready will be SB 1370. He's here and he isn't here.  
16. SB 1410, Senator Kenneth Hall. SB 1427...all right,  
17. Senator. Senator Kenneth Hall do you want to consider  
18. 1410.

19. SENATOR KENNETH HALL:

20. Is...President Harris on the Floor?

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. President Harris is on the Floor.

23. SENATOR KENNETH HALL:

24. ...He asked me to hold it until he did some checking.  
25. Are you ready for me to go with it, President?

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. HB 1410.

28. PRESIDENT:

29. Well,...yes, we're ready to go but I don't like the  
30. bill but that's...we've got to get to it sometime so why  
31. don't we just give her a whirl.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. The bill will be read by title a 3rd time.

1. SECRETARY:

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Hall.

6. SENATOR KENNETH HALL:

7. Thank you, Mr. President and Members of the Senate,  
8. now...this bill, HB 1410, is the closed circuit television  
9. showings will not be licensed as the live matches are.  
10. The Department of Registration and Education personnel  
11. will be present the night of the showing to collect 5% of  
12. the gross receipts. The amendment requires the closed  
13. circuit television promoters inform the Department before  
14. the night of the event. The revenue from the live boxing  
15. and wrestling events at 10% of the gross receipts since  
16. July 1st, 1972 has been \$103,000. It is estimated that  
17. the revenue from this bill would be in that same area.  
18. Illinois is the only State with an athletic exhibition  
19. law that does not tax closed circuit television for boxing.  
20. We're only asking 5%, several states collect 10%. I would  
21. ask your most favorable support for this bill. ...It  
22. appeared before Senator Terrel's Committee on Revenue  
23. and...that...it was cleared and...I would like your most  
24. favorable vote.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Harris. Senator Clarke.

27. SENATOR CLARKE:

28. Well, Mr. President, Members of the Senate, it was  
29. cleared in the Revenue Committee. We had some very big issues  
30. up that day and there were questions unanswered in the  
31. Committee, it was stated that they would be answered.  
32. We've done further thinking about this bill and we don't  
33. feel those questions have been answered. To start with

1. we can't see the revenue potential that is stated from this  
2. bill. This is just on boxing. There aren't that many  
3. events in this State closed circuit. It claimed that this  
4. would generate \$75,000 and at that rate, no it would have  
5. to be \$75,000 per event in order to generate the amount of  
6. money that they talk about. But, beyond that, the question  
7. really hasn't been answered why the tax on closed circuit  
8. boxing but not on hockey and all the other athletic events  
9. the State plays. Why, if this is a bill to raise revenue,  
10. isn't it in the Revenue Department. Well, it's a regulatory  
11. function really and lastly, this is a new tax, even though  
12. it's a small tax and on a small segment and you and I  
13. know it will be passed along on the people who watched  
14. cable TV or the closed circuit in the theatre. We think  
15. it's a bad bill with a lot of unanswered questions and if  
16. it's good it can be passed some other time but right now we  
17. ought to resist it.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Hall. Senator Welsh.

20. SENATOR WELSH:

21. ...I rise in support of this bill, Mr. President and  
22. Members of the Senate, and responding to Senator Clarke.  
23. Boxing is the only sport that is not included in the  
24. present act.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Any further discussion? Any further discussion?  
27. Senator Kenneth Hall will close the debate.

28. SENATOR KENNETH HALL:

29. Well, Gentlemen, I just...and Ladies of the Senate,  
30. I just like to say that we're always looking for additional  
31. revenue up here. Now here's an opportunity for us to get  
32. some and this is a good bill and I'd ask your most favor-  
33. able support.

1. PRESIDING OFFICER (SENATOR GRAHAM):  
2. The question before the Senate is shall HB 1410 pass?  
3. The Secretary will call the roll.  
4. SECRETARY:  
5. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,  
6. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
7. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth  
8. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,  
9. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard  
10. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,  
11. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,  
12. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,  
13. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,  
14. Weaver, Welsh, Wooten, Mr. President.  
15. PRESIDING OFFICER (SENATOR GRAHAM):  
16. ...aye. Mitchler, aye. Make up your mind Gentlemen,  
17. how do you want to be recorded. Senator Berning. No.  
18. There has been a request for a poll of the absentees.  
19. The absentees will be called. Let us have some order and  
20. perhaps we wouldn't have so many absentees. Please.  
21. SECRETARY:  
22. ...Bartulis, Bell, Davidson, Fawell, Glass, Graham,  
23. Harber Hall, Hynes, Johns, Keegan, Knuepfer, McBroom,  
24. Howard Mohr, Don Moore, Nimrod, Ozinga, Regner, Roe,  
25. Schaffer, Shapiro, Smith, Sommer, Soper, Sours, Swinarski,  
26. Walker, Weaver, Wooten.  
27. PRESIDING OFFICER (SENATOR GRAHAM):  
28. Senator Newhouse for what purpose do you rise?  
29. SENATOR NEWHOUSE:  
30. How am I recorded?  
31. PRESIDING OFFICER (SENATOR GRAHAM):  
32. How is the Senator from Chicago recorded? You are  
33. recorded aye. Sentor Wooten. We've been trying to get

1. you Gentlemen on the Floor. Wooten, aye. Senator Fred  
2. Smith, aye. It's much easier if we stay here. On this  
3. question the yeas are 30. The nays are 7. The bill  
4. having received the constitutional majority ...is de-  
5. clared passed. There has been a request for the veri-  
6. fication of the affirmative votes. There will be a  
7. verification of the roll call and first of all will the  
8. Senators for one time today be in their seats please.  
9. Let's be in our seats so we can verify the roll.

10. SECRETARY:

11. The following voted in the affirmative: Bruce,  
12. Buzbee,

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Gentlemen. Gentlemen. Just a moment. Just a  
15. moment. Just a moment. Just a moment. Just a moment.  
16. When you Senators are ready, we are. Continue.

17. SECRETARY:

18. The following voted in the affirmative: Bruce,  
19. Buzbee, Carroll, Chew, Course, Daley, Donnewald,

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Gentlemen, if you will please listen to the Chair  
22. once and be in your seats it is less difficult to do  
23. this job.

24. SECRETARY:

25. Donnewald, Dougherty, Harber Hall, Kenneth Hall,  
26. Hynes, Johns, Knuppel, Kosinski, McCarthy, Netsch, Newhouse,  
27. Nudelman, Palmer, Partee, Rock, Romano, Saperstein,  
28. Savickas, Scholl, Smith,

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Where...Gentlemen, Gentlemen. If Senator Scholl was  
31. in the bar, his name... Gentlemen I thought I was the  
32. Presiding Officer. His name will be removed from the roll.

33. SECRETARY:

1. SECRETARY:

2. Smith, Swinarski, Vadalabene, Welsh, Wooten.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Senator Kenneth Hall for what purpose do you rise?

5. SENATOR KENNETH HALL:

6. Request postpone consideration of 1410.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. He asked that the bill be placed on the order of

9. consideration postponed. Is leave granted? I don't

10. know why but we will. Next bill will be SB...Senator

11. Howard Mohr.

12. SENATOR HOWARD MOHR:

13. Yes, Mr. President...

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Gentlemen,..just a moment. We had a tremendous day

16. yesterday. We're not doing so well today and it's our

17. fault. Please.

18. SENATOR HOWARD MOHR:

19. Mr. President...

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Just a minute, Senator. Senator ParTEE.

22. SENATOR PARTEE:

23. Mr. President, being concerned about the...

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Howard Mohr had been recognized.

26. SENATOR PARTEE:

27. I just...personal privilege.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Do...you yield?

30. SENATOR PARTEE:

31. Point of personal privilege. I'm very concerned about

32. the health and welfare of all our members and I would just

33. ask, Mr. President, that you say to the Sergeant at Arms



1. when you see one of our members running dashing out the  
2. door, make certain he doesn't fall and break a leg next  
3. time.

4. PRESIDING OFFICER (SENATOR GRAHAM) :

5. He might be all the way to the Nurses Office, too.  
6. Senator Howard Mohr.

7. SENATOR HOWARD MOHR:

8. Yes, Mr. President, I had asked Senator Scholl to  
9. go out and look for Senator Carroll who has been...  
10. missing on a number of verifications, I just wanted to  
11. make certain Senator Carroll was on the Floor. I didn't  
12. want to leave, so I asked Senator Scholl to do that.

13. PRESIDING OFFICER (SENATOR GRAHAM) :

14. Now, we will return to the order of business. Is  
15. Senator Knuepfer on the Floor? Senator Carroll, we're  
16. not accomplishing much by this dialogue, but for what  
17. purpose do you rise?

18. SENATOR CARROLL:

19. Personal privilege. Just to remind Senator Mohr  
20. and Senator Scholl, the one time that I was missing how  
21. your side reacted to that, how they threatened me and  
22. warned me and when the bill was called the next time,  
23. I voted for it, Senator Scholl.

24. PRESIDING OFFICER (SENATOR GRAHAM) :

25. The next bill to be called and we are going to call  
26. a bill, will be HB 1427, as soon as we can have some  
27. order. Now, Gentlemen if you want to be here Saturday  
28. night at midnight, you're working toward that end.  
29. You're really helping. SB 1428, Senator Kenneth Hall.  
30. Gentlemen. SB 14...will the Senators who wish to call  
31. their bills be on the Floor or let the Chair know..  
32. SB...HB 1443, Senator Hynes. Oh, that bill is to be  
33. held. SB 1451, Senator Knuepfer. Senator Knuepfer.

1. HB 1459, Senator Fawell.

2. SECRETARY:

3. HB 1459 (Secretary reads title of the bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. The Senator from Naperville will explain his bill.

7. And if we could have some order it would be pleasant.

8. SENATOR FAWELL:

9. Yes,...Mr. President, HB 1459 is an exact duplicate

10. of SB 884 which has previously passed this Body. It

11. pertains to the reformation of a portion of the School

12. Code dealing with the formation of community unit school

13. districts. I would ask for a favorable roll call.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Is there any discussion? Senator Hynes.

16. SENATOR HYNES:

17. Mr. President, would the sponsor yield to a question?

18. The Calendar does not show an amendment. We have a copy

19. of the amendment in our file which indicates that the bill

20. is in form indentical to that earlier Senate Bill. That

21. amendment has been adopted. That's all I want to verify.

22. It has been. Okay.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Any further discussion? Senator Fawell.

25. SENATOR FAWELL:

26. ...My...my memory tells me we did put the amendment

27. on and Mr. Secretary there is an amendment on the bill,

28. is there not?

29. SECRETARY:

30. There's no indication it has been adopted? We might

31. check with the office.

32. SENATOR FAWELL:

33. I'm quite...I do recall putting the amendment on but...

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Just one second, Senator Hynes. The amendment has  
3. been adopted. Is there further discussion? The question  
4. is shall HB 1459 pass and on that question the Secretary  
5. will call the roll.

6. SECRETARY:

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

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Smith, aye. Saperstein, aye. Donnewald, aye.  
19. Swinarski, aye. Buzbee, aye. ...The ayes are 36. The  
20. nays are 1 and 2 present. HB 1459 having received the  
21. constitutional majority is declared passed. ...4, Senator  
22. Fawell: Take it out of the record. 1491. 15...Senator  
23. Ozinga.

24. SECRETARY:

25. (Microphone off for part of the reading of the bill)  
26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Ozinga.

29. SENATOR OZINGA.

30. Well, Mr. President, Members of the Senate, this was  
31. on the consent list but it came off for some reason or other  
32. and all it really does it creates the Office of State's  
33. Attorney Study Commission to thoroughly study the functions

1. of the office in the counties of the State. Its reporting  
2. date for January 15th of 75 and repealed on July 1st of 75.  
3. That indicates it's a real good bill given an extra boost.  
4. This is to conduct a thorough study of the office. As you  
5. all know, we had various opinions even going all the way  
6. from the Attorney General's Office all the way down to the  
7. lowest county. To me it looks like it could be a good bill,  
8. good Commission, a good reason for study. The Commission  
9. may without regard to the Personnel Code employ and fix the  
10. compensation of an executive secretary. It's a bi-partisan  
11. commission and both...from both Houses. It consists of  
12. six members of the Senate and six members of the House and  
13. I would accept a favorable roll call.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Partee.

16. SENATOR PARTEE:

17. Well, this may be a good bill Senator from your view-  
18. point but as I read the bill, I do not see enumerated or  
19. listed in this bill any reasons why it occurs to the  
20. persons drawing it there should be this Study Commission.  
21. Normally, a situation has developed which would be something  
22. that we would want to know about. Now what has developed  
23. in this area that makes this a bill of importance? What  
24. has transpired that needs investigating? What is con-  
25. templated that needs investigating?

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Ozinga.

28. SENATOR OZINGA:

29. Senator Partee there have been various bills that  
30. have come through here recently where there have been  
31. combinations of State's Attorneys the duties of State's  
32. Attorneys, how far can they go? How far afield do they  
33. go? How far are their powers usurped? And...all of

1. these various things that come to pass over the years and  
2. are being chewed away little by little. I think, way back  
3. in Cook County have seen this happen.

4. SENATOR PARTEE:

5. Well...

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Partee.

8. SENATOR PARTEE:

9. The last time I looked at the Criminal Code it con-  
10. tained some provisions called malfeasance...malfeasance  
11. nonfeasance and misfeasance in office. If there are any  
12. examples where any State's Attorneys have committed any  
13. of these acts it would occur to me that you can go to  
14. court and do something about it. I...I just really don't  
15. understand the need for the bill unless somebody is looking  
16. for a commission that he can be chairman of.

17. SENATOR OZINGA:

18. Senator, it isn't me. I have too much to do without  
19. having a commission. This bill I just fell heir to be-  
20. cause the sponsor of this bill happens to be from my  
21. district. The answer to it was, if you remember this was  
22. a bi-partisan group that handled all of the State's  
23. Attorneys Association bills during the last two or three  
24. or four years and it...is out of that group that this bill  
25. arose. Now, I...

26. SENATOR PARTEE:

27. Well, Sen...Senator I don't want to be understood as  
28. being opposed to the bill. I suppose the base of my  
29. inquiry is, what is the need for it and I have not heard  
30. a satisfying answer to that question.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Walker.

33. SENATOR WALKER:

1. ...Thank you; Mr. President, Members of the Senate,  
2. I think the need for it is this and I'm thinking of a  
3. downstate county right now where there is an indictment  
4. for the absconding with some forty or fifty thousand  
5. dollars. ...The ...against a...organization, fraternal  
6. organization, this case is still pending. ...It went  
7. through a shift of State's Attorneys after the last election.  
8. And I think perhaps...legislation such as this might let  
9. that State's Attorney and other State's Attorneys know  
10. that there's someone looking over their shoulder. Perhaps  
11. that State's Attorney and the defense attorney are  
12. friendly. I don't know what the answer is but I know  
13. that this certain matter has been pending for a year and  
14. a half or two years and I think legislation such as this,  
15. I don't think it's aimed directly at any county, but  
16. there is one specific example that I would like to offer  
17. you Senator Partee where there's something wrong. I can't  
18. put my finger on it. I've been corresponding since  
19. January... I don't know whether they're waiting for the  
20. defendant to die or what they're waiting for. But I think  
21. legislation like this might ...be repetitious ...let's...  
22. that State's Attorney as well as some others who may be  
23. who may now be blunt and frank, wheeling and dealing, let  
24. someone know they're looking over their shoulder and it  
25. might make them a little more cautious. I think it's a  
26. good bill. I have high regard for the House sponsors.  
27. I know Senator Partee does and I would like to see you  
28. support it.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Is there any further...Senator Bruce.

31. SENATOR BRUCE:

32. Yes, I would just point out to the members that 1516  
33. is the real bill to talk about, that's the \$25,000 for

1. the Study Commission. I would support an additional  
2. \$5,000 to Senator Sours as Chairman of the Judiciary  
3. Committee to hire a law student over this summer to do  
4. this work, if...he deemed it necessary. I don't think  
5. he would and neither do I. I hope that this bill rests  
6. with other commission bills, not to be seen for another  
7. year.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Newhouse.

10. SENATOR NEWHOUSE:

11. Senator, do I understand this bill to be a Com-  
12. mission to investigate the State's Attorneys Offices?

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Ozinga.

15. SENATOR OZINGA:

16. The word investigate is wrong. The word study  
17. the office of State's Attorney is right. This bill was  
18. advocated by all of the candidates that ran in the last  
19. election. It was pro...promulgated shall I say by the  
20. Democratic candidate from Cook County, the Democratic State's  
21. Attorney at the time promulgated...this with a group  
22. who was handling it. This was one that almost got  
23. Palmer in trouble because he had Mr. Hanrahan out to  
24. his meetings to promulgate it.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Newhouse.

27. SENATOR NEWHOUSE:

28. ...I appreciate what you're saying. ...Did any of  
29. these fellows endorse this bill after they were elected?

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Ozinga.

32. SENATOR OZINGA:

33. Positively. Yes.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Any further discussion? Senator Newhouse.

3. SENATOR NEWHOUSE:

4. ...I...I kind of like these kinds of bills. As a  
5. matter of fact, I recall Senator I had a similar bill in  
6. for the Police Department and it sort of fell flat on the  
7. floor. ...I'd be happy to join you in a joint sponsorship  
8. for a commission for both purposes. I think...

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Ozinga.

11. SENATOR OZINGA:

12. This...this bill was endorsed by the State's Attorneys  
13. Association I am told and it is one that they are going to  
14. study the salaries, feasibility in the different counties  
15. that use them, the overlapping and all of this...considera-  
16. tion. Now, that's...that's the only thing I know about it  
17. Senator.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Newhouse.

20. SENATOR NEWHOUSE:

21. Senator...Senator would you accept an amendment to  
22. include...the commission's expansion to do the same thing  
23. with the Police Department?

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Ozinga.

26. SENATOR OZINGA:

27. Well, I...I don't know whether I could on this...  
28. you mean with the same Study Commission. Would...wouldn't  
29. it broaden it out to a degree a little bit too far. I  
30. would be happy to accept any kind of an amendment but I'm  
31. afraid that might go a little bit afar afield, wouldn't it?  
32. In your own mind?

33. PRESIDING OFFICER (SENATOR WEAVER):



1. Senator Newhouse.

2. SENATOR NEWHOUSE:

3. Senator...I think we're really talking about the same  
4. thing, we're talking about the administration of justice  
5. and I would be perfectly willing to go with you on a bill  
6. that would include both departments. Would you accept that?

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Ozinga.

9. SENATOR OZINGA:

10. I...I don't think I could Senator. To be very frank and  
11. very honest with you about it. In other words, what you're  
12. doing is you're saying to...you're now getting into the  
13. investigative field rather than the study field.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Newhouse.

16. SENATOR NEWHOUSE:

17. I...I wouldn't alter the character of the bill at  
18. all, you can call it study, investigation, you know, I...  
19. I think that...what we're looking for is the same thing.  
20. Some...some external advice to ...operations that need to  
21. have some public scrutiny.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Any further questions, Senator Newhouse. Senator  
24. Don Moore.

25. SENATOR DON MOORE:

26. Well, just very briefly, Mr. President and Members  
27. of the Senate, I raise...rise in support of HB 1515.  
28. ...I recall over the in the House and perhaps you Gentle-  
29. men, some of you recall in the Senate,...in the last two  
30. Sessions of the General Assembly, the State's Attorneys  
31. Association has come in with a whole package of bills.  
32. Many of them which were not good bills... . Many of them  
33. which went down to defeat. Some did pass that in the

1. wisdom of the General Assembly should have passed. I think  
2. that this is the proper approach to it. I think that we're  
3. getting some legislative input into the problems of the State's  
4. Attorneys and the State of Illinois do have. I think that  
5. we can perhaps help the State's Attorneys, help the admini-  
6. stration of justice by creating this...State's Attorneys  
7. Study Commission. I think that this is a good bill. I  
8. think I would rather have a recommendation from a  
9. legislative committee presented to this Body than I would  
10. a proposal by the State's Attorneys Association that is  
11. endorsed solely by them without any other outside input.  
12. I think it's a good bill and I urge your support.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Any further discussion? The question is shall HB 1515  
15. pass and upon that question the Secretary will call the  
16. roll.

17. SECRETARY:

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

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Vadalabene, aye. Harris, aye. Howard Mohr, no.  
30. Scholl, no. Rock, aye. Carroll, aye. On that question  
31. the ayes are 32 and the nays are 7. HB 1515 having  
32. received the constitutional majority is declared passed.  
33. 1508, Senator Fawell.

HB 1532  
3rd Reading  
6/26/73

1. SENATOR FAWELL:
2. Yes, Mr. President, I would ask...
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Senator, are you asking to recall?
5. SENATOR FAWELL:
6. Yes.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. If so, we'll hold that a little later and do them all
9. together Senator.
10. SENATOR FAWELL:
11. All right.
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Is Senator Bruce on the Floor? 1507, Senator Bruce?
14. 1532, Senator Mitchler.
15. SECRETARY: -
16. HB 1532 (Secretary reads title of bill)
17. 3rd reading of the bill.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Senator Mitchler.
20. SENATOR MITCHLER:
21. Yes, Mr. President, Members of the Senate, ...HB 1532
22. is a bill recommended by the Labor Laws Study Commission.
23. It was introduced in the House by Sen...Representative
24. Schoeberlien. It's an Act in relation to the payment of
25. wages to nongovernmental employees. I just got through
26. speaking...speaking to...Senator Dougherty. We have the
27. amendments on. I know of no objection or opposition to
28. this bill. I'd appreciate a favorable roll call.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Is there any discussion? The question is shall
31. HB 1532 pass and upon that...? Senator Bruce, do you
32. have a question?
33. SENATOR BRUCE:  
Yes, this came out of the Labor Laws Commission, I

HB 1548  
3rd Reading  
6/26/73

1. just wondered what amendment that...that Commission
2. worked a long time on this. I wondered what kind of
3. an amendment have we put on?
4. PRESIDING OFFICER (SENATOR WEAVER):
5. Senator Mitchler.
6. SENATOR MITCHLER:
7. Do ...do you have copies of the amendment Senator?
8. I'll slip two of them over to you very quickly.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. Any further discussion? The question is shall
11. HB 1532 pass and upon that question the Secretary will
12. call the roll.
13. SECRETARY:
14. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
15. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
16. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
17. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
18. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
19. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
20. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
21. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
22. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
23. Weaver, Welsh, Wooten, Mr. President.
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Vadalabene, aye. Donnewald, aye. Daley, aye.
26. Welsh, aye. Kosinski, aye. Netsch, aye. Kenneth Hall,
27. aye. Buzbee, aye. Scholl, aye. ...The ayes are 43.
28. The nays are none. HB 1532 having received the con-
29. stitutional majority is declared passed. 1547. 1548,
30. Senator Sours.
31. SECRETARY:
32. HB 1548 (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Sours.

3. SENATOR SOURS:

4. Mr. President, Senators, this would be equivalent  
5. to the little FTC. It covers most of the deceptive  
6. practices, if it doesn't cover them all, I'll be greatly  
7. mistaken. It empowers, not only damages, but injunctive  
8. relief. I want to read the definition of trade and  
9. commerce. It means the advertising, offering for sale,  
10. sale or distribution of any services and any property,  
11. tangible or intangible, real, personal or mixed, and any  
12. other article, commodity or thing of value wherever situated  
13. and shall include any trade or commerce, directly or in-  
14. directly affecting the people of this State. This bill  
15. and this idea has been long in coming. We've been attempting  
16. to drive from the market place some of the bad people by  
17. sort of spot legislation. A little like spot zoning.  
18. This, in my opinion, is sufficiently all-inclusive to  
19. solve most of the problems of people being defrauded,  
20. cheated, in many instances without remedy, and here is  
21. where the Attorney General becomes involved. Whenever  
22. the Attorney General has reason to believe that any per-  
23. son is using, has used or is about to use any method, act  
24. or practice declared by Section 2 of this Act to be un-  
25. lawful and that proceedings would be in the public interest  
26. he may bring an action in the name of the State against  
27. such person to restrain by temporary or permanent injunction  
28. the use of such methods, act or practice. The court, and  
29. this is where these matters Ladies and Gentlemen, ought  
30. to ultimately rest, the court in its discretion may  
31. exercise all equitable powers necessary, including but not  
32. limited to, injunction, revocation, forfeiture or suspen-  
33. sion of any license, charter, franchise, certificate of

1. other evidence, or other evidence of authority of any  
2. person to do business in this State, appointment of a  
3. receiver, dissolution of domestic corporations and so  
4. forth. Generally, what has been residing on the equity  
5. side of the court since equity became a principal ad-  
6. junct of a...abetting nuisances...of abating nuisances.  
7. Other than what I've said, there are other features of  
8. this bill that lend it virtue. I'd appreciate its  
9. passage.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Rock.

12. SENATOR ROCK:

13. Thank you, Mr. President, Ladies and Gentlemen of  
14. the Senate. I rise in opposition to HB 1548. I opposed  
15. it in the Judiciary Committee. It seems to me that what  
16. we are doing here is a drastic substantial amendment to  
17. an Act that has proved its worth over the years; namely,  
18. the Consumer Fraud Act. And we are selling or attempting  
19. to sell this substantial amendment to that Act. This  
20. substantial, I might say watering down of that Act, on  
21. the basis that it somehow parallels or it would be equivalent  
22. to the FTC, the Federal Trade Commission Law. The Federal  
23. Trade Commission Law is one of the weakest Consumer Pro-  
24. tection Laws in the world. I'm glad we have a Federal  
25. Trade Commission. They do not really have any hard and fast  
26. Consumer Protection Law. They make a number of rules and  
27. regulations and go into court on that basis. Illinois  
28. since the passage of the Consumer Fraud Act in 1961 has  
29. been in the forefront of consumer protection. In  
30. 1967, this Senate, in a bi-partisan effect, with Senator  
31. Gottschalk, passed 13 consumer oriented bills. This  
32. amendment, HB 1548, would substantially, substantially  
33. water down consumer protection in this State and I frankly

1. don't understand its necessity nor its origin. We have  
2. for instance on page 4, deleted the provision where the  
3. Office of the Attorney General may examine under oath any  
4. person in connection with the furnishing of credit or  
5. the lending of money. I asked in the Senate Judiciary  
6. Committee why, I can ask it here on the Floor, why are  
7. we doing that? Is it because the banks and the credit  
8. industry in our State do not wish to be examined by the  
9. Attorney General. Will the Senator answer that if he  
10. can?

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Sours.

13. SENATOR SOURS:

14. I...I think what has been excised and thereafter  
15. added even makes the stronger bill because it's more  
16. inclusive. It says examine under oath any person con-  
17. nected with the conduct of any trade or commerce. In  
18. other words, it...its broad, broader than what  
19. was there before. Because there...you...the word  
20. merchandise, or the furnishing of credit or lending of  
21. money. This is a much broader definition now.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Rock.

24. SENATOR ROCK:

25. Well, that...that is merely one Section with which  
26. the Senator and I differ on its interpretation. In  
27. addition to that on page 6, we are now saying in  
28. addition to the remedies provided herein the Attorney  
29. General may request and the court has authority to im-  
30. pose a civil penalty...penalty in a sum not to exceed.  
31. \$50,000. That's press release material. Why do we  
32. need a fine of \$50,000 for a violation of the, they  
33. don't call it the Consumer Fraud Act anymore under this

1. bill, it's the Consumer Fraud and Deceptive Business and  
2. Practices Act. Ladies and Gentlemen of the Senate, I  
3. think that if a substantial revision is called for in the  
4. Consumer Fraud Act, it should be the subject of a great  
5. deal of Committee study. This bill was given neither that  
6. kind of study nor frankly any kind of study in both the  
7. House and the Senate Judiciary Committees. This is a per-  
8. fect subject for a subcommittee to study this. I think  
9. the bill is inartfully drawn, the people who testified  
10. from the office of the Attorney General were frankly not  
11. familiar enough with the provisions to answer certain  
12. questions and I think at this time we should vote no.  
13. PRESIDING OFFICER (SENATOR WEAVER):

14. Any further discussion? Senator Sours may close de-  
15. bate. The question is shall HB 1548 pass and upon  
16. that question the Secretary will call the roll.  
17. SECRETARY:

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

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Merritt, aye. Knuepfer, aye. Senator Sours.  
30. SENATOR SOURS:

31. Would you please call the absentees.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. The absentees will be called.



1. SECRETARY:

2. Bruce, Carroll, Chew, Conolly, Course, Daley,  
3. Dougherty, Kenneth Hall, Hynes, Johns, Keegan, Knuppel,  
4. Kosinski, Latherow, McCarthy, Netsch, Newhouse,  
5. PRESIDING OFFICER (SENATOR WEAVER):

6. For what purpose does Senator Harris arise?

7. SENATOR HARRIS:

8. Mr. President, there is some confusion in the  
9. way the absentees are being called here and since many  
10. of us are not completely familiar with the roll call,  
11. I wonder if it might not be in order, in order to simplify  
12. and make understandable the point that is...attempting to be  
13. achieved here and this is the question of having the  
14. absentees polled that the Secretary might more effectively  
15. spell, might more effectively spell...

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator...Senator Rock.

18. SENATOR HARRIS:

19. ...of members so...

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Excuse me, President Harris, Senator Rock seeks  
22. recognition.

23. SENATOR ROCK:

24. A point of order. We are on roll call. I would  
25. request that the Secretary continue with the call of the  
26. absentees.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. The Secretary will continue with the roll call.

29. SECRETARY:

30. Netsch, Newhouse, Nudelman, Palmer,

31. PRESIDING OFFICER (SENATOR WEAVER):

32. For what purpose do you arise Senator Walker.

33. SENATOR WALKER:

1. I had a conversation going on to my right here and...  
2. it's still going on. Now, he's talking to the gallery.  
3. If I could have a little...  
4. PRESIDING OFFICER (SENATOR WEAVER):  
5. Let's have a little order Gentlemen.  
6. SENATOR WALKER:  
7. ...broken up and that one down there and get Glass  
8. in his seat and Roe in his seat and Scholl in his seat  
9. and Mitchler down...  
10. PRESIDING OFFICER (SENATOR WEAVER):  
11. Mr. Secretary.  
12. SENATOR WALKER:  
13. I...I actually didn't hear...  
14. PRESIDING OFFICER (SENATOR WEAVER):  
15. Senator Walker.  
16. SENATOR WALKER:  
17. ...what Senator Rock had to say awhile ago and could  
18. I, what was that Senator Rock.  
19. PRESIDING OFFICER (SENATOR WEAVER):  
20. Senator Walker. Senator Walker. The Secretary will  
21. continue the roll call.  
22. SECRETARY:  
23. Romano, Saperstein, Savickas, Soper, Sours, Swinarski,  
24. Vadalabene, Welsh.  
25. PRESIDING OFFICER (SENATOR WEAVER):  
26. For what purpose does Senator Mitchler arise?  
27. SENATOR MITCHLER:  
28. Well, Mr. President, I wanted to rise on a point of  
29. personal privilege because in the gallery behind me...  
30. PRESIDING OFFICER (SENATOR WEAVER):  
31. You're out of order Senator. Senator. Senator Partee.  
32. SENATOR PARTEE:  
33. Now, we've gotten along pretty good this year and this

1. kind of thing has to stop or we're not going to pass any-  
2. thing in here. And I'm telling you. Now, if you want to  
3. take time to get members back we can do it on this side  
4. too. I've stopped these kind of filibusters over here and  
5. by golly you ought to do it over there.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Sours.

8. SENATOR SOURS:

9. Well, I...I want to go on record, I've had no part of  
10. this, Senator Partee, I've sat, I've stood here mute. Now,  
11. what we'll do, we'll just make the proper request to post-  
12. pone consideration and pass it this afternoon.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Sours...asks that HB 1548 be placed on the  
15. order of postponed consideration. So Ordered. 1556.

16. Senator Netsch. Senator Netsch on the Floor? 1556,  
17. Senator Netsch?

18. SECRETARY:

19. HB 1556 (Secretary reads title of bill)  
20. 3rd reading of the bill.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Netsch.

23. SENATOR NETSCH:

24. Mr. President...Mr. President, the bill deals only  
25. with one part of the so-called circuit breaker, the  
26. definition of gross rent. It was amended yesterday in  
27. accordance with a suggestion from the Republican side  
28. and approved by Senator Clarke. It is intended to  
29. simplify the statutory definition of gross rent so that  
30. the elderly people who file for this form of relief  
31. are better able to handle the application. The Depart-  
32. ment of Revenue supported the bill and...indicated that  
33. it would make the administration much easier for them.

1. because of the fact most of the applications presently  
2. being formed ...presently being filed have not deducted  
3. the amount attributable to utilities and certain other  
4. items. The Revenue loss will be insignificant, prob-  
5. ably negligible, according to the Department of Revenue.  
6. They feel it will make their job considerable easier and  
7. it will also make it much easier for the people who file  
8. the forms.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Is there any discussion? Senator Clarke.

11. SENATOR CLARKE:

12. I'd just like to second what the Senator said that  
13. this amendment clarifies it. That I think this is a good  
14. bill and should be voted out.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Any further discussion? The question is shall HB 1556  
17. pass and upon that question the Secretary will call the  
18. roll.

19. SECRETARY:

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

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Bartulis, aye. Course, aye. Donnewald, aye.  
32. Mo...Howard Mohr, aye. Hynes, aye. On that question  
33. the ayes are 46 and the nays are none. HB 1556 having

1. received the constitutional majority is declared passed.  
2. 1491, Senator Sours.

3. SECRETARY:

4. HB 1491 (Secretary reads title of bill)  
5. 3rd reading of the bill.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Sours.

8. SENATOR SOURS:

9. Mr. President, Senators, this is the House version  
10. of the Peoria Civic Center Authority Act. You may remember,  
11. I had a bill I sponsored in this Chamber that passed the  
12. Senate and is now in the House. I will tell you the  
13. difference between them. My bill had a front-door  
14. referendum on spending the first penny, even for the seed  
15. money even for the preliminary...requirements. This is  
16. the same as my bill except for the preliminary expenses  
17. there is no referendum, and that includes preliminary  
18. expenses for architectural, engineering, accounting, legal,  
19. and so forth without a referendum a tax that will produce  
20. an aggregate amount not exceeding \$300,000. The tax need  
21. not be levied in one year but may be levied over a ten  
22. year period. Other than that, this is, if not identical,  
23. very similar to the one we already passed. I'd appreciate  
24. its passage.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Is there any discussion? The question is shall  
27. HB 1491 pass and upon that question the Secretary will  
28. call the roll.

29. SECRETARY:

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

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

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Knuppel, aye. Dougherty, aye. Daley, aye. Bruce,  
9. aye. Johns, aye. Buzbee, aye. Netsch, aye. Sours,  
10. aye. Regner, aye. Romano, aye. Kosinski, aye. On that  
11. question the ayes are 44 and the nays are none. HB 1491  
12. having received the constitutional majority is declared  
13. passed. 1465.

14. SECRETARY:

15. HB 1465 (Secretary reads title of bill)  
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Nimrod.

19. SENATOR NIMROD:

20. Yes, Mr. President, this ...bill, all it does is  
21. transfers...it simplifies the form and transfers the  
22. program from local government to the Department of  
23. Transportation who already administers this...anyway.  
24. And it makes the payment schedule on a quarterly basis  
25. rather than on an annual basis. This helps both the  
26. companies and the Department of Transportation. ...

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Partee.

29. SENATOR PARTEE:

30. Well, I'm given to understand that over in the  
31. House, the Department of Transportation's budget has  
32. been substantially cut and that they are going to  
33. appropriate on a quarterly basis for the...on a

1.        trimester basis, every four months, for that Department.  
2.        Now, what would be the effect and impact on this bill on  
3.        that fact and consideration. In other words, I am asking  
4.        this. Has the Department of Transportation the money and  
5.        the funding and facilities to handle this, if their bud-  
6.        get is only offered on a four-month basis?

7.        PRESIDING OFFICER (SENATOR WEAVER):

8.                Senator Nimrod.

9.        SENATOR NIMROD:

10.               Well, if it were given them on a quarterly basis as  
11.               they're doing there, this would go right in line with  
12.               what's being done here and they will be paying this out  
13.               on a quarterly basis rather than an annual basis.

14.        SENATOR PARTEE:

15.               Well, does this bill say that?

16.        SENATOR NIMROD:

17.               Yes, it does.

18.        SENATOR PARTEE:

19.               That'll be paid out on a quarterly basis?

20.        SENATOR NIMROD:

21.               Yes, sir.

22.        PRESIDING OFFICER (SENATOR WEAVER):

23.               Is there further discussion? The question is shall  
24.               HB 1465 pass and upon that question the Secretary will  
25.               call the roll.

26.        SECRETARY:

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

1. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,  
2. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,  
3. Weaver, Welsh, Wooten, Mr. President.
4. PRESIDING OFFICER (SENATOR WEAVER):
5. Smith, aye. Kenneth Hall, ayè. Romano, aye.  
6. Kosinski, aye. Buzbee, aye. Daley, aye. Scholl, aye.  
7. Rock, aye. Carroll, aye. Johns, aye. Shapiro, aye.  
8. Dougherty, aye. Donnewald, aye. On that question the  
9. ayes are 44 and the nays are none. HB 1465 having  
10. received the constitutional majority is declared passed.  
11. 495.
12. SECRETARY:
13. HB 495 (Secretary reads title of bill)  
14. 3rd reading of the bill.
15. PRESIDING OFFICER (SENATOR WEAVER):
16. Senator Nimrod.
17. SENATOR NIMROD:
18. Yes, Mr. President, fellow Senators, ...this bill is  
19. a bill which provides money...to the Department of Trans-  
20. portation for the amount that was left out of their budget  
21. because the United Motor Coach, at the time when the bud-  
22. get was drawn up, was contemplated to be sold and it was not  
23. and has not and what will happen now is that they will not  
24. get any reimbursement or not...care for the children which  
25. they have been carrying on this program for the transportation  
26. of children. So, this money is needed in that amount to be  
27. in that particular position to take care of them since they  
28. were left out of the original group. I'd be happy to...  
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Is there any discussion? The question is shall HB 495  
31. pass and upon that question the Secretary will call the roll.
32. SECRETARY:
33. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,



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

10. PRESIDING OFFICER (SENATOR WEAVER):

11. On that question the ayes are 44 and the nays are none.  
12. HB 495 having received the constitutional majority is  
13. declared passed. 1428, Senator Hall. Senator Kenneth Hall.

14. SECRETARY:

15. HB 1428 (Secretary reads title of bill)  
16. 3rd reading of the bill.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Kenneth Hall.

19. SENATOR KENNETH HALL:

20. ...Thank you, Mr. President and Members of the Senate.  
21. This bill...is now in line with, as you see on the Calendar,  
22. and it amends the Vehicle Code and ...it changes from \$8 to  
23. \$4 the driver's license fees of persons 65...69 years of age  
24. or over. I'd like your most favorable support.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Is there any discussion? Senator Partee.

27. SENATOR PARTEE:

28. What is the tax loss on the passage of this bill?

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Hall.

31. SENATOR KENNETH HALL:

32. One minute, I'll get it for him.

33. SENATOR PARTEE:

34. While you're looking for your papers, Senator Course

1. told me that it's very minimal so you don't have to answer  
2. the question.  
3. SENATOR KENNETH HALL:  
4. Thank you.  
5. PRESIDING OFFICER (SENATOR WEAVER):  
6. Any further discussion? The question is shall...HB 1428  
7. pass and upon that question the Secretary will call the roll.  
8. SECRETARY:  
9. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,  
10. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
11. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth  
12. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,  
13. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard  
14. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,  
15. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,  
16. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,  
17. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,  
18. Weaver, Welsh, Wooten, Mr. President.  
19. PRESIDING OFFICER (SENATOR WEAVER):  
20. On that question the ayes are 50 and the nays are none.  
21. HB 1428 having received the constitutional majority is  
22. declared passed. 1440...1436.  
23. SECRETARY:  
24. HB 1436 (Secretary reads title of bill)  
25. 3rd reading of the bill.  
26. PRESIDING OFFICER (SENATOR WEAVER):  
27. Senator Kenneth Hall.  
28. SENATOR KENNETH HALL:  
29. Thank you, Mr. Chairman, Mr. President and Members of  
30. the Senate, this is a ...in the State there is a total of  
31. 24 Community Action Agencies in the State of Illinois that  
32. covers 53% of the geographical area of the State. And  
33. this bill puts them in line to where they can get the funds

1. that are available for them and Senator Davidson put an  
2. amendment on that brought it into conformity. And so  
3. I was happy to accede to the amendment and I would like  
4. your most favorable support.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Is there any discussion? Senator Walker.

7. SENATOR WALKER:

8. Thank you, Mr. President, Members of the Senate, the ...  
9. I'll be as brief as possible, the practical effect of this  
10. bill would be that State government would pick up the  
11. financing and the administration of programs that the  
12. Federal government is attempting to eliminate because  
13. they have wasted taxpayers money and have not noticeably  
14. improved the lot of the poor people. Probably the only  
15. beneficiaries of the Johnson war on poverty were the con-  
16. sultants, the bureaucrats and other middle men who tried  
17. to help poor people through an effort now universally  
18. discredited by people of all political philosophies. If  
19. you'll remember reading back in the last two or three years  
20. about where some of these funds were going, I think you'll  
21. agree with this statement. ...All HB 1436 does is...an  
22. endeavor to pick up someone elses failures. It would per-  
23. mit counties and municipalities to use their share of  
24. Federal revenue sharing to finance these Community Action  
25. Agencies. I think it's a bad bill and I'd urge that those  
26. of you that are so inclined would oppose the bill. Thank  
27. you.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Davidson.

30. SENATOR DAVIDSON:

31. Mr. President, Ladies and Gentlemen of the Senate, I'd  
32. like to rise in support of this bill with the amendment  
33. which I put on this morning which struck Section 2 which

1. removes any of the 3.7 million dollars that would have been  
2. gone to this organization through the Federal revenue sharing  
3. of the State. An amendment which Senator Hall adopted.  
4. The Community Agency Action Agencies have a legal method  
5. by the passage of this if the townships want to help them  
6. and our area, they've done an excellent job. Fifteen out  
7. of twenty-seven townships have already passed resolution  
8. in support and will help this organization. And I'd  
9. appreciate a favorable roll call.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Nimrod.

12. SENATOR NIMROD:

13. Yes, would the sponsor yield to a question?

14. PRESIDING OFFICER (SENATOR WEAVER):

15. He indicates he will.

16. SENATOR NIMROD:

17. Do I understand that...you are looking for new State  
18. grants rather than revenue sharing funds that you already  
19. have for this?

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Hall.

22. SENATOR KENNETH HALL:

23. Senator, that...this authorizes counties, cities and  
24. townships Boards to authorize use of funds.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Nimrod.

27. SENATOR NIMROD:

28. To authorize use of what?

29. SENATOR KENNETH HALL:

30. None of your marked type money is to go to such a  
31. Community Action Agency.

32. SENATOR NIMROD:

33. Well, I think that we already have a guideline that

1. comes out with the Federal Revenue Sharing Act of 1972 that  
2. lists those categories and those areas where...States may  
3. use that money...I mean, agencies receiving Federal sharing  
4. funds could use those for. Why do we have to provide some  
5. special...powers for them to get at. Now, if it's outside of  
6. the area which the Federal government going to give that  
7. money for, why are we passing something different?

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Hall.

10. SENATOR KENNETH HALL:

11. Well, Senator, it simply provides for the Governor's  
12. Office of Human Resources to distribute State funds for  
13. Community Action Agencies. It allows for \$3 per person  
14. grant for family members who are in the poverty bracket  
15. and an additional \$1 grant for every \$1 Federal grant.  
16. So this, and with Senator Davidson's amendment on it, it  
17. cuts it back to where they just simply get the \$30,000  
18. for one grant.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Any further discussion? Senator Nimrod.

21. SENATOR NIMROD:

22. Is this...program going to be any assistance to  
23. CAP, Citizens Action Party.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Hall.

26. SENATOR KENNETH HALL:

27. Not that I know of... I...I can't honestly answer  
28. that one Senator.

29. SENATOR NIMROD:

30. It...It doesn't make sense then if we are...what we're  
31. doing then is taking State Revenue Sharing Funds and  
32. earmarking them for something that they were not intended  
33. for.

1. PRESIDING OFFICER (SENATOR WEAVER):  
2. Any further question. Senator Nudelman.  
3. SENATOR NIMROD:  
4. Question.  
5. PRESIDING OFFICER (SENATOR WEAVER):  
6. You're asking a question?  
7. SENATOR NIMROD:  
8. Yes.  
9. PRESIDING OFFICER (SENATOR WEAVER):  
10. Did you understand the question, Senator Hall.  
11. SENATOR NUMROD:  
12. Are we taking State's Revenue Sharing funds and  
13. earmarking them or allowing them to be used for some-  
14. thing that they were not intended for?  
15. PRESIDING OFFICER (SENATOR WEAVER):  
16. Senator Hall.  
17. SENATOR KENNETH HALL:  
18. No, no I'm sure you're wrong there Senator. No  
19. we're not doing that.  
20. SENATOR NIMROD:  
21. Well, then if we're not, we don't need a bill because  
22. you already have the power to do that. Now, if you're  
23. asking for a bill to be passed, you're asking for some  
24. power to do something and by doing something then you are  
25. giving some power to...to do something the Federal said  
26. you couldn't do with these monies or didn't provide for it.  
27. If they had provided for it, if you stay within the guide-  
28. lines of what they were we wouldn't need a bill.  
29. PRESIDING OFFICER (SENATOR WEAVER):  
30. Senator Nimrod your time has expired. Senator Nudelman.  
31. SENATOR NUDELMAN:  
32. Thank you, Mr. President, would the Senator yield for  
33. a question?

1. PRESIDING OFFICER (SENATOR WEAVER):

2. He indicates that he will.

3. SENATOR NUDELMAN:

4. Senator ...Senator Hall could you tell us some of the  
5. organizations which...which would...this would apply to?

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Hall.

8. SENATOR KENNETH HALL:

9. ...I'll be happy to do that, in the meantime Senator  
10. Davidson wanted to answer ...a question or two.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Whose question? Senator Nimrods'. Senator Davidson  
13. did you...?

14. SENATOR DAVIDSON:

15. The only question was he raised was the Attorney  
16. General Scott issued an Attorney General's Ruling that  
17. there had to be a mechanism changed so that this...these  
18. agencies, not only this agency but other agencies, could  
19. receive funds from townships or any of the local munici-  
20. palities if they so desired voluntarily to help fund them.  
21. And this part of...only creates the legal mechanism that  
22. the Attorney General's Ruling asks for so that if they  
23. did desire to participate, they could.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Nudelman you asked Senator Hall a question.  
26. Senator Hall.

27. SENATOR KENNETH HALL:

28. Yes, in...in answer to Senator Nudelman now, we have  
29. here the Central Illinois Economic Development Corporation,  
30. the City of Peoria Citizens Committee of Economic Opportunity,  
31. the Cook County OEO, Decatur-Macon County Opportunity  
32. Corporation, the Economic Opportunity Commission of St. Clair  
33. County, the Embarrass River Basin...Agency of Economic

1. Opportunity, the Illinois Valley Economic Corporation,  
2. the Joliet-Will County CAP, the Kankakee Land Inc., the  
3. Kane County Council for Economic Opportunity, the Lake  
4. County, Kaskaskia, Madison County Economic Opportunities,  
5. Northwestern Illinois, the CCUO, Project Now, Shawnee  
6. Development Council, Tri-Counties Opportunities Council,  
7. Springfield-Sangamon County, Vermilion County Citizens  
8. Action Committee for Economic..., the CEF Economic Council,  
9. the Wabash Area Development, the Western Egyptian Economic  
10. Opportunity Council, and the Rockford Area. These are  
11. all some of the...

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Nudelman does that answer your question?  
14. Any further discussion? The question is shall HB 1436  
15. pass and upon that question the Secretary will call the  
16. roll.

17. SECRETARY:

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

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Netsch, aye. Knuepfer, aye. Scholl, aye. Johns, aye.  
30. Senator Savickas on the Floor? On that question the ayes  
31. are 32. The nays are 5. HB 1436 having received the  
32. constitutional majority is declared passed. Senator Bruce  
33. moves to reconsider. Senator Hall moves to Table. All in



1. favor signify by saying aye. Opposed nay. Motion carries.

2. Senator Savickas on the Floor? ...Course, 1580.

3. SECRETARY:

4. HB 1580 (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Course.

8. SENATOR COURSE:

9. Thank you, Mr. President, Members of the Senate, HB 1580  
10. amends the Illinois Vehicle Code. What this does, is it pro-  
11. vides that when a...second division...a vehicle of the  
12. second division is disabled on a controlled excess highway  
13. within an urban district the warning devices at night and  
14. flags during the day be set in front and behind the vehicle.  
15. Now, this is a recommendation by the Motor Vehicle Laws  
16. Commission. The State Police...police support this and the  
17. Department of Transportation. I would appreciate a favor-  
18. able roll call.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion? The question is shall HB 1580  
21. pass and upon that question the Secretary will call the  
22. roll.

23. SECRETARY:

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

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Bruce, aye. Newhouse, aye. Scholl, aye. On that  
3. question the ayes are 44. The nays are none. HB 1580  
4. having received the constitutional majority is declared  
5. passed. 1573, Senator Savickas.

6. SECRETARY:

7. HB 1573 (Secretary reads title of bill)  
8. 3rd reading of the bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Savickas.

11. SENATOR SAVICKAS:

12. Yes, HB 1573, provides definitions...in the Private  
13. Employment Agency Act on when the ...job order is void,  
14. referral slips are void, defines acceptance and defines...  
15. where an employment agency must furnish a copy of ...of  
16. the form to the applicant and the...defines what is a  
17. violation. I would appreciate your favorable support on  
18. 1573.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion? The question is shall HB 1573  
21. pass and upon that question the Secretary will call the roll.

22. SECRETARY:

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

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Palmer, aye. Hynes, aye. Nimrod, aye. Scholl, aye.  
2. Sommer, aye. On that question the ayes are 45 the nays are  
3. none. HB 1573 having received a constitutional majority is  
4. declared passed. 1574.  
5. SECRETARY:  
6. HB 1574 (Secretary reads title of bill)  
7. 3rd reading of the bill.  
8. PRESIDING OFFICER (SENATOR WEAVER):  
9. Senator Savickas.  
10. SENATOR SAVICKAS:  
11. Yes, Mr. President, Members of the Senate, ...HB 1574  
12. would require that applicants for Employment Counselor's  
13. License successfully complete a written examination ...  
14. conducted by the Department of Labor. I would appreciate  
15. your favorable support on this.  
16. PRESIDING OFFICER (SENATOR WEAVER):  
17. Is there any discussion? The question is shall HB 1574  
18. pass and upon that question the Secretary will call the roll.  
19. SECRETARY:  
20. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,  
21. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,  
22. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth  
23. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,  
24. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard  
25. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,  
26. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,  
27. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,  
28. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,  
29. Weaver, Welsh, Wooten, Mr. President.  
30. PRESIDING OFFICER (SENATOR WEAVER):  
31. Palmer, aye. Partee, aye. On that question the ayes  
32. are 45. The nays are none. HB 1574 having received the  
33. constitutional majority is declared passed. 1584.

1. SECRETARY:

2. HB 1584 (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Davidson.

6. SENATOR DAVIDSON:

7. Mr. President, and Ladies and Gentlemen of the Senate,  
8. the synopsis on the Calendar is incorrect on this bill.  
9. The bill does have a dollar limit and we just concurred  
10. this morning on amendment from the House on SB 428 which  
11. would make the downstate's Teachers Pension and way of  
12. widow's and children's survivors and the Chicago Pension  
13. together. They amended the Chicago down to be equal with  
14. the downstate, but it was based on the passage of this  
15. bill because the dollar limit in this bill are identical  
16. to the ones we concurred in so the Chicago and downstate  
17. too would be the same. I would appreciate a favorable  
18. roll call.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion? Senator Berning.

21. SENATOR BERNING:

22. Thank you, Mr. President. I agree that there has been  
23. an amendment to another bill which essentially brings them  
24. into conformity, however, HB 1584 a pension bill which in-  
25. cidentally somehow never got to the Pension Committee but  
26. wound up in Education and did come out from Education with  
27. a Do Pass, is a measure which is disapproved by the Pension  
28. Laws Committee. This is another example, in my opinion, of  
29. the continuing leapfrogging activity that we have been con-  
30. fronted with all year long by the various competing Pension  
31. Laws Funds. In my opinion, this bill either ought to be  
32. defeated or at the very least, sent back to the Pension  
33. Committee to be held for...additional work and study along

1. with a couple of others that we have so that we do not  
2. continue what is a unfortunate procedure in constantly  
3. amending these Acts by piecemeal activity rather than  
4. establishing a uniformity that we can then justifiably  
5. base any change on for all of them in a uniform measure.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Any...

8. SENATOR BERNING:

9. With that, Mr. President, I respectfully suggest that  
10. this bill ought to be defeated.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Harber Hall.

13. SENATOR HARBER HALL:

14. I also rise to oppose this bill, Mr. President, I  
15. was in New York City a few months ago and I picked up the  
16. local paper there and I was informed by reading the story that  
17. the State Comptroller of New York says that they are going  
18. to be in very dire straits because of the New York Pen-  
19. sion Fund wherein the State of New York has to appropriate  
20. 25% of their budget to pension funds alone. We're getting  
21. that way in the State of Illinois and this year we've, on  
22. the Personnel and Pensions Committee, we've tried to retain  
23. integrity with the Pensions Laws Study Commission and defeat  
24. broadening pension rights and costs, obviously costs. And  
25. this one did not come to that committee. I would suggest  
26. that we do defeat this bill and let the Pension, Personnel  
27. and Pensions Committee study it and if it merits the warrants  
28. that the sponsors claim for it why it should get through  
29. but, other than that, it would seem that...right now the  
30. Pension Laws Study Commission says it would not satisfy  
31. them and they are opposing it and I hope this Body would  
32. do likewise.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Any further discussion? Senator Davidson may close  
2. debate.

3. SENATOR DAVIDSON:

4. Mr. President, I'd like to urge all of you to vote  
5. for this. This is...it does exactly what I said when we  
6. concurred on SB 429...428. This will make both levels the  
7. same. This fund is funded by a 1% contribution out of  
8. salaries by the employees and with the increase in salaries  
9. the 1% contribution has been greater. The reserves have  
10. been increased. There has been no change to give any cost  
11. of living...this won't even bring up the cost of living  
12. over the past five years since there was any change for  
13. the widows and the survivors of someone who has died. This  
14. only pertains to the widows and children and I urge a  
15. favorable roll call because there is a dollar limit. They  
16. are now in con...in...with the passage of this, Chicago and  
17. downstate would be the same and I urge a favorable consideration.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. The question is shall HB 1584 pass and upon that  
20. question the Secretary will call the roll.

21. ACTING SECRETARY (MR. WRIGHT):

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

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Netsch, aye. Donnewald, aye. Partee, aye. Hall, no...

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1. Kenneth...or Harber Hall, no. Latherow, aye. Request
2. to call the absentees. The absentees will be called.
3. ACTING SECRETARY (MR. WRIGHT):
4. Chew, Clarke, Conolly, Course, Daley, Dougherty,
5. Fawell, Glass, Graham, Keegan, Kosinski, Don Moore,
6. Nimrod, Nudelman, Ozinga, Palmer, Regner, Rock, Romano,
7. Saperstein, Savickas, Shapiro, Soper, Sours, Welsh,
8. Wo...Mr. President.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. HB 1584 will be placed on the order of postponed
11. consideration at the sponsor's request. 1588, Senator
12. Newhouse.
13. ACTING SECRETARY (MR. WRIGHT):
14. HB 1588 (Secretary reads title of bill)
15. 3rd reading of the bill.
16. PRESIDING OFFICER (SENATOR WEAVER):
17. Senator Newhouse.
18. SENATOR NEWHOUSE:
19. Thank you, Mr. President and Senators. ...Senator
20. Mitchler, okay, go ahead. Senators is referred to...this
21. is a bill that does just this. In assessing taxes on
22. what was once farmland or what still may be farmland,
23. there are two methods of assessment used, one if that
24. land is going to be used for farming purposes which is
25. a fairly low assessment. Another if the land is going
26. to be used or sold for commercial purposes. Now the
27. general practices as I understand it among assessors
28. is that if a ...a property that was once a farm is sold
29. for commercial purposes, they are able to roll back and
30. assess its evaluation for the three previous years at a
31. commercial rate so that there won't be a cost to the
32. community by virtue of it having been assessed as farmland.
33. Now, what is happened is that this has been applied to

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1. farmland in excess of 40 acres. But there are an awful lot  
2. of truck farmers, small farmers who would fall under the  
3. purview of this bill and if they fell within the purview of  
4. this bill, the taxes will be compensatory for them. So the  
5. bill has been amended down to include farms of 10 acres or  
6. more which would include the farm...farm acreage. Now,  
7. ... that's what the bill does. ...Senator Mitchler had a  
8. ...since yesterday...an amendment that we discussed this  
9. morning and I would yield the Floor for him to make the...  
10. proposal that he proposes to make.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Mitchler.

13. SENATOR MITCHLER:

14. Well, the amendment that I proposed to Senator Newhouse  
15. and he was very congenial and nice about coming over and  
16. discussing it was the fact that when originally Senator  
17. Fawell introduced this bill and had this theory approved  
18. of by the Legislature. I remember that Senator Fawell had  
19. the 40 acres put on. Now, what has happened is this.  
20. For example, the City of Aurora, west side, fast growing  
21. area, what was farmland and was known as the Raymer Farm  
22. out just west of Edgelawn Avenue, this area the land is  
23. now selling for development like Osco's and Jewel Drugs  
24. for a dental clinic, for a medical clinic and around for  
25. \$75,000 an acre. But, yet, there's a large portion of  
26. that Raymer Farm that is still in corn and everyone  
27. knows that eventually it will be subdivided and either  
28. put into homes or industrial development. Now, what is  
29. being done is that these parcels of corn land is broken  
30. up into parcels of less than 40 acres and the person that  
31. owns it at assessment time can go to the Supervisor of  
32. Assessment and say, look now this is farmland, this is  
33. not industrial or...or residential. And it is farmland.



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1. It's been farmland every since year one. So the Supervisor  
2. of...Assessment gives them a lower assessment and assess it  
3. as farmland. And I see no objection to that, but what happens  
4. when they do sell the land, they are not obligated as has  
5. been those parcels of land over 40 acres and now down to  
6. 10 acres to give a 3-year back payment to whoever in the  
7. cost of that back payment, it'll come from either the  
8. purchaser or seller to the local taxing districts. Now,  
9. what'll happen if you just limit it to 10 acres. I think  
10. that they'll just split those parcels up into less than  
11. 10 acres and you have a bunch of 9 acre plots. And, again,  
12. they'll be avoiding this kickback. Now, if the kickback  
13. is going to be good and I believe in it, I think Senator Fawell  
14. had good legislation, I supported it then and I support it  
15. now. I can live with 10 acres just like I lived with 40  
16. acres and everybody else can but I think it would be proper  
17. if the 10 acres were eliminated entirely and that where this  
18. principal applied would be applied to everybody and not only  
19. those that had 10 acres or more. And that was the amendment  
20. I suggested. Now if it makes sense, let's adopt it. If  
21. it doesn't, nobody's going to get hurt and the world's going  
22. to continue to turn.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Newhouse, what's your pleasure on 1588?

25. SENATOR NEWHOUSE:

26. ...Mr. President...I wanted to give Senator Mitchler  
27. the courtesy of explaining what he wanted to do to this Body.  
28. I...I would not call it back for an amendment that I  
29. would like to vote it up or down the way it is. ...The  
30. reason is that...it's come over here from the House and  
31. I wouldn't want to send it back to sponsor in this fashion,  
32. other than...than the fashion in which he sent it. I  
33. understand Senator Mitchler's objection. There are going

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1. to be the...there answer to that would be however that  
2. in this specific case what he's talking about is an  
3. assessor who is not really doing his job and you're  
4. going to find that in almost any case. So that would  
5. be my response to the request.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Schaffer.

8. SENATOR SCHAFFER:

9. I rise in support of this bill without any amendment.  
10. Those of you from the City of Chicago and the suburbs who  
11. remember the little truck farms who used to be located  
12. out around Des Plaines and Mt. Prospect and the comparable  
13. areas all around the city. Well, those truck farms are now  
14. located a little further away from the city out in my area  
15. and...we have many very viable...25, 20 and even 15 acre truck  
16. farms for legitimate farmers who have already been in most  
17. cases driven from the city because of...increasing land  
18. values once. And I suspect as progress sweeps outward from  
19. the city, will be driven off those farms again. But I don't  
20. think that we should ...encourage this. I think that...  
21. these small farmers should be allowed to continue until  
22. such a time as the obvious has to happen and that land is  
23. subdivided. I think by...forcing them off the land we...  
24. we will increase development far faster than we can simulate  
25. it and plan for it. I think it's a good bill. I have some  
26. local situations in my district where this...without this bill  
27. there will be a considerable amount of hardship and ...I rise  
28. in support of this bill.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Any further...Senator Knuepfer.

31. SENATOR KNUEPFER:

32. Well, Senator Fawell's bill had one virtue that was  
33. just a fat-cat bill. ...As we get increasingly down in

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1. size in terms of the scope of...acreage,...and I suspect  
2. from 10 acres someone will decide that one acre is a good  
3. idea at another time. You've got to realize that you're  
4. doing, you...you're making the possibility and potential  
5. for an investment for somebody immensely improved. When  
6. you save in a suburban...suburban area, when you keep the  
7. taxes at the normal rate, you are eventually forcing that  
8. land into development and I think everybody recognizes  
9. that. When you suggest, however, that the tax rate will  
10. be artificially diminished because we're going to classify  
11. it as something different, then you provide an immense,  
12. not only do you keep it out of development but you provide  
13. an immense possibility for someone with money to invest  
14. to hold it in that land waiting for the appreciation to  
15. take place and waiting for his capital gain to come about.  
16. ...I suggest to you that this, take Senator Fawell's bill  
17. principal a little farther, it makes it possible for smaller  
18. plots of land now to be less...possible of being developed.  
19. ...That makes it possible for those who have money to it  
20. on that piece of property and someday take a very nice  
21. capital gain on the property. Now, if I grant you that  
22. it has the potential for slowing development. But in slowing  
23. development it also has the potential for making those who  
24. use this as a means of investment...some potentially very  
25. happy and enriching development. I...I really think this  
26. is an undesirable concept and if you want to take it to  
27. the nth degree, take it to the same kind of concept on a  
28. single family lot and see what happens to your single  
29. family lots in terms of turnover.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Course.

32. SENATOR COURSE:

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

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1. this isn't the first bill introduced in this Session of  
2. Legislature, Ladies and Gentlemen, it's I believe the  
3. third bill and we thought Senator Schaffer did have a  
4. good bill. And we put his bill out Do Pass. But now we  
5. are cutting this green belt area down to 10 acres and  
6. what's going to happen here, a speculator will come along,  
7. lease the property out for a farm, keep it as Senator  
8. ...Knuepfer said for five, ten years until the land appreciation  
9. and value probably ten, twelve times, claim the tax deduction  
10. and then sell it at a tremendous profit. Now, it isn't the  
11. farmer who is benefitting in this, it's the land speculator  
12. and this is what we're opposed to. And as Senator...Knuepfer  
13. pointed out all of a sudden we're going to be down to one  
14. acre. And it was brought to my attention, well I can plant  
15. a fruit tree in my backyard and claim the...exemption under  
16. the...this act. Now this is what could happen. Now, we're  
17. whittling away and whittling away, Ladies and Gentlemen,  
18. there is nothing wrong with the 40 acres tract. This gives  
19. the tax break to the...to the farmer who is actually  
20. conscientiously trying to farm and make a living out of the  
21. land. And he is granted this exemption. This is a bad  
22. piece of Legislation...Ladies and Gentlemen and I would  
23. suggest that the membership on this side of the aisle  
24. oppose it.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Harber Hall.

27. SENATOR HARBER HALL:

28. Briefly, I should vote present or yes for this bill but  
29. having been a tax official at one time I know the need  
30. to tax property at its fair market value and I did handle  
31. Senator Fawell's bill in the House several years ago and I  
32. supported the forty acres but this is ...too much of a  
33. break for the land speculators. I own a small piece of

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1. property, 18 acres a mile from the City limits of Bloomington  
2. on which we now farm but it ought to be taxed at whatever  
3. the fair market value is and not for projection purposes or  
4. investment purposes. I...I hope we'll defeat this one.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Fawell.

7. SENATOR FAWELL:

8. Well, it has...has been indicated the intent of the...  
9. green belt bill was to preserve the open space and not force  
10. prematurely land into developments. And I...I have some  
11. mixed emotions on this. I think, perhaps, the 40 acres  
12. has created some undue hardship and I think specifically  
13. as Senator Schaffer has pointed out that that is in regard  
14. to the truck farmers who are legitimate farmers who usually  
15. have tracts of land...that may be anywhere from 10 to 30  
16. acres, I understand. I would prefer really a 20 acre base  
17. here and I think that insofar as the truck farmers are  
18. concerned perhaps a specific amendment that can describe a  
19. truck farm operation and point out that insofar as they  
20. are concerned, being a legitimate farm operation, they...  
21. that...there could be a ...exception down to the 10 acre  
22. tract. But...I certainly would not agree with what  
23. Senator Mitchler has pointed out in ... in taking it  
24. all the way down because then anybody with a sideyard  
25. lot could simply put some...some...plant some radishes  
26. or a few trees and they qualify for the agricultural  
27. exemption and that would take us far out of the purview of  
28. the bill. ...In it's present, I think perhaps it is a  
29. bit too low and yet I do think we ought to try to help  
30. the truck farmers. I...I don't know if that helps any-  
31. body but you bear in mind too that nobody gains by this  
32. maneuver unless they're going to hold their real estate  
33. for at least four years because you've got roll back that's

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1. going to cause you to pay the fair cash market value of that  
2. land anyway for three years preceding...preceding the year  
3. of sale. So you gain nothing by taking this type of an  
4. assessment unless you have and dedicate yourself to a long-  
5. term holding the property. So, anybody who is in there for a  
6. quick profit over the night, investment or something of that  
7. sort, just two or three years holding, he's not going to  
8. gain by the...this particular bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Berning.

11. SENATOR BERNING:

12. Thank you, Mr. President, Members of the Body, obviously  
13. no piece of Legislation is going to be able to answer all  
14. and every objection. Certainly some investors may and I  
15. point out emphatically may achieve an advantage. This bill is  
16. essentially designed to help the little guy. This little  
17. individual who is operating a legitimate activity, agricul-  
18. tural activity, on a small plot of ground. As it is now,  
19. we are forcing him to divest himself of his property be-  
20. cause he cannot meet the taxes on the evaluation as imposed  
21. as a result of some nearby development. I submit this is  
22. grossly unfair. This is as much confiscation of private  
23. property as anything that you could conceive. The benefits  
24. far outweigh any disadvantages and I might submit that to a  
25. degree it will preserve a little longer some of the open  
26. spaces, the green areas, all of us would like to see pre-  
27. served without having to invest public monies in acquisition  
28. therefor. I would support this bill and urge a yes vote  
29. Mr. President.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Vadalabene.

32. SENATOR VADALABENE:

33. Well, thank you, Mr. President, I believe there's been

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1. enough discussion on this bill, I move the previous
2. question.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Senator Vadalabene moves the previous question. All
5. in favor signify by saying aye. Opposed, nay. Motion
6. carries. Senator Newhouse may close debate.
7. SENATOR NEWHOUSE:
8. You've heard the discussion, Gentlemen. I'd
9. appreciate a favorable roll call on the bill.
10. PRESIDING OFFICER (SENATOR WEAVER):
11. The question is shall HB 1588 pass and upon that
12. question the Secretary will call the roll.
13. ACTING SECRETARY (MR. WRIGHT):
14. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
15. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,
16. Dougherty, Fawell, Glass, Graham, Harber Hall, Kenneth
17. Hall, Hynes, Johns, Keegan, Knuepfer, Knuppel, Kosinski,
18. Latherow, McBroom, McCarthy, Merritt, Mitchler, Howard
19. Mohr, Don Moore, Netsch, Newhouse, Nimrod, Nudelman,
20. Ozinga, Palmer, Partee, Regner, Rock, Roe, Romano,
21. Saperstein, Savickas, Schaffer, Scholl, Shapiro, Smith,
22. Sommer, Soper, Sours, Swinarski, Vadalabene, Walker,
23. Weaver, Welsh, Wooten, Mr. President.
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Davidson, aye. Request...request for a call of the
26. absentees. The absentees will be called.
27. ACTING SECRETARY (MR. WRIGHT):
28. Bartulis, Chew, Conolly, Course, Daley, Donnewald,
29. Dougherty, Graham, Hynes, Johns, Keegan, Kosinski,
30. McBroom, McCarthy, Howard Mohr, Don Moore, Nimrod,
31. PRESIDING OFFICER (SENATOR WEAVER):
32. Bartulis, aye.
33. ACTING SECRETARY (MR. WRIGHT):

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1. Nudelman, Palmer, Regner, Romano, Saperstein, Soper,  
2. Vadalabene, Welsh.

3. PRESIDING OFFICER (SENATOR WEAVER) :

4. Vadalabene, aye. On that question, the ayes are 31.  
5. The nays are 5. One present. HB 1588 having received the  
6. constitutional majority is declared passed. 1610, Senator  
7. Sours.

8. ACTING SECRETARY (MR. WRIGHT) :

9. HB 1610 (Secretary reads title of bill)  
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR WEAVER) :

12. Senator Sours.

13. SENATOR SOURS :

14. ...Mr. President and Ladies and Gentlemen of the Senate,  
15. in the later months of the Ogilvie administration, there were  
16. established certain trauma centers all over the State of  
17. Illinois to endeavor to save lives by getting injured people  
18. to hospitals as quickly as possible by ambulance service,  
19. by helicopter, by the fastest means possible. It so happens  
20. the City of Peoria with its tremendously wonderful hospital  
21. complex representing about 60 million dollars of local  
22. people's money, I like to emphasize that, has a trauma  
23. center and frequently persons injured on the highway and  
24. other fortuitous accidents are brought to Peoria. They die  
25. in the County of Peoria perhaps in one of the local hos-  
26. pitals and this has resulted in a severe increase in the  
27. activity of ...our local Coroner and I am sure that would  
28. be true wherever trauma centers may be located from the  
29. Wisconsin line down to the confluence of the Mississippi  
30. and the Ohio, the Wabash to the Mississippi. Now this bill  
31. simply says that where there is a trauma center and the  
32. Coroner has this extra grisly business there may be em-  
33. ployed a Deputy Coroner who will be paid \$400 of his



1. salary per month. That is all the bill does. I'd like to  
2. see it pass.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Partee.

5. SENATOR PARTEE:

6. I just wanted to say that I think this is an excellent  
7. bill. I think about sometimes in my own life, my young  
8. brother's demise which came as a result of not having  
9. available the kind of medical attention that we now have. And  
10. in an accident this could happen to anyone passing through.  
11. We need, it seems to me, every possible kind of help,  
12. medical help, that could be given a person in terms of  
13. immediacy when there has been a serious accident. I would  
14. suggest that this is an excellent bill and it deserves  
15. your vote.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Rock.

18. SENATOR ROCK:

19. I...I too, rise in support and I would just ask the  
20. sponsor, what happened to its companion bill? I think  
21. which appropriated some amount of money, is that over here  
22. also?

23. SENATOR SOURS:

24. Senator, I don't handle the fiscal matters of my  
25. House members. They refer those fiscal matters...

26. SENATOR ROCK:

27. Okay.

28. SENATOR SOURS:

29. ...to other ...Senators.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Any further discussion? You wish to close, Senator  
32. or...? Okay. The question is shall HB 1610 pass and on  
33. that question the Secretary will call the roll.

1. ACTING SECRETARY (MR. WRIGHT):

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

12. PRESIDING OFFICER (SENATOR MOHR):

13. Scholl, aye. On that question the...the yeas are 44.  
14. The nays are 6. HB 1610 having received the constitutional  
15. majority is declared passed. 1628, Senator Knuepfer.

16. ACTING SECRETARY (MR. WRIGHT):

17. HB 1628 (Secretary reads title of bill)  
18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR MOHR):

20. HB 1628, Senator Knuepfer.

21. SENATOR KNUEPFER:

22. HB 1628 is not a novel idea insofar as some 35 other  
23. states already have this concept. What HB 1628 does is to  
24. put one member of the various student bodies of the uni-  
25. versities and junior colleges of this State on the Board of  
26. Directors or Board of Trustees, as the case may be. That  
27. student is a non-voting member so that he can participate  
28. in the discussions but not in the actual decision making.  
29. Further we have amended this to resolve the problems of  
30. quorums so that the absence of a group of students from a uni-  
31. versity or from a junior college will not jeopardize the  
32. possibility of having a quorum. Increasingly, there is  
33. concern that some colleges, some universities are run for

1. the administrations and for the faculty rather than for the  
2. student and the student has felt left out in the process...  
3. processes that govern his university. It is my feeling that  
4. students will act responsibly and that the possibility of  
5. being a member of their Board will improve that responsibility.  
6. On top of that, it will provide some feedback to those Boards  
7. that run the colleges as to what are the student's wishes and  
8. desires. It...it is my opinion that this not-novel concept  
9. in other states is an excellent one to introduce into the  
10. State of Illinois and I would certainly urge your support.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Netsch.

13. SENATOR NETSCH:

14. Mr. President, if I may add just a brief word of...  
15. personal observation with respect to the purpose of this  
16. bill. It's not entirely comparable but I think it's very  
17. close. ...I serve on a university faculty and we have had  
18. student members of the faculty participate in board meetings  
19. now for a period of several me...several years. As a  
20. matter of fact, they also participate on all of the com-  
21. mittees and I am convinced that it has been one of the best  
22. things that has happened to the law school in this case  
23. both for the students point of view and from the faculties  
24. point of view. It has immeasurably increased the extent  
25. to which we communicate with one another and the extent  
26. to which we understand one another's problems. I am con-  
27. vinced that in this form it will achieve the same purpose  
28. for the Boards of Trustees of the State universities.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Sours.

31. SENATOR SOURS:

32. I...I was wondering Senator Knuepfer a couple of  
33. wonderings. Are potential Board Members heavy taxpayers

1. are they, or are they the recipients of the bounty of the  
2. taxpayer?

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Knuepfer.

5. SENATOR KNUEPFER:

6. Senator I can only suggest to you that serving on any  
7. Board of Directors, appointive or elective on the part of  
8. any of our State boards, there are no financial qualifications.

9. ...You can be a poor man or a rich man, you can serve on a  
10. Board of Directors in an elective capacity.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Sours.

13. SENATOR SOURS:

14. I'm sure that's correct, but I...I still don't think  
15. that answers the question. I'd like to make these few  
16. comments about young people on college boards. I think  
17. the young people today, many of them, certainly never all  
18. of them, because we never have any categorically imperative  
19. on numbers, I think many of them have been handed educations  
20. almost to an extent where it has been self-defeating.  
21. We have seen in the last decade the time of the professional  
22. student and I'm thinking of one Mario Savivo who was out in  
23. the West Coast who stirred up a lot of fuss. Then there  
24. were some student leaders at Cornell and I still have the  
25. picture from the newspaper, walking out the front door of  
26. the Administration Building one of them had a carbine in  
27. his right arm. Now, it's no answer to say that that's gone.  
28. That...that's past. We don't have that now, We don't have  
29. it now because the little boys and little girls have  
30. found other things to keep them busy. I see no need for  
31. this bill. I'm not anti-young people. I'm not anti-children.  
32. I happen to have two decedents of my own which makes it  
33. possible for me to die without a will but, nevertheless,  
I don't think they add anything to any college board. And

1. when the good Senator on the faculty at Northwestern tells  
2. me that they exchanged notions, I'd like to remind myself of  
3. the time that Mae West was sitting across from...that great  
4. humorist who played in You Can't Cheat an Honest Man and  
5. a few other, W. C. Fields. And his name was Eustace P.  
6. McGargle and he sold notions and Mae blinked those drooping  
7. eyelids and said, Sir, just what are your notions. I see  
8. very little virtue. I don't think this bill is going to  
9. move this world any faster. It isn't...it isn't even going  
10. to bother to slow it down. It'll just be a zero and why  
11. we should be wasting or devoting that's probably a better  
12. verb, why we should be devoting time to such as inconse-  
13. quential nonentity as this bill, I'll never know and I'm  
14. not going to support it.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Hynes.

17. SENATOR HYNES:

18. Well, so that...so that we will not be wasting time  
19. on this inconsequential bill, I'll try to make my remarks  
20. brief. But I...I do think the remarks of the Senator from  
21. Peoria to a great extent argue in favor of the bill. I  
22. think this bill will go a long way toward opening up lines  
23. of communication that we do not presently have in our  
24. universities. I think it is going to be a very helpful  
25. thing once it is in operation in terms of the smooth  
26. operation of those schools and I am very happy to support  
27. the bill.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Newhouse.

30. SENATOR NEWHOUSE:

31. Thank you, Mr. Chairman, and I will be brief. I can  
32. be brief because Senator Hynes said one of the points ...  
33. made one of the points I would like to have made. I'd

1. just like to share with you very briefly an experience and  
2. I think it might provide an answer to Senator Sours' question  
3. about taxpayers. ...I spoke at the Commencement of the  
4. Community College of E. St. Louis the other night and among  
5. the pupils who were graduating were one public who had  
6. dropped out of school 28 years ago and who came back to  
7. complete her education at that institution who will now  
8. go on to Southern Illinois University at a...Edwardsville.  
9. Two of the other students and these are people I just talked  
10. to at random, were two young people who had opened up an  
11. auto repair shop before they had completed their course  
12. and were engaged in the business of auto repair at that  
13. time. To sum it up, in this class were an awful lot of  
14. adults who were working. The majority of them were adults  
15. who were working and were paying taxes. Now, it seems to  
16. me that there has been a very good approach made to what  
17. appears to me to be...not the kind of participation on  
18. the Board that would be ideal, that is a non-voting mem-  
19. bership. At first the suggestion was broached that in fact  
20. what would be good would be sort of an advisory panel of  
21. students made up of students from the various levels of  
22. college, such as, the four-year institutions where there  
23. are dormitories, the four-year institutions that are com-  
24. muter institutions and so forth. This was proposed because  
25. it was felt on the part of those students that it would  
26. give them a greater diversity from the total spectrum of  
27. the schools that are involved. I applaud their efforts in  
28. getting down to a one individual and I would hope that at  
29. some point there is an interchange between those on the  
30. Board who have voting memberships and that it will avoid  
31. the kind of situation that the Senator suggested before.  
32. This is a good bill. I'd like to support it.  
33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Vadalabene.

2. SENATOR VADALABENE:

3. Yes, I also will be brief, Mr. President, and Members  
4. of the Senate. ...Every student government in this State  
5. has asked for this right which is merely a non-voting right  
6. to participate on these boards. We have long asked our  
7. students to participate in our governmental processes. We  
8. have said this in a way to approach the system from within  
9. not by demonstrations and not by rioting. To pass this bill  
10. means that we will have lived up to our word and to...deny it  
11. means we have defaulted in our claim that there is no place  
12. in our system for them. We ask them to be responsible. To  
13. expect that responsibility, we must extend it by supporting  
14. this bill.

15. PRESIDING OFFICER (SENATOR MOHR):

16. ...Berning.

17. SENATOR BERNING:

18. One question. Is there any age limit or just a student...  
19. a student whether he is 14 or 44?

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Knuepfer.

22. SENATOR KNUEFFER:

23. There is no age limit, a student is 14 or 44, as long  
24. as he's a student there's no age limit.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Berning.

27. SENATOR BERNING:

28. That in my opinion is the...is the biggest deterrent.  
29. Since we have granted the right of franchise to the 18 year  
30. old, they are participating in our normal electoral process  
31. and because of that there seems to be increasing justifica-  
32. tion to their participation to a larger extent in every  
33. aspect and facet of our society life. One comment on ...

1. additional on this bill as you now have it before you, the  
2. membership would be non-voting. And I submit to you the  
3. objective can be, or is a voting membership and can be  
4. very easily accomplished in the next Session by striking  
5. the non just as we did in the Senior Citizens Exemption  
6. Bill...that just passed here where we, instead of having  
7. exemptions, we did not identify benefits in there as  
8. exemptions, they are all benefits. So, for that reason,  
9. I just want to alert you that the ultimate objective is  
10. a full voting membership.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President, I heard the comment made a  
15. little bit earlier...that everybody has a university in  
16. their district seems to want to speak on this bill and  
17. I think that's a very appropriate comment. I think it's  
18. only very appropriate that every...State Senator here who  
19. does have a university in his district would want to speak  
20. on the bill and for the most part I would say that we are  
21. all speaking favorably. I think this speaks very favorably  
22. of the Illinois State Senate, that we would consider the  
23. students in our districts mature enough and certainly have  
24. a vested interest in serving on these boards. When I say  
25. a vested interest, I think sometimes that we tend to forget,  
26. when I say we, I'm talking of we Legislators or...admini-  
27. strators of universities or faculty of universities or  
28. boards of trustees of universities, that those universities  
29. are there for one reason and one reason only, and that's to  
30. educate students. We sometimes tend to forget that but I  
31. think that we've got to keep that foremost in our minds.  
32. We are there to educate students and I think that if the  
33. student is able to have a little bit better input just where



1. somebody will listen to him on the board of trustees, then  
2. I think that we will be...better able to educate students.  
3. I am wholeheartedly in support of this bill.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Ozinga.

6. SENATOR OZINGA:

7. Mr. President, I'm going to suggest that we clear the  
8. press box of all the pretty girls, because it appears that  
9. everybody's going to have to get up and talk on these bills  
10. so the girls are sure to see them. I would move the  
11. previous question.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Ozinga moves the previous question. All those  
14. in favor signify by saying aye. Opposed. Motion carries.  
15. Senator...Knuepfer may conclude.

16. SENATOR KNUEPFER:

17. Most of what needs to be said has already been said.  
18. I...I think the kind of input that the students can offer  
19. is well illustrated by some incidents that happened a couple  
20. of years ago and that is when the rate of increase in some  
21. of the university budgets declined somewhat. ...What  
22. happened, student jobs were at stake..., libraries were  
23. closed at 10:00 o'clock, all of those kinds of programs  
24. that it seemed effected the students most vitally were those  
25. that were closed or diminished and it seems to me, that had  
26. a student been on the board he could have expressed student  
27. concern. Universities are and ought to be run for the  
28. students of this State and I think this bill will help  
29. them realize some of their goals. I would appreciate a  
30. favorable roll call.

31. PRESIDING OFFICER (SENATOR MOHR):

32. The question is shall HB 1628 pass and on that question  
33. the Secretary will call the roll.

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

12. PRESIDING OFFICER (SENATOR MOHR):

13. Knuppel, aye. Latherow, aye. On that question the  
14. yeas are 47. The nays are one. HB 1628 having received  
15. the constitutional majority is declared passed. HB 1635,  
16. Senator Swinarski.

17. ACTING SECRETARY (MR. WRIGHT):

18. HB 1635 (Secretary reads title of bill)  
19. 3rd reading of the bill.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Swinarski.

22. SENATOR SWINARSKI:

23. Mr. President...Mr. President and Members of the Senate,

24. PRESIDING OFFICER (SENATOR MOHR):

25. For what purpose does Senator Vadalabene rise?

26. SENATOR VADALABENE:

27. Yes, on a point of personal privilege. Just before  
28. Senator Swinarski gets on his bill, I would like, immediately  
29. to my right, Executive Director, Jim Gibbs of the Association  
30. of the Illinois Student Governments, who is here interested  
31. on that last bill that was passed, to stand and be recognized.  
32. Jim Gibbs and his staff.

33. PRESIDING OFFICER (SENATOR MOHR):

1. The staff is almost as large as yours Senator.

2. Senator Swinarski.

3. SENATOR SWINARSKI:

4. Mr. President and Members of the Senate, this is a  
5. bill which requires fire protection districts to procure  
6. insurance policies for the benefit of volunteer firemen.  
7. We have discussed this the other day and ...it is my  
8. feeling and the feeling of the volunteer fire associations  
9. in the State that even though some counties do not provide  
10. this at the present time, and there seems to be a shortage  
11. of money in some counties, that the premium on this would  
12. be minimal. ...These counties, I feel, have a responsibility  
13. to provide this insurance for these men who are dedicating  
14. their life and volunteering their services to the county  
15. to act in case of danger within that county. I feel as though  
16. this is good legislation and we're helping protect some of  
17. the men who help protect the citizens in this State.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator...Harris.

20. SENATOR HARRIS:

21. Mr. President, you'll recall that when this bill was  
22. discussed the other day, I asked Senator Swinarski to hold  
23. it. This bill does mandate this additional provision for  
24. employees, volunteer...volunteer firemen in fire protection  
25. districts. I...since then, I indicated that we'd have no  
26. objection if...it was to be provided for on an optional  
27. basis. I'm sure we're all familiar with the fact that the  
28. fire protection districts are repeatedly telling us that they  
29. don't have enough money to do all the things that they want  
30. to do now and now they're asking to have a mandated in-  
31. creased cost placed on them. They will not accept it on  
32. an optional basis. They either want it on a mandatory basis  
33. or not at all. I just point out the fact that in some point

1. of time we have to draw the line. They are no doubt worthy  
2. of this kind of coverage but it's a question of requiring  
3. these struggling, property-taxed based...based districts  
4. to take this off of property taxes. Now, I want to point  
5. out that volunteer firemen in service of fire protection  
6. districts are provided for in that other legislation that  
7. we appropriate for each year, the \$10,000 State benefit  
8. when one loses their life in the line of duty. They're  
9. included in that coverage now. I point out that there is  
10. death protection as a direct appropriation from the  
11. State of Illinois for volunteer firemen who lose their  
12. lives in the line of duty now. This mandated increased  
13. cost, I think, is more than should be afforded and have to  
14. oppose this bill.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Swinarski.

17. SENATOR SWINARSKI:

18. The...the reason that this particular legislation is  
19. mandating that the counties provide this insurance is that  
20. most of the counties in this State already do provide for such  
21. insurance coverage for volunteer firemen. There are a few  
22. counties that do not. Senator Harris is correct that some  
23. of these counties do not have the full...full amount of...of  
24. money necessary. However, as was pointed out before this  
25. is a minimal amount of money. What we are looking for here  
26. is not necessarily the accidental death provision but for  
27. the volunteer firemen to receive...for accidentally injured  
28. in the performance of his duty and preventing him from  
29. pursuing his regular vocation. In other words, a man who  
30. is...who works for a factory in a particular town is called  
31. out as a volunteer fireman, while putting out that fire he  
32. is accidentally injured, he cannot return to work nor is  
33. he covered when he returns to work because of the accidental

1. nature when performing his duties as a volunteer fireman.  
2. It is necessary for him to feed his family. I feel as  
3. though it is the responsibility of the counties to pro-  
4. vide this insurance to men who are sacrificing their lives  
5. for the health and welfare of the community. And I ask  
6. for a favorable vote on the roll call. Thank you.

7. PRESIDING OFFICER (SENATOR MOHR):

8. The question is shall HB 1635 pass and on that question  
9. the Secretary call the roll.

10. ACTING SECRETARY (MR. WRIGHT):

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

21. PRESIDING OFFICER (SENATOR MOHR):

22. Buzbee, aye. Call the absentees. The absentees will  
23. be called.

24. ACTING SECRETARY (MR. WRIGHT):

25. Bell, Chew, Clarke, Course, Davidson, Donnewald,  
26. Fawell, Glass, Graham, Harber Hall, Keegan, Knuepfer,  
27. Knuppel, McBroom, McCarthy, Mitchler, Netsch, Newhouse,  
28. Nimrod, Ozinga, Palmer, Regner, Roe, Romano, Savickas,  
29. Schaffer, Shapiro, Smith, Soper, Sours, Weaver.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Newhouse, aye. Palmer, aye. Right. On that question  
32. the yeas are 27. The nays are 7. HB 1635 having failed to  
33. receive the constitutional majority is declared lost. We'll

1. go to the order of House Bills on 2nd reading. House Bills,  
2. 2nd reading then we'll go back to the order of 3rd, 3rd  
3. reading. We have some that need amendments. Senator  
4. Walker it was suggested that we do this and then you would  
5. stay around for the remainder of the afternoon. ...32.  
6. You wish it advanced? HB 314, Senator McBroom. Hold 314.  
7. 603, Senator Dougherty. You wish it advanced? Senator  
8. Dougherty.

9. SENATOR DOUGHERTY:

10. I would like to call Senator McBroom's attention to  
11. this HB 603. This bill is the appropriation for the Board  
12. of Economic Development and I understand...and at the  
13. Committee Hearing the other day, there was a proposal for  
14. an amendment from the Appropriations Committee which I  
15. requested that they do not pursue. For the reason, that in  
16. the House they cut \$70,000 and 11 employees out of the  
17. appropriation and this proposed Senate Amendment would  
18. take \$63,000 more plus 3 more employees, which would make  
19. it unbearably high for the Department to operate. Do you  
20. still wish to pursue this amendment, Senator McBroom?

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator McBroom.

23. SENATOR MCBROOM:

24. Thank you, Senator Dougherty, yes, I do...Senator  
25. Dougherty. And Mr. President, this...this amendment,  
26. the effect of it...of this reduction was to eliminate  
27. 3 currently unfunded positions and I...I urge the adoption  
28. of Committee Amendment No. 1.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Well, we really didn't establish whether...Senator  
31. Dougherty wanted the bill read a 3rd time or advanced.

32. You do want it advanced? All right.

33. SECRETARY:

1. HB 603 (Secretary reads title of bill)  
2. 2nd reading of the bill. The Committee on Appropriations  
3. offers one amendment.  
4. PRESIDING OFFICER (SENATOR MOHR):  
5. Senator McBroom.  
6. SENATOR MCBROOM:  
7. Did I move the adoption?  
8. PRESIDING OFFICER (SENATOR MOHR):  
9. Senator McBroom moves the adoption of Amendment No. 1.  
10. All those in favor signify by saying aye. Opposed. The  
11. amendment is adopted. Any further amendments? 3rd reading.  
12. Do you have an amendment, Senator? Senator Dougherty.  
13. SENATOR DOUGHERTY:  
14. I have another amendment and...Senator McBroom is  
15. familiar with it. Have a page take it up if you will  
16. please.  
17. PRESIDING OFFICER (SENATOR MOHR):  
18. We will ask all of the members to quiet down now, this  
19. is a very important part of the afternoon. There's some  
20. amendments being offered and that deserves the attention  
21. of the Senate.  
22. SECRETARY:  
23. Amendment No. 2 by Senator Dougherty.  
24. SENATOR DOUGHERTY:  
25. This ...  
26. PRESIDING OFFICER (SENATOR MOHR):  
27. Would you explain your amendment...  
28. SENATOR DOUGHERTY:  
29. President and Members of the Senate, this is an  
30. additional appropriation of some \$22,000 for operation  
31. and participation for the Midwest Nuclear Compact. This  
32. represents our dues as it were, as Illinois is a member  
33. of the Compact. I would urge for its adoption.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator McBroom...moves...moves the adoption of  
3. Amendment No. 2. All those in favor signify by saying  
4. aye. Opposed. Amendment No. 2 is adopted. Further  
5. amendments? Senator Dougherty.

6. SENATOR DOUGHERTY:

7. I have another amendment that I've proposed. I've  
8. explained it to Senator McBroom with this in all honesty  
9. he has indicated to me that he's not in a position to  
10. adopt it. However, I would like to direct the attention to  
11. this Body the proposal. This proposal provides that there  
12. be an increase in the budget of the Board of Economic  
13. Development for about a half of million dollars or a little  
14. bit better. It further provides that it would set up  
15. within the Department a proposal to establish a Division  
16. ...Division of Business Services which is aimed at providing  
17. as a conduit between the businessmen and the ...merchants  
18. of the people of the State of Illinois and the Department  
19. in an effort to secure a greater advantage to accrue to  
20. the people of the State of Illinois and to the business  
21. community. This was done last time under Ray...Ray Dickerson  
22. but he only had one employee devoted to it and the survey of  
23. the operations of that Department indicated that this pro-  
24. posal is well indeed a worthy one. And as a matter of  
25. fact, it follows out what I believe to be the original  
26. theme in the creation of this Department, that they are out  
27. to obtain more business for the people of the State of  
28. Illinois and more jobs. It has been well served by this  
29. Department who in the last few months has secured many,  
30. many jobs and since the first of January this year up to  
31. and included this date it has provided some 300 or 400 jobs,  
32. in various industries in West Frankfort, Rantoul, Dixon,  
33. Elkhaville, Paxton, Highland, Farmer City and



1. Shelbyville and they are...have pending actions in ...  
2. Chatham, Urbana, Oblong, Vandalia, Ottawa, Rankin,  
3. Robinson, Paxton, Watseka, Waukegan and Libertyville.  
4. ...promising to obtain more than 3,000 jobs. Now this  
5. is a very small appropriation, a half of million dollars  
6. is going to put these people to work and to contribute  
7. to the ...prosperity of the State, and of the Nation as  
8. well if you will. And I do believe this is...a very  
9. fine proposition and I would ask that this...amendment be  
10. adopted.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator McBroom. Senator Merritt.

13. SENATOR MERRITT:

14. ...Mr. President, Senator Dougherty, ...you and I have  
15. discussed this on several occasions. I have discussed it  
16. with Director Fricke who I have the greatest respect for  
17. as one of our new Directors, in fact I think he's one of  
18. Governor's better appointees. This...was carried on,  
19. as you indicated, through the Ogilvie administration but  
20. not as a separate office. It was merely within the...  
21. the Department in the Division of Technical and Business  
22. Service. Now, to embark at this time on a completely new program  
23. such as this, and as I understand it, at least Director Fricke  
24. indicated to me that he intends to add 31 new staff members  
25. to the Department for this purpose. He only...only indicated  
26. to me that the new offices would be in Rockford, Champaign,  
27. Springfield, Marion and Edwardsville. I don't know where  
28. those other named cities came from. I think, I believe in  
29. the concept that we're trying to arrive at here, as I feel  
30. that many of our Commission members might. I think it's  
31. something though that our Commission should study thoroughly  
32. throughout the coming year...in our various hearings, taking  
33. our case to the business community, the industrial community

1. and say, what are your needs. I would not object to a  
2. one-office operation like this, one-man operation in one  
3. location where we as a Commission could monitor their  
4. operations at least every three months to examine closely  
5. just...what productivity they have had in assisting our  
6. industries in that...in as much area as they can cover  
7. and then come up with some definite results that we might  
8. be able to proceed with some better program two years from  
9. now. On that basis, I would oppose what you propose but  
10. I likewise could support a one office in one location for  
11. that purpose only staffed by one man.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator McBroom.

14. SENATOR MC BROOM:

15. Well, thank you, Mr. President, I appreciate what  
16. Senator Merritt said and I think in capital form what Senator  
17. Merritt was saying to come in and ask for this amount of  
18. money 8 or 9 days before we adjourn, Mr. President, is  
19. just absolutely inappropriate and I would suggest again  
20. as in other facets of the Governor's budget he did not  
21. do his homework prior to presenting his budget. And I  
22. would oppose this amendment.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Further discussion? Senator Dougherty.

25. SENATOR DOUGHERTY:

26. I didn't hear you, Sir.

27. PRESIDING OFFICER (SENATOR MOHR):

28. You...you want to close or offer any amendment?

29. SENATOR DOUGHERTY:

30. I close...I offer the amendment for adoption, yes,  
31. Sir.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Merritt.

1. Do I understand, Senator Dougherty, then that ...you  
2. would prefer to have the amendment defeated rather than  
3. go ahead with a pilot project in one place, at least I do  
4. not want to be put in a position where I'm scuttling a  
5. project that may someday be good but neither do I want to  
6. embark at this time on the whole program. Are you saying  
7. that you were not go for an amendment with one office with  
8. one man?

9. SENATOR DOUGHERTY:

10. I misunderstood you, sir, I thought you said you  
11. were going to put this on next year's appropriation for  
12. a pilot office. No. I...I...I'm willing to amend this  
13. down for a pilot office...and offered on 2nd reading, yes.

14. SENATOR MERRITT:

15. ...With one office not located where any of the  
16. current department offices are, staffed by one man.

17. SENATOR DOUGHERTY:

18. Fine, fine, maybe...

19. SENATOR MERRITT:

20. That...that I would not object to because I think  
21. then we can begin to see whether it's going to be feasible  
22. to go with it two years from now.

23. SENATOR DOUGHERTY:

24. In the area where it would serve the...State best,  
25. I would say, yes. I would be willing to accept an amend-  
26. ment of that kind, yes.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator McBroom. Senator Merritt.

29. SENATOR MERRITT:

30. Who's going to determine that area?

31. SENATOR DOUGHERTY:

32. Take it up with the Department.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator McBroom.

2. SENATOR McBROOM:

3. Mr. President, and Members of the Senate, I think my  
4. seatmate knows that I have infinite respect for him and I  
5. do for Senator Dougherty but if those two Gentlemen should  
6. concur on that, at least one...one member would have to  
7. oppose that also. I think on the afternoon of June 26th  
8. to be talking about this is just absolutely ridiculous  
9. Mr. President and I certainly don't lay the blame on Senator  
10. Dougherty's doorstep or at Senator Merrit, this is the  
11. Governor's responsibility and he goofed again.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Dougherty.

14. SENATOR DOUGHERTY:

15. That's...there's no use pursuing a dead horse. You  
16. know that and I know it. If that's going to be the attitude  
17. or the opinion, I would say not attitude I would say  
18. opinion of Senator...McBroom, I'm willing to abide by it  
19. and we will withhold this proposed amendment. No use to  
20. go down to defeat. Withdraw it.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Dougherty withdraws Amendment No. 3.

23. SENATOR DOUGHERTY:

24. Then I have another wage plan which...Senator McBroom  
25. has observed.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Amendment No. 4?

28. SECRETARY:

29. Amendment No. 3.

30. PRESIDING OFFICER (SENATOR MOHR):

31. No. 3. Senator Dougherty will explain the amendment.

32. SENATOR DOUGHERTY:

33. This is the new amendment in accordance with the

1. Governor's wage plan for the present employees.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator McBroom. Moves...Senator McBroom moves the  
4. adoption of Amendment No. 3. All those in favor signify  
5. by saying aye. Opposed. Amendment No. 3 is adopted.

6. Further amendments. 3rd reading. Senator Hynes, 684.

7. Hold it for the moment. 87...or 911, Senator Clarke.

8. 918, Senator Swinarski. 999, Senator Schaffer. 1268,

9. Senator Knuppel. Advance. You want to hold that.

10. SECRETARY:

11. HB 1268 (Secretary reads title of bill)

12. 2nd reading of the bill. Senator Knuppel offers Amendment

13. No. 1.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Knuppel will you explain Amendment No. 1.

16. SENATOR KNUPPEL:

17. I want to withdraw Amendment No. 1 and offer what's  
18. been marked now as Amendment No. 2, as I understand it.

19. PRESIDING OFFICER (SENATOR MOHR):

20. The status of Amendment No. 1 Mr. Secretary is what?

21. SECRETARY:

22. Amendment No. 1 was offered and ordered printed last  
23. Friday, I believe.

24. SENATOR KNUPPEL:

25. Well, do you have two there?

26. SECRETARY:

27. It has not been adopted. It was...offered and ordered  
28. printed.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Your...your motion is to Table Amendment No. 1 Senator?

31. SENATOR KNUPPEL:

32. Right.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Knuppel moves to Table Amendment No. 1. All  
2. those in ... Senator Knuepfer.

3. SENATOR KNUEPFER:

4. What are you Tabling before we so readily accede to  
5. this Tabling?

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Knuppel.

8. SENATOR KNUPPEL:

9. Amendment No. 1 was never adopted it was just offered  
10. and no vote was taken because it wasn't printed in the book.  
11. I'm withdrawing Amendment No. 1 and not offering at this  
12. time and I'm offering now Amendment No. 2. So there should  
13. be no problem about withdrawing Amendment No. 1.

14. PRESIDING OFFICER (SENATOR MOHR):

15. The...the amendment has been offered and...printed...  
16. ordered printed and is in the Journal, never adopted and  
17. his motion is to...motion is to Table Amendment No. 1.  
18. All those in favor of Tabling Amendment No. 1 signify by  
19. saying aye. Opposed. Amendment No. 1 is Tabled. Gentlemen,  
20. I'm going to ask you one more time to please let's have a  
21. little order here so we know what's going on. We don't  
22. want you to come back tomorrow and ask how that amendment  
23. got on there. Senator Knuepfer.

24. SENATOR KNUEPFER:

25. Just on a matter of parliamentary procedure, is it  
26. necessary to Table something that was never adopted?

27. PRESIDING OFFICER (SENATOR MOHR):

28. It...it has been Journalized, Senator...

29. SENATOR KNUEPFER:

30. Oh.

31. PRESIDING OFFICER (SENATOR MOHR):

32. ...that's the purpose of Tabling.

33. SENATOR KNUEPFER:

1. Okay.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Knuppel.

4. SENATOR KNUPPEL:

5. At this time, I would offer Amendment No. 2.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Will you explain the amendment. Senator McCarthy...

8. SENATOR KNUPPEL:

9. I asked Senator McCarthy to explain Amendment No. 2.

10. SENATOR McCARTHY:

11. Yes, Mr. President and Members of the Senate,  
12. Amendment No. 2 has heretofore been distributed to...  
13. Amendment No. 2 has heretofore been distributed to Senators  
14. Graham, Sours, and Harris. What Amendment No. do...2 does  
15. is that it raises the existing benefits on the Workmen's  
16. Compensation Occupational Diseases by 20%, the maximum  
17. by 20%. The only other thing it does is increase the  
18. burial allowance from 1,250 to \$1,500. Now, what this is,  
19. is a new offer a new approach in the negotiations which  
20. are presently going on or about to be going on insofar  
21. as attempting to get an Agreed Bill out of this Session  
22. in this area of Workmen's Compensation. Let me repeat  
23. that it does not involve itself into Unemployment Com-  
24. pensation. There is presently on the Calendar, ready  
25. for call at any time, 1471 on Unemployment Compensation  
26. which has been agreed to between management and labor.  
27. So that takes care of 1471 insofar as the percentage  
28. increases are concerned. The other issue of Unemployment  
29. Compensation which you should not concern yourself with  
30. in this amendment, is the matter of the one week waiting  
31. period and that is subject to negotiation. The third  
32. area, and that's what we address ourselves to in this amendment,  
33. is the items of increasing the benefits to the people

1. who are injured within the scope of their employment. Here-  
2. tofore, there was a bill passed out of the House that put  
3. a sliding scale of benefits geared to the average State  
4. manufacturing wage. That bill was defeated in the Industry...  
5. Industry and Labor Relations Committee on a party line vote.  
6. That was Amendment No. 1 which has been withdrawn by  
7. Senator Knuppel. This Amendment No. 2 officially has...  
8. is now seen its first light of day in the whole Session.  
9. Insofar as the process and hopeful progress is between the  
10. manufacturers and the laboring groups in this area. And  
11. what the amendment does, after I have explained why it is  
12. here and what the purpose for it, it increases the maximum  
13. benefits to a person who is off work, by 20%. It  
14. increases the maximum benefits on his disability by 20%  
15. and it increases the burial allowance by \$250 and that's  
16. all that it does. And what I would like to see this  
17. Chamber do if they're seriously interested in getting an  
18. Agreed Bill, is to allow Senator Knuppel to accept my  
19. amendment which he has agreed to, let he and I decide how  
20. we want his bill and move it to 3rd reading. With that  
21. bill then on 3rd reading, it would strike me that the  
22. management and labor representatives would see that we  
23. in the Senate are ready to pass Legislation depending  
24. upon whether or not they reach an agreement. Now, if  
25. you stop this Legislation here contrary to unwritten laws  
26. that have been observed as long as I've been around here,  
27. I think that you are deterring the Agreed Bill process.  
28. So I would urge that you would certainly, on 2nd reading,  
29. allow us to adopt our amendment.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Graham.

32. SENATOR GRAHAM:

33. Mr. President and Members of the Senate, all that I say



1. nice or kindly about the Gentlemen from Decatur amendment  
2. is that it's better than 30%. That's about all that's  
3. good about it. I'm continually amazed at those who carp  
4. away the administration and Washington and others with  
5. regard to the inflation that has been foisted off upon  
6. the people in this country. I suggest to you that these  
7. kinds of propositions make a great contribution and if  
8. you want to figure the price of groceries and the...price  
9. of commodities that people are yelling about, compare  
10. that to the price rise in the cost of labor. This is  
11. another price rise in disguise. I'm suggesting that after  
12. the Gentlemen from Peoria and a few other people get  
13. through gleaning this bill so it looks like chapped  
14. wheat this amendment that our side stand ready to oppose  
15. it and if there were serious about this, the only thing  
16. I'm wondering is why on June 26th do we come in with  
17. this amendment. And I urge the Gentlemen on this side of  
18. the aisle, when and if there is a motion to adopt that we  
19. oppose this amendment.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Sours.

22. SENATOR SOURS:

23. I'd like to make the same comment, equally briefly.  
24. I...I know of no reason why we should do any of these  
25. matters piecemeal, two steps forward, one step backward.  
26. Now, I think we'll never get the principals of Senator  
27. McCarthy, that's p-a-l-s, or the principals who we might  
28. call the opponents together as long as one has the  
29. strategic benefit over the other. I want to reiterate  
30. what Senator Graham has said, just let this bill stay here,  
31. unamended or if you want to move it to 3rd, unamended but  
32. I think once it gets on 3rd some of us are well aware that  
33. inroads could be taken on the 30 on this side to pass it.

1. And for that reason I think we ought to leave it in it's  
2. present condition and it may wither on the vine there,  
3. perhaps if the principals can't get together, but to amend  
4. that now would be conceding, not a tactical benefit but  
5. unfortunately, a very strategic benefit. So, I'd like to  
6. encourage everyone on this side and I mean everyone, to  
7. oppose this amendment at this time.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Mitchler.

10. SENATOR MITCHLER:

11. Yes, Mr. President, Members of the Senate, this again  
12. is one that ...amendment that Senator McCarthy was very  
13. kind to come over and discuss it with me before he  
14. attempted to put it on. I explained to him after we  
15. defeated a similar measure in the Industry and Labor  
16. Committee, that I thought it unwise to attempt to put an  
17. amendment onto this particular bill at this time. That  
18. it would be better to just let the bill sit on 2nd reading  
19. until we ironed out some things that are in process and if  
20. it is at all possible then we would give it the old college  
21. try or at least the chance to try it. But at this time it  
22. would be wrong, in my opinion, to attempt this bill...this  
23. amendment on 1268 and I would suggest to him that he just  
24. hold it and just keep it in abeyance because...until we get  
25. some of these other things straightened out across the  
26. rotunda.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Nimrod.

29. SENATOR NIMROD:

30. Senator McCarthy referred to the Agreed Bill Process.  
31. The Agreed Bill Process is dead. Every attempt has been  
32. made this year to get the Agreed Bill Process together  
33. has completely been rebuked by labor and in some

1. cases even by management. There just is no reason, no willing-  
2. ness...they met in the Industrial Commission both sides with  
3. representatives and nothing could be gained. This morning  
4. my bills were heard over in Appropriation for a Study  
5. Commission. They were massacred and they were said that they  
6. didn't have to have it and they chastised the Senate. Well,  
7. I want to tell you that here are some benefits that are  
8. available in Workmen's Comp and I'm all for them and it's  
9. a crime when only 40¢ out of every dollar that we pay out  
10. that supposed to go to employees doesn't get there. And...  
11. and...and the greedy ones involved in the process aren't  
12. allowing it to happen and they are right there with labor  
13. and some are probably with management. All I got to say  
14. is that trying to change this and having them lose some  
15. more benefits as a result of amending it, is not the way  
16. to attack it. And I think I would be one who'd say very  
17. strongly that I just think that labor ought to be very  
18. serious about what they're doing instead...instead of  
19. trying to beat around and get around some gimmick to...  
20. approach this whole problem and get it, let's be above  
21. board, let's keep everything straight and know what we're  
22. doing. I'm for giving these benefits to them but not to  
23. have something tacked on that would destroy the whole pur-  
24. pose of it.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator McBroom.

27. SENATOR MCBROOM:

28. Mr. President, Members of the Senate, would Senator  
29. McCarthy yield for a question or two?

30. PRESIDING OFFICER (SENATOR MOHR):

31. He indicates he will.

32. SENATOR MCBROOM:

33. ON a lighter vein, Senator McCarthy, what was the

1. burial figure? Senator Weaver wanted to know.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator McCarthy.

4. SENATOR McCARTHY:

5. That is a good one. The figure was...the figure was  
6. \$1,250 this proposes to change it to \$1,500.

7. SENATOR McBROOM:

8. Okay. Thank you, for Senator Weaver. Well, seriously  
9. on...on this, I think some of us and I want to conclude my  
10. asking a question, Senator McCarthy. I think some of us here  
11. get a little weary and you've been here much longer than I have  
12. Senator and you've seen more of it, of being middled on  
13. fights between the bankers, being middled on the fights  
14. between the currency exchanges, being middled on fights  
15. between the school teachers and the school boards, being  
16. middled on fights between the power companies. I for one  
17. get a little exasperated on some of these things. Who-  
18. ever feels that they have been wronged in some way or  
19. other will put a bill in the Legislature and let those  
20. fellows fight it out and see what happens. Now, when I  
21. make those comments, I'm talking about labor and management  
22. because they fall in the same category. Senator is there  
23. any possibility of you accepting a lower figure?

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator McCarthy.

26. SENATOR McCARTHY:

27. My answer is yes. And I'm handling the bill. My  
28. answer is...

29. PRESIDING OFFICER (SENATOR MOHR):

30. His answer is yes. Senator McBroom.

31. SENATOR McBROOM:

32. That's all I wanted to know, thank you.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Roe. Any further discussion? Do you want to  
2. offer...Senator McCarthy may sum up.

3. SENATOR MCCARTHY:

4. Yes,...Mr. President, I...I appreciate all the remarks  
5. that have been made and...I hope that you members on the  
6. other side heard Senator McBroom's question to me where he  
7. asked if ...I was in a position to accept a lower figure and  
8. my answer was yes. In order to get into that position, I  
9. would like to have the amendment that is offered at this  
10. time adopted...the bill moved to 3rd reading. There aren't  
11. too many bills on the Calendar. It's not going to...be  
12. called without someone alert to it and if the negotiations  
13. are fruitful the amendment then, Senator McBroom, will be  
14. brought back to 2nd reading...an amendment placed on there  
15. by way of an agreement and our problems will be over.  
16. And...that's what I would like to do and...in this bill.  
17. And...I...I think it's fair I don't think it's an unrea-  
18. sonable request.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Sours.

21. SENATOR SOURS:

22. Senator McCarthy, 19% is less than 20%. Now, I think  
23. we're kidding ourselves as we jockey publicly here today.  
24. I think this is a matter for your principals and the other  
25. parties involved and we'll call them the opponents. I  
26. think they ought to settle this, otherwise, I'm forced to  
27. ask you a very direct question. What is your lowest amount?  
28. You don't want to answer that because I think you'll lose  
29. face. I think we ought to let the...the bill stay exactly  
30. where it is and let them make their own decisions because  
31. after all they're telling you, and I say this kindly, what  
32. they want and we're being told oppositely what is wanted. And  
33. I think the principals ought to get together rather than

1. humiliate you or anybody on this side.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Well, rather... now there's a number of people who  
4. want to speak again and we did close and I...recognize  
5. Senator Graham.

6. SENATOR GRAHAM:

7. I'd like to say that Mr. President, Members of the  
8. Senate, adopting this amendment and putting a bill on  
9. 3rd reading would ...be like leaving the fox to watch  
10. the chicken coop. Let's get on with it. Let's make your  
11. motion. Let's get ahead with the business at hand.  
12. There isn't anything more bad or good that can be said  
13. about it and has been said and let's move ahead.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator McCarthy, may make his motion or take what-  
16. ever action he desires to take.

17. SENATOR McCARTHY:

18. Well, the motion to ...adopt the amendment and I think  
19. ...we would like a roll call on the...motion to adopt.

20. PRESIDING OFFICER (SENATOR MOHR):

21. ...Senator McCarthy moves the adoption of Amendment  
22. No. 2 and...requests a roll call. The Secretary will call  
23. the roll.

24. SECRETARY:

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

1. PRESIDING OFFICER (SENATOR MOHR):  
2. Gentlemen, ...  
3. SECRETARY:  
4. Sours,  
5. PRESIDING OFFICER (SENATOR MOHR):  
6. Mr. Secretary, hold it. Senator Hynes and Senator  
7. Hall, I'm sure that you don't want us to hear what's going  
8. on over there so I'd suggest that you move the caucus.  
9. Everybody quiet down just a little bit so the Secretary can  
10. hear those votes.  
11. SECRETARY:  
12. Swinarski, Vadalabene, Walker, Weaver, Welsh, Wooten,  
13. Mr. President.  
14. PRESIDING OFFICER (SENATOR MOHR):  
15. Course, aye. Partee, aye. Davidson, no. Don Moore,  
16. no. Clarke, no. Ozinga, no. Harber Hall, no. Sommer, no.  
17. Smith, aye. Request to call the absentees. Gentlemen, we  
18. don't really need any help here. The Secretary doesn't need  
19. any help down here. If...  
20. SECRETARY:  
21. Chew,  
22. PRESIDING OFFICER (SENATOR MOHR):  
23. ...you just let him do his job, please.  
24. SECRETARY:  
25. Chew, Keegan, Newhouse, Nudelman,  
26. PRESIDING OFFICER (SENATOR MOHR):  
27. Your motion...or your request to ...postpone con-  
28. sideration on the amendment? I...on the motion...on that  
29. Amendment No. 2 the yeas are 25, the nays are 29. The  
30. motion to adopt Amendment No. 2 fails. Any further amend-  
31. ments. 3rd reading. Senator Hynes, 684.  
32. SECRETARY:  
33. HB 684 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Hynes.

4. SENATOR HYNES:

5. This is the 2nd reading...

6. SECRETARY:

7. 2nd reading ...

8. SENATOR HYNES:

9. ...2nd reading of the bill.

10. SECRETARY:

11. 2nd reading of the bill. No committee amendments.

12. SENATOR HYNES:

13. There...there are no amendments. I would asked to

14. have it advanced to 3rd reading. There may be an amend-

15. ment. I will bring it back if it's the desire of any

16. member to offer an amendment.

17. PRESIDING OFFICER (SENATOR MOHR):

18. An...any further amendments? 3rd reading. Senator

19. Swinarski on...HB 918.

20. SECRETARY:

21. HB 918 (Secretary reads title of bill)

22. 2nd reading of the bill. The Depart...the Committee on

23. Appropriations offers amendments numbered 1 and 2.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator McBroom.

26. SENATOR MCBROOM:

27. ...The Amendment No. 1, I believe, is the pay plan.

28. I move the adoption Mr. Chair...Mr. President.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator McBroom moves the adoption of Amendment No. 1.

31. All those in favor signify by saying aye. Opposed. Amendment

32. No. 1 is adopted. Amendment No. 2, Senator McBroom.

33. SENATOR MCBROOM:



1. Yes, move the adoption.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator McBroom moves the adoption of Amendment No. 2.

4. All those in favor signify by saying aye. Opposed. The

5. Amendment No. 2 is adopted. Further amendments? Senator

6. Swinarski.

7. SENATOR SWINARSKI:

8. Mr...President, I have ...Amendment No. 3. Will a page

9. take it, please, to the Clerk.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Page.

12. SENATOR SWINARSKI:

13. What this does is just add one secretary, one professional

14. license supervisor and one Clerk Typist I and the pay plan

15. increases in retirement and social security. I move the

16. adoption of Amendment No. 3.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator McBroom.

19. SENATOR MCBROOM:

20. Yes, Senator Swinarski and I have agreed on this and...

21. it's fine.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Swinarski moves the adoption of Amendment No. 3.

24. All those in favor signify by saying aye. Opposed. Amend-

25. ment No. 3 is adopted. Further amendments? 3rd reading.

26. 1282, Senator Harber Hall. Not on the Floor. Senator

27. Carroll, 1639? Hold it. 1937, Senator McBroom. We'll go

28. to 3rd readings. Any Senator having an amendment to a bill...

29. House Bill on 3rd reading, now is the time to offer that

30. amendment. Message from the Governor first.

31. SECRETARY:

32. (Secretary reads Message from the Governor)

33. PRESIDING OFFICER (SENATOR MOHR):

1. Executive. All right. House Bills on 3rd with amend-  
2. ments. Senator Regner. Your bill number, Senator Regner?  
3. 1295.

4. SENATOR REGNER:

5. Exactly...exactly Senator Netsch' bill ...Mr. President.

6. SENATOR NETSCH:

7. Yes...Mr. President, I...would seek leave to recall  
8. HB 1295 to the order of 2nd reading for the purposes of  
9. an amendment which I do not support.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator...Netsch asks leave to bring HB 1295 back to  
12. the order of 2nd reading for a purpose...for the purpose  
13. of an amendment which she does not support. Is there leave?  
14. Leave. Senator Netsch.

15. SENATOR NETSCH:

16. I'm not sure about the proper procedure at this point.  
17. I...I think that the amendment is to be offered, I assume  
18. by Senator Harris. Am I right, Senator Harris?

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Regner.

21. SENATOR NETSCH:

22. Senator Regner. And I would yield to him to offer the  
23. amendment.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Regner.

26. SENATOR REGNER:

27. Yes, Mr. President, what this amendment does is it  
28. makes three substitute changes in the Illinois Horse Racing  
29. Act and it effects the Race Track Security Police and before  
30. I explain exactly what the amendment does, I'd like to go  
31. into a little bit of the history on this particular legis-  
32. lation. It was two years ago, in April of 1971 that I  
33. introduced the original legislation creating the Race Track

1. Security Police..... It was supported at the beginning and  
2. then...we ran into some various obstacles and amendments  
3. were offered which actually weakened the proposals to have  
4. trained law enforcement officers working and investigating  
5. ...unsavory characters and other problems that were existing  
6. on the tracks. In order to get the legislation passed at all  
7. I had to...condescend and accept various amendments weak-  
8. ening the original proposals. Strange as it may seem,  
9. the current Chairman of the Illinois Racing Boards supported  
10. these weakening amendments when they were offered. What  
11. the three items do in this particular amendment, it states  
12. all members of the Race Track Security Force be definitely  
13. bona fide employees of the Department of Law Enforcement  
14. and that means that they would not be employed at all by  
15. the track or by the...Racing Board. It does two other  
16. things also, it strikes a clause that I resisted originally  
17. in the...legislation, that is, they would operate on the  
18. track only at the request of the licensee which is the  
19. track owner. Now, we're striking out (at request) and  
20. therefore it will be up to the Department of Law Enforce-  
21. ment when they want their Security people on the tracks.  
22. And the third change is, it was also put in there that  
23. the appropriation, the original one, would be from the  
24. Agricultural Premium Fund and then the licensees would  
25. be billed ...for the cost of these people. I am taking  
26. out that clause where the licensees will be billed and  
27. this will definitely eliminate any possible conflict of  
28. interest between the...race tracks or the licensees and  
29. the security people or any others involved. One other  
30. comment I'd like to make and the last several days  
31. the Chairman of the ...Racing Board, Mr. Scariano has  
32. made various statements about his support of ...Race  
33. Track Security and he wants it expanded and so on and

1. so forth. It was a very interesting thing, when I polled  
2. the roll call from April of 72 when I finally did get these  
3. bills passed, not in the shape I wanted, but in the shape  
4. I had to accept over in the House and lo and behold Mr.  
5. Scariano did not vote on any of the three bills involving  
6. the Race Track Security people and he certainly won't be  
7. able to claim he was absent that day because on the bill  
8. called just previous to the calling of those three, he  
9. was there and he voted yes on the piece of legislation.  
10. That's the explanation of the...history of the Race Track  
11. Security police and what this amendment does. And I  
12. would move for the adoption of... Is it Amendment No. 1?  
13. Amendment No. 1 to ...HB 1295.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator...President Harris.

16. SENATOR HARRIS:

17. Well, Mr. President, I just want to make clear the  
18. sense of cleaning up this Statute that has been in clear  
19. conflict. Now there's been reference made here today about  
20. these being security personnel. It isn't the case at all.  
21. The tracks provide their own security personnel. These  
22. people are investigative personnel and we have this anomaly  
23. of the tracks paying the people who are hired to come in  
24. and investigate them. I can tell you the people in the  
25. Department of Law Enforcement don't like this conflict  
26. relationship. There is a public service need here and we  
27. ought to be direct, eliminate the conflict, take out of  
28. the Statute the (by request of the tracks), provision in  
29. the law now and make these people bona fide employees of  
30. the Department of Law Enforcement at the direction of the  
31. Racing Board. Now I've had discussions with Chairman  
32. Scariano about this need. We...I thought had an under-  
33. standing that he would support these amendments to the

1. Racing Act to make these people bona fide employees. And  
2. further, we would then support the additional 21 people  
3. he's requesting. It is a fact that they have thousands  
4. of licenses to investigate. There are some problems within  
5. the racing industry. I think the Department of Law Enforce-  
6. ment ought to have the additional people but these employees  
7. ought to be bona fide, non-conflict of interest personnel.  
8. This amendment accomplishes just that and when we clear up  
9. this obviously conflict-of-interest situation and this  
10. ridiculous circumstance of these people performing services  
11. at the request of the tracks, we'll have a sound law. What-  
12. ever the reasons were that we made these mistakes in the  
13. past, here is an opportunity to cure it. This really makes  
14. sense. Then we should move on to the Department of Law  
15. Enforcement Appropriation bill and give the Department those  
16. additional men that will be assigned on a bona fide, no-  
17. conflict basis to the Racing Board. I would urge that we  
18. adopt Senator Regner's amendment to HB 1295.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Swinarski.

21. SENATOR SWINARSKI:

22. Mr. President, and Members of the Senate, my feeling  
23. and many others that there is not in this bill a conflict  
24. of interest. A conflict of interest does not occur because  
25. presently the security people are investigative people, are  
26. being paid by the General Revenue Fund and being reimbursed  
27. by the track at the end of the year. They are working  
28. directly for the Racing Board. They are not working directly  
29. for the tracks. At the end of the year, the cost of the  
30. security people or investigative people is assessed and  
31. the tracks are billed. What this basically means, is we  
32. are refunding back to the tracks in Illinois approximately  
33. a quarter of million dollars a year that is presently going

1. into the General Revenue Fund from the Agricultural Pension  
2. Fund for returning to racing...the owners of these tracks  
3. a quarter of million dollars. We do need, as has been  
4. pointed out, additional people, investigative people, be-  
5. cause the present budget only shows that six investigative  
6. people or security people are working for the Illinois Racing  
7. Board and they are trying to investigate approximately 12 thou-  
8. sand employees, 12 thousand people who work for race tracks  
9. in Illinois. This they cannot do. They have to be able to  
10. get the personnel to be able to run the investigations in  
11. the State so that they can keep racing clean in the State  
12. of Illinois. I urge that this amendment does not pass be-  
13. cause I feel that we must keep control of the investigative  
14. force working directly for the Racing Commission in Illinois  
15. and we have to keep racing clean in Illinois.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Partee.

18. SENATOR PARTEE:

19. Mr. President and Members of the Senate, if I could  
20. add anything to this debate, I'd like to clear up some  
21. obvious misunderstanding. The words security personnel  
22. and word investigative personnel has been used rather  
23. interchangeably here today by some of the persons who have  
24. addressed themselves to this question. There is an  
25. absolute dichotomy between the two. This Senator would  
26. never vote one 10¢ for security personnel for any race  
27. track. Security personnel and their pay is obviously the  
28. absolute duty and job of the track itself and the State  
29. of Illinois should not expend one 10¢ for track security.  
30. That's their problem. The other question is, investigation.  
31. Investigators should be paid and selected by the State of  
32. Illinois. The present law as unamended would provide that  
33. whenever a track or a racing association desired an investigation

1. to be made, they could make a request for such an examination.  
2. That to me, seems to be not the way to go. Instead the  
3. Racing Board should have at its command an ongoing, everyday  
4. system of investigators. Hence, the 21 people that the head  
5. of the Illinois Racing Commission has sought, seems to me  
6. to be entirely reasonable. But those 21 people shouldn't  
7. all be persons selected by or at the request of some track  
8. owner. Those people should be bona fide State employees  
9. who are employed by the Department of Law Enforcement. They  
10. should be persons who are competent to do the job. They  
11. should be persons who have been screened by the Department of  
12. Law Enforcement. They are persons who should be under the  
13. direct control and...and aegis of the Law Enforcement  
14. Commission. That way the Illinois Racing Board can make  
15. certain that those day-to-day ongoing investigations with  
16. an adequate number of people will insure that the tracks  
17. are run correctly. I don't like the idea of the State  
18. asking a person who is to be investigated to be the person  
19. who pays. As...as example I would give is if you work for  
20. me and Joe pays you, you may not have a conflict of interest  
21. per se, but you certainly have a divided loyalty. And I  
22. think persons who work as investigators for the State of  
23. Illinois ought to have loyalty only to the State of Illinois,  
24. have no obligations to the track, and no relationship with  
25. the track whether by way of a pay back or other. It has  
26. been suggested that there are other areas of government  
27. where this goes on. I'm aware of it and I don't like it  
28. there either and I propose to do something about it. The  
29. Commerce Commission, for example, it receives a part of  
30. its funding from persons that they make decisions of and  
31. concerning. I've talked to Commerce Commissioners and  
32. they feel a crunch, they feel that they are sometimes in a  
33. position of uncomfortableness because a part perhaps of their

1. salary is could or would be paid by persons who make con-  
2. tributions to the funding of the Commission. I think that  
3. ought to be taken out of the law. But fortunately they  
4. have been funded to a point where they spend their own  
5. State money first for the funding and eventually in very  
6. rare cases use money which comes from the persons they are  
7. to investigate. I think this is a good amendment and I  
8. propose to vote for it.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Netsch.

11. SENATOR NETSCH:

12. Mr. President,...even though I called the bill back  
13. for purposes of amendment, I oppose the amendment. The  
14. Racing Board opposes the amendment and the Governor of the  
15. State of Illinois opposed...opposes the amendment. And  
16. I think we should be clear about one thing, the only real  
17. issue is who is going to pay for the investigators. I  
18. fully concede, incidentally, they are investigative per-  
19. sonnel not the security personnel that is clear from the  
20. terms of the Act and from the amendment. Those investigators,  
21. at the present time, are hired by the Racing Board, they are  
22. paid by the Racing Board, they are in every respect State  
23. employees. The only difference is that under the terms of  
24. the Act, if this amendment is defeated, the Racing tracks  
25. themselves must reimburse the State for the cost of those  
26. investigative personnel. So, again, the only question  
27. really is, who is going to pay for those people. Now,  
28. there has been reference made to a sentence in the Act as  
29. it exists at the present time. A sentence that would be  
30. deleted by this amendment. That...permits the racing  
31. tracks authorizes them, to request the services of these  
32. investigative personnel. I can see that's a peculiar  
33. sentence and I wish it were not there but, in fact, all



1. that it has been used for is really a billing device. The  
2. Board does not wait until it gets a formal request with  
3. regard to a specific situation in order to investigate...  
4. that which has to be investigated at the tracks. It is a  
5. continuous ongoing proposition. They require the certificate  
6. of request in order to be able to bill back the cost at the  
7. end of the year to the race tracks. Now, one other thing  
8. that I think is very important, this is not unique at all.  
9. That having a regulated group pay for its own regulations.  
10. And in the short time I've had since this amendment was  
11. proposed to...check some other sources, let me cite you  
12. only a couple. In the Federal laws,...the Agricultural  
13. Marketing Act of 1946, meat graders are reimbursed for  
14. their salaries and overhead by the meat packers. The total  
15. cost of reimbursement is in the neighborhood of about 10  
16. million dollars a year. In our own State of Illinois,  
17. the Department of Financial Institutions bills every  
18. currency exchange at the rate of \$50 a day and consumer  
19. finance companies at the rate of \$75 per day for investi-  
20. gative work. The banks are assessed almost, not almost,  
21. the full cost of the operation of the ... of the Division  
22. of Banks. It's paid for by the banks and that includes  
23. the examination of the banks and all the investigative  
24. work. In the Commerce Commission, the motor bus companies  
25. are charged a percentage of their gross profits to pay for  
26. their inspections. There are many others in which that  
27. occurs. In the Insurance Department, fire inspections  
28. and so forth. It is not a unique thing. I would urge  
29. you that the only...this has been in operation for just  
30. a while. It seems to me, eminently fair that the race  
31. tracks continue to pay for the cost of this investigative work  
32. and the cost not be put back on the people of the State of  
33. Illinois. I urge you to defeat the amendment.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Any further discussion? Senator Regner may conclude.

3. SENATOR REGNER:

4. In response, Senator Partee made a comment that...  
5. regarding the licensees providing their own security  
6. people and he's discussing the difference between security  
7. and investigative. Senator Partee it is right in this  
8. amendment, page 2, lines 18 and 19 where it states each  
9. licensee shall provide and maintain his own security  
10. personnel. ...In response to Senator Swinarski's state-  
11. ment that he...opposes it because he doesn't feel that  
12. the State should pay this money, it should be...reimbursed  
13. through the tracks or the licensee. I understand Senator  
14. Swinarski is going to offer an amendment to the Department  
15. of Law Enforcement Budget which will provide another  
16. \$500,000 that the State will pay. So Senator Swinarski  
17. you can't have it both ways. ...Senator Netsch gave three  
18. reasons to oppose this amendment. Senator Netsch I  
19. respect you very, very much but your other two reasons  
20. that the Governor and the Chairman of the Racing Board  
21. oppose it, I think, are the two best reasons for the  
22. adoption of this amendment which would put this legis-  
23. lation and the race track investigative force back in the  
24. form that I wanted it in two years ago where you would not  
25. have any conflicts of interest and I urge a favorable vote  
26. on the adoption of this amendment.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Regner moves the adoption of this Amendment  
29. No. 1. All those in favor signify by saying aye. ...Opposed.  
30. Request for a roll call. It sounded like 40 to...9. The  
31. Secretary will call the roll.

32. SECRETARY:

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

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

10. PRESIDING OFFICER (SENATOR MOHR):

11. Nudelman, aye. Kosinski, aye. Course, aye. Palmer,  
12. aye. Wooten, no. McBroom, aye. On this question the yeas  
13. are 35. The nays are 10. The amendment is adopted. Any  
14. further amendments? 3rd reading. Senator Welsh, HB 596.

15. SENATOR WELSH:-

16. Thank you, Mr. President. I would ask leave of the  
17. Senate to move HB 596 back to order of 2nd reading for  
18. purposes of an amendment.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Welsh requests leave of the Body to bring  
21. back HB 596 to the order of 2nd reading. ...Is there an  
22. amend...is there agreement? Leave. Leave. Senator  
23. Welsh.

24. SENATOR WELSH:

25. Amendment No. 1, Mr. President, to HB 596 was suggested  
26. by Senators Harber Hall and...Clarke. This is a technical  
27. amendment and I would move for its adoption.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Any discussion? Senator Welsh moves the adoption of  
30. Amendment No. 1. All those in favor signify by saying  
31. aye. Opposed. The amendment is adopted. Further amend-  
32. ments? 3rd reading. Any other Senators have bills that  
33. they'd like brought back to the order of 2nd reading.

HB 1910  
Recall  
6/26/73

1. ...Senator Shapiro. In a couple of minutes. Senator Walker.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Mohr asked leave to return SB... or HB 1910 back to  
4. the order of 2nd reading for an amendment. Is there leave?

5. Leave is granted. Senator Mohr.

6. SENATOR MOHR:

7. Yes, Mr. President, each member has a copy of this  
8. amendment that's been laid on their desk...earlier in the  
9. day. This is an amendment by the Lung Association to  
10. HB 1910 that would...require the Board of Directors of the  
11. TB Sanitarium Associations to ...that find it's no  
12. longer necessary to provide in-patient facilities ... to  
13. recommend to the county board that the sanitarium be closed  
14. or any changes that would be made, recommendations would come from  
15. the Board of Directors. The County Board would make the  
16. decision. It's an agreed amendment.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Mohr moves the adoption ...

19. SENATOR MOHR:

20. I move the adoption.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. ... of Amendment No. 1 to HB 1910. All in favor  
23. signify by saying aye. Opposed nay. Amendment's adopted.  
24. Any further amendments. 3rd reading. Any other bills on  
25. 3rd that any Senator wishes to bring back? Senator Fawell.

26. SENATOR FAWELL:

27. Yes, ... HB 1508.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Fawell asks leave to bring HB 1508 back to  
30. the order of 2nd reading for the purposes of amendment.  
31. Is there leave? Leave is granted. Senator Fawell explain  
32. your amendment.

33. SENATOR FAWELL:

1. Yes, I believe this is Amendment No. 2 and it was  
2. suggested by Senator Knuppel who I gather is not on the  
3. Floor? It is in regard to one of the land trust bills...  
4. and in regard to the basic thrust of the bill which per-  
5. tains to a land trustee making an application for a  
6. license or a permit to any particular political subdivision.  
7. The words are added that the license or permit would be  
8. such as to relate to the land which is the subject of  
9. the trust...and the interest therein or improvements  
10. thereto or for the use thereof and I do...therefore move  
11. the adoption of Amendment No. 2.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Fawell moves the adoption of Sen...of Amend-  
14. ment No. 2 to HB 1508. Is there any discussion? All in  
15. favor signify by saying aye. Opposed nay. Amendment is  
16. adopted. Are there other amendments? 3rd reading.  
17. ...Buzbee.

18. SENATOR BUZBEE:

19. Yes, Mr. President, I would like to...permission of  
20. the Body to move HB 610 from 3rd reading back to 2nd for  
21. purposes of amendment.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Buzbee requests leave to move HB 610 back to  
24. the order of 2nd reading for the purposes of an amendment.  
25. Is there leave? Leave is granted. Senator Buzbee.

26. SENATOR BUZBEE:

27. Mr. President, let's hold that a minute if you would,  
28. please. Let's...let's...we'll do it tomorrow or sometime.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Take it out of the record. Any other Senators wish  
31. to bring bills back to the order of 2nd reading for the  
32. purpose of amendment? Senator Netsch.

33. SENATOR NETSCH:

1. Mr. President are you about to leave this order of  
2. business?  
3. PRESIDING OFFICER (SENATOR WEAVER):  
4. I'm trying to make sure that we have accommodated  
5. every Senator before we leave it.  
6. SENATOR NETSCH:  
7. All right, I...I will pause a moment while you make  
8. that ascertainment.  
9. PRESIDING OFFICER (SENATOR WEAVER):  
10. Any other bills to bring back to 2nd? ...Buzbee.  
11. Did you have something you wanted to move back before we  
12. leave? House Bills on 3rd reading.  
13. SENATOR BUZBEE:  
14. I'm sorry, Mr. President, we're having a little bit  
15. of confusion here and...I would like to move HB 610 back  
16. to...2nd for the purpose of an amendment which Senator  
17. Bruce is going to offer.  
18. PRESIDING OFFICER (SENATOR WEAVER):  
19. Is there leave again? The Chair recognizes Senator  
20. Bruce for an amendment on HB 610. Senator Bruce.  
21. SENATOR BRUCE:  
22. I'm sorry...Senator Buzbee has the copies of the  
23. amendment if they haven't been sent down.  
24. PRESIDING OFFICER (SENATOR WEAVER):  
25. Has this amendment been given to the leadership on  
26. both sides, Senator? Senator McBroom does not seem to  
27. have a copy.  
28. SENATOR McBROOM:  
29. I have a copy of the amendment, Mr. President, but  
30. it's not an agreed amendment if that's your question.  
31. PRESIDING OFFICER (SENATOR WEAVER):  
32. I just wondered if you have a copy of the amendment.  
33. SENATOR McBROOM:

1. Yes, I have a copy.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Bruce do you wish to explain the amendment?

4. SENATOR BRUCE:

5. As...as you wish, Mr. President. This amendment is  
6. to the annual budget of the Bureau of the Budget and would  
7. restore \$170,000 to that budget. The House of Representa-  
8. tives removed a substantial portion of their budget and  
9. it's the feeling of the bureau and the Chamber of Commerce  
10. and other groups throughout the State to have adequate  
11. fiscal knowledge and fiscal management of State affairs  
12. this money is needed. It also includes two other items  
13. which are already in the budget...but this amendment strikes  
14. everything. In other words, this is a new bill. The major  
15. impact, however, is therefore, is to restore \$170,000 to  
16. the Bureau of the Budget.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Is there discussion? Senator McBroom.

19. SENATOR MCBROOM:

20. Yes, Mr. President, and Members of the Senate, I...I'd  
21. have to resist this amendment. ...We think it was in good  
22. form when it came over from the House of Representatives ,  
23. Mr. President. The thrust, one of the thrusts of this  
24. amendment is to put it back into a lump sum rather than  
25. having it line itemed as the House amended it to. We  
26. resisted on that...on that account. The additional money  
27. I don't feel is needed, Mr. President, at all. There are  
28. several factors for that. There's an anticipation of a  
29. higher turnover and vacancy rate during the first quarter  
30. of...fiscal year '74. ...I would hope that the members on  
31. this side of the aisle would...resist the amendment.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Any further discussion? The question is shall

1. Amendment No. 2 to HB 610 be adopted. Amendment No. 3 to  
2. HB 610. A roll will be called. All in favor vote aye  
3. and all opposed vote nay.

4. SECRETARY:

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

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Donnewald, aye. Carroll, aye. Palmer, aye. Knuppel,  
17. aye. Glass, no. Bartulis, no. Fawell, no. Clarke, no.  
18. Knuepfer, no. Moore, no. Mitchler, no. Senator Partee.

19. SENATOR PARTEE:

20. How am I recorded?

21. PRESIDING OFFICER (SENATOR WEAVER):

22. How is Senator Partee recorded Mr. Secretary?

23. SECRETARY:

24. Aye.

25. SENATOR PARTEE:

26. Thank you.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Course, aye. On that question the ayes are 25.  
29. The nays are 29. The amendment is lost. Any further  
30. amendments. 3rd reading. Senator...Senator Shapiro on  
31. 661. Senator Shapiro asks leave to bring HB 661 back to  
32. the order of 2nd reading for the purpose of an amendment.  
33. Is there leave? Leave is granted. Senator Shapiro will



1. explain his amendment.

2. SECRETARY:

3. Amendment No. 2 by Senator Shapiro.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Shapiro.

6. SENATOR SHAPIRO:

7. ...Mr. President and Members of the Senate, Amendment

8. No. 2 to HB 661 adds on page 4, by deleting lines 16 and 17

9. and inserts in lieu thereof the following: A majority vote

10. of the board is required to approve any action. This was

11. a recommendation made by the Senate Education Committee. I

12. think everyone should be in agreement with it and I would

13. urge its adoption.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Is there any discussion? Senator Hynes. Senator Hynes.

16. SENATOR HYNES:

17. I would con...concur in his motion. I think it's a

18. very desirable amendment requiring a majority to take any

19. affirmative action.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Any further discussion? All in favor signify by saying

22. aye? Opposed nay. The amendment is adopted. Any further

23. amendments?

24. SECRETARY:

25. Amendment No. 3 by Senator Shapiro. To amendment

26. HB 661 on page 1, by deleting line 17 and inserting in lieu

27. thereof, the following:

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Shapiro would you like to explain the amendment?

30. SENATOR SHAPIRO:

31. Yes. ...Mr. President and Members of the Senate,

32. Amendment No. 3 to HB 661...essentially states that of the

33. 8 members appointed in the First Judicial District, 4 shall

1. be from the City of Chicago and 4 shall be from the suburban  
2. area of Cook County. ...I would urge the adoption of the  
3. amendment.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Is there any discussion? Senator Hynes.

6. SENATOR HYNES:

7. Well, I would oppose the amendment. This concept was  
8. discussed and debated at length in the School Problems  
9. Commission and it has been debated in the House Education  
10. Committee and on the Floor of the House. The bill went through  
11. the Senate Education Committee and at no time was this  
12. amendment suggested. Now, here at the eleventh hour, we  
13. are offering it. It seems to me that it is also undesirable  
14. from the point of view that it singles out the First Judicial  
15. District as the only one within which there's going to be  
16. in effect establishment of sub-districts. And secondly,  
17. on the basis of pure population alone, the amendment is  
18. defective in that more than 50% of the population of the  
19. county resides within the City of Chicago. The Governor  
20. has the power under the bill in its present form, a form  
21. frankly which I hope will not be here with us too long,  
22. has the power to make the appointments and he can make them  
23. from the city or the suburban area and I think that he will  
24. and should be given the right to make those determinations  
25. in his discretion. And I would oppose this amendment.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Partee.

28. SENATOR PARTEE:

29. ...Would the sponsor yield for a question?

30. PRESIDING OFFICER (SENATOR WEAVER):

31. He indicates that he will.

32. SENATOR PARTEE:

33. In any other Judicial District do you make a division

1. between one part of the district and another?

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Shapiro.

4. SENATOR SHAPIRO:

5. ...Senator Partee, no we don't but Cook County is  
6. a little bit unusual as compared to the other Judicial  
7. Districts. ...The City of Chicago is...consists of one  
8. school district and the suburban area, to my knowledge,  
9. has in excess of 100 school districts. We felt since  
10. the appointments...that the members...were to be appointed  
11. that they geographical distribution in this area would  
12. preclude one area from being excluded...to the benefit  
13. of the other.

14. SENATOR PARTEE:

15. Do you make any distinction in the Rockford District  
16. or the Peoria District ...separating that part of it which  
17. is mostly urban from that part which is unurban. You don't  
18. make any other distinctions, do you?

19. SENATOR SHAPIRO:

20. No, we don't.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Any further discussion? The question is shall  
23. Amendment No. 3 to HB 661 be adopted? All in favor  
24. signify by saying aye. Opposed nay. The amendment is  
25. adopted. Request for a roll call. A roll call will be  
26. taken. The Secretary will call the roll.

27. SECRETARY:

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

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

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Walker, aye. On that question the ayes are 29. The  
7. nays are 23. Amendment No. 3 to HB 661 is adopted. Any  
8. further amendments? 3rd reading. Hold that we have another  
9. amendment. Senator Hynes. Senator Graham.

10. SENATOR GRAHAM:

11. I'd just like to observe that that last roll call took  
12. just a little over two minutes on a voice vote which was so  
13. obvious. So, we still want to go home Saturday night.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Hynes.

16. SENATOR HYNES:

17. Well, I would offer Amendment No. 3, I believe it is,  
18. 4? Amendment No. 4, which makes a rather significant change  
19. in the bill in its present form. This is a bill to create  
20. State Board of Education and it provides for an appointed  
21. 17 member board. This would...this amendment would leave  
22. the bill in its present form in terms of the operation of  
23. the board, its scope of authority and so on. It would...  
24. it would change simply the method of selection. It would  
25. make the...it would change the bill so that the board would  
26. consist of 13 members, 12 to be elected, 1 to be appointed  
27. by the Governor, would in effect be a tie breaker in the  
28. event of a tie on the...the board.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Shapiro.

31. SENATOR SHAPIRO:

32. ...Mr. President, I wish to raise a point of order  
33. concerning the amendment.

PRESIDING OFFICER (SENATOR WEAVER):

1. What is your point Senator?

2. SENATOR SHAPIRO:

3. Well, there...there are several errors. One is minor  
4. and one gross error in it on line 1, HB 661 is...was already  
5. amended in the Senate prior to the adoption of 2.3 and the  
6. language of this amendment leaves...states amend HB 661 in  
7. the Senate on page 1. It should read in the Senate, as  
8. amended but even...more grossly in error is that on line 8,  
9. this amendment reads, of 13 members to be elected as pro-  
10. vided in this Act. Now I submit to you, Mr. President, that  
11. this is a new Act. ...Then it goes on in line 9, 10, 11 and  
12. so on...speaks about election of members. It says 12 members  
13. of the State Board of Education shall be elected. Then  
14. specifically further on in line 29, it speaks about Guber-  
15. natorial appointments of one member which makes a total of  
16. 13 members. ...Mr. President the ...amendment is in conflict  
17. ...one part and conflict with another one. I submit that  
18. this addresses to 12 elected members...to 13 elected mem-  
19. bers when, in fact, the rest of the Act relates to 12  
20. elected members and one appointed. There's nothing in the  
21. Preamble to indicate that there is to be one member appointed.  
22. I would...submit to the President that the amendment is out  
23. of order and should be.....from the record.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Hynes,...Senator Shapiro contends that this  
26. is a defective amendment.

27. SENATOR HYNES:

28. Well, Mr. President, I contend that any...defect in the  
29. amendment is purely technical and it can be changed on its  
30. face right now by the insertion of two words or it can be  
31. done in Enrolling and Engrossing. I think the intention and  
32. purpose of the amendment is very clear and any...in reading  
33. it, even in its present form, I think it is sufficient to

1. stand. Because you have to read a document such as this  
2. in its entirety. You cannot interpret one phrase without  
3. looking at the...the entire amendment. And the thrust  
4. of the amendment clearly is to establish a 13-member board,  
5. 12 of whom would be elected, 1 appointed by the Governor.  
6. I think the objection is...not well founded.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. Mr. President,...now this, I want you to know that...my  
11. comment is no reflection on Senator Hynes, his staff has  
12. been working on this amendment all day. I have deferred  
13. for three hours calling HB 661 back to 2nd for purposes of  
14. amendment. We picked out this gross error in a matter of  
15. 2 or 3 minutes, his staff has had all day on it. I submit  
16. that it is a gross error and defective and should be taken  
17. from the record. And Mr. President I so move.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Shapiro the Secretary feels that this amend-  
20. ment is not defective. ...Do you want to vote it up or  
21. down?

22. SENATOR SHAPIRO:

23. Okay.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Hynes, do you have any further comments?

26. SENATOR HYNES:

27. Other than I...if we're not going to strike it on the  
28. grounds of ...a defect, I would like an opportunity to  
29. explain it a little further.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Hynes in looking this amendment over the  
32. Secretary has pointed out that...it is a defective amend-  
33. ment. If you'd like to come up and speak with the Secretary

1. a minute.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Hynes moves the adoption of Amendment No. 4,  
4. I believe, to HB 661. Will you accept a voice vote Senator?  
5. Senator Hynes.

6. SENATOR HYNES:

7. As I was saying, the...this provides for 12 districts.  
8. Each district to be composed of two...contiguous Congressional  
9. Districts. ...It would be a non-partisan election. Pro-  
10. cedures for getting on the ballot and so forth are spelled  
11. out in the amendment and I would move its adoption.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Hynes moves the adoption of Amendment No. 4 to  
14. HB 661. Is there any further discussion? Senator Shapiro.  
15. SENATOR SHAPIRO:

16. ...Mr. President, I would like to ask the sponsor of  
17. the Amendment...a question and then speak to the amendment.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. He indicates he'll yield.

20. SENATOR SHAPIRO:

21. Senator Hynes on page 2, lines 15 through 18, ...since  
22. we are setting up an election procedure here ... you refer  
23. to Article X of the Election Code approved May 11, 1943,  
24. as...the...to which the...Members of the Board of Education  
25. shall be subject to...in the filing of their nomination.  
26. What is...what does that specifically refer to?

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Hynes.

29. SENATOR HYNES:

30. As I understand it, Senator, that refers to all of  
31. the provisions of the Election Code dealing with other  
32. General Elections.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Shapiro.

2. SENATOR SHAPIRO:

3. ...I did notice that the...petitions would be filed  
4. with the Secretary of State. That they must be signed by  
5. at least...a thousand registered voters and that...the  
6. deadline for filing shall be for...as it is for Members  
7. of the House of Representatives but there are other pro-  
8. visions, too. How about the...printing of the ballots  
9. ..., the...procedure for recount..., the ... procedure  
10. for...forwarding the...election results to the...Secretary  
11. of State. I mean this is not the...House of Representatives  
12. we're talking about, this is a State Board of Education  
13. matter. It seems to me that if we are going to go into  
14. the election of these members that we have to spell out  
15. in the Act the...procedure just a little bit more explicitly  
16. than it is here.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Hynes.

19. SENATOR HYNES:

20. Well, Senator I think it...I think all of those  
21. points are covered within the amendment. If they are not  
22. and if this amendment is successful, I certainly would be  
23. willing to make any changes necessary to take care of  
24. those housekeeping details. The...the intention of the  
25. amendment is to put into a position for a vote the con-  
26. cept of whether this Board should be elected or appointed  
27. and this gives the members of this Body an opportunity  
28. to so express that opinion. An opportunity they have not,  
29. to date, had other than those members who are members of  
30. the Education Committee.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Shapiro.

33. SENATOR SHAPIRO:



1. ...Mr...Mr. President, I can hardly believe what I'm  
2. hearing... According to his amendment this is a non-  
3. partisan primary. How does that relate to the...Article  
4. that governs this particular election which Article X of  
5. the Election Code which I assume directs itself to...  
6. partisan primaries.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Hynes.

9. SENATOR HYNES:

10. As...as I understand it, Senator, and I am not an  
11. expert on Election Laws, as I understand it, this incor-  
12. porates by reference those provisions of the Election Code  
13. that would be common to any election that is held... That's  
14. my understanding of what it does. And to the extent it  
15. does not do that, I'd be happy to work with you at a sub-  
16. sequent point to make sure that it does. But I think the  
17. important thing here is not the technicalities of the  
18. Election Code but whether the electoral process is to be  
19. used in the selection of this Board, whether the...the  
20. electorate is to have a direct opportunity to select the  
21. members of the State Board of Education who will be deter-  
22. mining the course of education in this State in the future,  
23. or whether we should ...we will have appointment by the  
24. Executive; thereby, remove the people one additional step  
25. from input into this Board.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Shapiro.

28. SENATOR SHAPIRO:

29. Well,...Mr. President, again directed to Senator Hynes  
30. ...these various, what I consider to be important, techni-  
31. calities that he seems to ...set aside...with very little  
32. effort and states further that we can make these corrections  
33. and amendments. You know the Session is almost over with

1. This calls for a non-partisan primary election in...  
2. March of 1974. ...I really think that ... time has run  
3. out and that the...because the amendment does not address  
4. itself to the specifics of nominations, and election,  
5. primary and general, these people that it just cannot  
6. be implemented.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Hynes.

9. SENATOR HYNES:

10. Well, to end the dialogue, I think it does so address  
11. itself, Senator. I also think that the debate that we are  
12. having is tending to obfuscate and hide what is the real  
13. issue here. This does spell out the method of getting on  
14. the ballot. It does spell out the election to be held and  
15. it does incorporate existing election procedure by reference.  
16. I...I think it's an adequate amendment and I...I certainly  
17. do not think...that the fact the amendment is being offered  
18. at this point in any way ... should lead one to be opposed  
19. to it. Because, in fact, the sponsor, you have..you have  
20. offered two major amendments to your own bill that has been  
21. pending now for about seven months. It was considered in  
22. the School Problems Commission as early as December and  
23. you've made two major changes in it at this late date.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Any further discussion?

26. SENATOR SHAPIRO:

27. ...Mr. President, I just briefly want to speak to the  
28. bill. There are no safeguards in this amendment for con-  
29. flict of interest such as HB 661 has. That has been stricken  
30. out by this amendment and been replaced. Furthermore, there  
31. has been no provision for compensation of the Board members.  
32. It has been stricken out by the ... amendment and was not  
33. replaced in the subsequent amendment. I would urge defeat

1. of this amendment...Mr. President.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. The question is the adoption of Amendment No. 4 to  
4. HB 661. All in favor signify by saying aye. Opposed nay.  
5. The amendment is lost. Any further amendments? 3rd  
6. reading. Senator Hynes has asked for a roll call. A  
7. roll...call will be taken.

8. SECRETARY:

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

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Bartulis, no. Partee, aye. Savickas, aye. Knuepfer,  
21. no. Bell, no. Latherow, no. On that question the yeas  
22. are 22. The nays are 30. Amendment No. 4 is defeated.  
23. House Bills on 3rd reading, HB 1647, Senator Walker.

24. SECRETARY:

25. HB 1647 (Secretary reads title of bill)  
26. 2nd reading...3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Walker.

29. SENATOR WALKER:

30. ...Thank you, Mr. President, Members of the Senate,  
31. HB 1647 appropriates eight hundred and five plus thousand  
32. dollars for the ordinary and contingent expenses of the  
33. Office of State Appellate Defender. I know of no opposition.

1. I would appreciate a favorable roll call.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Any discussion? The question is shall HB 1647 pass?

4. And upon that question the Secretary will call the roll.

5. SECRETARY:

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

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Walker, aye. Hynes, aye. Howard Mohr, aye.

18. On that question the ayes are 47. The nays are none.

19. HB 1647 having received the constitutional majority is  
20. declared passed. HB 763.

21. SECRETARY:

22. HB 6...

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Partee.

25. SENATOR PARTEE:

26. It's entirely possible that some of the members on  
27. both sides might like to stretch their legs a minute.  
28. I need about a 15 minute caucus and I think as a result  
29. of that caucus, some of the rhetoric on this bill could  
30. be obviated. We'll probably save an hour if I have a  
31. 15 minute caucus right now.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Partee has asked for a 15 minute recess.

1. Is there leave? Leave is granted.

2. (RECESS)

3. (AFTER RECESS)

4. PRESIDING OFFICER (SENATOR WEAVER):

5. The Senate will come to order. Senator ParTEE.

6. SENATOR PARTEE:

7. Could we have a little order here, please. ...Mr.

8. President, I wish you'd pay attention here and...Mr.

9. Bartulis, Senator Bartulis, At the time I asked for a

10. brief conference, I said I thought I could save some time

11. and in that vein, I'm just going to ask you two questions.

12. ...Number one, did you promise any member of the Agri-

13. culture Committee that you would take an amendment on

14. 2nd reading?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Bartulis.

17. SENATOR BARTULIS:

18. ...Senator ParTEE, I must say this, in Ag Committee

19. that evening, the House sponsor, Dick Hart and I, I...I

20. asked him if he would agree to talk with them about a

21. proposed amendment. And Senator he had talked to Mary

22. Lee Leahy...

23. SENATOR PARTEE:

24. Well, well, now...you're getting ahead...

25. SENATOR BARTULIS:

26. the last few days, on this.

27. SENATOR PARTEE:

28. You're getting, pardon me, I'm interested in what you

29. are saying but you're getting ahead of my thought pattern.

30. My first question was, was the promise made to take an

31. amendment, not whether there was going to be a discussion...?

32. SENATOR BARTULIS:

33. There was...there was no promise to take an amendment.

1. There was a promise to talk on an amendment.

2. SENATOR PARTEE:

3. All right. Now, question number two...

4. SENATOR BARTULIS:

5. ...A proposed amendment.

6. SENATOR PARTEE:

7. You answered the question fully. Now, the question

8. number two is this. Did you on 2nd reading, when the bill

9. was on 2nd reading, say to any member, particularly

10. Senator Buzbee, that you would accept an amendment or

11. that you would bring the bill back to 2nd reading for

12. the purpose of...his offering an amendment?

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Bartulis.

15. SENATOR BARTULIS:

16. All right, I'll say this again. I checked with the

17. House sponsor and I said, did you work anything out, and

18. Representative Hart said no. He said, they will not talk

19. and all they ever done to me was lie. And so help me.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Partee.

22. SENATOR PARTEE:

23. My third question is this. Would you, at this time,

24. bring the bill back for anyone to offer an amendment?

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Bartulis.

27. SENATOR BARTULIS:

28. I would not bring this bill back for an amendment

29. unless I had the House sponsor's okay on it. And...and

30. Representative Hart's behind me and says no.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Partee.

33. SENATOR PARTEE:

1. The House sponsor without the microphone has yelled  
2. loudly enough for...no, loud enough for me to hear him.  
3. So I assume then, your answer is that you will not bring  
4. it back for an amendment.  
5. PRESIDING OFFICER (SENATOR WEAVER):  
6. Senator Bartulis.  
7. SENATOR BARTULIS:  
8. No. You're correct.  
9. PRESIDING OFFICER (SENATOR WEAVER):  
10. Senator Partee.  
11. SENATOR PARTEE:  
12. I just want Senator Hart...or Representative Hart  
13. to know that if he feels that the Legislative process is  
14. served by absolutely refusing to bring back a bill for a  
15. possible amendment that that is his decision and we will  
16. forgive him but you may also know that we will not forget him.  
17. PRESIDING OFFICER (SENATOR WEAVER):  
18. For what purpose does Senator Buzbee rise?  
19. SENATOR BUZBEE:  
20. Point of personal privilege, Mr. President.  
21. PRESIDING OFFICER (SENATOR WEAVER):  
22. Excuse me just a minute. We have just called this  
23. bill. The bill has not been read. Let's read the bill  
24. a first time.  
25. SECRETARY:  
26. HB 763 (Secretary reads title of bill)  
27. 3rd reading of the bill.  
28. PRESIDING OFFICER (SENATOR WEAVER):  
29. Senator Bartulis.  
30. SENATOR BARTULIS:  
31. Thank you, Mr. President and Members of the Senate,  
32. Senate...HB 763 amends the Environmental Protection Act.  
33. It prohibits enforcement of Rule 204 of the ...Air Pollution

1. Control Regulation, until after one year, one year successful  
2. test of a sulfur dioxide removal device attached to the fuel  
3. combustion source having a combustion rate greater than  
4. 250,000,000 B.T.U.'s per hour and using Illinois' coal with  
5. a 2 1/2 to 4% sulfur content. And enforcement of Rule 204  
6. also prohibited for such reasonable time to which the design  
7. and construct such device. Now the purpose, the purpose of  
8. HB 7...763 is to protect, preserve and retain the coal  
9. industry in Illinois. Now, each 1,000,000 tons of coal  
10. produced at ten to fifteen million dollars into the economy  
11. of the State. And to date, coal production in 1973 is about  
12. 8% less, 8 to 12% less, than in 1972. Now, even though the  
13. demands for electricity doubles about every ten years, and  
14. it also preserves the jobs of Illinois coal miners and also  
15. returning a reasonable price, as price, as possible for  
16. electricity and products produced by industrial plants and  
17. other users of coal. And it also would reduce the impact of  
18. the energy crisis in the State of Illinois. Now, I have  
19. some figures here on...on Western Coal from Wyoming, and  
20. other states which is now being used in Illinois instead  
21. of Illinois coal. Now, one...one man has said that it would  
22. take 23,500,000 more gallons of diesel fuel to move his  
23. company's coal requirements from Wyoming than if Illinois  
24. coal were used. Now, this makes the energy crisis a lot  
25. more severe. And the survey of electrical power plants  
26. in Illinois indicates that 17,612,000 tons of Illinois coal  
27. may be displaced in this market to meet the May 30, 1975  
28. deadline. Now, the total of Illinois market at the pre-  
29. sent time is approximately 32 million tons therefore the  
30. utilities estimate that 55% of the Illinois coal market  
31. may be displaced by then to comply with EPA rules. And  
32. also HB 763, I would like to say, does not delete 204 from  
33. the regulations. And it simply postpones enforcement of



1. the rule until Illinois coal producers of Illinois coal can  
2. obtain sulfur removal equipment to comply with it. And  
3. therefore I would...I'd like a favorable roll call really.  
4. Are there any more questions?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. Mr. President, I rise on a point of personal privilege  
9. and I would like especially for Senator Latherow to...  
10. Senator Latherow, if Senator Latherow could hear this  
11. point of personal privilege, please. Mr. President when  
12. this bill appeared before the Agriculture, Conservation  
13. and Ecology Committee of the Illinois State Senate, it is  
14. my understanding as I...as a member of that Committee, it was  
15. my understanding at that time, that the sponsor would call  
16. the bill back, or rather on 2nd reading, would put an  
17. amendment on to this bill to remove the objections that some  
18. of us on that Committee had. Now, I believe, that Senator  
19. Latherow will agree with me that at that time that agree-  
20. ment was made. I've already talked to Senator Latherow  
21. about this particular thing and I know that he's going to  
22. have something to say. Now, Mr. President, I'd like to  
23. go one point further - when this bill was on 2nd reading  
24. and the sponsor of the bill moved it to 3rd, I raised an  
25. objection on the Floor of the State Senate at that time and  
26. said it was my understanding that there was to be an amend-  
27. ment put on that bill - at which time he said and I believe  
28. you can go back and check the tapes, yes, that's right I  
29. will call it back to 2nd when the amendments are ready.  
30. Now, Mr. President, I think that all of us in this Senate  
31. know that in Committees many, many times we get very, very  
32. busy and we don't have enough time to rewrite or to  
33. write amendments that may be proposed in the Committee.

1. And it is the gentlemen's agreement at that point in time  
2. that when the bill reaches 2nd, the sponsor will prepare  
3. amendments or somebody else will prepare amendments. Now,  
4. I submit to you, Mr. President, if the sponsor's word is  
5. not good in Committee then we're going to have a complete  
6. breakdown in the whole system, and I submit to you, Mr.  
7. President, that the sponsor is not keeping his word. When  
8. two different times he agreed to amendments and now has  
9. refused to call the bill back for a further amendment which  
10. were agreed on twice.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Johns. Senator Don...Senator Latherow. Excuse  
13. me, Senator Johns.

14. SENATOR LATHEROW:

15. Well, I think I was referred to with possible the intent  
16. that I might reply to what was said. I...I don't question  
17. at all nor do I think Senator Bartulis questions the fact  
18. at the time this bill was passed from Committee we talked of  
19. the thinking that an amendment should be placed on this bill.  
20. There is no question about that. I don't know whether or  
21. not that amendment may...or would have made that considera-  
22. tion would have made a difference, whether or not this bill  
23. would have passed out of Committee. But I would say this,  
24. the amendments that I saw that were offered had nothing to  
25. do with the type of amendment that we spoke of in Committee.  
26. The amendment that we spoke of in Committee was whether  
27. or not, and I think it was the thinking of the Committee,  
28. that this amendment would exclude everything, except solid  
29. fuels. And I don't know, I have not talked with the sponsor,  
30. either in the House or Senate, whether or not they would  
31. accept that amendment for it. But...certainly I do know  
32. that the intent of the Committee, I believe, was the fact  
33. that they would be consideration made for an amendment to

1. make this effective to be a bill that contained only  
2. solid fuel.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Johns. Senator Wooten.

5. SENATOR WOOTEN:

6. Mr. President, I was the person handling the amend-  
7. ments in question and as Senator Latherow constructed  
8. it's about correct. I had an amendment offered from the  
9. EPA which would...which really was, I thought, a signi-  
10. ficant compromise on the part of that department to keep us  
11. from really destroying the State's roll in this aspect of  
12. pollution control. There was a technical error in that  
13. amendment which we conceded and I informed the Committee  
14. and Senator Bartulis that I fully intended to offer that  
15. amendment on 2nd reading. I was in a committee hearing  
16. in the early part of the Session when this was on 2nd,  
17. advanced. I informed Senator Bartulis I had lost my  
18. opportunity to offer the amendment and urged him to afford  
19. that opportunity later on and he said he was not sure.  
20. But the amendment to which Senator Latherow refers has been  
21. prepared and Senator Johns was prepared to offer it in the  
22. event that my amendment, the EPA amendment failed. I think  
23. it's altogether extraordinary that something has broken down  
24. here. That we will not even have the opportunity to (a)  
25. offer the amendment I tried to offer in committee but could  
26. not because of a technical error and (b) offer the amendment  
27. to which we had oral agreement in committee. It seems to me  
28. a complete frustration of the rules by which we work, written  
29. and unwritten that we do not even have an opportunity to do  
30. those...to attempt those parts of the legislative process to  
31. which I think we are entitled. And I...I really must...  
32. maybe it's not worth much but I must object very strongly to  
33. what I think is a real frustration of the...of the whole

1. process. But Senator Johns is prepared to offer the  
2. committee...to offer the amendment the committee agreed  
3. to. And I think we should at least have that opportunity.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Donnewald.

6. SENATOR DONNEWALD:

7. Yes, Mr. President, Members of the Senate, I think...  
8. everyone here or nearly everyone here knows that I have  
9. no love affair with the big utilities. But, Mr. President,  
10. and Members of this Body, I'm compelled and forced to  
11. support this particular legislation whether it's amended  
12. or not amended. The reason being, Mr. President, some of  
13. my very, very small communities that own their own municipal  
14. plant have been told that they would no longer have a source  
15. of natural gas for the coming winter months. Now, if that's  
16. the case, Mr. President and they can't burn gas and they can't  
17. burn coal, there's going to be a lot of people go cold but  
18. there's a bigger and more sinister aspect of this when it  
19. comes down to that those same utilities, municipal utilities,  
20. that need that fuel will have to capitulate to the people  
21. who denied them that fuel. So I'm between a rock and a hard  
22. place and I will support it.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Johns.

25. SENATOR JOHNS:

26. Mr. President, Ladies and Gentlemen of the Senate, when  
27. this bill came across from the House, I like a good district  
28. member went down and signed up to take the bill. I was  
29. later told that it was not the intention of the sponsor for  
30. me to handle the bill and I gave it up in good faith. The  
31. amendment that we seek here today is an amendment directed at  
32. not the coal industry, it would permit the coal to be burned if  
33. we desired it to be burned, really as the sponsor wanted it

1. to be burned and I wanted it because I came from the coal  
2. fields, my father was a coal miner, my friends and families  
3. all tied into the coal mining industry. And my belief in  
4. this bill was that it was good. But it does have a problem.  
5. And I want to read you that problem. The Environmental  
6. Protection Agency permitted as a compromise as Senator  
7. Wooten said, all of the things that the sponsor wanted  
8. except one thing that he would not go along with; that is,  
9. Section F of the 204 Regulations and let me read it to you.  
10. Paragraph F. No person shall cause or allow the emission  
11. of sulfur dioxide into the atmosphere from any new sulfuric  
12. acid manufacturing plant to exceed four pounds of sulfur  
13. dioxide per ton. This particular amendment by EPA was a  
14. definite compromise and would have allowed the coal industry  
15. to sell its coal and for it to be used in our utility plant.  
16. Sulfuric acid, mist, standards and limitations. No person  
17. shall cause or allow the emission of sulfuric acid mist  
18. into the atmosphere. That's what I wanted in this bill.  
19. He will not allow it to be in the bill. That's what disturbs  
20. me no end. If we permit this bill to go as it's going or  
21. possibly going, we will bring in the Federal EPA and they're  
22. going to make us do what we're not going to do under this  
23. bill. And that's what worries me. And I don't like as a  
24. member of that Committee to have a promise made and then  
25. broken because I took it in good faith and when this bill  
26. was placed on 2nd reading we would get a chance at an  
27. amendment. We have not been given that chance. I supported  
28. that bill up to that point and now I don't know what to do  
29. because I believe in the need of coal to be burned until  
30. we can prove otherwise the problems involved. But I've  
31. been trying to find a way. Somebody came to me, one of  
32. the utilities boys and he said, let us sign this and let  
33. the Governor veto it. I said to hell with that. We're

1. supposed to do the job here. We're the Legislators, not  
2. the Governor. He doesn't want to do it. He shouldn't  
3. have to do it. We should do it here. Thank you very much.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Glass.

6. SENATOR GLASS:

7. Thank you Mr. President and Senators, in the committee hearing  
8. on this bill, I voted present...the reason being that I  
9. expected and hoped there would be an amendment worked out that  
10. would address this problem. The bill as it presently stands  
11. forbids any regulations of emissions of sulfuric acid mist  
12. and sulfur emissions caused by the burning of coal or oil  
13. by homes, businesses, utilities...etc. until utilities  
14. can, in fact, develop controls for these emissions and I  
15. was convinced from the testimony that...the utilities made  
16. a reasonable case for...for additional time. And I was  
17. also convinced that the regulations that were being extended  
18. here...applied across the board to all emissions of...  
19. sulfur...sulfuric acid mist, sulfur dioxide and I was con-  
20. vinced that that is, that that goes too far and was un-  
21. necessary. Now, I don't think that anyone questions the  
22. fact that this is a serious form of air pollution. ...The  
23. Federal Regulations set standards and our State Regulations  
24. do also. It's just a question of how much time is reasonable  
25. to comply with them in the interests of the needs of our  
26. State to burn coal and to...to have the power it produces.  
27. I, too, am sorry that we can't get an amendment along the  
28. lines that was discussed in committee on the bill...because  
29. I believe...certainly then all of us could support it  
30. without any doubt. But in its present form...I...I do  
31. believe that it goes...much too far and...is...is not  
32. a fair bill. I would hope the House sponsor would re-  
33. consider an amendment on it...unless he does I am going to

1. Oppose the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Course.

4. SENATOR COURSE:

5. Yes, Mr. President, I think we've heard all the  
6. dialogue on this and I'm sure we all know how we're going  
7. to vote. So, I move the previous question.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Course, there's three more people that have  
10. registered to speak, do you want to hold the motion or...  
11. put the motion? Senator Sours.

12. SENATOR SOURS:

13. Mr. President and Senators, some of us, five or six  
14. years ago, could have qualified then and certainly now as  
15. prophets. You see, once we decide to restrict business  
16. activities and the benefits to people then pretty soon we  
17. have to start slackening up on it. I have a letter here  
18. from the United States Environmental Protection Agency,  
19. Washington, D. C., that's the big Capitol, May 30th, 1973.  
20. It is addressed to the Robert B. Green, of the Public  
21. Fuel Service, New York City. This is an excerpt only and  
22. I have no reason not to read it all except for time.  
23. While the States are required to negotiate compliance  
24. schedules under the existing regulations, EPA has advised  
25. them that low sulfur fuel resources nationwide will not  
26. be available in the 1955-77, 1975-77 to meet all State regulations  
27. prescribed. The States were also informed that EPA will  
28. support requests for variance or plan revisions that delay  
29. compliance where attainment of primary standards are not  
30. compromised. These changes would permit States where the  
31. above conditions are met to defer enforcement of existing  
32. emission regulations. If appropriate emission regulations  
33. are deferred, that's what we're talking about here, or

1. revised, or assessment indicates there should be sufficient  
2. low-sulfur fuel to meet sulfur dioxide ambient air quality  
3. standards. Now, this is a moratorium only, Ladies and  
4. Gentlemen. This is not to defy Mr. Ruckelshaus and his  
5. bureaucracy or is it designed to defy the bureaucracy  
6. we've set up in the fair State of Illinois erroneously.  
7. This is simply a request for deferring the judgment day.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Newhouse.

10. SENATOR NEWHOUSE:

11. Thank you Mr. Chairman and Mr. President, I won't...  
12. take a great deal of time but I think that we've assumed some  
13. things that perhaps I think we ought to talk about and  
14. that is the human element in this. ...I certainly think  
15. that we want to keep the coal miners working. We want  
16. to burn Illinois' coal. Well, at some point there's some  
17. responsibility to take care of human beings also. Now,  
18. I happen to live in an area that...has a very high popu-  
19. lation per square acreage or whatever you want to call  
20. it. I'm adjacent to Senator Dougherty's...area and I  
21. have steel mills, some other such utilities adjacent too,  
22. in my district or adjacent and bordering it. And let me  
23. tell you what happens on a morning when the wind blows  
24. the wrong way. First of all, little children get up and  
25. spit out dirt and dust and the kinds of smells and the  
26. feeling we have in the air, you can feel oil in the air  
27. as a matter-of-fact, this is what human beings have to go  
28. through as a consequence of not having some kind of regu-  
29. lations. Now, what is U.S. Steel going to do in my district,  
30. and what are the utilities going to do in my district?  
31. They're going to get some kind of variation to go before EPA  
32. and get a variation that will permit them sometime in which  
33. to correct this. I don't think this bill is bad at all.



1. Now, for me personally it means this, that people who live  
2. elsewhere and don't have to wash their walls and don't  
3. have to paint every six months as we do in my district,  
4. who can't wear a shirt for a complete day because of the  
5. dirt and the filth in the air, whose expenses go up per-  
6. sonally in direct proportion to whatever happens with the  
7. burning of the coal and the...other types of fuel with the  
8. emission standard that we presently have. These are the  
9. things that we have to stand as a human element, I...I'm  
10. very...I'm very happy that there is no longer a high  
11. incidence of Tuberculosis. Because what we have to breath  
12. in the air in our district, I am sure would be the basis  
13. for an awful lot of respiratory disease and right now I  
14. am sure the respiratory doctors in our area do a land-  
15. slide business a great deal of the time 'cause you see,  
16. we have to stand for this emission ten months out of the  
17. year. And it is killing us. I think we ought to at least  
18. keep that human element in mind to some degree when  
19. we are prepared to vote on this bill. I can't support this  
20. bill. I don't care how it's amended. It's bad for  
21. my district and I'm going to vote no.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Mr. President and Members of this Body, we've heard  
26. a lot of debate about whether there was an amendment, whether  
27. the amendment...whether the bill would be held on 2nd  
28. reading for that or not, I'm sure that there was some  
29. discussion. There was a bill...there was an amendment  
30. offered which didn't fit the bill. Nevertheless, that  
31. bill was on 2nd reading here and when it was advanced it  
32. was asked whether there were any amendments from the Floor.  
33. And now we're confronted with a situation that we vote on the

1. merits of this bill in its present condition. Now, I submit  
2. to you, Ladies and Gentlemen of this Body, that the impact  
3. of this Regulation if it's not suspended on the economy of  
4. Illinois will be dastardly. That it will put many, many  
5. people out of jobs. That, at the present time, and there  
6. are a lot of people from the Chicago area who are telling  
7. me how clean their air are...is and all of this, but they forget,  
8. they forget that they've got power plants all over down-  
9. state Illinois burning Illinois coal and it's ... that the  
10. nice, clean electricity going into Chicago on wires. These  
11. ecologists can out do themselves at times and I think this  
12. is one of the instances where the ecologist in the State of  
13. Illinois has done just that. There's thousand of acres of  
14. land that have been purchased for development of coal and a...  
15. and a Common-Wealth Edison Power Plant in my district that  
16. will not be established so long as the power companies are  
17. unable to clean the air to these standards. Now, they  
18. have spent millions of dollars and I've...we are...we heard  
19. testimony in Committee that just to correct the emissions  
20. in the City of Springfield it would cost over \$22,000,000.  
21. All these people want to flip their switches these ecologists,  
22. they want to flip their switches for low-cost power.  
23. They want to ride on the gas...ride in the gasoline cars  
24. but with the crunch that exists on power and on...and on  
25. energy at this time. This bill in its present condition  
26. deserves an aye vote until such time as we can and I'll  
27. assure you working with a power plant in Western Illinois,  
28. that no company yet has devised a system which will meet these  
29. standards on...on sulfur dioxide emissions. Until that can  
30. be done, you have to take the bill in its form and the way  
31. it is today and it's a good bill and it deserves an aye vote.  
32. PRESIDING OFFICER (SENATOR WEAVER):  
33. Senator Mitchler.

1. SENATOR MITCHLER:

2. Thank you, Mr. President, you know back in 1970 the  
3. State of Illinois enacted the Environmental Protection  
4. Act and we created the Pollution Control Board and En-  
5. vironmental Protection Agency. And those two units of  
6. government have made a major thrust into all areas of  
7. pollution. I think Illinois can be proud of the accom-  
8. plishments that we've made since we've created the En-  
9. vironmental Protection Act in 1970. And this is only  
10. 1973 and we've had many, many areas of pollution that we  
11. have corrected. I think...with these conferences...  
12. represented... Hey, fellows, will you please, I'm talking  
13. on the mike here. Thank you. And...that's my County  
14. Chairman over there. The...the progress that we have  
15. made in many times it has been voluntary and involuntary.  
16. I think that industry has recognized that they have to  
17. conform. Now, there's many areas of industry that just  
18. cannot make the progress that other areas can, for example,  
19. a foundry. If you can tell me how you perform the work  
20. that is necessary in a foundry without the pollution  
21. problems, you let me know and I'll join up and, boy, we'll  
22. make a buck or two. It's almost impossible. So, you have  
23. to have what they call variances and that's what this bill  
24. is all about. Its variances. We've got a big industry  
25. in the State. The coal industry and we have to produce  
26. power. There's a power shortage, and we have to use our  
27. product. Now, I know the environmentalists, they get all  
28. excited. Somebody at headquarters writes out to all the  
29. little ladies and they write to their chapters and bingo,  
30. you get the letters. They get all excited about what the  
31. policy is. But this bill wasn't dreamed up overnight.  
32. There's a lot of thought that went into the bill. Now,  
33. I hear these people get all worried about smoke and all

1. this stuff they have to breath. And then when you see  
2. HB 350 on the Calendar you get all excited because it's  
3. going to make you stop smoking cigarettes, tobacco and  
4. blowing smoke in everybody's face in smoke-filled rooms.  
5. But I want to see if those same guys that are going to be  
6. supporting HB 350 that are taking off here about all  
7. this...pollution from the coal and the sulfur dioxide  
8. and what have you. Now this bill is a good bill and  
9. this is something that can be changed and altered but  
10. there has to be variances and you can't come down here  
11. and go gung ho on this EPA and PCB stuff. I'm going  
12. to support you Senator Bartulis 100%.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Howard Mohr.

15. SENATOR HOWARD MOHR:

16. Mr. President and Members of the Senate, there have  
17. been some charges made that Senator Bartulis, when he called  
18. HB 763 on June 14th, that Senator Buzbee offered an amend-  
19. ment, talked about an amendment and was refused and turned  
20. down. Is that not correct? He said, all right, he said  
21. there was some conversation on 3rd reading on Senate or  
22. HB 763. What did you say Senator?

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. My statement, sir, was, pardon me Senator Mohr, my  
27. statement was that when the bill was moved from 2nd to  
28. 3rd, I asked the sponsor on the Floor if it was not agreed  
29. in Committee, that there would be amendments offered on  
30. 2nd. And his...response was, yes, I will bring the bill  
31. back from 3rd to 2nd to offer those amendments when they're  
32. ready.

33. PRESIDING OFFICER (SENATOR WEAVER):

Senator Mohr.

1. SENATOR MOHR:

2. This was on the Floor of this Senate Chamber?

3. SENATOR BUZBEE:

4. Yes, it was.

5. SENATOR MOHR:

6. I invite any member that questions Senator Bartulis  
7. to go upstairs on the 5th Floor and listen to the tape.  
8. ...The tape will show that there was no conversation.  
9. The bill was called on 2nd reading. The Chair asked if  
10. there were any amendments from the Floor. There were no  
11. amendments from the Floor. No dialogue whatsoever and  
12. the Chair announced 3rd reading. Senator Bartulis is  
13. right and...in his statement that there was nothing  
14. discussed on this and I challenge anybody that...would  
15. like to take the time to go upstairs and listen...listen  
16. to the tape. We have it laid out for your convenience.  
17. So, Senator Bartulis is 100% correct. Senator Buzbee is  
18. in error.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Latherow.

21. SENATOR LATHEROW:

22. Thank you, Mr. President, I...only want to take a  
23. couple of minutes of your time to stress a real keen  
24. portion of this hearing that came back to my mind. When  
25. this bill was presented, there was an amendment presented  
26. for this piece of legislation by Senator Wooten, if I  
27. remember correctly. I've been trying to recycle this  
28. particular part of the bill and the proceedings. And  
29. Senator Knuppel made reference at that time when that was  
30. presented and given to us that he as minority spokesman  
31. knew nothing of that amendment and had heard nothing of  
32. it prior to that time. In the interim of the conversation  
33. and in Senator Wooten's discussion of this, I ...recognized

1. the fact that this amendment presented apparently by the  
2. Department did not fit at all into the legislation as had  
3. been amended from the House and proceeded to get rather  
4. irritated and tell the Department that I thought it was  
5. one of the priorities that they should have to recognize  
6. the fact that when an amended bill came into the Senate  
7. that was what you needed to amend and not the old House  
8. bill as it was. And Senator Wooten, if my memory serves  
9. me correctly, withdrew the amendment. Now, apparently  
10. that's been one of the amendments of large discussion  
11. here tonight and I'd want to say at no time did anyone  
12. agree on that Committee or otherwise that this particular  
13. bill would be moved back or put on 2nd for the acceptance  
14. of any amendment of that type. I don't want to rediscuss  
15. what I said before about the other possible amendments  
16. for solid fuels but I do know that was discussed. I  
17. cannot right now, I've been trying to discern the  
18. routine of it, and possibly I thought maybe Senator Knuppel  
19. might be able to...add something to that in this dis-  
20. cussion.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Bartulis may close debate.

23. SENATOR BARTULIS:

24. Well, this won't take too, too long. I just want to also  
25. reiterate that there is a fuel crisis. Now, I want to tell  
26. you members of the Senate, it's not imaginary either, it's  
27. for real. I am in the motor fuel business and I'm...I have  
28. my allotment schedule all ready so I want you to know I  
29. run short also. But also I want to...give you some figures  
30. here on...specifically electric utility demands for dis-  
31. tillates have increased dramatically. Now, in 1967 dis-  
32. tillate consumption by electric utilities was an insignificant  
33. 8,000 barrels a day. But, by 1970, this had risen to 68,000

1. barrels a day. Now, last year electric utilities demand  
2. for distillates was at a very significant 186,000 barrels  
3. a day. Now, these are...are...are good figures and also  
4. I'd like to give you some coal production in Illinois.  
5. In 1970, there were no...no forecast on the amount of  
6. coal for production but the actual amount was 64,884,000 tons,  
7. 1971 they forecast 73,739,000 tons. They had a 45-day  
8. strike and they used 58,415,000 tons. 1972 they fore-  
9. casted 82,265,000 ton of coal and in April 13, 1972 the  
10. EPA air control rules were adopted and the coal production  
11. that, in 1972 fell to 65,521,000 tons. This year in 1973,  
12. there are 76,786,000 tons forecasted. Five months we've  
13. 25,893,000 about a 12% decrease over 1972. Also,  
14. the new regulations I say were a major factor in the  
15. recent closing of the Crown Mine in Montgomery County  
16. and that is only about 30 miles south of here; with a loss  
17. of nearly 500 jobs and 2,000,000 tons of coal production.  
18. In the closing of the Freeman No. 5 Mine in Franklin County,  
19. with a loss of 230 jobs and a million tons of coal pro-  
20. duction. And the imminent closing of the Northern Illinois  
21. Mine in Will County with a loss of 160 more jobs and another  
22. million ton of production. I also would like to close in  
23. saying this. The U. S. Army and this was in a Washington  
24. paper on June 20th, June 21st, the U. S. Army suddenly has  
25. squashed all plans to switch any more installations from  
26. coal to other ... fuels. Also, I would like to say that  
27. until Illinois Pollution Control Board determines and by  
28. regulations after public hearings as set by the Environmental  
29. Protection Act designates control equipment which...

30. PRESIDING OFFICER (SENATOR WEAVER):

31. For what purpose does Senator Smith arise?

32. SENATOR SMITH:

33. Mr. President, I can very vividly recall that on...as

1. yesterday as I stood here at this mike you called my  
2. attention to the fact that the red light was on and  
3. that in spite of the fact that your back is to the light  
4. and your eyes forward you saw that light yesterday as I  
5. stood here.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. I'm glad you brought this to my attention. Senator  
8. Bartulis you will conclude your remarks.

9. SENATOR BARTULIS:

10. All right. All I was saying about the bill , it  
11. designates control equipment which has been adequately  
12. demonstrated and is available and adequately demonstrated.  
13. And today there is none, believe me, that is workable to  
14. that extent. And not far from here I would just say this  
15. one company has spent 32 million dollars and they cannot  
16. operate for 24 straight hours adequately.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. The question is shall HB 763 pass and upon that  
19. question the Secretary will call the roll.

20. SECRETARY:

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

31. PRESIDING OFFICER (SENATOR WEAVER):

32. The absentees...absentees will be called.

33. SECRETARY:



1. Bruce, Buzbee, Chew, Course, Kenneth Hall, Johns,  
2. Keegan, Latherow, McCarthy, Don Moore, Nudelman, Rock,  
3. Romano, Savickas, Schöll.
4. PRESIDING OFFICER (SENATOR WEAVER):  
5. If you'd all get away from the Secretary maybe he  
6. could tabulate there gentlemen.
7. SENATOR WALKER:  
8. There seems to be a little confusion here. Am I...  
9. am I...? Well, now wait a minute, gentlemen, ladies.
10. PRESIDING OFFICER (SENATOR WEAVER):  
11. Are you recorded, Senator Walker?
12. SENATOR WALKER:  
13. Pardon?
14. PRESIDING OFFICER (SENATOR WEAVER):  
15. Are you recorded? Is that what you're asking?
16. SENATOR WALKER:  
17. That's what I'm trying to ascertain here. And I...  
18. could have that done by now if ...if. I'm not recorded?
19. PRESIDING OFFICER (SENATOR WEAVER):  
20. Is Senator Walker recorded Mr. Secretary? You're  
21. recorded aye.
22. SENATOR WALKER:  
23. That's what I thought but I wasn't sure because  
24. someone over here told me...
25. PRESIDING OFFICER (SENATOR WEAVER):  
26. On that...on that question the ayes are 30 and the  
27. nays are 18. HB 763 having received the constitutional  
28. majority is declared passed. Senator Carroll has asked  
29. for a verification. Are you joined by other Senators?  
30. Verification will be asked. The Secretary will verify  
31. the roll call. The Senators will be in their seats.
32. ACTING SECRETARY (MR. WRIGHT):  
33. The following voted in the affirmative: Bartulis,

1. Bell, Berning, Clarke, Conolly, Davidson, Donnewald,
2. Graham, Harber Hall, Knuppel, Latherow, McBroom, Merritt,
3. Mitchler, Howard Mohr, Don Moore, Nimrod, Nudelman,
4. Ozinga, Regner, Schaffer, Scholl, Shapiro, Sommer, Soper,
5. Sours, Vadalabene, Walker, Weaver, Mr. President.
6. PRESIDING OFFICER (SENATOR WEAVER):
7.       The roll has been verified. Senator McCarthy.
8. SENATOR McCARTHY:
9.       Verification of the negative.
10. PRESIDING OFFICER (SENATOR WEAVER):
11.       Senator Mohr.
12. SENATOR MOHR:
13.       ...Mr. President, a parliamentary inquiry. Is it too
14. late for some of the downstaters to still get on the roll
15. call?
16. PRESIDING OFFICER (SENATOR WEAVER):
17.       Well, it is. The roll call has been announced.
18. SENATOR MOHR:
19.       Okay. I...having voted on the prevailing side...
20. PRESIDING OFFICER (SENATOR WEAVER):
21.       Just...just one minute. Senator...Senator McCarthy
22. has asked for a verification... You're not recorded,
23. Senator. A verification of the negative vote will be
24. had. The Secretary will verify the negative votes.
25. SECRETARY:
26.       The following voted in the negative: Carroll, Daley,
27. Dougherty, Fawell, Glass, Hynes, Knuepfer, Kosinski,
28. Netsch, Newhouse, Palmer, Partee, Roe, Saperstein,
29. Smith, Swinarski, Welsh and Wooten.
30. PRESIDING OFFICER (SENATOR WEAVER):
31.       Senator Clarke. The verification of the negative has
32. been completed. Senator Mohr.
33. SENATOR MOHR:

1. Having voted on the prevailing side, I move to recon-  
2. sider the vote by which...HB 763 passed.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Mohr moves to reconsider the vote. Senator  
5. Graham moves to Table. All in favor signify by saying aye.  
6. Opposed nay. The motion is Tabled. HB 1698, Senator  
7. Schaffer.

8. SECRETARY:

9. HB 1698 (Secretary reads title of bill)  
10. 3rd reading of the bill.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Let's have a little order. The Tabling motion on that  
13. bill passed. If I said failed, I should have said passed.  
14. Senator Schaffer.

15. SENATOR SCHAFFER:

16. HB 1698 is another one of the assessment bills that  
17. one of my House members is so very interested in and pro-  
18. bably could have all been put in one package. It merely  
19. provides that the...local assessor be provided with copies  
20. of the complaints that the Board of Review receives on  
21. his assessments so that if he chooses to, he can be pre-  
22. sent at the Board of Review hearings to defend his assess-  
23. ments. ...It does not entail a great deal of expense. It  
24. ...quite frankly, as the assessment protests come in, it  
25. means that a copy of all this can be put in one big envelope  
26. and mailed to the local assessor. ...I believe it came  
27. out of Local Governor or, excuse me, the Revenue Committee  
28. unanimously. It came out without any trouble. I think it's  
29. innocuous piece of legislation but I think it...serves a  
30. good purpose and I'd appreciate a favorable roll call.

31. PRESIDING OFFICER(SENATOR WEAVER):

32. Any further discussion? Senator Sours.

33. SENATOR SOURS:

1. I just wanted to know if the assessors want this or  
2. whether the taxpayers don't want it.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Schaffer.

5. SENATOR SCHAFFER:

6. The assessors do want it. I have had several contact  
7. me. They feel when their assessments are protested...that  
8. some cases they should be allowed to come in and present  
9. their side of the story. I believe in fair play. I think  
10. that if a tax is protested the assessor should be allowed  
11. to present his side of the case.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Sours.

14. SENATOR SOURS:

15. That...Senator Schaffer is never the way it is done.  
16. The way it's done, the Board of Review, at least downstate,  
17. have their own appraisers and they go out and they do their  
18. own appraising and it may be above or may be...or it may be  
19. below what the assessor does. Now, the...the bills you had  
20. last week notifying the taxpayer that he is about to be...  
21. the taxes are to be increased, those are good bills. Now  
22. this bill, I think it will be surplusage and I say this  
23. candidly because the Boards of Review have their own  
24. appraisers and you wouldn't want the assessor there any-  
25. way because nobody should ever be the judge of his own  
26. cause. For that reason, with all due respect to you, I  
27. don't think this is a good bill.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Any further discussion? Senator Schaffer may close  
30. debate.

31. SENATOR SCHAFFER:

32. Either you like it or you don't. Appreciate a favor-  
33. able roll call.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. The question is shall HB 1698 pass and upon that  
3. question the Secretary will call the roll.

4. SECRETARY:

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

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Bartulis, aye. Latherow, aye. Request for the  
17. absentees. The absentees will be called.

18. SECRETARY:

19. Buzbee, Carroll, Chew, Course, Daley, Donnewald,  
20. Dougherty, Kenneth Hall, Hynes, Johns, Keegan, Knuppel,  
21. Kosinski, McBroom, McCarthy, Netsch, Newhouse, Nudelman,  
22. Palmer, Partee, Rock, Romano, Saperstein, Savickas,  
23. Scholl, Smith, Sommer, Soper, Sours, Swinarski, Vadalabene,  
24. Welsh, Wooten.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. On that question the ayes are 23 the nays are 4.  
27. HB 1698 having failed to receive the constitutional  
28. majority is declared lost. 1724, Senator Nimrod. Take  
29. it out of the record. 1838, Senator Rock. Hold it.  
30. 1870, Senator Kosinski. 1910.

31. SECRETARY:

32. HB 1910 (Secretary reads title of bill)  
33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR WEAVER):  
2. Senator Howard Mohr.  
3. SENATOR MOHR:  
4. Yes, Mr. President, getting my file on that. That was  
5. the bill that was amended this morning dealing with the  
6. Suburban Cook County Tuberculous Hospital giving ...the  
7. Board of Directors after recommendation from the Board of  
8. Directors authority to expand its operation in dealing with  
9. illness other than tuberculous.  
10. PRESIDING OFFICER (SENATOR WEAVER):  
11. Let's break up some of the caucuses on the Republican  
12. side there. Continue, Senator Mohr.  
13. SENATOR MOHR:  
14. In this particular hospital, it's a 205-bed hospital,  
15. 40% of the beds are being used today and have been for a  
16. number of years. They do want to expand this facility.  
17. I know of no objection to it now. The Lung Association  
18. did oppose it but they now support it. The County Board  
19. supports it. The Suburban Cook County Tuberculous Associa-  
20. tion naturally support this. Happy to answer any questions.  
21. PRESIDING OFFICER (SENATOR WEAVER):  
22. Senator Carroll.  
23. SENATOR CARROLL:  
24. Senator Mohr, a couple of questions. You stated that  
25. this applies to a Tuberculous Sanitarium, where is that  
26. located?  
27. PRESIDING OFFICER (SENATOR WEAVER):  
28. Senator Mohr.  
29. SENATOR MOHR:  
30. That's the Suburban Cook County Tuberculous Sanitarium  
31. in Hinsdale ... Cook County Sanitarium.  
32. PRESIDING OFFICER (SENATOR WEAVER):  
33. Senator Carroll.

1. SENATOR CARROLL:  
2. Is this..this the same Act that would apply to  
3. the tuberculous sanitarium that's also located in my  
4. district in the northside of the City of Chicago?  
5. PRESIDING OFFICER (SENATOR WEAVER):  
6. Senator Mohr.  
7. SENATOR MOHR:  
8. Senator, I was told that was one but...it could...  
9. could apply to others throughout the State. Now, the  
10. one in Hinsdale is taking care of nine other counties.  
11. So...any action that would be taken, any changes that  
12. would be made in operation would first have to come  
13. from a recommendation of the Board of your particular  
14. ...sanitarium to the Cook County Board.  
15. SENATOR CARROLL:  
16. Sir...  
17. PRESIDING OFFICER (SENATOR WEAVER):  
18. Senator Carroll.  
19. SENATOR CARROLL:  
20. Howard would you mind holding it for a few minutes  
21. and let me talk about it with you because we have certain  
22. problems in our district with the Tuberculous Sanitarium  
23. and...alternate uses for it, if it's not going to be used  
24. as a sanitarium and I don't want to take a chance that  
25. this might accidentally be affecting that if that's not  
26. the intent of the bill.  
27. SENATOR MOHR:  
28. All right. I'll...I'll hold it for a few minutes.  
29. PRESIDING OFFICER (SENATOR WEAVER):  
30. Take it out of the record. Senator Latherow do you  
31. want to call...1735?  
32. SECRETARY:  
33. HB 1735 (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Latherow.

4. SENATOR LATHEROW:

5. Mr. President, that is just exactly what it says on  
6. the Calendar to administer the Slaughter Livestock Buyers  
7. Act. This is a new part of the Department's budget. It  
8. allows them the funds to operate the provision that  
9. livestock buyers or buyers of livestock for slaughter  
10. will be registered by the Department. It's their operating  
11. money. I move for a favorable roll call.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Is there any discussion? The question is shall HB 1735  
14. pass and upon that question the Secretary will call the  
15. roll.

16. SECRETARY:

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

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Saperstein, aye. Sommers, aye. Schaffer, aye.  
29. Walker, aye. Wooten, aye. Berning, aye. Donnewald,  
30. aye. On that question the ayes are 49. The nays are  
31. none. HB 1735 having received the constitutional  
32. majority is declared passed. SB 954...House Bill,  
33. excuse me.



1. SECRETARY:

2. HB 954 (Secretary reads title of bill)  
3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Yes, thank you, Mr. President and Members of the  
8. Senate. HB 954 is the appropriations-reappropriation  
9. of the Secretary of State and I'd appreciate a favorable  
10. vote.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Is there any discussion? The question is shall HB 954  
13. pass and upon that question the Secretary will call the  
14. roll.

15. SECRETARY:

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

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Newhouse, aye. Netsch, aye. Berning, aye. Carroll,  
28. aye. On that question the ayes are 49. The nays are none.  
29. HB 954 having received the constitutional majority is  
30. declared passed. 998, Senator Davidson.

31. SECRETARY:

32. HB 998 (Secretary reads title of bill)  
33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Davidson.

3. SENATOR DAVIDSON:

4. Mr. President and Ladies and Gentlemen of the Senate,  
5. this is a pay raise, cost-of-living plan, flat \$35 a month  
6. which applies to all the employees under the Governor's  
7. office. This is the most equitable pay raise plan that we  
8. could pass because this helps the small employee or the  
9. employee receiving the least amount of money. It gives  
10. him the better chance to meet the cost of living. It gives  
11. the least amount of money to the higher paid employee. An  
12. example is with the flat cost of living \$35 a month, the  
13. salary which many State employees get of \$379 a month would  
14. be a 9.2% and it scales on down if you went to the maximum  
15. of \$1,700 a month on the Governor's office it would amount  
16. of a 2.1 which is the way it should be. The ones who get  
17. the most money who need the least amount of pay raise and  
18. the person getting the least amount of money need the most.  
19. This flat cost of living \$35 a month does that. I'd apprec-  
20. iate a favorable roll call.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Rock.

23. SENATOR ROCK:

24. Well, my...my question Mr..Mr. President, if the  
25. sponsor will yield, is why do we need this bill? We have  
26. been spending a considerable amount of time with every  
27. single appropriation bill that comes through both in  
28. Committee and on the Floor amending each agency appro-  
29. priation, each department appropriation to accomplish  
30. this very purpose.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Davidson.

33. SENATOR DAVIDSON:

1. Well, I think we need this bill for two reasons.  
2. This will give the Governor an option to sign whether he  
3. wants to give them a flat \$35 a month raise and give the  
4. lowest paid individual the most opportunity for a pay  
5. raise rather than the 3.9% which you have applied. Now  
6. the 3.9% which we have amended into all appropriations  
7. give the higher paid individual a bigger pay raise in  
8. essence than the lower paid individual and this cost of  
9. living does two things. It gives the individual who needs  
10. it the most. Secondly, if...and I pray never happens that  
11. we would have a decrease in our economy the cost of living  
12. can come off by one motion than it would be to go back  
13. and amend all the different appropriations and lock it in  
14. forever. Because the cost of living rate is just that, the  
15. cost of living for this year only.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Rock.

18. SENATOR ROCK:

19. Well, I...I want to also ask, if the sponsor will  
20. yield, what the difference is between this and SB 1168  
21. which apparently never quite made it out of the Appro-  
22. priations Committee which was sponsored by Senator Partee  
23. and myself at the request of the Chief Executive.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Davidson.

26. SENATOR DAVIDSON:

27. That question I can't answer because I don't know  
28. exactly what SB 1168 did, or does.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Partee.

31. SENATOR PARTEE:

32. I hope that I'm not asking a useless question. I  
33. just got back on the Floor. But it seems to me that I

1. heard you say that the cost of living is expected to go  
2. down. Now, do you really believe that?

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator..Davidson.

5. SENATOR DAVIDSON:

6. No...no, sir. I said if by and I pray did not happen that  
7. if by some reason the economy decreased and the cost of  
8. living did go down, you could, by the cost of living amend-  
9. ment correct the inequities the easiest way than going back  
10. through and amending all the different bills because the  
11. cost of living in one appropriation is just that, cost of  
12. living.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator McCarthy.

15. SENATOR MCCARTHY:

16. Yes, Mr. President, I...asked for your attention and  
17. thank you very much because I had some remarks that I  
18. thought was cogent but really upon reflection I don't think  
19. really they add anything.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Hynes.

22. SENATOR HYNES:

23. Mr. President, I would like to second the comments  
24. that were already made. I think the bill, first of all,  
25. is unnecessary because we have added the pay raise money to  
26. each individual budget. Secondly, I would point out that  
27. the..the pro...the plan that we have been adding is  
28. 3.9% or \$300 whichever is greater and thirdly, there is  
29. no way really if this bill should pass and even if it should  
30. become law that anyone would be able to determine how the  
31. money is allocated because the standards and guidelines are  
32. not set up in the bill in a manner which would permit this  
33. to be. And I think the bill is unnecessary and I don't

1. think the bill should be supported.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Any further discussion? Senator Davidson may close  
4. debate.

5. SENATOR DAVIDSON:

6. Well, I think this is a useful bill. I'd appreciate  
7. a favorable vote. Amendment No. 1 which was put on in  
8. ...Senate did allocate it in a line-item basis in relation  
9. to different departments and I think this is a chance for  
10. ...we to do something for the little people. I'd appreciate  
11. a favorable roll call.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. The question is shall HB 998 pass and upon that question  
14. the Secretary will call the roll.

15. ACTING SECRETARY (MR. WRIGHT):

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

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Walker, aye. Graham, aye. Soper, aye. Senator Course  
28. did you vote? The Secretary...Senator Course did you vote?  
29. No. ...The absentees. The absentees will be called.

30. ACTING SECRETARY (MR. WRIGHT):

31. Buzbee, Carroll, Chew, Hall (Kenneth), Johns, Keegan,  
32. Knuppel, Kosinski, McCarthy, Newhouse, Nudelman, Palmer,  
33. Partee, Rock, Romano, Saperstein, Savickas, Smith, Swinarski,

1. Vadalabene, Welsh.

2. PRESIDING OFFICER (SENATOR WEAVER) :

3. On that question the ayes are 30, and the nays are 8.

4. HB 998 having received the constitutional majority is

5. declared passed. Senator Graham.

6. SENATOR GRAHAM:

7. I move to reconsider.

8. PRESIDING OFFICER (SENATOR WEAVER) :

9. Senator Graham moves to reconsider. Senator...

10. Merritt moves to Table. All in favor of Tabling signify

11. by saying aye. Motion carries. On postponed consideration

12. the next bill is SB 954. Senator Nimrod.

13. SENATOR NIMROD:

14. Mr. President and fellow Senators this is the...

15. bill that provides townships on a matching fund basis

16. to provide for educational drug programs and I think I

17. have 29 1/2 reluctant followers... I would like to call

18. for a vote.

19. PRESIDING OFFICER (SENATOR WEAVER) :

20. Any discussion? The question is shall SB 954 pass

21. and upon that question the Secretary will call the roll.

22. SECRETARY:

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

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

25. PRESIDING OFFICER (SENATOR WEAVER) :

26. The Secretary cannot hear Ladies and Gentlemen,

27. please, please give them your attention.

28. SECRETARY:

29. Daley, Davidson, Donnewald,

30. PRESIDING OFFICER (SENATOR WEAVER) :

31. For what purpose does Senator Vadalabene arise?

32. We're on roll call Senator. Continue the roll call

33. Mr. Secretary.

1. SECRETARY:  
2. Donnewald, Dougherty, Fawell, Glass, Graham, Harber  
3. Hall ..... Kenneth Hall, Hynes, Johns, Keegan, Knuepfer,  
4. PRESIDING OFFICER (SENATOR WEAVER):  
5. Will the Senate please come to order so the Secretary can  
6. hear the response to the roll call. What is your point  
7. Senator? Senator Rock.  
8. SENATOR ROCK:  
9. Parl...parliamentary inquiry. I did not realize and  
10. frankly I don't think the Senate members realized, was  
11. there a motion to go to this order of business? I ...I  
12. think under...  
13. PRESIDING OFFICER (SENATOR WEAVER):  
14. I announced the order of postponed consideration,  
15. Senator Rock.  
16. SENATOR ROCK:  
17. I...I did not hear the announcement but I thought that  
18. we moved from one order we should at least be aware of that.  
19. There's some confusion. We just voted on HB 954 which was  
20. the Secretary of State's appropriation bill and many are  
21. confused that we are now voting on the same bill.  
22. PRESIDING OFFICER (SENATOR WEAVER):  
23. This is SB 954...  
24. SENATOR ROCK:  
25. I...I understand where we are, don't get me wrong.  
26. I...I...we are now on the order of consideration postponed,  
27. is that correct?  
28. PRESIDING OFFICER (SENATOR WEAVER):  
29. That is true.  
30. SENATOR ROCK:  
31. SB 954 on consideration postponed.  
32. PRESIDING OFFICER (SENATOR WEAVER):  
33. Continue the roll call.

1. SECRETARY:

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

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Harber Hall, aye. Clarke, aye. Howard Mohr, aye.  
11. Roe, aye. Sommers, aye. A request for the absentees.  
12. The absentees will be called.

13. SECRETARY:

14. Bartulis, Bruce, Buzbee, Carroll, Chew, Conolly,  
15. Donnewald, Dougherty, Kenneth Hall, Hynes, Keegan,  
16. Knuppel, Kosinski, McCarthy, Newhouse, Nudelman, Palmer,  
17. Romano, Saperstein, Savickas, Schaffer, Swinarski,  
18. Vadalabene.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. On that question the ayes are 29. The nays are 10.  
21. SB 954 having failed to receive the constitutional majority  
22. is declared lost. Senate...HB 40, Senator Bartulis.  
23. HB 40, do you wish to call it? On postponed consideration.  
24. Explain the bill Senator.

25. SENATOR BARTULIS:

26. Thank you, Mr. President, HB 40 amends the Environ-  
27. mental Protection Act and provides that nothing in the Act  
28. permits or authorizes a regulation of farming operations  
29. relating to the growing and production of grain crops.  
30. And we've went over this before and I think some people  
31. were just misled on this bill but...it's really a farmer's  
32. bill and I'd appreciate a favorable roll call.

33. PRESIDING OFFICER (SENATOR GRAHAM):

Any further discussion? The question before the



1. Senate is shall HB 40 pass? The Secretary will call  
2. the roll.

3. SECRETARY:

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

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Been a request for a call of the absentees. The  
16. absentees will be called.

17. SECRETARY:

18. Bell, Bruce, Buzbee, Carroll, Chew, Clarke, Course,  
19. Dougherty, Harber Hall, Kenneth Hall, Hynes, Keegan,  
20. Kosinski, Don Moore, Nudelman, Palmer, Partee, Romano,  
21. Savickas, Schaffer, Smith, Sours, Swinarski, Weaver,  
22. Mr. President.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Weaver, aye. Walker, aye. On this question the  
25. yeas are 25. The nays are 12. The bill having ...failed  
26. to receive the constitutional majority required is  
27. declared lost. HB 63, Senator Berning.

28. SENATOR BERNING:

29. Thank you, Mr. President, Members of the Body, HB 63  
30. ought not to have...had any difficulties. We were antici-  
31. pating an amendment from the Commerce Commission. They  
32. did not come to us and the bill was called for action.  
33. However, I am now advised that perhaps the Commerce

1. Commission realizes that they should have taken action and  
2. in view of their renewed interest, while I think there is  
3. a critical need for this measure, I would like to move  
4. Mr. President that HB 63 be returned to the Committee on  
5. ...Transportation with the understanding that it be placed  
6. on the exempt list so that perhaps we can accommodate the  
7. Commerce Commission and come back with either this bill or  
8. an amendment on it in the fall.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. The Chair is not in a position to grant you exemption.  
11. The Chair is in a position to ask to put your motion and  
12. your request that the bill be taken off the order of  
13. consideration postponed and returned to the or...the  
14. Committee on Transportation. Is that your request?  
15. That your motion?

16. SENATOR BERNING:

17. Well, may I then suggest that it go back to the  
18. Committee on Assignment of Bills? Will it then be held.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. You...you have withdrawn what was your previous motion.  
21. Your motion now is, to have HB 63 removed from the order of  
22. consideration postponed and recommitted to the Committee on  
23. Assignment of Bills. All in favor of that motion indicate  
24. by saying aye. Opposed. The bill will be recommitted to  
25. the Committee on Assignment of Bills.

26. SENATOR BERNING:

27. Now then, Mr. President, may I ask for unanimous con-  
28. sent that this measure be placed on the exempt list?

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. ...I tried to tell you, Senator Berning, that the  
31. Chair is in no position to grant you exemption for your  
32. bill.

33. SENATOR BERNING:

1. I'm asking for unanimous consent of the Body, is  
2. that...?

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. ...The Body is not...not...establishing the exempt  
5. list. That's done by the leadership on both sides of  
6. the aisle. Senator Roe, you want 187? Senator Latherow.  
7. HB 351. Senator Knuppel...Knuppel. How about you, 425,  
8. on consideration postponed.

9. SENATOR KNUPPEL:

10. Yes, let's give it a try. I think it failed the other  
11. day because there weren't enough people here. This bill  
12. would allow 18 year olds to serve on school boards and  
13. board of school trustees at age 18. These are all elected  
14. offices and it's my position that if the people elect  
15. an 18 year old, they're old enough to vote, they're old  
16. enough to be mayors of cities, serve in any other capacity  
17. except in the General Assembly virtually and I would recom-  
18. mend a favorable roll call.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Any discussion? Senator Mitchler.

21. SENATOR MITCHLER:

22. ...Senator Knuppel...inasmuch as the 18 year olds are  
23. eligible to vote, you feel they should be eligible to serve  
24. on elected office on the school boards. Do you think they  
25. should serve in the General Assembly?

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. Mr. Chairman or Mr. President and Mr. Mitchler, I  
30. take the position that for an elected office when a man  
31. is to be elected, the people elect him. Let's remember  
32. that Alexander the Great had conquered most of the world  
33. when he was slightly over 20. I say to you that when the

1. people choose, if they wanted to choose Jesus Christ and  
2. he was 13, they couldn't do it. And I say that if it is  
3. an elected office, there ought not to be any barriers.  
4. The people know who they are voting for, they have the  
5. opportunity to know. They're allowed to serve as executors  
6. of estates, mayors of cities and in many other important  
7. ...positions and I think the people ought to have a right  
8. if they want to elect an 18 year old to do it.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Mitchler. Any further discussion? Senator  
11. Walker.

12. SENATOR WALKER:

13. ...Thank you, Mr. President, Members of the Senate,  
14. I've represented school boards for over 30 years and I  
15. frankly don't feel that an 18 year old is mature enough  
16. or knowledgeable enough to be a member of any school  
17. board that I've ever represented. I just don't think  
18. they've had enough of life underneath their belt to make  
19. a good school board member and I would suggest a no vote  
20. on this bill.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Any further discussion? The question before the  
23. Senate is shall HB 425 pass? The Secretary will call  
24. the roll.

25. SECRETARY:

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

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

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Mitchler, no. You just stay in your positions  
5. Gentlemen. There's been a request for... Senator  
6. Harber Hall.

7. SENATOR HARBER HALL:

8. Aye.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. There's been a request for a call of the absentees.  
11. So you have a chance to get on the second roll call.

12. SECRETARY:

13. Chew, Clarke, Course, Davidson, Keegan, Knuepfer,  
14. Nimrod, Nudelman, Ozinga, Palmer, Partee, Romano,  
15. Savickas, Scholl, Soper, Sours, Swinarski, Vadalabene,  
16. Weaver, Mr. President.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Vadalabene do you care to be put on the  
19. roll call? Well, tell me or the Secretary not Senator  
20. Knuppel. On this question the yeas were 30. The nays  
21. were 12. There's been a request for a verification of  
22. the roll call. If the Senators will please be in their  
23. seats. Senators will please, never mind, will the  
24. Senators be in their seats. Sergeant at Arms will take  
25. care of the doors. Yes. Senator Carroll knows that.  
26. There's been a request for a verification of the  
27. affirmative votes and Senators will be in their seats.  
28. Call the roll.

29. SECRETARY:

30. The following voted in the affirmative: Bartulis,  
31. Bruce, Buzbee, Carroll, Conolly, Daley,

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Where is Senator Conolly? Is he within the bar?

1. His name will be removed. Continue.

2. SECRETARY:

3. Daley, Davidson, Donnewald, Dougherty, Harber Hall,  
4. Kenneth Hall, Hynes, Johns, Knuppel, Kosinski, McCarthy,  
5. Don Moore, Netsch, Newhouse, Rock, Roe, Romano, Saperstein,  
6. Schaffer, Shapiro, Smith, Sommer, Vadalabene, Welsh,  
7. Wooten.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. The roll has been verified. Senator Conolly's name  
10. was removed from the roll call. The vote is 29 ayes and  
11. 12 nays. The bill having received...failed to receive  
12. the constitutional majority is declared lost. HB 444,  
13. Senator Nimrod. Senator Nimrod, you wish 444 called?  
14. Senator Carroll, 828 on consideration postponed. Senator  
15. Bell. We've lost interest. HB 1017, Senator Knuppel.

16. SENATOR KNUPPEL:

17. Let's just pass 1017.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator...

20. SENATOR KNUPPEL:

21. I'll try the next one.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Wooten. No interest. Senator Chew.  
24. Senator Newhouse, HB 1298 on consideration postponed.  
25. Very little interest. HB 1299 same answer. Senator  
26. Wooten. HB 1334 and Senator Knuppel on HB 1695.

27. SENATOR KNUPPEL:

28. Anyway, I think I've got a lot of courage. I'm  
29. going to give it a try. This bill was called yesterday  
30. morning and failed by about two votes. Because the...  
31. the parties weren't on the Floor yet. The bill which  
32. reduces the age for a retired member...the length of time  
33. for a retired member to have been married before his

1. wife qualifies for a pension benefits under the Teachers'  
2. Code to one year. That's what the...that's what's provided  
3. by Social Security. That's what's provided by every other  
4. pension fund in the State of Illinois and...I would suggest  
5. a favorable roll call.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Any further discussion? The question before the  
8. Senate is shall HB 1695 pass? The Secretary will call  
9. the roll.

10. SECRETARY:

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

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Been a request for a call of the absentees. Absentees  
23. will be called.

24. SECRETARY:

25. Bell, Chew, Clarke, Conolly, Davidson, Fawell,  
26. Glass, Graham, Harber Hall, Johns, Keegan, Knuepfer,  
27. Latherow, McBroom, Mitchler, Howard Mohr, Don Moore,  
28. Nimrod, Nudelman, Ozinga, Palmer, Regner, Roe, Scholl,  
29. Sommer, Soper, Sours, Swinarski, Walker,

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Just a moment. If the Gentlemen in the corner would  
32. refrain for a little bit they can have their caucus and  
33. we'll be off the Floor.

1. SECRETARY:

2. Walker,

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Just a moment. Continue.

5. SECRETARY:

6. Walker, Weaver,

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. I was trying to help you Senator. We couldn't hear  
9. you Senator. On this question the yeas are 29. The nays  
10. are 5. The bill having failed to receive the constitutional  
11. majority required is declared passed. Sen...lost, I'm  
12. sorry. Senator...or Mr. Secretary do you have some  
13. Resolutions and business on your desk that we should take  
14. up preparatory to our adjournment? We have a motion in  
15. writing on the Secretary's desk. It has to be acted upon  
16. today. Gentlemen! Gentlemen! Just a moment. Gentlemen,  
17. please! Continue.

18. SECRETARY:

19. (Secretary reads Motion in Writing by Senator Roe.)

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Roe do you wish to file your motion and con-  
22. sider it at a future date? Is leave granted? For what  
23. date Senator? What date? Tomorrow. Leave is granted.  
24. You got Resolutions? Just bear with us a few moments.

25. SECRETARY:

26. Three Congratulatory Resolutions. Senate Resolution  
27. 231 by Senator Don Moore and Walker. Congratulatory.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. May we act on all of these with one motion.

30. SECRETARY:

31. 232 by Senator Hynes, Mitchler and all Senators. It's  
32. Congratulatory. 233 by Senator Knuepfer. It's Commendatory.

33. PRESIDING OFFICER (SENATOR GRAHAM):



1. Senator Don Moore moves to suspend the rules for  
2. the consideration of the three Resolutions noted by the  
3. Secretary. Is leave granted? Senator Knuepfer moves  
4. for the adoption of the Resolutions. All in favor will  
5. signify by saying aye. Opposed the ayes have it and  
6. Resolutions are adopted. Mr. Secretary.

7. SECRETARY:

8. I have two Joint Resolutions by Senator Bartulis  
9. both of which are Congratulatory. Senate Joint  
10. Resolution 46 and Senate Joint Resolution 47.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Bartulis moves for a suspension of the rules  
13. for immediate consideration of these two Congratulatory...  
14. Congratulatory Joint Resolutions. Is leave granted?  
15. Leave is granted. The rules are suspended. Senator  
16. Bartulis now moves for an immediate consideration of  
17. the two amendments just noted by the Secretary. All in  
18. favor signify by saying aye. Opposed. The ayes have it  
19. and the Resolutions are adopted.

20. SECRETARY:

21. Senator Resolution No. 234 by Senators Carroll,  
22. Nudelman, Palmer, Saperstein, Shapiro, Partee, Harris  
23. and all Members of the Senate.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Carroll moves the suspension of the rules.  
26. Senator Carroll it's not Congratulatory. Explain your  
27. Resolution.

28. SENATOR CARROLL:

29. Thank you, ...Mr. President, Ladies and Gentlemen of  
30. the Senate. This has met with agreement of leadership  
31. from both sides...to ask that all Senators join. It deals  
32. with the situation of...Soviet emigration while Chairman  
33. Brezhnev is in the United States. It deals with the right

1. of free emigration. ...The content has been agreed to  
2. by both President Harris and Minority Leader Partee. I  
3. would ask leave for suspension of the rules and immediate  
4. consideration and adoption of this Resolution and for  
5. the signature of all Members of the Senate.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. All in favor of the suspension of the rules will  
8. signify by saying aye. Opposed. The ayes have it. The  
9. rules are suspended. Senter Carroll now moves for  
10. immediate adoption of the Resolution. All in favor  
11. aye. Contrary no. The ayes have it and the Resolution  
12. is adopted. Mr. Secretary. Senator McBroom wanted to  
13. make an announcement and Senator Weaver wants to make an  
14. announcement. Senator McBroom.

15. SENATOR MCBROOM:

16. ...Mr. Chairman...or Mr. President, Members of the  
17. Senate, I would like to move to discharge Senate Appro-  
18. priations Committee on several bills here before I do  
19. that Senator Scholl has a similar motion. Could he make  
20. his and then I'll go back to mine Mr. Chairman?

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. If you're yielding to Senator Scholl...

23. SENATOR MCBROOM:

24. I am. I am.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Scholl.

27. SENATOR SCHOLL:

28. I'd like to yield to Senator Weaver.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Weaver. Can you settle this entire thing?

31. SENATOR WEAVER:

32. Mr...Mr. President, I...I don't want to interrupt  
33. but as long as I'm on my feet, I'd like to announce a

1. Republican Caucus immediately after adjournment in the  
2. President's office.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. What...what about...

5. SENATOR WEAVER:

6. Very short.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. What about the discharge of committee? The bills  
9. from the Committee on Appropriations. Senator McBroom.

10. SENATOR MCBROOM:

11. All right. I've talked Senator Hynes about this ...  
12. Mr. President, I'd like to move to discharge and put on  
13. 2nd reading HB 1063, Senator Knuepfer, Also, HB 1956,  
14. Senator Carroll and Senator Scholl has a bill that he  
15. wants to discharge. It's the one to which I have talked  
16. to you Senator Hynes. The...bill.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. What is the number? 554.

19. SENATOR MCBROOM:

20. House Bill.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Those are the only three? You've heard the motion  
23. by the Chairman of the Committee on Appropriations. All  
24. in favor signify by saying aye. The three bills listed  
25. will be...the Committee will be discharged and they will be  
26. placed on the order of 2nd reading. All in favor. Contrary.  
27. The ayes have it. So ordered. Any further business on  
28. the Secretary's desk? The Senate will stand... Senator  
29. McBroom.

30. SENATOR MCBROOM:

31. Well, I...I hope...President Harris when he says very  
32. short, means very short, because as the...as soon as the  
33. caucus is over the Appropriations Committee will meet immediately.

1. PRESIDING OFFICER (SENATOR GRAHAM):  
2. The Senate will... Senator Walker. We're trying to adjourn.  
3. SENATOR WALKER:  
4. I'd like to ask unanimous consent to recommit HB 780  
5. now on 3rd to the Committee on License...Regulations.  
6. PRESIDING OFFICER (SENATOR GRAHAM):  
7. You have heard the motion of the Senator from Lansing.  
8. Is leave granted? Are you the sponsor of that bill?  
9. Senator Bruce. HB 780.  
10. SENATOR BRUCE:  
11. Well, it's already...that's already been done. The  
12. Motion in Writing. It's already been done yesterday.  
13. PRESIDING OFFICER (SENATOR GRAHAM):  
14. It's been recommitted?  
15. SENATOR BRUCE:  
16. No. I did not recommit it. No.  
17. PRESIDING OFFICER (SENATOR GRAHAM):  
18. Senator. Senator Walker you...you, inasmuch as you're  
19. not the Senate...sponsor of that House Bill your motion is  
20. out of order. Senator Walker.  
21. SENATOR WALKER:  
22. I'd appreciate if the Senate sponsor then would make  
23. the same motion.  
24. PRESIDING OFFICER (SENATOR GRAHAM):  
25. Why don't you talk to the Senate sponsor about that.  
26. Any further business to be brought before the Senate, the  
27. Senate will stand adjourned until 9:00 o'clock in the  
28. morning.  
29.  
30.  
31.  
32.  
33.