

78TH GENERAL ASSEMBLY

REGULAR SESSION

JUNE 27, 1974

1. SERGEANT AT ARMS:

2. May I have your attention, please? The Republican Caucus,  
3. scheduled for 10 o'clock, has been postponed until 2 o'clock.  
4. The Republican Caucus, scheduled for 10 o'clock, has been post-  
5. poned until 2 o'clock. All persons, not entitled to the Floor,  
6. please retire to the gallery.

7. PRESIDENT:

8. Senate will come to order.

9. SERGEANT AT ARMS:

10. All persons, not entitled to the Floor, please retire to  
11. the gallery.

12. PRESIDENT:

13. The Senate will come to order. The prayer will be offered  
14. by the Reverend Thomas Luke of the First United Methodist Church  
15. of Springfield. Will our guests in the gallery please rise?  
16. Reverend Luke.

17. REVEREND LUKE:

18. (Prayer by Reverend Luke.)

19. PRESIDENT:

20. Reading of the Journal. Senator Soper.

21. SENATOR SOPER:

22. Mr. President, I now move that we postpone the reading of  
23. the journals of June 19th, June 20th, June 21st, June 22nd,  
24. June 23rd, June 24th, June 25th, June 26th and June 27th, pend-  
25. ing the arrival of the printed journals.

26. PRESIDENT:

27. Senator Soper moves that we postpone the reading of the  
28. journals of June 19, 20, 21, 22, 23, 24, 25, 26, and 27, pend-  
29. ing the arrival of the printed journals. Is there a discussion?  
30. All in favor signify by saying Aye. Contrary No. Motion carries.  
31. so ordered. Resolutions.

32. SECRETARY:

33. Senate Resolution 502, offered by Senator Mitchler.

1. PRESIDENT:

2. Senator Mitchler.

3. SENATOR MITCHLER:

4. Mr. President and members of the Senate. One of the plea-  
5. sant things that we are able to do this morning in opening up  
6. our Senate session is to have a very honored guest. Miss  
7. Cynthia Mason, who is a Sophomore student at Aurora College in  
8. Aurora, Illinois, was successful in competition to be titled  
9. Miss Black Aurora. Not only that, she went on to be acclaimed  
10. and capture the crown of Miss Black Illinois for 1974. I  
11. might say that Cynthia Mason is a graduate of Nazareth Academy.  
12. It's an all girls' school in LaGrange. Her parents reside in  
13. the City of Chicago and she's now a Sociology Major at Aurora  
14. College and I might say that she has captured the admiration  
15. and respect of her classmates and is doing an outstanding job  
16. in her scholastic work at Aurora College. She will compete  
17. for the title of Miss Black America on July 27th at Indianapolis,  
18. Indiana, and we do have a resolution before us commending her  
19. for winning the title of Miss Black Aurora and Miss Black Illi-  
20. nois and also, Cynthia, this Body is going on record as wish-  
21. ing you the very, very best to go down to Indianapolis on  
22. July 27 and capture the Miss Black America title and then we  
23. want you to come back again and show us your new banner. Before  
24. we adopt this resolution, Mr. President, could we have a few  
25. words from our honored guest this morning.

26. PRESIDENT:

27. By all means. It's my pleasure to present to the Senate  
28. Miss Cindy Mason, Miss Black Illinois. Cindy.

29. MISS CYNTHIA MASON:

30. Many people would begin a speech this time of morning with  
31. Good Morning, but I have to be different. What's happening?  
32. I'm happy to be here today and I just feel great. I seen many  
33. pictures of the Illinois State Senate in session and now I'm

1. here, giving a speech in front of you. I'm here, giving a  
2. speech in front of the Illinois State Senate, I feel like a  
3. shepherd who just took his sheep to market. We have had a  
4. great deal of political unrest, but we are a strong group of  
5. people. We can pull out of it with ease. We have two of the  
6. best political parties in the World. We have to set an exam-  
7. ple for political parties all over the World, so to the Demo-  
8. crats I say help the Republican Party extinguish some of those  
9. bugs and to the Republican Party I say sell a few chicken  
10. dinners for the good Democratic Party in their next Presidential  
11. campaign. I want to thank Senator Mitchler for inviting me here  
12. today. I'm quite honored and proud to come here carrying the  
13. title of Miss Black Illinois of 1974. One, nine, seven, four -  
14. four numbers that I'll never forget in my short period of time  
15. called life.

16. PRESIDENT:

17. Senator Mitchler moves to suspend the rules for the immediate  
18. consideration of the adoption of the resolution. All in favor  
19. signify by saying Aye. Contrary No. The motion carries. Now  
20. before we put the motion for adoption, the Chair recognizes  
21. Senator Partee.

22. SENATOR PARTEE:

23. Well, Miss Black Illinois, I am on my feet to tell you  
24. what's happening. We are delighted that you are here. We're  
25. delighted that you have the grasp of the American political  
26. fabric, as expressed in your statement. We wish for you and  
27. all of those in the category which you represent the full and  
28. complete American dream. We hope for you that you will go on  
29. to the National contest and bring back the signal honor to  
30. Illinois. We'll be proud to see you again with the new banner,  
31. Miss Black America.

32. PRESIDENT:

33. On the motion to adopt all in favor signify by saying Aye.

1. Contrary No. The motion carries and the resolution is adopted  
2. unanimously.

3. PRESIDENT:

4. Senator Mitchler.

5. SENATOR MITCHLER:

6. Mr. President and members of the Senate. I would also like  
7. to introduce Mr. and Mrs. Fred Hawkins, who reside in the City  
8. of Naperville. Mr. Hawkins is the sponsor of the Miss Black  
9. Aurora pageant and has been the sponsor of Cynthia in her rise  
10. to fame and I would like to have them rise and be recognized.

11. SECRETARY:

12. Senate...Senate Re...Senate Resolution 503, offered by  
13. Senator Vadalabene and it's congratulatory.

14. PRESIDENT:

15. Senator Vadalabene.

16. SENATOR VADALABENE:

17. Yes, this is a congratulatory resolution, Mr. President. I  
18. move for the immediate consideration of this resolution.

19. PRESIDENT:

20. Senator Vadalabene moves to suspend for the immediate con-  
21. sideration. All in favor signify by saying Aye. Contrary No.  
22. The motion carries. On the motion to adopt. All in favor sig-  
23. nify by saying Aye. Contrary No. The motion carries and the  
24. resolution is adopted.

25. SECRETARY:

26. Senate Resolution 504, offered by Senators Mitchler, Walker,  
27. and Harris.

28. PRESIDENT:

29. Senator Mitchler moves the suspend for the immediate con-  
30. sideration. All in favor signify by saying Aye. Contrary No.  
31. The motion carries. On the motion to adopt, all in favor  
32. signify by saying Aye. Contrary No. The motion carries and  
33. the resolution is adopted. House Bills on First Reading.

1. For what purpose does Senator Nudelman arise?  
2. SENATOR NUDELMAN:  
3. In keeping with the spirit of the President's motion of  
4. yesterday to rerefer certain matters to the Rules Committee  
5. on the basis of a lack of time, it would appear to me, Mr.  
6. President, that those bills...those House Bills on First Read-  
7. ing...  
8. PRESIDENT:  
9. They will go to Rules. They will go to Rules. Yes.  
10. SENATOR NUDELMAN:  
11. That was going to be my motion.  
12. PRESIDENT:  
13. OK. Fine. Well, they need to be read a first time and  
14. then they will go to Rules.  
15. SECRETARY:  
16. House Bill 2102. Senator Nimrod.  
17. (Secretary reads title of bill.)  
18. First reading of the bill.  
19. PRESIDENT:  
20. Rules.  
21. SECRETARY:  
22. House Bill 2221. Senator Johns.  
23. (Secretary reads title of bill.)  
24. First reading of the bill.  
25. PRESIDENT:  
26. Rules.  
27. SECRETARY:  
28. House Bill 2272. Senator Soper.  
29. (Secretary reads title of bill.)  
30. First reading of the bill.  
31. PRESIDENT:  
32. Rules.  
33. SECRETARY:

1. House Bill 2829. Senator Kenneth Hall.
2. (Secretary reads title of bill.)
3. First reading of the bill.
4. PRESIDENT:
5. Rules. House Bills on Third Reading. Senator Moore, do you
6. wish to call 916? Senator Mohr, do you wish to call the bill?
7. Yes. OK.
8. SECRETARY:
9. House Bill 916.
10. (Secretary reads title of bill.)
11. Third reading of the bill.
12. PRESIDENT:
13. Senator Don Moore.
14. SENATOR MOORE:
15. Thank you, Mr. President, and members of the Senate. House
16. Bill 916 is, you might say, a recodification of numerous pro-
17. visions in the acts dealing with counties outside of the County
18. of Cook. It makes uniform, Mr. President, the appointing author-
19. ity. It says that any appointments that are made by the County
20. Board shall be made by the Chairman of the Board by and with the
21. consent of the balance of the Board. Presently the President
22. of the Board, in some cases, makes appointments. The full County
23. Board in some cases makes appointments, or various committee
24. chairmen that make appointments. This will make uniform in
25. county governments throughout the State of Illinois the fact that
26. any appointments that are to be made, are to be made by the
27. Chairman of the Board with the advise and consent of the Board.
28. I know of no objection to this bill. It passed the House unani-
29. mously and I would respectfully request a favorable roll call.
30. PRESIDENT:
31. Is there further discussion? The question is shall House
32. Bill 916 pass. Those in favor will vote Aye. Those opposed
33. will vote No. The voting is open. On that question the Yeas

1. are 58, the Nays are none. House Bill...I'm sorry, yeah, there  
2. is a...OK. Take the record. Hey, wait minute. Have all voted  
3. who wish? Take the record. On that question the Yeas are 54,  
4. the Nays are none. House bill 916, having received the con-  
5. stitutional majority, is declared passed. Senator Ozinga, do  
6. you wish to call 1723? Yes. Proceed.

7. SECRETARY:

8. House Bill 1723.

9. (Secretary reads title of bill.)

10. Third reading of the bill.

11. PRESIDENT:

12. Senator Ozinga.

13. SENATOR OZINGA:

14. Mr. President and members of the Senate. This bill, in its  
15. present form, is one that was worked out between the Department  
16. of Registration and Education and Nursing Home Administrators  
17. Association. The following items are parts of the amendment.  
18. Now there is a lengthy amendment that was attached on by the  
19. committee after a full hearing and it defines the Assistant  
20. Nursing Home Administrators which we need the definition. It  
21. also sets up the new qualifications and usable language, makes  
22. provisions for temporary license, but most important of all,  
23. is it adds four public members to the State Board of Nursing  
24. Home Administrators and this is to comply with the Federal HEW  
25. rules. The Department of Public Aid stands to lose approxi-  
26. mately 72 million in matching funds if we don't get this done.  
27. So I would appreciate a favorable roll call. I know of no  
28. objections to the bill.

29. PRESIDENT:

30. Is there further discussion? The question is shall House  
31. Bill 1723 pass. Those in favor will vote Aye. Those opposed  
32. No. The voting is open. Have all voted who wish? Take the  
33. record. On that question the Yeas are 44. The Nays are none.

1. Five voting Present. House Bill 1723, having received the  
2. constitutional majority, is declared passed. I might mention  
3. to the membership that we are going to go through and take  
4. the amended bills first, because they will require action by  
5. the House so that in order to assist in the process of handling  
6. bills that will require House action, as I go through the cal-  
7. endar, I am going to call the amended bills first. I think  
8. that makes sense. I would hope that the members would support  
9. that judgment. Senator Glass, do you wish to call 1833. 1833.

10. SECRETARY:

11. House Bill 1833.

12. (Secretary reads title of bill.)

13. Third reading of the bill.

14. PRESIDENT:

15. Senator Glass.

16. SENATOR GLASS:

17. Well, thank you, Mr. President and Senators. House Bill  
18. 1833 comes to us as a result of recommendations made by the  
19. Motor Vehicle Laws Commission after hearings on the subject  
20. of school bus safety. Specifically, there are six items covered  
21. by the bills. One is the requirement that the bills be painted  
22. School Bus Chrome Yellow; seats of school buses manufactured  
23. after December 31 of '75 are required to have seat backs that  
24. are padded and 28 inches in height. All buses must be equipped  
25. with non-explosive cylindrical safety gas tanks. Also, we  
26. provide in this bill and funded by another appropriation bill  
27. which is on second reading today that the...the retrofitting  
28. of existing buses with padding at not to exceed 320 dollars per  
29. bus will be funded through an appropriation of 1.9 million so  
30. that the...the cost of this retrofitting will be provided by  
31. the State. There will also be instruction in safe bus riding  
32. offered at least twice a year and there's also a court require-  
33. ment for a safety driving program for school bus drivers. This



1. is the essence of the bill. As I mentioned there is a companion  
2. appropriation bill. Act...Actually there are two of them, one  
3. is for 45 million...thi...and...and it is to assist the OSPI in  
4. ...45,000, pardon me, in developing the training programs and  
5. that is on second reading today. I'd be happy to answer any  
6. question, Mr. President.

7. PRESIDENT:

8. Senator Bell.

9. SENATOR BELL:

10. Yes, Mr. President and members of the Senate. I'd like to  
11. ask a few questions of Senator Glass. Senator Glass, you say  
12. the estimated...the estimated cost to the retrofitting of these  
13. buses to bring them to the standards that this legislation would  
14. impose is 1.9 million dollars. Now it's been my experience as  
15. ...as a citizen with children, children that have used school  
16. buses, and observed the treatment of school buses for many years  
17. that there's a grave amount of damage that's constantly imposed  
18. on the seats and the interior of these school buses. Let's say,  
19. Senator Glass, that...that this State provides almost 2 million  
20. dollars for the retrofitting of those school buses. I can al-  
21. most guarantee you, Senator, that within six months to a year  
22. that we'd have to al...we'd...those buses would have to be re-  
23. fitted again. Now is the State going to in the following year  
24. pick up another 1.9 million dollars, or just who is going to  
25. stand the cost...the highly expensive cost of re...refitting  
26. these school buses year after year after year?

27. SENATOR GLASS:

28. Senator Bell, the 1.9 million appropriated is the estimated  
29. cost of retrofitting existing school buses. We don't anticipate  
30. any more cost of retrofitting them for seat padding. The re-  
31. quirement that new school buses must have padding, that is those  
32. manufactured after, I believe the date is now January 1 of '75,  
33. or I guess it's July 1 of '75, those...those will have to have

1. the padding when they are manufactured, so that I don't anti-  
2. cipate additional appropriations from the State for retrofitting  
3. for this purpose.

4. PRESIDENT:

5. Senator Bell.

6. SENATOR BELL:

7. Well, then, am I to understand, Senator Glass, that...that  
8. after the date of...what was that date in 1975 that you referred  
9. to?

10. SENATOR GLASS:

11. July 1st.

12. SENATOR BELL:

13. OK. Has...that is part of this package of legislation  
14. though - that date, right?

15. SENATOR GLASS:

16. July 31 of '75 that...in other words, new buses, buses  
17. manufactured after that date, would have to have the padded  
18. seats and the higher backed seats. Existing buses would have  
19. to be retrofitted to comply by that date.

20. SENATOR BELL:

21. Well, that...that is in fact though part of this legis-  
22. lation. That date. I mean this...that's part of this package.  
23. Is that not right?

24. SENATOR GLASS:

25. That is correct, Senator Bell.

26. SENATOR BELL:

27. Well, Mr. President and members of the Senate. You know,  
28. this issue is like motherhood, apple pie, and flag, and I  
29. realize to stand up 'and...and address myself and possibly some.  
30. ...what might be interpreted as negative comments may be mis-  
31. interpreted. I think probably over all the legislation is a  
32. good thing, but I want to...I want to bring to the attention of  
33. the members of this...of this Body that it's an easy thing for

1. us to constantly come here to formulate laws, to impose con-  
2. stantly further restrictions on private industry, raising the  
3. cost. Those cost will inevitably be passed either back to the  
4. taxpayer or to the citizen. Now, as I say, very probably this  
5. is a justifiable cost, but it's this type of attitude, promulgated  
6. by the General Assembly, that is in large part responsible, not  
7. only the General Assembly but certainly for the Congress, that  
8. is in large part responsible for the inflationary situations  
9. we constantly find ourselves in. We constantly impose addition-  
10. al burdens on private industry; we constantly attempt to over-  
11. regulate private industry; and I submit to this General Assembly  
12. that somewhere along the line that this Body and the Congress  
13. of the United States has got to encourage, rather than over-  
14. regulate, because with the encouragement of private industry,  
15. the encouragement of additional technology, this is the way that  
16. we provide jobs; this is the way that we can alleviate the  
17. inflationary problems and encourage private incentive. I guess  
18. this is kind of side issue to what we're looking at today in  
19. reference to this bill, but really it does...it does address  
20. itself to some meaningful philosophies to it, because we are  
21. again attempting to impose another regulation on a so-called  
22. very probable good thing, but let us be careful in what we do  
23. on this type of legislation and other similar type of bills  
24. that come before the Illinois Senate. Thank you, Mr. President.

25. PRESIDENT:

26. Is there further discussion? Senator Ozinga.

27. SENATOR OZINGA:

28. A question of the sponsor. Now I believe there's one  
29. paragraph in here where you are reimbursing by State funds the  
30. cost of retrofitting school buses with certain safety equip-  
31. ment. Now those are existing buses, is that right? And they  
32. will have to comply with certain safety equipment right now.  
33. What about the existing private schools that are attempting

1. to comply? How are you going to reimburse them for the addi-  
2. tional cost that you are inflicting upon them at the time...  
3. at this time?

4. PRESIDENT:

5. Senator Glass.

6. SENATOR GLASS:

7. Senator Ozinga, the appropriation I referred to of 1.9  
8. million is the cost of retrofitting all school buses and the,  
9. I've spoken with the Department of Transportation, relative  
10. to the grants that would be involved and am advised that that  
11. is an adequate sum. Under legislation passed by this Body,  
12. both private and public schools would be covered by the safety  
13. requirements we're talking about.

14. SENATOR OZINGA:

15. Now, just so that we got this thing clear, and I don't  
16. think that you're speaking quite what will be the fact. Are  
17. you trying to tell me that our Christian School Association,  
18. which has maybe 16 or 20 or these buses that have done every-  
19. thing possible to comply with the law to make them as safe  
20. as possible, discipline the kids the way they sit and all of  
21. this monkey business that goes around with it, that now they  
22. can be reimbursed. You mean to say that the State is going to  
23. reimburse the private schools for this refitting?

24. SENATOR GLASS:

25. Under the companion bill I mentioned, House Bill 2823, 1.9  
26. million is appropriated to DOT for distribution of grants to  
27. owners of school buses used in the transportation of pupils to  
28. and from schools. At committee this was discussed in...in the  
29. intention of it and I think the clear reading of it - owners  
30. of school buses means any owner, whether it's a school district  
31. or private bus company.

32. PRESIDENT:

33. Senator Course.

1. SENATOR COURSE:

2. Yes, Mr. Speaker...Mr. President and members of the Senate.  
3. To vote against this bill, as Senator Bell says, is like voting  
4. against motherhood, but the initial cost that represent...re...  
5. re...Senator Glass speaks of is just the initial cost. Now,  
6. when we go into fitting these buses with padding, extra rivets  
7. in the bodies, which is going to be required by the Federal  
8. Government, it's going to increase the cost tremendously. Now,  
9. the meetings that we attended, the hearings that we had with  
10. Superintendents of Schools, principals of schools, parents of  
11. children who were riding these buses, the bus owners, the bus  
12. operators, the bus drivers, who is going to be responsible for  
13. these children in the bus? Who is going to be responsible for  
14. these children in the bus? Who is going to be responsible for  
15. seeing that the children are strapped in their seats? Now are  
16. we going to take a driver that's getting probably 15 dollars a  
17. day and say now you're going to be responsible for 35 children.  
18. When Johnnie rides with his father and his father says, you  
19. don't have to put the belt on, Johnnie, if you don't wanna,  
20. so Johnnie gets in the school bus and he sits there without the  
21. belt and he says, "My father says I don't have to put be...seat  
22. belt on.". Whose responsibility is gon...is it gonna be? The  
23. school? The bus driver? The parents? How are we going to  
24. delegate this responsibility? Can the counties of the school  
25. districts afford these improvements on the bus? These are  
26. eventually going to be borne by the counties. Another thing I  
27. would like to bring out, ladies and gentlemen. The sponsor of  
28. this bill, she's got a...she's a very honorable woman, I should  
29. say that, but she's got a baby sitting on the Floor of the House,  
30. in a smoke-filled Floor of the House that you can hardly breathe in.  
31. She doesn't think enough of her child, but she's worried about  
32. somebody else's children. I think she should worry more about  
33. her own child and not about other...somebody else's children.

1. PRESIDENT:  
2. Senator Soper.  
3. SENATOR SOPER:  
4. Senator Glass and...thank you, Mr. President. Senator  
5. Glass, would you answer a few questions...sponsor?  
6. PRESIDENT:  
7. He indicates he'll yield. Proceed.  
8. SENATOR SOPER.  
9. All right. First, Senator Glass, the classic question  
10. you always ask me. Who wants this bill?  
11. SENATOR GLASS:  
12. Yes, that is a classic question, Senator Soper. This bill,  
13. as I mentioned, actually there are three of them is a product of  
14. hearings of the Motor Vehicle Laws Commission. School Problems  
15. Commission had similar hearings. The people interested in these  
16. bills include, I would say primarily, the parents of school  
17. children. This is the group of people from whom I have heard  
18. in my district and elsewhere. I have also...I would say that  
19. there are many others that want it, including the school districts  
20. that have testified before us, school bus drivers, and many other  
21. interested witnesses. There was one doctor who does oral surgery  
22. who wants it. He had slides for us of the injuries that occur  
23. to the teeth and the gums and the mouths of children when buses  
24. without padded seats are in accidents, so I would say there's  
25. broad interest from many diverse groups, Senator Soper, that would  
26. like to see this bill pass.  
27. SENATOR SOPER:  
28. All right. Now...Now, Senator, the other questions. How  
29. many injuries have you...have been noted to you about the teeth  
30. and the gums and so forth in the 1<sup>st</sup> month, two months, five  
31. years, twenty years, any statistics that you have on school  
32. children from...  
33. SENATOR GLASS:

1. I...I'll...I'll get those for you, Senator Soper, just as  
2. soon as possible. We have statistics from the Department of  
3. Transportation, which show a large increase in the number of  
4. school bus accidents, injuries and deaths to school children  
5. in Illinois, and as...I've got a...a staff member getting those.  
6. As soon as she gets back, I'll...I'll report them to you.

7. SENATOR SOPER:

8. Now, my other question. As I understand you want to ap-  
9. propriate 1 million 9 hundred thousand dollars to the refurb-  
10. ishing of the buses. Now how many buses in the State of Illi-  
11. nois will you have to refurbish?

12. SENATOR GLASS:

13. Well, I...I don't know if I can give you...the figure of  
14. 1.9 million is...is estimated to be adequate and not to exceed  
15. 320 dollars per bus. I know there are 14,000 bus drivers in  
16. the State. I don't have the exact number of buses that will  
17. need refurbishing, because, of course, I don't know the...some  
18. of them may actually have padded seats now.

19. SENATOR SOPER:

20. Now, amongst your requisites you, as I understand it, you're  
21. asking for...for a seat that looks like...like the seats we have  
22. in automobiles. Now with the headrests and the...the elongated  
23. body on the seat - that's got to be done to each bus? Gotta have  
24. a higher headrest?

25. SENATOR GLASS:

26. Senator Soper, the retrofitting...first of all, the higher  
27. seatbacks, they go from 24 to 28 inches. Now I don't know if  
28. they have to have a headrest. I don't think so. I've seen the  
29. slipover covering type pads that they intend to use. Those  
30. were shown to us - the foam rubber that just slip over the seat  
31. backs, so I don't know if there's a headrest, but it...felt im-  
32. portant that the seat backs be higher.

33. SENATOR SOPER:

1. That's a...that's a...that's what they call the whiplash  
2. deal and what kind of seat belts are you asking. The...the...  
3. just the bottom seat belt or the 3-way seat belt?

4. SENATOR GLASS:

5. Senator, this bill does not involve any seat belts for  
6. ...for passengers. This...that's not involved in this bill.  
7. No seat...this is a...the retrofitting we're talking about is  
8. seat padding only.

9. SENATOR SOPER:

10. Well...well, if you're not going to have seat belts in  
11. the...in the...in the bus, well then what good will the padding  
12. do if the kids are all over the bus and they're not sitting in  
13. their seats? What're you gonna pad...you gonna pad the floor  
14. too and the ceiling?

15. SENATOR GLASS:

16. The testimony, as I indicated, of the injuries to the  
17. face and the mouth and so on are...they do occur because the...  
18. of the hard metal backed seats. The seats are close together.  
19. Unless there is padding on the seats, seat belts would pro-  
20. bably be worse than no seat belts. The testimony was pretty  
21. much to the effect that you ought to have seats that are  
22. further apart and...and some other specifics before you do put  
23. the seat belts on. That's a...a lot more controversial subject  
24. than seat padding. Nobody seems to argue that seat padding is  
25. necessary. There is a divergence of opinion over seat belts.  
26. So this doesn't get at the whole problem but it makes a signi-  
27. ficant step forward toward making school buses safer.

28. SENATOR SOPER:

29. Now, you don't know how many buses you're going to refur-  
30. bish at 325 dollars a bus. Now there are some buses that are  
31. used to transport children or students from...from one point to  
32. another. For instance, the buses that go out to the museums  
33. in the City of Chicago and...and go from the country towns to



1. the museums in the City of Chicago. Now would you require that  
2. all of those buses that are used at that time and not spe-  
3. cifically used to pick up children every morning, at every stop,  
4. every country school bus, to do the same thing. Is that what  
5. you want?

6. PRESIDENT:

7. Senator Glass.

8. SENATOR GLASS:

9. A...Again, Senator Soper, you put your finger on a...a  
10. point that was debated at some length and in my bills, compan-  
11. ion bills that...well, not companion bills, but the series we  
12. passed out of here a few weeks ago. The definition of school  
13. bus was changed and we did exclude from the definition any com-  
14. mon carrier, the CTA, municipally owned buses, performing charter  
15. service, that is service transporting children to museums, etc.  
16. There...there was...that...that point was debated so those are  
17. excluded, so we do cover all school buses, presuming the bills  
18. all pass, we...we'd be covering both private and public school  
19. buses on regularly scheduled school bus routes.

20. SENATOR SOPER:

21. Yeah. Under...under this proposition then you would figure  
22. that you had, well let me see, three, six, nine, nine thousand  
23. school buses in the State of Illinois at 325 dollars or eight  
24. thousand school buses.

25. SENATOR GLASS:

26. It sounds right. I don't...oh, Il...Illinois school bus  
27. ...yeah...nine...Illinois school bus vehicles, 9,984 traveled  
28. 116 thousand total miles and there were 466 reported injuries  
29. during the school year. That...

30. SENATOR SOPER:

31. Now...that's a...the Senator said while they're in the  
32. bus or out of the bus?

33. SENATOR GLASS:

1. 91% were in the bus, Senator.

2. SENATOR SOPER:

3. Were they...were they in the seats or out of the seats?

4. SENATOR GLASS:

5. The statistics on...I think that'd be a little bit hard

6. to gauge, whether they were in the seats or out of the seats,

7. but 91% were in the buses.

8. SENATOR SOPER:

9. Senat...Senator Ozinga says was it the driver or the equip-

10. ment.

11. SENATOR GLASS:

12. Well, Senator Ozinga has again pointed out an important

13. problem. We've tried to address human error in these bills,

14. as well as the construction of the buses and so we've pro-

15. vided for more training and, you know, better qualifications

16. as far as the drivers are concerned and instruction and safe

17. bus riding for the students. Actually the latter is very im-

18. portant too, because some of the accidents we've seen are be-

19. cause students have crossed in front of the...behind...or be-

20. hind the buses when...when they're supposed to wait for a

21. clearance by the bus driver to cross in front of them. All of

22. these contribute, and we're trying to...to correct all the...the

23. possible things that contribute to these accidents.

24. PRESIDENT:

25. The Chair just wants to point out...

26. SENATOR SOPER:

27. I...I...I...I'm through after this last question. I forgot

28. what I want to ask him. I asked so many questions.

29. PRESIDENT:

30. Senator Merritt.

31. SENATOR MERRITT:

32. Yes, Mr. President and members of the Senate. If Senator

33. Glass would yield to a question. As I read the bill and I read

1. it, I thought, quite thoroughly, Senator Glass. It does not cover  
2. at this point, at least in time, seat belts and harness. Is that  
3. correct?

4. SENATOR GLASS:

5. You're correct, Senator Merritt.

6. SENATOR MERRITT:

7. All right, then. I'll just address my few remarks to the  
8. fact that, like Senator Bell and Course have pointed out, I sup-  
9. pose to oppose this bill is like opposing motherhood, but ladies  
10. and gentlemen of the Senate, there is no question in my mind but  
11. what this is going to be the forerunner of that yet to come. It's  
12. headed in that direction. All in the interest of saving lives  
13. and injuries of our precious young ones. But I'm warning you, as  
14. this continues, it's legislation like this that might take plenty  
15. of lives if it's carried further. I can...I can envision a bus  
16. in an accident and I know it isn't covered in this bill, but it'll  
17. be the forerunner of what is yet to come and I just think it's bad  
18. legislation and taking up time of this Body when we're supposed to  
19. be here on appropriation and revenue matters. Thank you.

20. PRESIDENT:

21. Senator Latherow.

22. SENATOR LATHEROW:

23. Thank you, Mr. President, and I'll be real brief with what  
24. I have to say. I have two questions, Senator Glass. What type  
25. of programs are you going to have to give students instructions  
26. on how to safely ride the school bus?

27. SENATOR GLASS:

28. Repeat that, Senator, I'm sorry.

29. SENATOR LATHEROW:

30. In the bill it says you're going to give instructions in  
31. safe bus riding practices offered at least twice during each  
32. school year to all students, regularly transported. How are  
33. you going to tell them how to ride a bus safe, if they don't

1. already know?

2. SENATOR GLASS:

3. The question on...on instruction of pupils on safe bus rid-  
4. ing practices was also in the bills that we passed that I spon-  
5. sored over here, Senator Latherow. We would call, in effect, for  
6. the districts to...to prepare under...or with the assistance of  
7. OSPI, instructions in school bus...safe school bus riding prac-  
8. tices on getting on and off the buses and maintaining order et  
9. cetera while...while on the buses. Now many children are new,  
10. of course, every year in...in the riding of school buses and  
11. being children, I'm sure they...they don't often remember the  
12. safe...all the safe riding habits and I think the continual in-  
13. struction might be beneficial in avoiding some of the accidents  
14. of the type we heard described to us, including specifically one  
15. in Skokie, where a young boy was killed because he crossed be-  
16. hind a school bus in front of an oncoming taxicab, so I hope this  
17. ...these will be effective in that regard.

18. PRESIDENT:

19. Senator Latherow, you're...

20. SENATOR LATHEROW:

21. Mr. President, in answer to that I just want to say this  
22. says nothing about getting on or getting off of buses. It says  
23. about riding. Now second I...the question is, you're going to  
24. give psychological testing for school bus drivers and most of  
25. these people have probably psychoanal...psychoanalyzed themselves  
26. for many years and here we're going to start another program to  
27. help stop people from wanting to drive school buses. That's  
28. all I have to say, Mr. President.

29. PRESIDENT:

30. For what purpose does Senator Chew arise?

31. SENATOR CHEW:

32. I move the previous question.

33. PRESIDENT:

1. Well...Senator, I have on the list Senator Mitchler, Buzbee,  
2. Howard Mohr, and Fawell. Now members from the Floor have been  
3. getting my attention. You spoke out and I recognized you to de-  
4. termine what purpose you wished recognition. I'm going to ask  
5. you to hold your motion until the prior Senators have been  
6. recognized, and from this point on no additional Senators will  
7. be recognized.

8. SENATOR CHEW:

9. Thank you, Mr. President.

10. PRESIDENT:

11. Senator Latherow, have you completed your?

12. SENATOR LATHEROW:

13. Yes.'

14. PRESIDENT:

15. Senator Mitchler.

16. SENATOR MITCHLER:

17. Mr. President and members of the Senate, I'd point out to  
18. you on page 3 of the bill, and I hope that each and every one of  
19. you read this bill as we're debating it, I call your attention  
20. to the second line on line 28, where it has the word safety  
21. equipment. In other words, reimbursement by State of cost of  
22. ret...retrofit...fitting school buses with certain safety equip-  
23. ment. Now safety equipment means seat belts. Now you can't  
24. tell me that it doesn't, so in answer to Senator Merritt's ques-  
25. tion, if seat belts or seat harnesses are involved in this, on  
26. page 3, line 28, safety equipment. Now I don't care how you  
27. interpret it, Senator Glass, I interpret it as I read this bill.  
28. This is a fetcher bill. This is something that Nader dreamed  
29. up and it's promulgated from Washington D.C., the Federal Capital,  
30. and there...you'll find that you won't get 10% of your road funds  
31. unless you have this, and I'm sick and tired of these billboard  
32. mandatory bills, this seat belt bills, the 55 mile an hour speed  
33. limit and having those guys in Washington dictate all of this

1. stuff to us, even telling us when we can celebrate our holidays.  
2. Now that's where this legislation comes from. It comes from  
3. staff sitting in those great marble halls in there, thinking it  
4. up. You got staff on the Floor here giving all the answers  
5. to it just...and that's where all this stuff comes from. It  
6. doesn't come from the parents. I haven't got one letter on  
7. this and we got all the school buses you want in Kendall County.  
8. Now let's get rid of this and I'm gonna follow Senator Chew.  
9. This was referred without reference to the Transportation Com-  
10. mittee. This is big legislation. Over a million dollars and  
11. it's going to bundle into 5, 6 million dollars a year and here  
12. we are down on the second to the last day of the session arguing  
13. about this stuff. Senator Glass, you should have refused to  
14. even handle this. This is the worst bill that we ever got. Let's  
15. vote it down.

16. PRESIDENT:

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Just a question of the sponsor, Mr. President. Senator  
20. Glass, didn't we in fact take care of all of these school bus  
21. safety problems in the legislation we passed last week in the  
22. Senate?

23. SENATOR GLASS:

24. Senator Buzbee, give you a historical background and very  
25. brief. There were two commissions holding hearings, one of  
26. them was held jointly, Motor Vehicles Laws and School Problems.  
27. These bills almost entirely compliment each other and do not  
28. overlap. There's one overlap and I think that they both require  
29. instruction of students in safe bus riding practices, but other-  
30. wise they by and large compliment each other.

31. SENATOR BUZBEE:

32. How about the retrofitting question?

33. SENATOR GLASS:

1.           Retrofitting...yeah...this was...in...in...in direct...the  
2. direct opposite of what...what Senator Mitchler said is the truth.  
3. This bill does not require seat belts. The retrofitting and the  
4. reimbursement is for seat back padding. Under my bill it was  
5. for the 8-light flasher system.

6. PRESIDENT:

7.           Senator Howard...oh, I'm sorry...Senator Buzbee, proceed.

8. SENATOR BUZBEE:

9.           Well, you say then that this bill does not require safety  
10. belts to be put on those now existing school buses. Is that  
11. right?

12. SENATOR GLASS:

13.           I...I hope Senator Merritt will listen to this. I mean,  
14. Senator Mitchler, because this is direct response to their  
15. comments too. Senator Merritt quoted from line 16...Senator  
16. Mitchler quoted from line 16 and 17 of the bill which reads  
17. as follows: reimbursement by State of cost of retrofitting  
18. school buses with certain safety equipment. That is the descrip-  
19. tion of what is in the section. The language that follows says  
20. that from funds appropriated for the purpose of retrofitting  
21. school buses with seat back padding, and it goes on to describe  
22. that that is the purpose of the funding, so the retrofitting  
23. is only for seat back padding under this bill.

24. SENATOR BUZBEE:

25.           Senator Glass, what would happen...what would you think  
26. of this bill if your bill does not pass the House?

27. SENATOR GLASS:

28.           Well, I...I think the bills are complimentary and I...I  
29. think it would be much better if they both pass, but this could  
30. nevertheless be implemented without mine.

31. PRESIDENT:

32.           Senator Howard Mohr. All right. Senator Fawell.

33. SENATOR FAWELL:

1. I wasn't going to say anything, but I...I...I want to rise  
2. in support of the bill. The School Problems Commission has  
3. heard a great deal of testimony on these bus safety measures.  
4. They're not bills that have not had a great deal of thought behind  
5. them and actually Representative Catania's bills are very ele-  
6. mentary. I say that in the generic sense of the word, and I  
7. think the Governor, therefore'll have two sets of bills. Sena-  
8. tor Glass' bills are much more detailed, I think, and frankly I  
9. ...I would prefer them, but these bills too, I think, are...are  
10. very reasonable in terms of basic costs. I think probably it is  
11. less cost to be able to implement and I believe are bills that  
12. ought to be supported.

13. PRESIDENT:

14. Senator Chew. Well, Senator, you yield to Senator Hynes?

15. SENATOR CHEW:

16. Yes I do.

17. PRESIDENT:

18. Senator Hynes.

19. SENATOR HYNES:

20. Mr. President and members of the Senate. I supported, as  
21. did most of us in this Body, Senator Glass' bills which were a  
22. comprehensive approach to this subject and were the product of  
23. ...of long study. I have many serious questions about these  
24. bills. I think some parts of them are very desirable. In fact  
25. possibly ought to be put into the Glass bill so that we have a  
26. comprehensive package, but my concerns here are with the defini-  
27. tion of school bus. It is not, in my judgment, sufficient to  
28. simply refer to the existing definition because it did not con-  
29. template the situation involved here. Secondly, there seems to  
30. be discrepancy in terms of the reimbursement section as to which  
31. vehicles are going to be reimbursed. Many of them that are re-  
32. quired to...to make these changes, I do not think are covered  
33. by the reimbursement. Over all, to make this as simple and



1. short as possible, while the purpose, the motive and intent here  
2. is very desirable, I do not think that these bills have been put  
3. into the shape they ought to be in to accomplish the purpose we  
4. all seek. The bills that passed the Senate that are over in the  
5. House do in fact accomplish that purpose and those bills ought to  
6. be passed or they ought to be combined or these ought to be put  
7. into similar shape. I do not think at this point in time they  
8. are in the shape they should be in to pass. This problem is one  
9. that I think every member of this Body feels is a serious one.  
10. We reflected our concern about it when we passed those bills last  
11. week, but we should not react to a serious problem by passing  
12. legislation that it is...that is not in...in the form necessary  
13. to handle it.

14. PRESIDENT:

15. Is there further discussion? The question is, shall House  
16. Bill 1833 pass. Those in favor will vote Aye. Those opposed  
17. will vote No. Well, all right, I'm just trying to bring this  
18. to a close. There has been plenty of debate. Senator Glass,  
19. you have had untold opportunities to make your points on the  
20. bill. Well, I'm...I'm trying to save time. The question is  
21. shall House Bill 1833 pass. Those in favor will vote Aye.  
22. Those opposed will vote No. The voting is open. Have all voted  
23. who wish? Have all voted who wish? Senator Glass, for what  
24. purpose do you arise?

25. SENATOR GLASS:

26. To move that this bill be placed on postponed consideration,  
27. Mr. President.

28. PRESIDENT:

29. Senator Glass moves to postpone consideration. So ordered.  
30. House Bill 2143. Senator Vadalabere, do you wish to advance...or  
31. to call this bill?

32. SECRETARY:

33. House Bill 2143.

1. (Secretary reads title of bill.)

2. Third reading of the bill.

3. PRESIDENT:

4. Senator Vadalabene.

5. SENATOR VADALABENE:

6. Mr. President, could you take the next bill and come back to

7. mine. They've throwed a bunch of amendments on my desk and my

8. notes are underneath those amendments.

9. PRESIDENT:

10. You're not...OK.

11. SENATOR VADALABENE:

12. And get right back to it, please?

13. PRESIDENT:

14. Sure. You're ready to proceed? All right. Senator Vadala-

15. bene, it has been read.

16. SENATOR VADALABENE:

17. Yes. Thank you, Mr. President and members of the Senate.

18. House Bill 2143, the so-called Levy Board Bill, provides the

19. people of the Eastside Levy and Sanitary District with an oppor-

20. tunity to petition the State Board of Elections for a referendum

21. to change the method of selecting the trustees. It provides that

22. the County Board chairmen of Madison and St. Clair counties se-

23. lect five commissioners, two from the county with the lowest

24. assessed valuation and three from the county with the most.

25. These commissioners will then be required by law to appoint a

26. professional engineer with at least 10 years experience in the

27. field of Engineering to run the day-to-day activities of the

28. drainage district. This bill was amended in the Senate to change

29. the naming of the new district from Metropolitan Sanitary District

30. to Metro-East Sanitary District and I would appreciate a favorable

31. vote.

32. PRESIDENT:

33. Is there further discussion? The question is shall House

1. Bill 2143 pass. Those in favor will vote Aye. Those opposed  
2. will vote No. The voting is open. Have all voted who wish?  
3. Take the record. On that question the Yeas are 51, the Nays  
4. are 1. House Bill 2143, having received a constitutional ma-  
5. jority, is declared passed. Senator Course, do you wish to  
6. advance...or to call 2345? Yes. Proceed.

7. SECRETARY:

8. House Bill 2345.

9. (Secretary reads title of bill.)

10. Third reading of the bill.

11. PRESIDENT:

12. Is there a discussion? The question is shall House Bill  
13. 2245 pass. No...23...2345 pass. Those in favor will vote Aye.  
14. Those opposed will vote No. The voting is open. Have all voted  
15. who wish? Take the record. On that question the...the...ques-  
16. tion the Yeas are 55, the Nays are none. House Bill 2345, having  
17. received the constitutional majority, is declared passed. House  
18. Bill 2350...

19. SECRETARY:

20. House Bill 2350.

21. (Secretary reads title of bill.)

22. Third reading of the bill.

23. PRESIDENT:

24. Is there further discussion? The question is shall House  
25. Bill 2350 pass. Those in favor will vote Aye. Those opposed  
26. will vote No. The voting is open. Have all voted who wish?  
27. Take the record. On that question the Yeas are 52, the Nays  
28. are 1. House Bill 2350, having received the constitutional  
29. majority, is declared passed. Senator Daley, do you wish to  
30. call 2351? 2351.

31. SECRETARY:

32. House Bill 2351.

33. (Secretary reads title of bill.)

1. Third reading of the bill.

2. PRESIDENT:

3. Senator Daley. The question is shall House Bill 2351 pass.  
4. Those in favor will vote Aye. Those opposed will vote No. The  
5. voting is open. Have all voted who wish? Take the record. On  
6. that question the Yeas are 53, the Nays are none. House Bill  
7. 2351, having received the constitutional majority, is declared  
8. passed. For what purpose does Senator Howard Mohr arise?

9. SENATOR MOHR:

10. Mr. President, it might come as a surprise to our specta-  
11. tors on these bills that have been of a controversial nature.  
12. I think it should be pointed out that days and many hours of  
13. testimony has been heard on all of these bills and they have  
14. been resolved in...in committee action. It's kind of hard to  
15. figure the operation when we spend about 45 minutes on a bus  
16. safety bill and...and a...a minute on these bills, so I would  
17. just point out that there has been a lot of time and delibera-  
18. tion on these...these bills.

19. PRESIDENT:

20. Senator Bruce, do you wish? Yes. House Bill 2352.

21. SECRETARY:

22. House Bill 2352.

23. (Secretary reads title of bill.)

24. Third reading of the bill.

25. PRESIDENT:

26. Senator Bruce.

27. SENATOR BRUCE:

28. I give the daily Rock speech.

29. PRESIDENT:

30. The question is shall House Bill 2352 pass. Those in favor  
31. will vote Aye. Senator Latherow.

32. SENATOR LATHEROW:

33. Senator Bruce, wasn't there to be an amendment by the De-

1. partment on this bill this morning? I was just talking to Dick  
2. Davidson this morning. I thought he had some changes he wanted  
3. to make in it.

4. SENATOR BRUCE:

5. In the State Fair Agency?

6. SENATOR LATHEROW:

7. That's...well...

8. SENATOR BRUCE:

9. That's on a County Fair bill, I am told. They have not in-  
10. formed me. I will hold it, if you wish? All right.

11. PRESIDENT:

12. Senator Latherow, did you indicate to go ahead. All right.  
13. Fine. The question is shall Health...shall House Bill 2352 pass.  
14. Those in favor will vote Aye. Those opposed will vote No. The  
15. voting is open. Have all voted who wish? Take the record. On  
16. that question the Yeas are 55, the Nays are none. House Bill  
17. 2352, having received the constitutional majority, is declared  
18. passed. Senator Saperstein, I understand you wish to recall your  
19. bill. Is that correct? Yes. Then we will not read it. We  
20. will order 2359 to the order of second reading for purposes of  
21. an amendment. Senator...second reading for 2359. Senator Saper-  
22. stein.

23. SENATOR SAPERSTEIN:

24. Please...

25. PRESIDENT:

26. Do you want...do you want to yield to Senator Latherow?

27. SENATOR SAPERSTEIN:

28. Latherow.

29. PRESIDENT:

30. Yes. Senator Latherow.

31. SENATOR LATHEROW:

32. Mr. President, amendment No. 10 that we put on this bill  
33. yesterday, there was an error and I'd like at this time to move

1. to reconsider the vote by which...

2. PRESIDENT:

3. Senator Latherow moves to reconsider the vote by which  
4. amendment No. 10 was adopted. All in favor signify by saying  
5. Aye. Contrary No. Motion carries. Senator Latherow moves  
6. to Table amendment No. 10. All in favor signify by saying Aye.  
7. Contrary No. The motion carries. Amendment No. 10 is Tabled.  
8. Senator Latherow.

9. SENATOR LATHEROW:

10. Now I'd like to move for the adoption of amendment No. 11...  
11. 11...12...amendment No. 2. This merely changes the page refer-  
12. ence number in...in it. It was 11 in the amendment which was  
13. incorrect. This changes it to 7. I move the adoption of the  
14. amendment.

15. PRESIDENT:

16. Senator Latherow moves the adoption of Amendment No. 12  
17. to House Bill 2359. All in favor signify by saying Aye. Con-  
18. trary No. The motion carries and amen...amendment No. 12 is  
19. adopted. Senator Wooten.

20. SECRETARY:

21. Amendment No. 13, offered by Senator Wooten.

22. SENATOR WOOTEN:

23. Mr. President, I don't want to take up any time on this.  
24. Amendment 13 increases the total amount appropriated to the  
25. Thudichum Research Laboratory by 77,167 dollars. I would mere-  
26. ly point out in defense of this that the increase that has  
27. been granted thus far is principally for reinstating 11 rolls.  
28. It does not take into account the budget as constructed to  
29. phase out the lab and that if the lab is continued in its cur-  
30. rent operation to the end of the fiscal year, this additional  
31. money will be needed and has the support of Senator Latherow,  
32. if not the general support of the group, and I would ask for  
33. its adoption.

1. PRESIDENT:

2. Yes. Before I recognize Senator Knuepfer in consideration  
3. of this amendment, I wish to seek leave from the Senate to de-  
4. clare that the amendment that we considered under Senator  
5. Latherow's discussion should be amendment 13, rather than  
6. amendment No. 12. We failed to recall this morning that last  
7. ...that yesterday we did add an additional amendment to this  
8. bill. So, in fact, insofar as the record is concerned, Senator  
9. Latherow's amendment is amendment No. 13. Now we have under  
10. consideration amendment No. 14. Senator Knuepfer is recognized  
11. in connection with the consideration of amendment No. 14. Be-  
12. fore you proceed, Senator Knuepfer, might I have a little more  
13. attention from the members of the Senate on this consideration?  
14. Senator Knuepfer.

15. SENATOR KNUEPFER:

16. Well, I want to point out to this Body that this is, I  
17. think, the third amendment on Thudichum. Everyday we turn around  
18. and we add more money to this program. The Senate committee  
19. put an additional 123,000 in. Senator Latherow put some in  
20. yesterday and now Senator Wooten proposes to put some addi-  
21. tional funds in. Not only is...are you restoring the program  
22. but you are increasing the program and it seems to me that if  
23. the restoration obviously has won in this Chamber in terms of  
24. the sentiment of this people...of...of this Body, but it seems  
25. to me we certainly ought to resist an increase in the program  
26. and as I understand it, this provides two additional doctors  
27. for the Thudichum Program of which the Director of the Department  
28. of Mental Health said he didn't need and I've wo...would resist  
29. this amendment.

30. PRESIDENT:

31. Senator McBroom and...Yeah...Senator McBroom and then  
32. Senator Wooten.

33. SENATOR MCBROOM:

1. My...my only comment is that I think Senator Wooten's  
2. amendment should be defeated. I think it's totally unneces-  
3. sary and I completely concur with Senator Knuepfer. Thank you.

4. PRESIDENT:

5. Senator Wooten.

6. SENATOR WOOTEN:

7. If I may correct a slight inaccuracy in Senator Knuepfer's  
8. statement. This is not the third increase. What Senator  
9. Latherow's amendment did was to detail the agreed amount. The  
10. increase of 123,000. The reason the additional 77,000 is needed  
11. is that 123,000 is to restore eleven jobs which were to be  
12. terminated immediately. The balance of the budget for this lab  
13. is structured in such a way that we presumed the gradual elimina-  
14. tion of jobs during fiscal '75. It does us no good to mandate  
15. that this lab continue for another fiscal year if we do not  
16. provide for hiring a successor to Doctor Hemwich, and believe  
17. me, ladies and gentlemen of the Senate, that is the point on  
18. which this whole argument turns. If you do not engage a suc-  
19. cessor to Doctor Hemwich, you close the lab. Now may I please  
20. caution you that this should not be confused with the Kewanee  
21. Animal Diagnostic Lab question. There is room for both...both  
22. functions at Galesburg, if it is the will of this Body. But if  
23. you do not grant this additional 77,167 dollars, you simply say  
24. that we are not going to hire director...a director to succeed  
25. Doctor Hemwich and the lab will in fact close. Now I oppose  
26. the closing of the lab. It's not in my district. It's in  
27. Senator Latherow's, but I know the work that it has done..  
28. By an accident of fate I've been intimately involved. I know  
29. you don't want to hear me talk for 30 minutes about what it has  
30. done, but it seems the lab's great failure has been in failing  
31. to have an effective PR department. To let the State know this  
32. is one of the country's five research centers for delving into  
33. the problems of schizophrenia. We short change our people if we



1. shut this lab. If we don't get the extra money, you can count  
2. on it, the lab is closed at the end of the fiscal year.

3. PRESIDENT:

4. The...the question is on the adoption of amendment No. 14.  
5. All in favor signify by saying Aye. Do you want a roll call on  
6. it? Just...all in favor signify by saying Aye. Contrary No.  
7. The motion fail...all right...I...fine...very good...that's...  
8. OK...I want to acknowledge that I clearly heard a stronger No  
9. than Aye, and I asked whether you wanted a roll call to begin  
10. with. Now we will have a roll call. The question is the adop-  
11. tion of amendment No. 14. Those who support Senator Wooten  
12. will vote Aye. Those op...who support Senator Knuepfer will  
13. vote No. The voting is open. Have all voted who wish? Take  
14. ...take the record. On that question the Yeas are 27, the  
15. Nays are 27. Amendment No. 14 fails. Are there further amend-  
16. ments? Third reading. Senator Course. 2362? Yes.

17. SECRETARY:

18. House Bill 2363.

19. (Secretary reads title of bill.)

20. Third reading of the bill.

21. PRESIDENT:

22. Senator Course.

23. SENATOR COURSE:

24. Roll call, Mr. President.

25. PRESIDENT:

26. Question is, shall House Bill 2363 pass? Those in favor  
27. will vote Aye. Those opposed will vote No. The voting is open.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Have all voted who wish? Take the record. On that question  
30. the Ayes are 52 and the Nays are none. House Bill 2363, having  
31. received the constitutional majority, is declared passed. 2350  
32. ...2366, Senator Knuppel.

33. SECRETARY:

1. House Bill 2366.
2. (Secretary reads title of bill.)
3. Third reading of the bill.
4. PRESIDING OFFICER (SENATOR WEAVER):
5. Senator Knuppel.
6. SENATOR KNUPPEL:
7. Roll call, please.
8. PRESIDING OFFICER (SENATOR WEAVER):
9. Question is shall House Bill 2366 pass. Those in favor
10. vote Aye. Those opposed vote No. The voting is open. Have
11. all voted who wish? Take the record. On that question the
12. Ayes are 50, the Nays are none. House Bill 2366, having re-
13. ceived a constitutional majority, is declared passed. Sena-
14. tor Daley, 2382? Bureau of the Budget.
15. SECRETARY:
16. House Bill 2382.
17. (Secretary reads title of bill.)
18. Third reading of the bill.
19. PRESIDING OFFICER (SENATOR WEAVER):
20. Question is shall House Bill 2382 pass. Those in favor
21. vote Aye. Those opposed vote Nay. The voting is open. Have
22. all voted who wish? Take the record. On that question the
23. Ayes are 52 and the Nays are none. House Bill 2382, having
24. received a constitutional majority, is declared passed. Sen-
25. ator Bruce. Senator Donnewald on 2416.
26. SECRETARY:
27. House Bill 2416.
28. (Secretary reads title of bill.)
29. Third reading of the bill.
30. PRESIDING OFFICER (SENATOR WEAVER):
31. Is there any discussion? Question is shall House Bill 2416
32. pass. Those in favor vote Aye. Those opposed vote Nay. The
33. voting is open. Have all voted who wish? Take the record. On

1. that question the Ayes are 51, the Nays are none. Two voting  
2. Present. House Bill 2416, having received a constitutional ma-  
3. jority, is declared passed. 2391, Senator Schaffer.  
4. SECRETARY:  
5. 2391.  
6. (Secretary begins to read title of bill.)  
7. PRESIDING OFFICER (SENATOR WEAVER):  
8. Take it out of the record. 2619, Senator Graham. Senator  
9. Graham. Senator John A. Graham, do you want to call 2619?  
10. SECRETARY:  
11. House Bill 2619.  
12. (Secretary reads title of bill.)  
13. Third reading of the bill.  
14. PRESIDING OFFICER (SENATOR WEAVER):  
15. Senator Graham.  
16. SENATOR GRAHAM:  
17. Mr. President and members of the Senate. As opposed to  
18. some of the other transfer bills of State property that have  
19. been considered by us in the last few days, this is 400 acres  
20. of a 600 acre surplus and it is going to the City of Elgin.  
21. It's a little bit different. It's going to a corporate entity  
22. and they're going to use it for landfill and other purposes.  
23. Last year we transferred some to the park and I ask for a  
24. favorable roll call.  
25. PRESIDENT:  
26. Question is shall House Bill 2619 pass. Those in favor  
27. vote Aye. Those opposed vote No. The voting is open. Have  
28. all voted who wish? Take the record. On that question the  
29. Yeas are 45, the Nays are 4, 2 voting Present. House Bill  
30. 2619, having received the constitutional majority, is de-  
31. clared passed. On the order of the Secretary's Desk. Senate  
32. Bill 1010, Senator Harber Hall. An objection has been heard.  
33. State your point, Senator McCarthy.

1. SENATOR MCCARTHY:

2. Well, the point is that we're proceeding out of the order  
3. of business and in order to do so it must be done by motion.  
4. Now, Mr. President, I have no desire to unduly, unduly delay  
5. consideration of moving to this order of business, but I do  
6. have a motion that I think is in writing that has priority. It's  
7. before the Secretary now. I would like to have this motion con-  
8. sidered before we go to the order of...or before any motion is  
9. entertained to go to the order of the Secretary's Desk.

10. PRESIDENT:

11. Well, Senator, you were recognized to state a parliamentary  
12. inquiry were you not?

13. SENATOR MCCARTHY:

14. Well, I raised it in objection...

15. PRESIDENT:

16. Yes.

17. SENATOR MCCARTHY:

18. ...to the going to the order of the Secretary's Desk.

19. PRESIDENT:

20. All right. I will rule that inquiry as having been re-  
21. sponded to before the Senate. We are on the order of matters  
22. on the Secretary's Desk. I will make this point clear. That  
23. we have...I understand that an objection has been raised by  
24. Senator McCarthy, and that we have not determined whether a  
25. majority position have concurred in proceeding out of the regular  
26. order of business which is an appropriate way. Now you were  
27. recognized to state your objection. Senator Hall, whose matter  
28. will be considered, has also sought recognition; and I am going  
29. to declare that I have responded to your opportunity to state  
30. your objection and recognize Senator Hall to determine what  
31. purpose he seeks recognition. Senator Hall, what purpose do you  
32. seek recognition?

33. SENATOR HALL:

1. For the purpose of making a motion to the President, Mr.  
2. President. I would like to make the motion.

3. PRESIDENT:

4. What motion?

5. SENATOR HALL:

6. I would like to make the motion that under Rule 4 we pro-  
7. ceed to a different order of business on the calendar.

8. PRESIDENT:

9. All right. Now the Chair wants to make clear that we have  
10. been regularly proceeding out of the order of business without  
11. any question and in this case an objection has been raised  
12. validly, under the rules. I'm going to recognize Senator Hall's  
13. motion to proceed out of the order under Rule 4 and get to a  
14. roll call with as limited debate as we can without denying any-  
15. one's point to debate this motion. Now I'm not going to just  
16. narrowly restrict and I know how the members passions obtain on  
17. this. We ultimately will get to the issue. I would hope that  
18. the members would recognize that we are going to discuss Senator  
19. Hall's motion, which I have recognized, which is to proceed out  
20. of the regular order of business. Under the provisions of Rule 4,  
21. it does take 30 votes. Now for what purpose does Senator Mc-  
22. Carthy arise?

23. SENATOR MCCARTHY:

24. I arise to make a substitute motion, which is before you.  
25. And the substitute motion is that I move to suspend Rule 31  
26. of the Rules of the Senate of the 78th General Assembly and to  
27. temporarily adopt the following. No Senator shall speak more  
28. than twice on the same subject nor more than once until every  
29. Senator, choosing to speak, shall have spoken no longer than  
30. 15 minutes at any one time without the consent of the Senate.  
31. Now, Mr. President, this is in the nature of the...a...a sub-  
32. stitute motion, which would in effect if adopted allow debate  
33. on Senator Hall's motion when it is properly before the Body.

1. PRESIDENT:

2. Now, for what purpose does Senator Glass arise?

3. SENATOR GLASS:

4. Mr. President, I...I rise to move that that motion lie upon  
5. the Table.

6. PRESIDENT:

7. Senator McCarthy has offered a substitute motion to Sena-  
8. tor Hall's motion and Senator Glass has moved to Table. It is  
9. not debatable and on the question of Tabling Senator McCarthy's  
10. motion, those in favor...a roll call, I've...I've heard...I  
11. think it will probably save time. Those in favor will vote  
12. Aye. Those opposed will vote No. Let me explain. This is  
13. the consideration of Senator Glass' motion to Table Senator  
14. McCarthy's substitute motion. Those in favor of the motion  
15. to Table will vote Aye. Those opposed will vote No. The  
16. voting is open. Have all voted who wish? Have all voted who  
17. wish? Take the record. On Senator Glass' motion, the Yeas are  
18. 31, the Nays are 21, and the motion to Table Senator McCarthy's  
19. motion prevails. On the question of Senator Hall's motion to  
20. suspend that provision of Rule 4 to proceed out of the regular  
21. order of business, all in favor signi...Senator McCarthy.

22. SENATOR MCCARTHY:

23. Oh, yes, Mr. President, I'd like to speak to this motion  
24. now.

25. PRESIDENT:

26. You are recognized.

27. SENATOR MCCARTHY:

28. Thank you, Mr. President. Just so that the members of the  
29. Chamber understand what has taken place. What we have now is  
30. a motion to proceed out of order to the Secretary's Desk. I  
31. did offer a motion that debate be opened up which was turned  
32. down and the motion...the vote on that was not subject to debate.  
33. What we have here now is an attempt by Senator Hall to move out

1. of order to the question of the Secretary's Desk to presumably  
2. Senate Bill 1010. I speak against moving out of order on this  
3. matter, Mr. President, because the bill was introduced in the  
4. Senate and heard before Financial Institutions Committee of  
5. May 12, 1973. Now the whole concept of this session that we  
6. are now engaged in has been to consider matters of revenue and  
7. appropriations only and to make an exception here to go out of  
8. order, to go into the matter of the question of raising interest  
9. rates on loans strikes me as being a motion that is not the type  
10. that we should use at the present time, particularly in view of  
11. the fact that heretofore the motion to open up debate was defeated.  
12. Now if the Senate wishes to reconsider its position, they'll have  
13. an opportunity to suspend Rule 31 to open up debate on this mat-  
14. ter, then that's a different matter. We can...we can then, of  
15. course, proceed out of order. But I object to this, Mr. Presi-  
16. dent, as moving out of order without debate to a matter that is  
17. on a bill that's a...a year and 3 months old, so I would encour-  
18. age my colleagues to resist this motion until such time as Rule  
19. 31 is being suspended.

20. PRESIDENT:

21. Is there further discussion? Senator Hall.

22. SENATOR HALL:

23. Briefly, Mr. President, of course we are in these last days  
24. of the session moving in and out of the ordinary course of  
25. business. This is not at all unusual. The simple fact that  
26. Senator Car...McCarthy may or may not like Senate Bill 1010 has  
27. nothing to do with this particular question. We must move in  
28. and out of various orders of business because that's the only  
29. way we can finish our business, so I pursue my motion to proceed  
30. out of the order on this case as we have in so many others.

31. PRESIDENT:

32. The question is shall the Senate suspend that provision  
33. of Rule 4, permitting us to proceed out of the regular order

1. of business. It requires 30 votes and on that question, Senator  
2. Hall's motion, those in favor will vote Aye. Those opposed will  
3. vote No. The voting is open. Have all voted who wish? Have  
4. all voted who wish? Take the record. On that question the Yeas  
5. are 31, the Nays are 21, and the rules are suspended to proceed  
6. out of the regular order of business. Senator Hall.

7. SENATOR HALL:

8. On the order of the Secretary's Desk is Senate Bill 1010.  
9. Fellow Senators, this bill was amended, as I have previously  
10. notified you, in such a manner that it makes a...a very serious  
11. change to the original bill. In that context I want you to  
12. know that businessmen and laboring people and investors and the,  
13. in fact, the economy of this State is affected in a manner that  
14. we, each and every one have to be very considerate of. I do  
15. not particularly favor the House Amendment 3 to Senate Bill 1010  
16. because I don't think it goes far enough. I think our usuary  
17. rate is almost worthless and we would be better off without a  
18. usuary rate and let money compete for the attractiveness of it.  
19. I think we would reach better values to the borrower if we did  
20. that; however, the fact remains that we have statutorily on  
21. the books a usuary rate that prevents you and I as individuals,  
22. every home buyer in this State, prevents him from getting the  
23. home he wants if his lending institution cannot loan him economically  
24. to themselves a mortgage loan by charging more than 8%. So,  
25. House Amendment 3 sets a maximum usuary rate for the purposes  
26. of residential real estate only of 9 and 1/2 percent for our  
27. State fiscal year of 1975. That is beginning July 1st, 1974,  
28. if this bill passes and is signed, until June 30 of 1975. It  
29. raises the 8% to 9 and 1/2 percent for residential real estate  
30. only. There are some other naturally technical changes in this  
31. that some improvement can be made. I herewith move that the  
32. Senate not concur in House Amendments 1 and 3 to Senate Bill 1010.

33. PRESIDENT:



1. Senator Hall moves that the Senate nonconcur in the House  
2. amendment to Senate Bill 1010 and request the House to recede.

3. Senator Carroll.

4. SENATOR CARROLL:

5. Although I too would request the House recede in that, the  
6. final action and that the bill be passed in its that it passed  
7. the Senate, although I had not been a supporter of it, and that  
8. it deal with the original topic of the definition of business  
9. loan and not get into this new area - totally new area of mort-  
10. gage interest rates and a bill in this form that has never gone  
11. through our process to have the expertise of committee action.  
12. It is for the reasons, Mr. President, that this Body, this Body  
13. has never had the ability to debate and discuss and have exper-  
14. tise developed as to the pros and cons of a raise in the..in  
15. effect in the taxes by raising the interest to the consumer, that  
16. we do, and I make the motion, to suspend Rule 31 as to the length  
17. of time that a person may debate on an issue. We suspended our  
18. rules and passed a new rule last June in the efforts of saving  
19. time. We reduced the time in which a member could speak and  
20. took out the part that allowed a member to explain his vote in  
21. order to expedite our action. That was based, at that time, on  
22. the representations of both the President and the Minority Leader,  
23. that because those bills had been through committee where there  
24. had been ample debate, and because the President would never  
25. cut off debate in any way and would and has, in fact, recognized  
26. anyone who wished to speak on a subject, but because this issue  
27. has never been before this Body in this form in this bill, I  
28. think it's only fair that we do suspend the rules and allow  
29. 15 minutes, as opposed to the 5, allow us a chance to develop  
30. the arguments, both pro and con and I would therefore move, Mr.  
31. President, that we suspend Rule 31, one of the Rules of the Senate  
32. and suspend it by adopting the following, and that is that no  
33. Senator shall speak more than twice on the same subject, et cetera,

1. et cetera, and allow 15 minutes for discussion.

2. PRESIDENT:

3. For what purpose does Senator Soper arise?

4. SENATOR SOPER:

5. I believe we have a motion on the Floor by Senator Hall  
6. and we have another motion by Senator Carroll. I think Sen-  
7. ator Carroll is out of order. Let's determine the motion of  
8. Senator Hall and then we'll take Senator Carroll's motion.

9. PRESIDENT:

10. Senator...all right, Senator Carroll, I'm going to rule  
11. that your motion is to suspend the rules. I'm going to rule  
12. that motion in order and on the question of Senator Carroll's  
13. motion to suspend the rules, it's not debatable. Those in  
14. favor of suspending the rule for the purpose that Senator  
15. Carroll has stated, will support Senator Carroll. Those who  
16. would support Senator Hall in proceeding to this question of  
17. the concurrence will...Senator Carroll, for what purpose do  
18. you arise?

19. SENATOR CARROLL:

20. I would object to the Chair's explanation and would say,  
21. therefore, that those who would support...

22. PRESIDENT:

23. All right. Your motion to suspend the rules I recognize.  
24. Those in favor of suspending the rules will vote Aye. Those  
25. opposed will vote No. I want to determine. Do you wish a roll  
26. call on this? All right. Well, it just...it saves time going  
27. through the oral. Those in favor...those in favor of the motion  
28. to suspend the rules, vote Aye. Those opposed vote No. The  
29. voting is open. This requires 30 votes. Senator Carroll's  
30. motion requires 30 votes to carry. Have all voted who wish?  
31. Have all voted who wish? Take the record. On the question of  
32. Senator Carroll's motion to suspend the rules, the Yeas are 21,  
33. the Nays are 32, and the motion fails. Senator Hall, on the

1. question, you have put the motion to...to nonconcur in the House  
2. amendments to Senate Bill 1010 and on that question those in fa-  
3. vor will vote...for what purpose does Senator McCarthy arise?

4. SENATOR MCCARTHY:

5. A point of order. The point of order is...

6. PRESIDENT:

7. State your point.

8. SENATOR MCCARTHY:

9. The point of order is that there is on the Secretary's Desk  
10. a motion dated today which is in order and I call it to your at-  
11. tention, which has priority over Senator Hall's motion. The  
12. motion is to commit the bill to the Senate Committee on Rules.

13. PRESIDENT:

14. All right...now, Senator McCarthy, I explained at the very  
15. beginning of our discussion that we ultimately, of course, are  
16. going to have an opportunity to debate the issues. Under the  
17. provisions of Rule 38, I want to read this to you and then I'm  
18. going to rule. Under the provisions of Rule 68, I refer to  
19. Robert's Rule 38, that a motion is dilatory if it seeks to ob-  
20. struct or thwart the will of the assembly as clearly indicated  
21. by the existing parliamentary situation. It is the duty of the  
22. Presiding Officer to prevent members from misusing the legitimate  
23. forms of motions or abusing the privilege of removing certain  
24. motions merely to obstruct business. Whenever the Chair becomes  
25. convinced that one or more members are using parliamentary forms  
26. for obstructive purposes, he should either not recognize these  
27. members or he should rule that such motions are out of order.  
28. Now I'm going to rule, Senator McCarthy, that your motion to  
29. recommit to rules, comes under the provisions of Robert's Rule  
30. 38, provided for under our Rule 68, and therefore I will not  
31. recognize your motion to refer to rules. On the question...all  
32. right, you have the right to appeal that ruling. Senator McCarthy  
33. seeks an appeal from the ruling of the Chair. The question is

1. shall the ruling of the Chair be sustained. Those...all right,  
2. Senator McCarthy, you proceed and then we will put the question.  
3. Senator McCarthy.

4. SENATOR MCCARTHY:

5. Yes, Mr. President. I want to tell you that your inference  
6. that this is a dilatory motion is a faulty inference and so,  
7. thereby, since your inference is faulty, your ruling is faulty.  
8. We do know and it's not in Robert's Rules of Order but right...  
9. but right in the Rules of the Senate, that a motion to commit  
10. or recommit shall preclude and have priority over the other  
11. question under consideration, and Mr. President, there is...this  
12. is the question. Whether or not Rules Committee should decide  
13. whether or not this subject should be treated in this session  
14. of the Legislature. If you look at the history of this bill,  
15. Mr. President, you will notice that even after the time for its  
16. passage had expired in the House, the House this spring, did  
17. refer the matter to its Committee on Rules to determine whether  
18. or not they wanted to consider this as a part of the business in  
19. the session, and asking you, as Chairman of the Rules Committee,  
20. where I've heard you and the other Republican leaders speak and  
21. enunciate that you're very careful that each and every item of  
22. business go to the Committee of Rules, seems to be not to be a  
23. dilatory tactic but the precise fortification of the position that  
24. you stated heretofore, and I assure you, Mr. President, that this  
25. is not a dilatory motion. It will in fact be, dependent upon the  
26. outcome of the appeal, the last motion that will be made on this  
27. subject, and I would encourage the members of this Body, in view  
28. of the fact that this is a bill that was introduced here last  
29. year under a redefinition of the business loan, which after clear-  
30. ing Rules Committee in the House, now has been changed to an in-  
31. crease in the interest rate, that it properly does belong before  
32. the Rules Committee of this Senate, and you, Mr. President, saying  
33. it's dilatory are taking an unfair inference. What you are doing,

1. I suggest and I would ask that you voluntarily change your ruling.  
2. ing. What you are doing is ducking the responsibility of consciously  
3. deciding whether or not this item of le...of business  
4. belongs to this Legislature. We've heard with the Ethics statement  
5. and the disclosure that people want responsibility. The  
6. responsibility of deciding whether or not this item comes before  
7. the Senate rests in leadership and this is a motion that  
8. the Rules Committee reach that decision. For you to obscure that  
9. as a dilatory motion, I think is, in fact, unwittingly irresponsible  
10. on your part.

11. PRESIDENT:

12. The question is shall the ruling of the Chair be sustained.  
13. Those in favor of sustaining the rules to rule that Senator McCarthy's  
14. motion is dilatory will vote Aye. Those opposed will  
15. vote Nay. The voting is open. Have all voted who wish? Take  
16. the record. On that question the Yeas are 30, the Nays are 21,  
17. and the ruling of the Chair is sustained. Senator Hall has put  
18. the motion to nonconcur in the House amendments to Senate Bill  
19. 1010 and on that question those in favor will vote Aye. Those  
20. opposed will vote No. The voting is...The voting is open. Have  
21. all voted who wish? Take the record. For what purpose does  
22. Senator McCarthy arise?

23. SENATOR MCCARTHY:

24. Well, I...I...I...I rise on a point of personal privilege  
25. and the point of personal privilege, Mr. President, is that now  
26. through a series of rulings, we have acted on a matter that has  
27. never been considered by the rules and there was no opportunity  
28. to debate the main motion. Mr. Chairman...Mr. President, here  
29. you have...you...I don't know whether you heard Senator Carroll  
30. and I ask for recognition to debate the main motion, but certainly  
31. we were audible enough and we confined our remarks procedurally  
32. before that, so my point of personal privilege is that  
33. I view with...with sadness the way in which this special interest

1. legislation has been able to get through without any debate on  
2. the main motion.

3. PRESIDENT:

4. The...on the question to nonconcur in the Senate amendments  
5. to...on the question to nonconcur in the House amendments to  
6. Senate Bill 1010, the Yeas are 34, the Nays are 14, and the  
7. House amendments are not concurred in. We have reached the time  
8. of 12...of 12:45. There was a nes...understanding that the  
9. Senate would recess at 12:30 to permit our Democrat colleagues  
10. to make a commitment that they have. The Senate will reconvene,  
11. following recess, and I'll give those an opportunity for announce-  
12. ments, at 3 p.m. Senator Hall, did you wish...any...any Senator  
13. seek recognition for announcements? Senate stands in recess un-  
14. til...Senator Weaver.

15. SENATOR WEAVER:

16. Mr. President, there will be a Republican Caucus in the  
17. President's Office at 2 o'clock...2 o'clock promptly. Thank  
18. you.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Further announcements? The Senate stands in recess till  
21. 3 o'clock.

22.  
23. RECESS BEGINS

24.  
25. RECESS ENDS

26.  
27. SERGEANT AT ARMS:

28. All persons not entitled to the Floor, please retire to  
29. the gallery.

30. PRESIDING OFFICER (SENATOR MOHR):

31. The Senate will come to order.

32. SERGEANT AT ARMS:

33. All persons not entitled to the Floor, please retire to

1. the gallery.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Messages from the House.

4. SECRETARY:

5. (Secretary reads Message from the House.)

6. Mr. President, I am directed to inform the  
7. Senate that the House of Representatives has concurred  
8. with the Senate in the passage of their amendments to  
9. a bill of the following title: House Bill 2274, to-  
10. gether with House amendments number...Senate amendments  
11. No. 1, 2, 3, 4, concurred in by the House June 27,  
12. 1974.

13. Mr. President, I am directed to inform the  
14. Senate that the House of Representatives has concurred  
15. with the Senate in the adoption of their amendments to  
16. a bill of the following title: House Bill 2264, an  
17. Act making appropriation to the Board of Governors for  
18. State colleges and universities with House...with Senate  
19. amendment No. 1, 2, 3, 4, concurred in by the House  
20. June 27, 1974.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Conference Committee reports...a...appointments.

23. SECRETARY:

24. (Secretary reads Conference Committee appointments.)

25. To the members of the Senate, I do hereby appoint  
26. the following to serve as members of the Conference  
27. Committee on Senate Bill 210: Senators Bell, Soper,  
28. Shapiro, Hynes, and Buzbee.

29. I do hereby appoint the following to serve as  
30. members of the Second Conference Committee on House  
31. Bill 1133: Senators Soper, Howard Mohr, Scholl,  
32. Dougherty, and Savickas.

33. Howard R. Mohr, Chairman, Committee on Committees.

1. PRESIDING OFFICER (SENATOR MOHR):  
2. Resolutions.  
3. SECRETARY:  
4. Senate Resolution No. 505, offered by Senator Mitchler  
5. and it's congratulatory.  
6. PRESIDING OFFICER (SENATOR MOHR):  
7. Senator Mitchler moves for the suspension of the rules for  
8. the consideration of the adoption of the resolution. Is there  
9. leave for suspension of the rules? Senator Mitchler now moves  
10. the adoption of the resolution. All those in favor will signify  
11. by saying Aye. Opposed. Resolution is adopted. House Bills  
12. on Third Reading. House Bill 2834, Senator Carroll. If any  
13. member has a bill that he feels is noncontroversial until all  
14. the membership get here, if he'll send a number up here, why  
15. we'll...if you...if you'll just bring the...the number up here.  
16. SECRETARY:  
17. House Bill 2834.  
18. (Secretary reads title of bill.)  
19. Third reading of the bill.  
20. PRESIDING OFFICER (SENATOR MOHR):  
21. Senator Carroll.  
22. SENATOR CARROLL:  
23. Thank you, Mr. President. Very, very briefly, this is to  
24. redefine the definition of the word security as it affects the  
25. Secretary of State's Corporate Division so that they may regu-  
26. late what have become known as futures on options on nonregulated  
27. markets. A big fraud on the people of the State can be prevented  
28. this way. I'll be willing to answer any questions. Thank you.  
29. PRESIDING OFFICER (SENATOR MOHR):  
30. Any further discussion? Senator Knuepfer.  
31. SENATOR KNUEPFER:  
32. What agency are they going to regulate it out of?  
33. PRESIDING OFFICER (SENATOR MOHR):



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g

1. Senator Carroll.

2. SENATOR CARROLL:

3. Under the Illinois Securities Law under the Secretary of  
4. State's Office, the Securities Division, as I understand it.

5. SENATOR KNUEFFER:

6. Well, that's...that's a fairly substantial job, I would say,  
7. if you're...say, if you're going to start regulating options.

8. Did they have that in their budget?

9. SENATOR CARROLL:

10. May I explain to you, Senator.

11. SENATOR KNUEFFER:

12. You don't just hire a secretary to do that.

13. SENATOR CARROLL:

14. This is the regulation of options on futures that are not  
15. being conducted at a recognized market place. They are not be-  
16. ing conducted at the Mercantile Exchange or the Chicago Board of  
17. Trade or the Options Market. These are the people that had been  
18. selling to the tune of some 9 and 1/2 million dollars some options  
19. on futures where there was nothing behind it, no clearing house  
20. guarantees, nowhere where they were being traded on a floor any-  
21. where, no one to go after, so this is a limited situation similar  
22. to other new areas of law where the people have found loopholes  
23. and...and...you know...it...it's a different situation than I  
24. think you're posing.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Further discussion? The question is shall House Bill 2834  
27. pass. Those in favor will vote Aye. Those opposed will vote  
28. Nay. The voting is open. Have all voted who wish? Take the  
29. record. On that question the Yeas are 48, the Nays are none.  
30. House Bill 2834, having received the constitutional majority,  
31. is declared passed. Next bill will be House Bill 2049, Senator  
32. Sours.

33. SECRETARY:

1152049  
6/27/74  
Bill reading

1. House Bill 2049.

2. (Secretary reads title of bill.)

3. Third reading of the bill.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Sours.

6. SENATOR SOURS:

7. Mr. President, as of now let's assume a man who is alive  
8. has a 10...has 10,000 dollars in personal property on which there  
9. would be no personal property tax. He dies, it's the same 10,000  
10. dollars, he has an executor for example that's taxable. Let's  
11. take a situation where a minor has 10,000 dollars. He has a  
12. guardian appointed. Immediately that becomes taxable. Let's take  
13. the case of an insane person, an adult. He has a conservator.  
14. The minute the conservator is appointed, that by the law of  
15. today that becomes taxable. This bill would put...would relieve  
16. the trustee, would relieve the guardian, and would relieve the  
17. executor and the administrator of the tax. There's been a gap  
18. in the law ever since the Lake Shore Auto Parts case. This  
19. rectifies that gap. I'd appreciate a favorable roll call.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Knuppel.

22. SENATOR KNUPPLE:

23. Well, the...there are people in the field who believe that  
24. to do this would require that this tax if it is taken off now be  
25. replaced and there's...as I understand it, there's pending liti-  
26. gation where these people, some of the people involved, banks  
27. and others, believe that this is not a good bill. All this bill  
28. does is to declare what we told the people in 1970 would be the  
29. effect of adopting Article 9A to the 1870 Constitution. Now,  
30. I just don't think the...that this is necessarily a good bill.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Dougherty.

33. SENATOR DOUGHERTY:

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3rd

1. Will the Senator yield?

2. PRESIDING OFFICER (SENATOR MOHR):

3. He indicates he will.

4. SENATOR DOUGHERTY:

5. Senator Sours, isn't it true that there has been considerable  
6. litigation concerning legislation of this type? And isn't there a  
7. former Supreme Court decision in this area?

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Sours.

10. SENATOR SOURS:

11. Senator Dougherty, there is no way and I'm answering Senator  
12. Knuppel too. There is no way that this tax may be replaced. I  
13. can't see and I think if we're talking about equity and justice,  
14. merely because death intervenes and takes away the life of an  
15. owner of, we'll say, 5,000 dollars worth of personal property,  
16. that that fact alone immediately taxes the same person's pro-  
17. perty. Now, there's no way this may be replaced. You cannot,  
18. for example, relieve the guardian of the tax, and immediately put  
19. it back on the guardian in some other hocus-pocus mumbo jumbo.  
20. This is one of those taxes that is...that are...is absolutely  
21. irreplaceable. It just so happened. Now, the act of death,  
22. for example, is beyond the control of anyone who owns personal  
23. property. The fact that a guardian is appointed for a child,  
24. immediately taxes that property. The fact that an executor's  
25. appointed, immediately taxes that property. It's the very same  
26. property, Senator, and it's owned by the very same person, but  
27. just the occurrence of minority or insanity or death affixes  
28. the tax.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Soper.

31. SENATOR SOPER:

32. Well, I can't see for the life of me why you have to re-  
33. place a tax that there isn't. There's no...no tax on this

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6/27/76  
H. B. Sours

1. person's property so there's no loss when you're in...when  
2. you continue not taxing this property, so where's the loss?

3. PRESIDING OFFICER (SENATOR MOHR):

4. Further discussion? Senator Rock.

5. SENATOR ROCK:

6. Well, I'm afraid I rise in opposition to this bill. I am  
7. reliably informed that the passage of this legislation will cost  
8. the County of Cook, at least, and all other counties and I would  
9. like Senator Berning and all the county warmongers over there  
10. that were crying about the desperate need of revenue in the  
11. various 102 counties of this State. It will cost Cook County,  
12. I know, a great deal and I would just assume that it will cost  
13. every County in this State a great deal, and for that reason  
14. I oppose House Bill 2049.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Sours may close.

17. SENATOR SOURS:

18. I think the point, Senator Rock, that Senator Soper made.  
19. This property wasn't taxable in the first place, but by the  
20. mere intervention of death or the appointment of a guardian, a  
21. trustee, or a conservator, it becomes taxable. It's the same  
22. human being, it's the same corpus. I'd appreciate a favorable  
23. roll call. This is a good bill.

24. PRESIDING OFFICER (SENATOR MOHR):

25. The question is shall House Bill 2049 pass. Those in  
26. favor will vote Aye. Those opposed will vote Nay. The voting  
27. is open. Have all voted who wish? Take the record. On that  
28. roll call the Yeas are 30, the Nays are 16, 4 voting Present.  
29. House Bill 2049, having received the constitutional majority,  
30. is declared passed. Senator Rock.

31. SENATOR ROCK:

32. I wish a verification of the affirmative votes, Mr. Presi-  
33. dent.

4132044  
4/12/74  
Bud [unclear]

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Rock requests a verification of the affirmative  
3. votes. Will the members be in their seats?

4. SECRETARY:

5. The following...

6. PRESIDING OFFICER (SENATOR MOHR):

7. The Secretary will call the roll.

8. SECRETARY:

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

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator So...Soper asked for the negative. Senator Rock.

17. SENATOR ROCK:

18. Well, I would like to find out if Senator Don Moore's on  
19. the Floor.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Don Moore on the Floor? Senator Don Moore is not  
22. on the Floor. His name will be removed. Senator Rock.

23. SENATOR ROCK:

24. Senator Roe on the Floor?

25. PRESIDING OFFICER (SENATOR MOHR):

26. Is Senator Roe on the Floor? Senator Roe is not on the  
27. Floor. His name will be removed. For what purpose Senator  
28. Sours arise?

29. SENATOR SOURS:

30. Move the matter be postponed.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Rock.

33. SENATOR ROCK:

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1. The roll call I am sure has been announced. I think it is  
2. too late for a motion to postpone.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Sena...Senator Rock, there was a ruling the other day that  
5. permitted a Senator to ask for the matter be put on post consid-  
6. eration....postponed consideration after a verification had been  
7. requested and this had been requested, the mat...the verification  
8. hasn't been completed as yet. There...roll...request for the  
9. negatives by Senator Soper. He...he was...he...wan...Senator  
10. Rock.

11. SENATOR ROCK:

12. Have...Have you in fact ruled that is...is now on postponed  
13. consideration? There's no need to verify the negatives then. I  
14. ...I...I'm asking...

15. PRESIDING OFFICER (SENATOR MOHR):

16. I...no, I haven't so ruled. I was going to acknowledge  
17. Senator Soper. He withdraws his motion. The matter's put on  
18. postponed consideration. I hope the next bill that's given to  
19. me that's non-controversial, why we don't go through this.

20. 2216, Senator McBroom.

21. SECRETARY:

22. House Bill 2216.

23. (Secretary reads title of bill.)

24. Third reading of the bill.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator McBroom.

27. SENATOR MCBROOM:

28. This is a very simple bill, Mr. President. I believe it  
29. has the approval of both the Chairman and Minority Spokesman  
30. of the Committee on Local Government. It permits boards of  
31. Town Auditors to increase the salaries of highway commissioners  
32. for the remaining two years, wherein we had extended their term,  
33. Mr. President. I move...I'd appreciate a favorable roll call.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Further discussion? Ques...Senator Vadalabene.

3. SENATOR VADALABENE:

4. Yes, as the sponsor of this bill to extend their terms till  
5. 1977, I agree wholeheartedly with Senator McBroom and I would  
6. ask this side of the aisle to support Senator McBroom's bill.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Further discussion? Question is shall House 2216 pass.  
9. Those in favor will vote Aye. Those opposed will vote Nay.  
10. Voting is open. Have all voted who wish? Take the record. On  
11. that question the Yeas are 55, the Nays are none, one voting  
12. Present. House Bill 2216, having received the constitutional  
13. majority, is declared passed. The next bill will be 2428,  
14. Senator Schaffer.

15. SECRETARY:

16. House Bill 2428.

17. (Secretary reads title of bill.)

18. Third reading of the bill.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Schaffer.

21. SENATOR SCHAFFER:

22. This bill would provide funds for the continuation of the  
23. dredging of the Fox River and the Dundee, Carpentersville, Elgin  
24. area, has had a very dramatic flooding problem. Answer any  
25. questions. Appreciate a favorable roll call.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Further discussion? Question is shall House Bill 2428  
28. pass. Those in favor will vote Aye. Those opposed will vote  
29. Nay. Voting is open. Have...have all voted who wish? Take  
30. the record. Had a malfunction. The question is shall House  
31. Bill 2428 pass. And on that question those in favor will vote  
32. Aye. Those opposed will vote Nay. The voting is open. Have  
33. all voted who wish? Take the record. On that question the

1. Yeas are 51, the Nays are 2. House Bill 2428, having received  
2. the constitutional majority, is declared passed. For what pur-  
3. pose Senator Mitchler arise?

4. SENATOR MITCHLER:

5. Mr. President and members of the Senate. I rise on a point  
6. of personal privilege. I have here a press release from the  
7. infamous Illinois Information Service. One of Governor Walker's  
8. campaign agencies, I might say, which proclaims that and I'm  
9. going to quote: "Inauguration of pari-mutuel betting at Illinois  
10. State Fair Harness Races and possible record entries for the rich  
11. Illinois colt stakes for 2 and 3 year old trotters and pacers as  
12. well as big fields at the various county fair tracks, assure a  
13. banner year for Illinois horsemen." Now this proclamation by the  
14. Governor, along with previous announcements of pari-mutuel betting  
15. starting this year at the Illinois State Fair is somewhat pre-  
16. sumptive on his part. The truth of the matter is that the State  
17. Fair Agency is still in the process of completing its application  
18. for harness racing dates, and this means the Illinois Racing Board  
19. has not yet approved the request, let alone even seen it, and it's  
20. also inter...interesting to note that the Racing Board has the  
21. State Fair's request for racing dates on its July 12 agenda. Now  
22. putting all these facts together makes it appear as if the plan  
23. to permit the pari-mutuel betting at the State Fair is greased, and  
24. that the Racing Board is only the rubber stamping the directives  
25. of the Governor on this matter. Now I've heard that the Racing  
26. Board is an independent agency, which is not influenced by the  
27. Governor, especially Governor Walker, and this apparently is not  
28. true. Now the independent members of the Racing Board should take  
29. issue at this press release and others that have been disguised  
30. by the Walker Administration to supposedly keep the public in-  
31. formed of State Government actions. The point is that the Adminis-  
32. tration is telling the people about something which is not yet a  
33. fact.



1. PRESIDING OFFICER (SENATOR MOHR):  
2. For what purpose Senator Clarke arise?  
3. SENATOR MITCHLER:  
4. These kinds of deceptive acts...  
5. PRESIDING OFFICER (SENATOR MOHR):  
6. Senator Clarke.  
7. SENATOR CLARKE:  
8. Mr. President, I question that this is a point of personal  
9. privilege. It's after 5 o'clock. We've got a little work to do  
10. and I think we ought to get on with it.  
11. PRESIDING OFFICER (SENATOR MOHR):  
12. It's a good...that's a good suggestion; Senator Mitchler's  
13. bill is next. Senator Mitchler.  
14. SENATOR MITCHLER:  
15. The point is that the Administration is telling the people  
16. about something what is not yet fact and these kind of deceptive  
17. acts do not enhance the people's understanding of their State  
18. Government.  
19. PRESIDING OFFICER (SENATOR MOHR):  
20. For what purpose Senator Course arise? Senator Knuppel,  
21. for what purpose do you arise?  
22. SENATOR KNUPPEL:  
23. Well, I just hope that nobody on the other side's bitching  
24. when we're here Sunday or come back two weeks from now, Mitch,  
25. because you've used it for...for your resolutions and this kind  
26. of crap.  
27. PRESIDING OFFICER (SENATOR MOHR):  
28. Senator Mitchler, conclude.  
29. SENATOR MITCHLER:  
30. I urge the Illinois Racing Board to seriously consider  
31. what the second floor is attempting to push off on them. This  
32. is another example of government by executive fiat and is another  
33. substantial reason for abolishing the IIS that we've talked about

1. this session. Now it's important that the people of Illinois  
2. know that the Governor is again pulling the wool over they  
3. eyes. Thank you.

4. PRESIDING OFFICER (SENATOR MOHR):

5. For what purpose Senator Buzbee arise?

6. SENATOR BUZBEE:

7. Mr. President, I would ask leave to be shown as a co-  
8. sponsor on House Bills 2796 and 2797.

9. PRESIDING OFFICER (SENATOR MOHR):

10. I was going to hold that till the sponsor was on the Floor.  
11. He's on the Floor; he says there's leave. Leave is granted.  
12. Next bill will be House Bill 2541, Senator Mitchler.

13. SECRETARY:

14. House Bill 2541.

15. (Secretary reads title of bill.)

16. Third reading of the bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Mr. President and members of the Senate. House Bill 2541  
21. is the bill, handled in the House by Representative Grotberg.  
22. This is the bill that increases the salaries of the administra-  
23. tive secretaries to Circuit Court Chief Judges. I would appre-  
24. ciate a favorable roll call.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Further discussion? Senator Partee.

27. SENATOR PARTEE:

28. Will Senator Mitchler yield to a question?

29. PRESIDING OFFICER (SENATOR MOHR):

30. He indicates he will.

31. SENATOR PARTEE:

32. Now if we're going to give these secretaries a raise, are  
33. we also...are we also prepared to give the men they work for,

1. the judges, a raise?  
2. PRESIDING OFFICER (SENATOR MOHR):  
3. Senator Mitchler.  
4. SENATOR MITCHLER:  
5. Well, Senator Partee, I don't believe the two are related.  
6. Well, I...I...  
7. SENATOR PARTEE:  
8. I don't...  
9. SENATOR MITCHLER:  
10. ...I am very, if you want to know my personal opinion, I  
11. can't speak for the Body, I have been very sympathetic towards  
12. the judges having some type of adjustment in salary and I've  
13. been in communication with my Chief Judge from the 16th Circuit,  
14. and talked to...this over with him. As Chief Judge John Crouse,  
15. who I know that you know also, and Judge Course and I are very  
16. close on this and we've been talking about it. But this is  
17. for the secretaries.  
18. PRESIDING OFFICER (SENATOR MOHR):  
19. Senator Partee.  
20. SENATOR PARTEE:  
21. You say they're not related. I would assume they aren't,  
22. because that's what we call nepotism. I still say, Senator,  
23. that you did not give me an answer. Could you give me an answer  
24. consisting of either two letters or three letters, Yes or No, as  
25. to whether you're going to vote for the secretaries' bosses'  
26. raise?  
27. PRESIDING OFFICER (SENATOR MOHR):  
28. Senator Mitchler.  
29. SENATOR MITCHLER:  
30. Well, Senator Partee, I...I don't think that I should answer  
31. that, even if I answered it in the affirmative to what you would  
32. want me to, because I don't relate these two bills, and I don't  
33. base passing one bill on another, unless it has been agreed that

1. they are a part of a package. I didn't understand that and,  
2. truthfully, and I believe that House Bill 2541 is up and down  
3. on its own merit and is not related to any other salary in-  
4. creases. That's the way I took it when I took it from Repre-  
5. sentative Grotberg, to answer you truthfully.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Any further discussion? Question is shall House Bill 2541  
8. pass? On that question those in favor will vote Aye. Those  
9. opposed will vote Nay. The voting is open. Have all voted  
10. who wish? Senator Mitchler.

11. SENATOR MITCHLER:

12. I'd like to put this bill on postponed consideration.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Postponed consideration on 2541. Next bill will be House  
15. Bill 2545. Senator Latherow, do you wish that called?

16. SECRETARY:

17. House Bill 2545.

18. (Secretary reads title of bill.)

19. Third reading of the bill.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Latherow.

22. SENATOR LATHEROW:

23. Mr. President and members of the Senate. This has to do  
24. with the State Police and the Highway department people. They  
25. thought too much traffic was being channeled onto one particular  
26. intersection north...at the north edge of Macomb, which was the  
27. highest traffic accident rate section...intersection in the city,  
28. and the city's alternative was to cross State Police grounds be-  
29. tween the State Police station and the Holiday Inn. Now for the  
30. use of some less than one acre, they are doing 11,523 dollars  
31. worth of work for the State Police and refurbishing their  
32. grounds, moving their pistol ranges, and so forth. I'd appre-  
33. ciate a favorable roll call.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Fawell.
3. SENATOR FAWELL:
4. Senator Latherow, I want to congratulate you. You have
5. the smallest giveaway program of any I've seen.
6. PRESIDING OFFICER (SENATOR MOHR):
7. Further discussion. Question is shall House Bill 2545
8. pass. Those in favor will vote Aye. Those opposed will vote
9. Nay. Voting is open. Have all voted who wish? Take the record.
10. On that question the Yeas are 46, the Nays are 7. House Bill
11. 2545, having received the constitutional majority, is declared
12. passed. Next bill will be House Bill 2568, Senator Bruce.
13. SECRETARY:
14. House Bill 2568.
15. (Secretary reads title of bill.)
16. Third reading of the bill.
17. PRESIDING OFFICER (SENATOR MOHR):
18. Senator Bruce.
19. SENATOR BRUCE:
20. Yes, Mr. President. This changes the premiums to make them
21. in agreement with the State Fair Appropriation that's gone through
22. this General Assembly twice. We have not changed the Act in the
23. past. In fact this still says biennial appropriation; this will
24. make it annual to conform with our statute and our actions and
25. it...for those of you who want to know we are in session, I'll
26. tell you why it eliminates the dual purpose cow.
27. PRESIDING OFFICER (SENATOR MOHR):
28. Further discussion? Senator McBroom.
29. SENATOR MCBROOM:
30. Would the sponsor yield to a question?
31. PRESIDING OFFICER (SENATOR MOHR):
32. He indicates he will.
33. SENATOR MCBROOM:

1. Senator Bruce, I know that Senator Partee and Senator  
2. Chew had a deep interest in this bill. Have you cleared this  
3. portion with them?  
4. PRESIDING OFFICER (SENATOR MOHR):  
5. Senator Bruce.  
6. SENATOR BRUCE:  
7. Yes, in fact, I had to take them into the other room and  
8. explain what a dual purpose cow was before they would support  
9. this bill.  
10. SENATOR MCBROOM:  
11. Thank you.  
12. PRESIDING OFFICER (SENATOR MOHR):  
13. Further discussion? Question is shall House Bill 2568 pass.  
14. Those in favor will vote Aye. Those opposed will vote Nay. Vot-  
15. ing is open. Have all voted who wish? Take the record. On that  
16. question the Yeas are 52, the Nays are none. House Bill 2568,  
17. having received the constitutional majority, is declared passed.  
18. We'll go to the order of House Bills on Second Reading. For  
19. what purpose Senator Swinarski arise?  
20. SENATOR SWINARSKI:  
21. On House Bill, Third Reading, I move to Table House Bill  
22. 2752.  
23. PRESIDING OFFICER (SENATOR MOHR):  
24. Is there leave? House Bill 2752 will be Tabled. House  
25. Bills on Second. We're going to go right down the line, so  
26. be in your seats. House Bill 194, Senator Hall, do you wish  
27. that bill moved? Harber Hall. Wish House Bill 194 moved?  
28. Move it.  
29. SECRETARY:  
30. House Bill 194.  
31. (Secretary reads title of bill.)  
32. Second reading of the bill. No committee amendments.  
33. PRESIDING OFFICER (SENATOR MOHR):

1. Amendments from the Floor? Third reading. 927, Senator
2. Bell move it.
3. SECRETARY:
4. House Bill 927.
5. (Secretary reads title of bill.)
6. Second reading of the bill. No committee amendments.
7. PRESIDING OFFICER (SENATOR MOHR):
8. Any amendments from the Floor? Third reading. 1375,
9. Senator McBroom. Move it.
10. SECRETARY:
11. House Bill 1375.
12. (Secretary reads title of bill.)
13. Second reading of the bill. No committee amendments.
14. PRESIDING OFFICER (SENATOR MOHR):
15. Amendments from the Floor? Third reading. 1693, Senator
16. Latherow. Move it. Senator...Senator Latherow.
17. SECRETARY:
18. House Bill 1693...
19. PRESIDING OFFICER (SENATOR MOHR):
20. Hold...hold it, Mr. Secretary. Senator Latherow.
21. SECRETARY:
22. House Bill 1693.
23. (Secretary reads title of bill.)
24. Second reading of the bill. No committee amendments. Amendment
25. No. 1 by Senator Latherow.
26. PRESIDING OFFICER (SENATOR MOHR):
27. Senator Latherow, explain your amendment. Senator Latherow,
28. explain your amendment.
29. SENATOR LATHEROW:
30. Mr. President and members of the Senate. This amendment has
31. to do with the school bus bill and in this particular one we're
32. ...it makes arrangements for all the windows and so on to be a
33. safety type glass, after July 1, '75. Now we're excluding that

1. from all old buses. We're not making it mandatory that...that  
2. they be in at January...or July 1, '75, and I move the adoption  
3. of the amendment.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Discussion on the amendment? Senator Latherow moves the  
6. adoption of Amendment No. 1 to House Bill 1693. All those in  
7. favor will signify by saying Aye. Opposed. Amendment No. 1  
8. is adopted. Further amendments? Third reading. House Bill  
9. 2000, Senator Knuppel.

10. SECRETARY:

11. House Bill 2000.

12. (Secretary reads title of bill.)

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

14. PRESIDING OFFICER (SENATOR MOHR):

15. Amendments from the Floor? Third reading. 2007. Senator  
16. Dougherty wishes that one moved.

17. SECRETARY:

18. House Bill 2007.

19. (Secretary reads title of bill.)

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

21. PRESIDING OFFICER (SENATOR MOHR):

22. Amendments from the Floor? Third reading. 2...House Bill  
23. 2056. Senator Carroll.

24. SECRETARY:

25. House Bill 2056.

26. (Secretary reads title of bill.)

27. Second reading of the bill. No committee amendments. Amendment  
28. No. 1 offered by Senator Carroll.

29. PRESIDING OFFICER (SENATOR.MOHR):

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President. Amendment No. 1 was requested by  
33. the Attorney General. It deals with changes in the definition



1. in making it a deductible, rather than a threshold, making it  
2. that the...it's a relative who pays for support rather than being  
3. dependent upon. There're specific instances. I'd be willing to  
4. answer any questions. I would move the adoption of the amendment.  
5. PRESIDING OFFICER (SENATOR MOHR):

6. Further discussion? Senator Carroll moves the adoption of  
7. Amendment 1 to House Bill 2056. All those in favor signify by  
8. saying Aye. Opposed. Amendment No. 1 is adopted. Further  
9. amendments? Third reading. 2181, Senator Don Moore, move it.  
10. SECRETARY:

11. House Bill 2181.

12. (Secretary reads title of bill.)

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

14. PRESIDING OFFICER (SENATOR MOHR):

15. Amendments from the Floor? Third reading. House Bill  
16. 2207. Senator Johns. Move it.

17. SECRETARY:

18. House Bill 2207.

19. (Secretary reads title of bill.)

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

21. PRESIDING OFFICER (SENATOR MOHR):

22. Amendments from the Floor? Third reading.

23. SECRETARY:

24. House Bill 2242.

25. (Secretary reads title of bill.)

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

27. PRESIDING OFFICER (SENATOR MOHR):

28. Amendments from the Floor? Third reading.

29. SECRETARY:

30. House Bill 2243.

31. (Secretary reads title of bill.)

32. Second reading of the bill. The Committee on Appropriations of-  
33. fers amendment No. 1.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator McBroom on the Floor? Senator Weaver. Senator
3. Weaver moves the adoption of Committee Amendment No. 1. All
4. those in favor signify by saying Aye. Opposed. Amendment
5. No. 1 is adopted. Further amendments. Third reading. 2303.
6. SECRETARY:
7. House Bill 2303.
8. (Secretary reads title of bill.)
9. Second reading of the bill. Committee on Appropriations offers
10. amendment No. 1.
11. PRESIDING OFFICER (SENATOR MOHR):
12. Senator McBroom.
13. SENATOR MCBROOM:
14. Move adoption.
15. PRESIDING OFFICER (SENATOR MOHR):
16. Senator McBroom moves adoption of Amendment No. 1 to House
17. Bill 2303. Discussion? All those in favor signify by saying
18. Aye. Opposed. Amendment No. 1 is adopted. Further amendments?
19. SECRETARY:
20. Amendment No. 2 offered by Senator Nimrod.
21. PRESIDING OFFICER (SENATOR MOHR):
22. Senator Nimrod. Senator McBroom moves the adoption of
23. amendment No. 2. All those in favor signify by saying Aye.
24. Opposed. Amendment No. 2 is adopted.
25. SECRETARY:
26. Amendment No. 3 offered by Senator McBroom.
27. PRESIDING OFFICER (SENATOR MOHR):
28. Senator McBroom. Senator McBroom.
29. SENATOR MCBROOM:
30. Yes, Mr. President. I move the adoption of amendment No.
31. 3. We're amending in the Peoria Land Use Study Commission and
32. the Human Relations Commission, Mr. President. I move the adoption.
33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator McBroom moves the adoption of amendment No. 3.  
2. Discussion? All those in favor signify by saying Aye. Opposed.  
3. Amendment No. 3 is adopted. Further...  
4. SECRETARY:  
5. Amendment No. 4 by Senator Carroll.  
6. PRESIDING OFFICER (SENATOR MOHR):  
7. Senator Carroll.  
8. SENATOR CARROLL:  
9. Amendment No. 4 deals with the Judicial Advisory Council.  
10. A prior amendment had cut it down. The reason that it's...I'd  
11. move its adoption.  
12. PRESIDING OFFICER (SENATOR MOHR):  
13. Senator Carroll moves the adoption of amendment No. 4.  
14. All those in favor signify by saying Aye. Opposed. Amendment  
15. No. 4 is adopted. Further amendments? Third reading. 2341.  
16. SECRETARY:  
17. House Bill 2341.  
18. (Secretary reads title of bill.)  
19. Second reading of the bill. No committee amendments.  
20. PRESIDING OFFICER (SENATOR MOHR):  
21. Amendments from the Floor? Third reading. 2347, Senator  
22. Swinarski.  
23. SECRETARY:  
24. House Bill 2347.  
25. (Secretary reads title of bill.)  
26. Second reading of the bill. The Committee on Appropriations of-  
27. fers six amendments.  
28. PRESIDING OFFICER (SENATOR MOHR):  
29. Senator McBroom.  
30. SENATOR MCBROOM:  
31. No. 1's the retirement. I move the adoption.  
32. PRESIDING OFFICER (SENATOR MOHR):  
33. Senator McBroom moves the adoption of amendment No. 1. All

1. those in favor signify by saying Aye. Opposed. Amendment No. 1  
2. is adopted. Further amendments?

3. SECRETARY:

4. Amendment No. 2, Committee on Appropriations.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator McBroom.

7. SENATOR MCBROOM:

8. I move the adoption of amendment No. 2, Mr. President.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Swinarski.

11. SENATOR SWINARSKI:

12. Mr. President, members of the Senate. What this basically  
13. does is to take away the power which the...which the agency has  
14. at the present time. The House adopted this by department and  
15. it was by line item. I think we have continually seen here that  
16. we want some Legislative restrictions upon appropriations. But  
17. this goes much further. This is...

18. PRESIDING OFFICER (SENATOR MOHR):

19. Excuse me, Senator. Excuse me. May we have a little order,  
20. and the unauthorized people please leave the Floor. The con-  
21. ferences, if you'll take in the well or off the Floor, it would  
22. be appreciated. Continue, Senator.

23. SENATOR SWINARSKI:

24. Thank you. Mr. President and members of the Senate. What  
25. this amendment would do is require the Commission to review all  
26. grants in excess of 50,000 dollars. This would slow down the  
27. entire process of Federal grants that we're able to receive.  
28. Right now the Commission reviews the entire Statewide plan and  
29. advance and then authorize the executive director to approve  
30. grants. Presently we have 100,000 dollar amount. By reducing  
31. it to 50,000 all programs that would be above 50,000 would have  
32. to come in front of the General Assembly for approval. I think  
33. it would hinder greatly the...the Commission's ability to get the

1. job done in the State.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator McBroom.

4. SENATOR MCBROOM:

5. Well, Senator Swinarski's argument in favor of this amend-  
6. ment is exactly my argument in opposition to the amendment, Mr.  
7. President. I move the...persist in my motion to move the adop-  
8. tion of the amendment. We...we do feel that some restrictive  
9. language is necessary in this. It...otherwise, I don't know  
10. what we're all do...doing down here. Just to appropriate money  
11. and give it in a...in a basket and away the horses run. I think  
12. this is a good amendment and I move the adoption of it.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator McBroom moves the adoption of Amendment No. 2.  
15. All those in favor signify by saying Aye. Opposed. Amendment  
16. No. 2 is adopted. Further amendments?

17. SECRETARY:

18. Amendment No. 3 by the Committee on Appropriations.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator McBroom.

21. SENATOR MCBROOM:

22. Amendment No. 3, Mr. President. I move the adoption of it.  
23. It itemizes the grants by divisions and by departments, Mr.  
24. President.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Swinarski.

27. SENATOR SWINARSKI:

28. The agency in the House has brought the bill over and they  
29. did restrict this by department but by going further by line item  
30. in regards to particular specifics within the department, it would  
31. be a complete administrative nightmare. There would be absolute-  
32. ly no flexibility for programs which do not materialize within  
33. the next year and would stop all future programs at the present

1. time.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Sours.

4. SENATOR SOURS:

5. Mr. President and Senators. I have to oppose this amendment  
6. too. I think as long as we're getting Federal funds. If this  
7. amendment passes there may be occasions when the delay itself  
8. will lose the Federal funds. I have to...I have to oppose the  
9. amendment.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Will the people in the back row, along the rail, please  
12. leave? Senator Davidson, would you ask your guests, please?  
13. Will the Sergeant at Arms escort Senator Davidson's friend off  
14. the Floor, please? Senator Sours, have you concluded? Further  
15. discussion? Senator McBroom. Senator McBroom.

16. SENATOR MCBROOM:

17. Mr. President, I think you realize that I am sometimes dis-  
18. tracted at this desk. I'd like Senator Sours to repeat...re-  
19. peat to me, if he would, what his objection is to this amendment  
20. and then I would...I'll attempt to respond, Mr. President.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Sours.

23. SENATOR SOURS:

24. I think this amendment ultimately would make it possible  
25. at times to have a Federal program withdrawn. I don't think  
26. we ought to lose the money if that is a fact. Now I am aware  
27. that some of the funds that brought some question were handed  
28. out to the League of Women Voters. They were chosen for an  
29. ILEC grant or an ILEC grant. I don't think that in itself is  
30. enough to destroy it.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator McBroom.

33. SENATOR MCBROOM:

1. Senator Sours, I believe the information that you have  
2. received is incorrect. I don't think it will jeopardize Fed..  
3. Federal grants at all and I move the adoption of the amend-  
4. ment.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator McBroom moves the adoption of amendment No. 3.  
7. All those in favor signify by saying Aye. Opposed. Request  
8. for a roll call. Senator Hynes.

9. SENATOR HYNES:

10. Mr. President, it...it is our judgment also that this will  
11. not jeopardize, at least the staff on this side and...and I are  
12. in agreement that it will not jeopardize the grants and I would  
13. suggest that this amendment be adopted and if it can be proven  
14. otherwise, we can undo it, but at...at this point I...I would  
15. support the...the amendment.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Further discussion? Senator McBroom moves the adoption of  
18. amendment No. 3. All those in favor sig...now wait, we had a  
19. request, I'm sorry. Request for a roll call. Those in favor of  
20. the adoption of amendment No. 3, Senator McBroom's motion, will  
21. vote Aye. Those opposed, Senator Swinarski's objection, will  
22. vote No. The voting is open. Have all voted who wish? Take  
23. the record. On that question the Yeas are 41, the Nays are 15,  
24. 2 voting Present. Amendment is adopted.

25. SECRETARY:

26. Amendment No. 4 by the Committee on Appropriations.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Sen...Senator McBroom.

29. SENATOR MCBROOM:

30. Mr. President, the...can we have a little order maybe, Mr.  
31. President?

32. PRESIDING OFFICER (SENATOR MOHR):

33. May we have some order, please?

1. SENATOR MCBROOM:

2. Yes, Mr. President and members of the Senate. This is the  
3. Office of Special Investigator, Mr. President. This...this amen...  
4. this amendment removes that particular office. I think it's one  
5. of the more positive pieces of action by the Illinois Senate.  
6. This is nothing more than a Illinois Plumbers group, Mr. President.  
7. We have a proliferation of Law Enforcement agencies, Mr. Presi-  
8. dent, from the Attorney General to the Comptroller to the Legis-  
9. lative Audit Commission, to sheriffs, to...to chiefs of police,  
10. to the IBI. Why we need another office, I...I have my reasons.  
11. I'm not...I...I think I know the reasons why this was devised.  
12. I don't care to state them on the Floor unless we get into Floor  
13. debate. I think this is an excellent amendment. I solicit the  
14. support of every member of the Senate. I move the adoption.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Swinarski.

17. SENATOR SWINARSKI:

18. I think what we're doing here is setting somewhat of a  
19. precedent, Mr. President...

20. PRESIDING OFFICER (SENATOR MOHR):

21. May we have a little order, please? Senator Swinarski.

22. SENATOR SWINARSKI:

23. Besides eliminating 27,000 dollars of State money, we're  
24. also eliminating 240,000...249,000 dollars of Federal funds. I  
25. think what we're all well aware of, that this office that's in  
26. the Governor's Office, the Office of Special Investigation, is  
27. to conduct inquiries investigation in the instance of criminal  
28. corruption, conflicts of interest, malfeasance, or misfeasance  
29. of any official or employee of an executive department or agency  
30. subject to the Governor. It has been said that we have enough  
31. policemen in the State. I believe that we need, for the Chief  
32. Executive, because he is responsible for every executive branch  
33. and every executive department within the State. I think we need



1. a group that is accountable to the Governor that can look for  
2. official misconduct, malfeasance in office, to check upon the  
3. State Police, to check upon the Department of Law Enforcement,  
4. to be able to go throughout all the departments within and re-  
5. port directly to the Governor. We've seen many times where  
6. there's conflict of interest that could possibly take place.  
7. This is the office that can directly report to the Governor so  
8. that he can remove such people from office and I think by this  
9. ...this amendment going on we're eliminating a right arm of  
10. the Governor and we're eliminating the opportunity to be able  
11. to look into Government to see that Government is run properly,  
12. and I urge a No vote on this amendment.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Clarke.

15. SENATOR CLARKE:

16. Mr. President, about ten years ago we had a little over-  
17. commission. We concluded that the Governor, with all of the  
18. agencies and departments, in a proliferated sense then, no way  
19. that he can keep control and know what's going on in all of  
20. them. Now all you've got to do is read the newspapers and you  
21. know that a lot of things are going on even today that shouldn't  
22. be going on and if I were Governor, I'd want to have the right  
23. to have my own unit to look into these things and I think this  
24. is a good amendment and ought to be...or a good amendment and  
25. ought to be defeated.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Hynes.

28. SENATOR HYNES:

29. Mr...Mr. President, I would concur in...in Senator Swinarski's  
30. remarks. I think this is an undesirable amendment. We posed it  
31. in committee and I would urge all members to oppose it here on  
32. the Floor.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Sours.

2. SENATOR SOURS:

3. Mr. President and Senators. I just want to speak for the  
4. office. I don't happen to be one of the fans of Donald Page  
5. Moore, but I think the office itself is something any Governor,  
6. any President, I shouldn't call them plumbers either. I think  
7. that it's an office that any Chief Executive ought to have, the  
8. office itself, not the choice of the office holder.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Further discussion? Senator McBroom.

11. SENATOR MCBROOM:

12. Well, I'd like to ask Senator Swinarski a question. Would  
13. he yield?

14. PRESIDING OFFICER (SENATOR MOHR):

15. He...he indicates he will. No, he won't. He won't yield, Sen...

16. SENATOR MCBROOM:

17. Well, I'm simply...I simply want to say, Mr. President.  
18. I think Senator Swinarski's argument was that this office  
19. could investigate the State Police. I believe that's what he  
20. said, Mr. President. I don't know what else he said that this  
21. office could investigate. Now, if we're going to continue with  
22. the proliferation of this I...I wonder then if...if that argu-  
23. ment is valid, Mr. President. Are the next session of the  
24. Legislature, are we going to set up another office to investigate  
25. this office? The whole concept of this office is designed, I  
26. didn't want to say this, but every member of this Legislature  
27. knows what this office is all about. It's a place for Governor  
28. Walker to find a 42,500 dollar a year job for Donald Page Moore,  
29. and that's all this is a...about, Mr. President. I know that,  
30. you know that, Mr. President, and that's what..what it's all  
31. about. If we're going to continue to have that, then next session  
32. I would suggest that Senator Swinarski bring...devise another  
33. de...a...another group to investigate this office and then maybe

1. in 1978 we can devi...have another group to investigate the  
2. group that's gonna investigate the OSI. I think...I think that  
3. this is one of the best amendments that's ever been offered to  
4. this Body and I move the adoption.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator McBroom moves the adoption of amendment No. 4. All  
7. those in favor signify by saying Aye. Opposed. Request for a  
8. roll call. Those in favor of Senator McBroom's motion to adopt  
9. amendment No. 4 will vote Aye. Those opposed, with Senator  
10. Swinarski, will vote No. Voting is open. Have all voted who  
11. wish? Take the record. On that question the Yeas are 31, the  
12. Nays are 25. Amendment No. 4 is adopted. Senator...or Presi-  
13. dent Harris.

14. SENATOR HARRIS:

15. Mr. President, before we proceed with amendment No. 5, I  
16. want the members of the Senate to hear me. I have ordered  
17. so that no one who has not already done so, order food for  
18. himself, I have ordered chicken for the membership of the Senate  
19. as we have done on several occasions in the past. It will be  
20. ready in about an hour. It will be served to you, as we have  
21. done in the past, from my office. I...I just want you all to  
22. be aware of that, if...just as soon as it arrives and is ready  
23. for us, you will be notified, so that noone will proceed with  
24. taking care of their own food needs. Thank you, Mr. President.

25. PRESIDING OFFICER (SENATOR MOHR):

26. That's a welcome announcement, Senator. I would hope  
27. tonight that...I'll put in my bid for one leg and one breast...  
28. hope that...hope...hope that I might have something tonight.  
29. You know several of us were shut out the night the Agriculture  
30. Committee served. I can't go on another candy bar. Further  
31. amendments? Whose...amendment No. 5, Senator McBroom.

32. SENATOR MCBROOM:

33. Yes. Mr. President, I am going to move to Table amendment

1. No. 5. I would like one moment to explain why.

2. PRESIDING OFFICER (SENATOR MOHR):

3. May we hear the Senator's explanation, please? A little  
4. order. Continue, Senator.

5. SENATOR MCBROOM:

6. We...we don't oppose the concept of a Springfield office,  
7. Mr. President. For one of the things that bothered us was a  
8. rental figure of 17,000 dollars a year to house no more than  
9. six people. The...the situation of having an office in Chicago  
10. and an office in Springfield is offensive to at least some  
11. members of this side of the aisle. We don't oppose...oppose  
12. the concept. We think that this should be a statutory agency  
13. with some Legislative input, but I...I'm not going to fight  
14. this battle any longer, Mr. President. I...I move to Table  
15. amendment No. 5.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Further discussion? Senator McBroom moves the adoption of  
18. amendment No. 5...oh, Table, I'm sorry. Gets a little noisy  
19. and hard to hear some of these explanations. Senator McBroom  
20. moves to Table amendment No. 5. All in favor signify by saying  
21. Aye. Opposed. Amendment No. 5 is Tabled.

22. SECRETARY:

23. Amendment No. 6 by the Committee on Appropriations.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Amendment No. 6, Senator McBroom.

26. SENATOR MCBROOM:

27. Mr...I...I'm...I'm going to need a little input on that  
28. one, Mr. President. Mr. President, yes, I...I'm familiar with  
29. this. That's Senator Merritt's legal amendment. I move the  
30. adoption.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Further discussion? Senator McBroom moves the adoption  
33. of amendment No. 6. All those in favor signify by saying Aye.

1. Opposed. Amendment No. 6 is adopted. Senator Swinarski.

2. SENATOR SWINARSKI:

3. I have a...an amendment from the Floor, I'd like to give  
4. the Clerk, please. I gave to Senator McBroom a few moments  
5. ago this amendment. What it does. It's the reappropriation  
6. that was Tabled in the reappropriation for the Law Enforcement  
7. Commission that was Tabled in committee yesterday. This amend-  
8. ment adds that amount of money onto this appropriation. I  
9. think one of the problems that had occurred in here in...in  
10. three different areas when...was one of specifying exactly  
11. how the money would be spent. This amendment, what it does,  
12. is spell out in great detail how the money will be spent. There'll  
13. be 236,000 dollars, 731 dollars in Federal funds, 26,000 from  
14. General Revenue to study and implement the American Bar Associa-  
15. tion's standards and goal through 15 public hearings, conducted  
16. in 5 Appellate Judicial Districts under the direction of the joint  
17. committee comp...prices...Supreme Court Committee on Criminal  
18. Justice. It takes 126,000 Federal funds, 14,000 General Revenue  
19. to implement the ample standards and goal, addressing juvenile  
20. delinquency in Illinois. It takes 138,000 Federal, 15 General  
21. Revenue, for testing of standards in non-metropolitan areas.  
22. Provide concentrated funding in 15 rural counties in Southern  
23. Illinois to demonstrate model criminal justice improvement in  
24. rural areas. 312,000, 34,000 testing of standards in metropolitan  
25. and...areas, emphasizing the problems of burglarly, robbery,  
26. total index crimes, test of apathy, of standards in East St.  
27. Louis, Peoria, Joliet, Waukegan, Champaign, and other selected  
28. metropolitan areas. 816,000, 90 from...90,000 from General Revenue  
29. for victimization studies in urban high crime cities including  
30. Chicago and metropolitan Northeastern Illinois region. 450,000  
31. Federal, 50,000 General Revenue for grants to the Department of  
32. Corrections, to provide 450,000 in Federal funds for reducing  
33. incidents of violence, providing increased parole supervision

1. and treatment of...for offenders released on parole who have a  
2. violent behavior. 220,000 Federal, 24,000 General Revenue for  
3. prison riot prevention and control. 65,000 Federal, 7,000  
4. General Revenue for regional field model for juvenile parolees.  
5. 126,000, 14,000 General Revenue for the reintegration of juvenile.  
6. Continu...continuous programs in East St. Louis for groups liv-  
7. ing...of parolees from the Department of Corrections. 38,000  
8. General Reven...38,000 Federal, 5,000 General Revenue for grants  
9. to the Department of Children and Family Services to provide  
10. 2 million, 960 thousand, 553 dollars in Federal funds to divert,  
11. adjudicated juvenile offenders from State institutions into  
12. intensive highly supervised private purchase of care programs  
13. throughout the State. A million, five Federal, 168,000 General  
14. Revenue for pri...for private groups to foster care and it goes  
15. into a complete and total series in General Revenue showing  
16. how the money will be spent, such as personnel cost, fringe  
17. benefits, Federal funds, travel equipment commodities. And then  
18. as the final section, Section 42. This is giving the Department  
19. of Illinois Law Enforcement the right to oversee and supervise  
20. and approve and to monitor all these programs. I think this is  
21. one of the things that the other side of the aisle was very con-  
22. cerned about the other...other day was who was going to oversee  
23. and who was going to look at the Federal money if it goes into  
24. the Department of Children and Family Services. I see here that  
25. we'll be able to have the Law Enforcement Commission oversee it.  
26. I think it's a very important amendment. It bring approximately  
27. 600,000 dollars to General Revenue and it'll bring about 6 million  
28. dollars in Federal funds for programs that are presently going  
29. on in the State of Illinois.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Is there any discussion? Senator McBroom.

32. SENATOR MCBROOM:

33. Well, Senator Swinarski did give me this amendment a few

1. minutes ago, which I appreciate, Senator Swinarski. Now I think  
2. ...I think there is some merit to what Senator Swinarski's trying  
3. to do here, and I would like to suggest perhaps a couple alterna-  
4. tives. One is that there's one thing that is totally unaccep-  
5. table to our side of the aisle and that involves the money in  
6. this amendment that would be directed to the jurisdiction of  
7. Doctor Jerome Miller. There...there are portions of this amend-  
8. ment, Senator Swinarski, that I can certainly buy, but it involves  
9. new programs, they are highly expensive, and it would continue,  
10. and I'd like to point out to the members of the other side of  
11. the aisle, because some of them have expressed concern to me  
12. the direction that Doctor Miller has taken, which would...would  
13. in effect have carried to its ultimate extreme, completely  
14. emasculate the...the non-institutional thru...thrust, and it  
15. would...it...it...is what he did in Massachusetts and I would  
16. strongly resist the adoption of this amendment. If you want to  
17. take that part out, Senator Swinarski, I'd be glad to discuss  
18. it with you further, but Doctor...Doctor Miller, I think, the  
19. amount of mail we've had and the amount of controversy we've  
20. had, has got all of the money that he needs to spend right now  
21. to keep this...the State of Illinois in a situation, I think  
22. he's...his terminology was constructive chaos, Mr. President,  
23. something like that and I...I resist Senator Swinarski's amend-  
24. ment.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Swinarski may close.

27. SENATOR SWINARSKI:

28. With the consent of the Chairman of the Appropriations  
29. Committee, I'd like to withdraw this amendment at this time.  
30. Move the bill to third reading and tomorrow I think we might  
31. be able to call it back to second reading and work out some  
32. of the details on it, if that's all right with the Chairman.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Swinarski withdraws amendment No. 7. Are there  
2. further amendments? Third reading.

3. SECRETARY:

4. Senate Bill 2356.

5. (Secretary reads title of bill.)

6. Second reading of the bill. The Committee on Appropriations  
7. offers amendments 1, 2, and 3.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator McBroom.

10. SENATOR MCBROOM:

11. Amendment No. 1 is the retirement amendment, Mr. President,  
12. I move the adoption.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Is there any discussion? All in favor of adoption of  
15. Amendment No. 1 to House Bill 2356 signify by saying Aye.  
16. Opposed Nay. Amendment's adopted. Amendment No. 2. Senator  
17. McBroom.

18. SENATOR MCBROOM:

19. Two, Mr. President, is the elimination of GOHR. I move  
20. the adoption.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator McBroom moves the adoption of amendment No. 2.  
23. Senator Partee.

24. SENATOR PARTEE:

25. Well, Mr. President, I would oppose the adoption of this  
26. amendment. The Governor's Office of Human Resources has been  
27. for a period, since its inception, an office that has invited  
28. controversy. During the Republican Administration of Governor  
29. Ogilvie there were problems with it. There were persons who  
30. were opposed to its operation. There were allegations made  
31. then. There were allegations made during this administration's  
32. operation of this office. I would suggest to you though that  
33. there are many services which this office performs which people



1. need and ought to be available for. I would suggest to you  
2. that I am not unaware of the allegations that have been made  
3. about the political involvement of persons working for  
4. this organization and those allegations have been that there  
5. have been persons working for this organization in political  
6. pursuits purely on company time. I am aware of this when I  
7. say that I am given to understand that those persons who were  
8. doing those things have been eliminated, have been fired, and  
9. that the operation can now be one geared and aimed at giving  
10. service to people. I would suggest that there are a large  
11. number of employees here who are conscientious, dedicated  
12. people who have not been involved in political involvement  
13. and I would think perhaps the wiser course would have been if  
14. there was some recrimination absolutely mandated or if you felt  
15. there was some recrimination mandated that there should be an  
16. reduction in the appropriation. That is what you felt. But  
17. certainly to level or to dismantle or to destroy in finality  
18. this organization, I think is an unwise step, and on that basis  
19. I oppose this amendment.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Netsch.

22. SENATOR NETSCH:

23. Mr. President, I also rise in opposition to the amendment  
24. and would like to mention briefly two aspects of GOHR that I  
25. think have been very important and are part of the reason why  
26. it should be continued. There have been complaints about the  
27. political participation of some of the people in GOHR and that  
28. is considered improper. There also has been, through the offices  
29. of GOHR, a vastly increased participation on the part of a num-  
30. ber of students in voluntary community work. Exactly the kind  
31. of thing that I think most of us would like to see happen and  
32. start happening at the age when they are students so that they  
33. develop that kind of participation for a long time to come.

1. The Illinois Students for Voluntary Action, which has been a  
2. very important part of GOHR, has brought about the participation  
3. of countless numbers of both high school and college students  
4. in helping to work in their communities for elderly people,  
5. tutoring programs, a variety of other extremely important activities.  
6. This is the kind of training that I would hope all young people  
7. would come by and GOHR, through the Illinois Students for Volun-  
8. tary Action part of it, has helped to bring that about. That,  
9. I think, is much too important to lose. I would like to add one  
10. other comment. At one time, before the present Governor was  
11. Governor, there was a Governor's Branch Office, sponsored by  
12. GOHR in the Cabrini Green area, which is part of my district. It was  
13. not very much, but it was the first time that the people in that  
14. area had had any access to State agencies and it was an extreme-  
15. ly important thing for them. Those people, I know, want that  
16. kind of service brought back to that area. It is the only  
17. accessible way that it can...that that kind of service can be  
18. brought to them, and if this agency goes down the drain, any  
19. hope that they have of having a closer contact with State Govern-  
20. ment on a regular daily basis goes down the drain also. I think  
21. that also is too important to lose. This agency must be retained.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Johns.

24. SENATOR JOHNS:

25. Mr. President and members of the Senate. I rise in support  
26. of...of the Governor's Office of Human Resources. At no time  
27. in my many years of public service have I found an office that  
28. has had heart and warmth for the people of my region. They've  
29. done a tremendous job. If I were to let them go by without  
30. fighting for their existence, I wouldn't want to return home.  
31. They have dedicated people. People with education and  
32. training. People with non-education and little training, all  
33. combined together, doing an outstanding job. I urge support of

1. the Governor's Office of Human Resources and I do so with a great  
2. deal of pride. Thank you very much.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Chew.

5. SENATOR CHEW:

6. Yeah, Mr. President, and just briefly. I resisted the  
7. amendment of the Chairman on yesterday in Committee on Appropria-  
8. tion. I think some very good points were discussed. He insisted  
9. on his amendment. I recall that this agency was established  
10. time that Governor Ogilvie was Chief Executive of the State. We  
11. supported the agency for the Republican Governor. It too was  
12. accused, not as loudly, has been accused of the agency under  
13. Governor Walker. The hard, cold facts are that my colleagues  
14. on my right have the necessary votes to adopt the amendment here  
15. on the Floor. They are showing no regard for the 138 females  
16. that are employed in this agency. I might add, Mr. President,  
17. there isn't in agency in State Government that hasn't been guilty  
18. of politicing while on State payroll, and anybody who denies it  
19. is lying. We all are guilty of it. We can't use this against  
20. this agency and as Partee has told you, those that were found  
21. guilty were dismissed from the agency. We attempt to be holier-  
22. than-thou. We, as Legislators, are no better than other people.  
23. We're guilty of just about everything other people do, and yet  
24. we can sit in our ivory towers and find fault of this one lonely  
25. agency that was designed to help minorities, to teach, to go  
26. throughout this State and reach people that other agencies have  
27. no regard for. I want to see this agency continued. I want it  
28. to be carefully checked, and if faults are found that they are  
29. violating the law, I want discipline action taken, but I don't  
30. want the agency dismantled. I don't want 138 females out of  
31. jobs. I don't want 128 Blacks out of jobs. The survey we did  
32. some three years ago showed 6% of the State employees being Black.  
33. That's a condemnation of whoever heads what agency. We still have

1. departments of Government here in the State of Illinois without  
2. one minority member as a part of it. This agency has attempted  
3. to offset some of the lily-white organizations in Government  
4. that we have and yet we call ourselves democratic. It's a big  
5. joke. Just remember the shoe is on your foot today, but it could  
6. very well be on ours tomorrow. We cooperated with you when we  
7. had the majority and I'd ask you to cooperate with us with your  
8. having the majority. I resist this amendment; I don't think  
9. it should pass.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Wooten.

12. SENATOR WOOTEN:

13. Mr. President and colleagues. I realize that GOHR has come  
14. in for considerable criticism on both sides of the aisle, but I  
15. ask you to accept what I believe to be a simple statement of fact  
16. in our area and much of downstate that simply has not been the  
17. case. The office in the quad-city area has been a source of  
18. help to many people of different persuasions. My office is quite  
19. busy. We hand a lot of our business to the Governor's Branch  
20. Office and I must say they have been nothing but cooperative.  
21. It is difficult for me to associate the retribution, which is  
22. being visited upon this agency, with the experience I have of  
23. it in our area. In these closing hours, I hope, of the session  
24. we have from time to time expressed our frustration with our  
25. brethren on the other side of the rotunda. I must say though  
26. that I was really impressed with them the other day when in a  
27. bipartisan display of real Statesmanship, they voted overwhelming-  
28. ly to sustain this department. I plead with you to show that  
29. same kind of bipartisan spirit today. Do not let the concerns  
30. of the immediate past jeopardize the actions of the State in the  
31. future. We need this department. The problems of the past can  
32. be corrected. I believe, in large measure they have been. I  
33. speak in opposition to the amendment, and I hope we will have

1. opposition expressed on both sides of the aisle in this Chamber  
2. as we had in the House.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Newhouse.

5. SENATOR NEWHOUSE:

6. Mr. President and Senators. I'd just like to point out  
7. one of the aspects of this office that nobody has yet spoken  
8. about and that's what it does for minority business in Minority  
9. Business Enterprise. In this office has been put together a  
10. viable rural program, something that has been wanting, par-  
11. ticularly in the southern part of the State for some time. It  
12. has also put together business training and development programs,  
13. programs that have packaged the kinds of loans that small business  
14. people have been unable to get in the past. At present there  
15. are five loan packages, totaling about, oh, a million, two hundred,  
16. twenty thousand dollars for minority businesses all over this  
17. State. There's a Statewide minority vendor directory, a directory  
18. which permits minority businesses to be in...identified so that  
19. those institutions doing business with the State can comply  
20. with some of the regulations. These are only some of the things  
21. that the Office of Minority Business Enterprise has done, connected  
22. with this office. It's an office that ought to be saved. This is  
23. an office that can put money into the tax funds of the State of  
24. Illinois. For those reasons alone it seems to me that we ought  
25. to reconsider what we are doing to the Governor's Office of  
26. Human Resources and make this organization live. Thank you, Mr.  
27. President.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Knuepfer.

30. SENATOR KNUEPFER:

31. Well one of the interesting things about this office is  
32. it does almost everything, or anything. We have eluded both in  
33. the Ogilvie Administration and the Walker Administration to its

1. political activities and it is in good part a political arm of  
2. the Governor. Now the question, of course, arises should the  
3. Legislature support political activities on as direct a basis  
4. as it has been, and I don't suggest to this that it's only  
5. Governor Walker. The second thing that it does is that somehow  
6. or other it is made to persuade the Black and the minority  
7. communities that there may be some political gain, some interest  
8. by State agencies. When State agencies themselves start employ-  
9. ing Blacks and minority members as a part of the regular staffs,  
10. then we will have something besides tokenism. What does it do?  
11. It does everything. It provides seminars on day care. We also  
12. have day care centers under the Department of Children and  
13. Family Service. It has meetings relative to education and  
14. performs educational functions. Same kind of functions that  
15. are performed by OSPI. It does some work in minority businesses.  
16. Some...some of that work is as well done by the Small Business  
17. Administration. The reason it's difficult to pin down this  
18. department as to what it does, is because there is no statutory  
19. authority to do anything, and the Governor can do whatever he  
20. wishes with this agency. And if he sees the political need, he  
21. can use the agency for a political need. It is similar, I  
22. suggest, in concept to the Illinois Information Service, except  
23. that is utilized basically for the media, whereas this is the  
24. Governor's arm in the local communities. The office ought to be  
25. abolished. Its functions, whatever they may be, ought to be  
26. transferred to the regular line agencies of State Government.  
27. And some day, perhaps, its one coordinating function will be  
28. taken over when we do finally unify service delivery in the  
29. health and social service fields. At that time we will be able  
30. to do some of the things that have been needed so long, but this  
31. kind of coordination that this agency provides only...only recog-  
32. nizes the weaknesses of delivery in the present system. It ought  
33. to be opposed. It serves little useful purpose and I suggest to

1. you that those 138 people can better and more profitably employed  
2. in other departments of this State Government that badly need  
3. help.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Nudelman.

6. SENATOR NUDELMAN:

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

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Nudelman, I have one other on the list. Senator  
10. Fred Smith. If you'll withhold your motion. Senator Smith.

11. SENATOR SMITH:

12. Mr...Mr. President and members of the Senate. Now, Mr.  
13. President, first of all, may I ask of you that you use your  
14. gavel and ask for quiet. It isn't often that I take the time  
15. of this Senate. Never in the 25 or 30 years that I've served  
16. here have I been more interested in the success of a measure  
17. than I am in the success of the motion that was made by the  
18. Senator on the other side of the aisle, Senator McBroom. I  
19. say in advance, however, as I said to a House member who came  
20. to me concerning this bill when it was up in the House, frankly  
21. I am not over interested nor over anxious at the fact that even  
22. one person be displaced or removed from his or her position.  
23. My good friend at the extreme end of this aisle said that this  
24. agency has done nothing wrong. I read you letters from members  
25. who are connected with the agency and I will leave it to you  
26. and your discretion as to whether or not they have done anything  
27. wrong or whether they have done anything, well, right. The  
28. Senator who just yielded the Floor said that this organization  
29. or this department could be used for political purposes. I  
30. propose to show by members who are connected with that depart-  
31. ment that it has been used and I could designate certain Senators  
32. here, one of whom says he is opposed to the bill, whose very  
33. good friend was defeated, in the March, I think it was, the 19th

1. primary election. This is the group that struck at me. This is  
2. on the...their literature, Governor's Office of Human Resources.  
3. It is dated April 16th, 1974, and is addressed to this, your  
4. humble servant. Dear Senator, In your speech on 4/15/1974, you  
5. hinted at the Walker workers working against you. Well, I know  
6. this as a fact. The members of the Governor's Office of Human  
7. Resources were ordered by their Director, now pardon me if I  
8. don't read the names, I...I...I don't want anyone mentioned by  
9. name from either of the 40 communications that I have here. It  
10. says, I know...well, I know this as a fact. This is one of the  
11. employees in this great worthwhile organization that others  
12. here have depicted with such eloquence and force. I know this  
13. as a fact. The members of the Governor's Office of Human Re-  
14. sources were ordered by their Director, and I have his name  
15. here, to campaign for your opponent. It wasn't only you, but  
16. also against Davis and McLendon. Those were the two Democratic  
17. Representatives from the 22nd Senatorial District, which I re-  
18. present here in this Body. But three candidates were much...  
19. too much to handle so they picked you. Senator's a bigger  
20. game than a Representative. Mr., and omit his name, and I  
21. disagreed saying you three had always been on the little man's  
22. side, all of your voting records were filed, and then they mentioned  
23. something I don't want to mention here, the reference to the  
24. death of my son, and I'm not looking for sympathy here nor any-  
25. where. I look up only to one human being...no...no one human  
26. being, having always followed the orders of my leader with one  
27. particular exception, I have it here, I did what he ordered and  
28. that same day he gave to the press a statement to the effect  
29. that I got mixed up as I so often do, he says, and that I did  
30. not, and I have it here in his handwriting, where he sent Al  
31. Green to me and there are members here who know that at the time  
32. that Al gave me the letter, or the note, I was speaking against  
33. the transference of the Cook County Department of Public Welfare



1. into the hands of the State. When I returned home at the week's  
2. end, I was surprised when my wife gave me a copy of the Chicago  
3. Defender. I could wish that you would take the time before you  
4. vote to see what was written in the Chicago Defender about this,  
5. your humble servant, having been mixed up in all of that. I wasn't  
6. mixed up then and I'm not mixed up now. This party that sends  
7. that...that particular letter, he signed his name, he gives his  
8. street address, not in my district, not in my zone, and his  
9. telephone number, as do all of the others. This one here says  
10. sorry, Senator, in getting back to you, but I had a complete list  
11. that I have misplaced. He didn't know that I already had the  
12. list, because the writer of this, I don't think I read it all,  
13. where this writer says here that he would give me the list if I  
14. wished it. He said I have a pretty good list, which I will send  
15. you upon request. I didn't want for him to send it. I went to  
16. his house. I received it from him at his home. Here's another  
17. says that I'm...this is from, well, I won't call his name, from  
18. the desk of, this too is on the literature of the Office of  
19. Human Resources. Sorry Senator...

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Smith...

22. SENATOR SMITH:

23. ...in getting back to you so late. I had a complete list  
24. that I misplaced, so all I can send you are the top names of  
25. your foes here in this department. He gives his name, his  
26. address, his telephone number and the list of names of men  
27. whom I had known for years. Let me say in defense of these  
28. individuals. They were merely carrying out orders. I'm not  
29. going to call their names, but I...I take delight in reading  
30. their letters to show that my friend, and he is my friend,  
31. was badly mistaken when he said that...all right...then...then  
32. I'll close with this...this other letter. I'll read this one.  
33. Sorry to keep sending you these little notes, but since I lost

1. my master list and then he has a postscript where he says he  
2. find...found it, I will send things as they come back to me.  
3. If you saw Channel 2's expose on Governor Walker's GBO, you  
4. know that someone else is interested other than those of us  
5. who are employed here in this department and so forth and so  
6. on. Now I have at least, oh, 35 similar communications, all  
7. dealing with the fact that politics were being played by the  
8. employees and I have one, if you'd give me the time, I'd tell  
9. you that he wasn't doing it on his own time. He was being absent  
10. from his work. Out of it all, I merely say that I am going to  
11. vote for your amendment...the adoption of your amendment, Senator  
12. McBroom. I regret, however, that you didn't transfer this depart-  
13. ment into some other one or two departments. You make no pro-  
14. vision here for the continuity of work effort on the part of  
15. these individuals and I regret the fact that things have come  
16. to the sorry state where I can no longer follow the man who is  
17. supposed to lead me. I'm sorry that I can't, and I won't on  
18. this particular occasion. He vote his way and I'll vote my way.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Course, I forgot that I had Senator Hynes on the  
21. list. Senator Hynes.

22. SENATOR HYNES:

23. Mr. President and members of the Senate. Somewhat reluc-  
24. tant to speak after the elokent...eloquent remarks of Senator  
25. Smith, but I do have a little something to say on this subject  
26. and I...and I would appreciate your indulgence. This is, I  
27. think, a very significant vote because it involves a...an agency  
28. of State Government, and it will have an impact. Two points  
29. have been raised, I think primarily in opposition to this  
30. amendment. One, that there are important programs involved  
31. here and secondly, that there are persons who are presently  
32. State employees who would be affected. We are talking about  
33. a hundred odd employees in State Government that employs

1. over a hundred thousand people. The potential is clearly within  
2. our means and the means of this Government to employ all of these  
3. persons in meaningful positions and in fact I believe it is  
4. clearly the indication of those supporting the amendment that  
5. ...that that be done and that any necessary adjustments be  
6. made to any other budgets to accomplish it. In the area of  
7. programs I think Senator Knuepfer has very very accurately described  
8. the situation. This is an organization in the loosest sense of  
9. the term, which is without any clearly defined responsibilities,  
10. which seems to spread its tentacles into every area, and is  
11. subject to a change of direction at the whim and caprice of the  
12. executive. Almost every function that can possibly be named in  
13. this organization is duplicated elsewhere in State Government,  
14. in the Department of Personnel, in the Department of Business  
15. and Economic Development, in the new Manpower Program, that in  
16. fact we just added a substantial amendment to the Bureau of the  
17. Budget's appropriation in that regard the other day, and in  
18. numerous other agencies. It is not a vital organ in the operation  
19. of State Government in that sense. It is essentially, and has  
20. been unfortunately since it's...it's...it's creation, a political  
21. apparatus. This is not something that has just started. It has  
22. gone on since the very beginning. It is a political apparatus.  
23. It is used for the personal political purposes of those control-  
24. ling it and I think it is a highly undesirable situation when  
25. taxpayers' funds and State Government can be put to that function.  
26. I believe it is the right of every State employee to participate  
27. in a political process on his own time, and I think that's a  
28. desirable thing as well, and I think he should be able to support  
29. the candidate of his choice, but I do not think that an agency  
30. dedicated to these purposes should be permitted to re...remain  
31. in existence. I believe that an affirmative vote on this  
32. amendment will be a message to everyone in State Government  
33. that this kind of thing will not be tolerated and I would urge

1. all members to support Senator McBroom on this amendment.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Daley may be the last speaker.

4. SENATOR DALEY:

5. Mr. President; Senators. A few weeks ago the  
6. Senior Senator on the Democratic side, Fred Smith, approached  
7. me in regard to this topic. He asked me to say a...a few words  
8. in regards to the Governor's Office of Human Resources. You  
9. and I know that this is not an abolishment of programs or of  
10. people. Time and time again we hear about the people's programs,  
11. but time and time again we see what is happening to the people's  
12. programs in the State. The various purposes of this department  
13. will be taken over by the Lieutenant Governor's Office, the  
14. Department of Business and Economic Development, the Model Cities  
15. Program in the Department of Agriculture, and again I'd like to  
16. state that this is not an abolishment of people's programs. This  
17. message will be given to the Governor to state that when you have  
18. a program, go out and do something for the people.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. All in favor of the adoption of amendment No. 2 signify  
21. by saying Aye. Opposed Nay. Amendment No. 2 is adopted.  
22. Those in favor of adoption of amendment No. 2 will vote Aye.  
23. Those opposed vote Nay. The voting is open. Have all voted  
24. who wish? Take the record. On that question the Ayes are 35  
25. and the Nays are 18. Amendment NO. 2 to House Bill 2365 is  
26. adopted. Amendment No. 3, Senator McBroom.

27. SENATOR MCBROOM:

28. This, Mr. President, removes one position in the Department  
29. of Human Relations. It's a new position. It was not...it wasn't  
30. authorized, and I move the adoption of it, Mr. President.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. All in favor of the adoption of amendment No. 3 signify  
33. by saying Aye. Opposed Nay. Amendment No. 3 is adopted. Any

1. further amendments? Third reading. 2363, Senator Partee, do  
2. you wish to call it? 2362, excuse me. Do you wish to call it,  
3. Senator Partee?

4. SECRETARY:

5. House Bill 2362.

6. (Secretary reads title of bill.)

7. Second reading of the bill. The Committee on Appropriations  
8. offers three amendments.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator McBroom.

11. SENATOR MCBROOM:

12. No. 1 is the retirement amendment, Mr. President. I'd  
13. move the adoption.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator McBroom moves the adoption of Amendment No. 1  
16. to House Bill 2362. Is there any discussion? All in favor  
17. signify by saying Aye. Opposed Nay. Amendment No. 1 is adopted.  
18. Amendment No. 2.

19. SENATOR MCBROOM:

20. Amendment No. 2, Mr. President, I move the adoption of it.  
21. This removes the Consumer Advocate and the Assistant and this  
22. is nothing more than a duplication of what already exists in the  
23. Attorney General's office, Mr. President. I move the adoption.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Any discussion? Senator Partee.

26. SENATOR PARTEE:

27. Mr. President and members of the Senate. I stand to oppose  
28. this amendment. The Office of Consumer Advocate in my humble  
29. opinion has done an excellent job in a very sensitive area. For  
30. a long, long time we've been talking about helping people and  
31. helping the consumer. This department within the Governor's  
32. Office has done a humanlike job in that area. I am one of those  
33. who believe so strongly in consumer advocacy that some

1. the first term that I spent here in this Senate, passed a rather  
2. significant piece of legislation which mandates the teaching of  
3. consumer education in high schools. Consumers are people who  
4. ought to be protected. For time and memorial we have concerned  
5. ourselves about laws which would help those people get their  
6. dollar's worth. It's absolutely necessary that there be such an  
7. agency so that they may look at industry-wide patterns; industry-  
8. wide grievances in order to make recommendations for legislation  
9. and to correct the problems that exist. I think this is a bad  
10. amendment because this Consumer Advocate Division is an excellent  
11. one. We had a lady come down from Minnesota who was in charge  
12. of the Consumer Division, the Consumer Advocacy counterpart in  
13. that State, and they've done a fine job there. This is a grow-  
14. ing trend, to have a Consumer Advocate, and I...I would ask, Mr.  
15. President, that this amendment not be supported and I would ask  
16. for a Nay vate...vote.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Is there further discussion? Senator McBroom moves the  
19. adoption of amendment No. 2. All in favor signify by saying  
20. Aye. Opposed Nay. Amendment No. 2 is adopted. Amendment  
21. No. 3, Senator McBroom.

22. SENATOR MCBROOM:

23. Yes. Amendment No. 3, Mr. President, is the pay classifica-  
24. tions in the Governor's Office, and I move the adoption of it,  
25. Mr. President. Is there any discussion? Senator Partee.

26. SENATOR PARTEE:

27. I cannot find words to more seriously say how opposed I  
28. am to this amendment. You look back into the history of this  
29. State and I think you would never find any example where the  
30. Legislature in such a gross, crass, dictatorial manner would  
31. dictate to a Governor what the pay scale ought to be within  
32. that Governor's Office. Since I was about fifth or sixth grade  
33. I read that there were three divisions of Government: Legisla-

1. tive, Executive, and Judicial. I think it is way past our right.  
2. I think it exceeds very much what we ought to be doing to say  
3. to a Governor that he ought to pay his employees between this  
4. minimum amount and that maximum amount. The person who was  
5. elected Governor, whether you agree with him or not, received  
6. the votes and approval of his holding that office by the voters  
7. of this State. It occurs to me that it is not our duty to, in  
8. a measure, reject their judgment. They said to him by their  
9. votes of confidence that he had the judgment, the intelligence  
10. to run his own office without Legislative interference. This is  
11. a kind of interference which I think goes beyond the pale of  
12. decency. He should be able to fix the salaries within  
13. his budget, based on what he feels is best to run his own  
14. office. I would certainly urge the rejection of this very crass  
15. amendment.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Is there further discussion? Senator Hynes.

18. SENATOR HYNES:

19. Mr. President, I also would oppose this amendment, as we  
20. did in committee. This, I think, is a departure from long  
21. established policy. I...I simply believe it is a mistake and  
22. that we ought not to pursue it.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Any further discussion? Senator McBroom.

25. SENATOR MCBROOM:

26.. Well...

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator McBroom.

29. SENATOR MCBROOM:

30. Is it on? No light here, Mr. President. Well, Mr. Presi-  
31. dent, I'd simply like to say this. This play...pay classifica-  
32. tion situation exists in the Secretary of State's Office, the  
33. Office of the Superintendent of Public Instruction, Comptroller's

1. Office, Department of Transportation, and I'd like to...Senator  
2. Partee eluded to something that is a bit unusual, and perhaps..  
3. .perhaps it is a bit unusual;but I would like to say in response  
4. to that, Mr. President. If the members on this side of the aisle  
5. had to name some of the true gentlemen in this Body, one of those  
6. names that would surface by all members is the name of Senator  
7. Fred Smith. I think it's a bit unusual that a man who has served  
8. his district for 25 or 30 years, who has been overwhelming approved  
9. by the voters in his district time after time after time, by lop-  
10. sided majorities, a man who has served his constituents, a man  
11. who sits here hour upon hour and listens to debate and uses his  
12. best judgment, I think it's a bit unusual that the Governor's  
13. Office would try to retire a Legislator of this caliber. There  
14. are a lot of unusual things and I don't think this is any differ-  
15. ent from some of the other offices that have these classifications  
16. and I move the adoption of it.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Question is shall amendment No. 3 be adopted. Those in favor  
19. signify by saying Aye. Those opposed Nay. All in favor signify  
20. by saying Aye. Opposed Nay. Amendment No. 3 is adopted. Roll  
21. call has been requested. Those in favor of the adoption will  
22. vote Aye. Opposed vote Nay. Voting is open. Have all voted  
23. who wish? Have all voted who wish? Take the record. On that  
24. question the Ayes are 29, the Nays are 28. Amendment No. 3 to  
25. House Bill 2362 is adopted. Any further amendments? Third  
26. reading. 2361.

27. SECRETARY:

28. House Bill 26...2361.

29. (Secretary reads title of bill.)

30. Second reading of the bill. The Committee on Appropriations  
31. offers seven amendments.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator McBroom.



1. SENATOR MCBROOM:

2. Yes, Mr. President, move the adoption of amendment No. 1.  
3. It's the retirement amendment.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Is there any discussion? All in favor signify by saying  
6. Aye. They...opposed Nay. Amendment No. 1 is adopted. Amend-  
7. ment No. 2. Senator McBroom.

8. SENATOR MCBROOM:

9. Yes, amendment No. 2, Mr. President, removes 110,000 dol-  
10. lars from the General o...o...Office operation. I move the  
11. adoption of it.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Is there any discussion? Senator Knuppel.

14. SENATOR KNUPPEL:

15. Mr. President, I would like to say that we are opposed to  
16. any of the cuts that are offered by the Appropriations Commit-  
17. tee in this bill. We received a lot of amendments in the House.  
18. We feel that the bill, as presented, fairly represented the  
19. needs of the Department of Agriculture, the largest single  
20. business or industry in the State of Illinois. We are opposed  
21. to this. It's quite detailed. I'm not going to go through it.  
22. I would ask that those members on my side of the aisle oppose  
23. this amendment.

24. PRESIDING OFFICER (SENATOR WEAVER):

5. Any further discussion? All in favor of adopting amendment  
6. No. 2 signify by saying Aye. Opposed Nay. Amendment No. 2 is  
7. adopted. Amendment No. 3, Senator McBroom.

8. SENATOR MCBROOM:

9. This, Mr. President and members of the Senate, is a reduc-  
0. tion of 642,000. It delineates a rather modest reductions in  
1. various offices in the Department of Agriculture, and I move  
2. the adoption.

3. PRESIDING OFFICER (SENATOR WEAVER):

1. Is there any discussion? Senator Knuppel.

2. SENATOR KNUPPEL:

3. We again are opposed to the adoption of this amendment. We  
4. feel that there's a misunderstanding about the needs of the  
5. Department of Agriculture.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator McBroom mo...moves the adoption of amendment No. 3.  
8. All in favor signify by saying Aye. Opposed Nay. Amendment No.  
9. 3 is adopted. Amendment No. 4, Senator McBroom.

10. SENATOR MCBROOM:

1. Amendment No. 4, Mr. President, I move the adoption of  
2. this. It's a reduction in...in capital projects, Mr...Mr.  
3. President, and some of them are duplications, some of them  
4. ...we...we feel it's a good amendment.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Any discussion? All in favor of adopting amendment No. 4  
7. signify by saying Aye. Opposed Nay. Amendment No. 4 is adopted.  
8. Amendment No. 5, Senator McBroom.

9. SENATOR MCBROOM:

10. Amendment No. 5 is an increase of 144,000 dollars. It puts  
this bill in the same status as the Aide of County Fair Bill  
that went out of here sometime ago, Mr. President. I move the  
adoption.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Any discussion? All in favor of adopting amendment No. 5  
3. signify by saying Aye. Opposed Nay. Amendment No. 5 is adopted.  
4. Amendment No. 6. Senator McBroom.

5. SENATOR MCBROOM:

6. Mr. President, I believe this is Senator Rock's amendment.  
7. I don't believe it's mine. Is that right, Senator Rock?

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Rock.

10. SENATOR ROCK:

1. I...I...I...It might be Senator Hynes' amendment. I'm  
2. not on the committee and I really don't have much to do with  
3. the Department of Agriculture yet.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Hynes moves the adoption of amendment No. 6. All  
6. in favor signify by saying Aye. Opposed Nay. Amendment No. 6  
7. is adopted. Amendment No. 7, Senator McBroom.

8. SENATOR MCBROOM:

9. Well, this is the amendment that is known as the weasel  
10. clause; I move adoption of it.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator McBroom moves the adoption of amendment No. 7.  
13. Is there any discussion? All in favor signify by saying Aye.  
14. Opposed Nay. Amendment No. 7 is adopted. Amendment No. 8,  
15. Senator McBroom. Senator Nimrod.

16. SECRETARY:

17. Amendment No. 8 by Senator Nimrod.

18. SENATOR NIMROD:

19. Well, Mr. President, this amendment was left...it was not  
20. prepared in time for the presentation. It was discussed with the  
21. board. They are aware of it. In the Appropriations Committee  
22. there was general agreement that we would put it on the Floor  
23. and it's the Attorney General's amendment in the sum of 23,900  
24. dollars and I would move for its adoption.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Any discussion? Senator Knuppel.

27. SENATOR KNUPPEL:

28. Mr. President, we're opposed to the adoption of this  
29. amendment as we have been throughout. This again is a place  
30. where the Director of Agriculture actually needs house counsel,  
31. particularly in matters affecting bonding and the warehousing  
32. provisions that he has to carry out to protect people in the  
33. agricultural industry. This, we feel, is an imposition and it

1. goes beyond the intent of the Constitutional Convention  
2. debates or anything conceived thereunder.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Senator Nimrod moves the adoption of amendment No. 8.  
5. Is there any further discussion? All in favor signify by saying  
6. Aye. Opposed Nay. Amendment No. 8 is adopted. Amendment No. 9,  
7. Senator McBroom.
8. SECRETARY:
9. Amendment No. 9 by Senator Shapiro.
10. PRESIDING OFFICER (SENATOR WEAVER):
11. Senator Shapiro, amendment No. 9.
12. SENATOR SHAPIRO:
13. Mr. President, ladies and gentlemen of the Senate. This  
14. amendment restores 2 million dollars for the development of the  
15. Large Animal Diagnostic Lab at Kewanee, Illinois. I would urge  
16. its adoption. Is there any discussion? All in favor of adopting  
17. amendment No. 9 signify by saying Aye. Opposed Nay. Amendment  
18. No. 9 is adopted.
19. SECRETARY:
20. Amendment No. 10 by Senator Latherow.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. Senator Latherow.
23. SENATOR LATHEROW:
24. Mr. President and members of the Senate. This amendment  
25. puts back into the budget the Diagnostic Lab at Galesburg Re-  
26. search.
27. PRESIDING OFFICER (SENATOR WEAVER):
28. Senator Latherow moves the adoption of amendment No. 10.  
29. Is there any discussion? All in favor signify by saying Aye.  
30. Opposed Nay. Amendment No. 10 is adopted.
31. SECRETARY:
32. Amendment No. 11 by Senator Bartulis.
33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Bartulis.

2. SENATOR BARTULIS:

3. Thank you, Mr. President and members of the Senate. Amend-  
4. ment No. 11 restores 209,400 dollars to...to the total...for the  
5. General Offices would be 38,600 dollars to insure the maintenance  
6. of buildings belonging to the Department of Ag at the State Fair  
7. grounds. 22,100 of this would be to the warehouses, and this  
8. section provides for two warehouse examiners in this important  
9. area, and also 148,700 to the Meat, Poultry, and Livestock Divi-  
10. sion. These funds are to maintain the inspection program of this  
11. Division by adding 18 people. It insures the Animal Welfare Act  
12. will be implemented and I urge your immediate adoption.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Bartulis moves the adoption of amendment No. 11.  
15. Is there any discussion? All in favor signify by saying Aye.  
16. Opposed Nay. Amendment No. 11 is adopted.

17. SECRETARY:

18. Amendment No. 12 by Senator Merritt.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Merritt.

21. SENATOR MERRITT:

22. Yes, Mr. President and members of the Senate. Amendment No.  
23. 12 restores the funds that were deleted for the buildings destroyed  
24. at four different county fairs throughout our State, either by  
25. fire, flood, tornado, windstorm damage. Coles County, my  
26. district, for 94,000; Cumberland County, Senator Bruce's district,  
27. for 10,000; in Decatur, Macon County Fair, Senator McCarthy's  
28. district, 81,600; in Jefferson County, I believe in Senator  
29. Donnewald's district, 8500. There's certainly ample precedent  
30. for this in the past. We've always done this because the normal  
31. rehab funds just will not replace these buildings. Now I'd move  
32. the adoption of the amendment.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Is there any discussion? Senator Merritt moves the  
2. adoption of amendment No. 12. All in favor signify by saying  
3. Aye. Opposed Nay. Amendment No. 12 is adopted. Any further  
4. amendments? Third reading. Senator Latherow, 2437?  
5. SECRETARY:  
6. House Bill 2437.  
7. (Secretary reads title of bill.)  
8. Second reading of the bill. No committee amendments.  
9. PRESIDING OFFICER (SENATOR WEAVER):  
10. Any amendments from the Floor? Any amendments from the  
11. Floor? Senator Latherow may want to bring this back tomorrow  
12. for a...an amendment. Third reading. 2506. 2383. We'll  
13. take 2506 out of the record. 2383.  
14. SECRETARY:  
15. House Bill 2383.  
16. (Secretary reads title of bill.)  
17. Second reading of the bill. No committee amendments.  
18. PRESIDING OFFICER (SENATOR WEAVER):  
19. Any amendments from the Floor? Third reading.  
20. SECRETARY:  
21. House Bill 2477.  
22. (Secretary reads title of bill.)  
23. Second reading of the bill. No committee amendments.  
24. PRESIDING OFFICER (SENATOR WEAVER):  
25. Any amendments from the Floor? Third reading.  
26. SECRETARY:  
27. House Bill 2506.  
28. (Secretary reads title of bill.)  
29. Second reading of the bill. No committee amendments.  
30. PRESIDING OFFICER (SENATOR WEAVER):  
31. Any amendments from the Floor? 2506, take out of the record.  
32. SECRETARY:  
33. House Bill 2530.

Handwritten notes in the top left corner, including "H.B. 2613" and "2/27/14".

1. (Secretary reads title of bill.)
2. Second reading of the bill. No committee amendments.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Any amendments from the Floor? Third reading.
5. SECRETARY:
6. House Bill 2531.
7. (Secretary reads title of bill.)
8. Second reading of the bill. No committee amendments.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. Any amendments from the Floor? Third reading.
11. SECRETARY:
12. House Bill 2539.
13. (Secretary reads title of bill.)
14. Second reading of the bill. No committee amendments.
15. PRESIDING OFFICER (SENATOR WEAVER):
16. Any amendments from the Floor? Third reading.
17. SECRETARY:
18. House Bill 2616.
19. (Secretary reads title of bill.)
20. Second reading of the bill. No committee amendments.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. I understand we have some amendments for 2616. We'll take
23. it out of the record.
24. SECRETARY:
25. House Bill 2673.
26. (Secretary reads title of bill.)
27. Second reading of the bill. The Committee on Pensions and Per-
28. sonnel offers one amendment.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Senator Berning.
31. SENATOR BERNING:
32. Yes, Mr. President. This amendment makes some technical
33. corrections at...and substitutes the Illinois State Board of

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1. Investment in place of the previously established committee con-
2. tained in the original bill for the purpose of a...of developing
3. the deferred compensation plan. There was no objection to the
4. amendment and I move for the adoption, Mr. President.
5. PRESIDING OFFICER (SENATOR WEAVER):
6. Continue, Senator Berning.
7. SENATOR BERNING:
8. There was no objection to the amendment.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. Do you move its adoption?
11. SENATOR BERNING:
12. I move its adoption, yes.
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Senator Berning moves the adoption of Amendment No. 1 to
15. House Bill 2673. All in favor signify by saying Aye. Opposed
16. Nay. Amendment No. 1 is adopted. Are there further amendments?
17. Third reading.
18. SECRETARY:
19. House Bill 2710.
20. (Secretary reads title of bill.)
21. Second reading of the bill. No committee amendments.
22. PRESIDING OFFICER (SENATOR WEAVER):
23. Any amendments from the Floor? Third reading.
24. SECRETARY:
25. House Bill 2717.
26. (Secretary reads title of bill.)
27. Second reading of the bill. No committee amendments.
28. PRESIDING OFFICER (SENATOR WEAVER):
29. Any amendments from the Floor? Third reading.
30. SECRETARY:
31. House Bill 2744.
32. (Secretary reads title of bill.)
33. Second reading of the bill. No committee amendments. Amendment



1. No. 1, offered by Senator Saperstein.  
2. PRESIDING OFFICER (SENATOR WEAVER):  
3. Senator Saperstein.  
4. SENATOR SAPERSTEIN:  
5. Mr...Mr. President, ladies and gentlemen of the Senate.  
6. The amendment changes the figures of 600 to 800 and the bill  
7. now will read that each district must pay for any child who  
8. receives special education in a private facility at least 800  
9. or a per capita figure, whichever is less. I move the adoption  
10. of the amendment.  
11. PRESIDING OFFICER (SENATOR WEAVER):  
12. Senator Knuepfer.  
13. SENATOR KNUEPFER:  
14. Senate...Senator Saperstein, this is the bill that went  
15. without reference. I don't even know what it is. All of a  
16. sudden we're adding 200 more on. I would suggest you move  
17. this to third reading without the amendment and then come over  
18. and explain what this amendment does to some of us and see  
19. whether we concur before we suddenly put 200 more dollars on.  
20. PRESIDING OFFICER (SENATOR WEAVER):  
21. Senator Saperstein.  
22. SENATOR SAPERSTEIN:  
23. OK.  
24. PRESIDING OFFICER (SENATOR WEAVER):  
25. Senator Saperstein withdraws her amendment. Are there  
26. any further amendments? Third reading.  
27. SECRETARY:  
28. House Bill 2774.  
29. (Secretary reads title of bill.)  
30. Second reading of the bill. No committee amendments.  
31. PRESIDING OFFICER (SENATOR WEAVER):  
32. Any amendments from the Floor? Third reading.  
33. SECRETARY:

1. House Bill 2787.

2. (Secretary reads title of bill.)

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

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Any amendments from the Floor? Third reading.

6. SECRETARY:

7. House Bill 2804.

8. (Secretary reads title of bill.)

9. Second reading of the bill. No...Second reading of the bill.

10. No committee amendments.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Any amendments from the Floor? Third reading.

13. SECRETARY:

14. House Bill 2827.

15. (Secretary reads title of bill.)

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

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Any amendments from the Floor? Third reading.

19. SECRETARY:

20. House Bill 2848.

21. (Secretary reads title of bill.)

22. Second reading of the bill. The Committee on Insurance and  
23. Financial Institutions offers one amendment.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Merritt.

26. SENATOR MERRITT:

27. I wouldn't want to preclude Senator Romano moving for the  
28. adoption if that's his choice. He did in committee. If he  
29. is not on the Floor, I...I'll move the adoption of amendment.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Merritt moves the adoption of Amendment No. 1 to  
32. House Bill 2848. Is there any discussion? All in favor sig-  
33. nify by saying Aye. Opposed Nay. Amendment No. 1 is adopted.

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1. Are there further amendments? Third reading.
2. SECRETARY:
3. House Bill 2822.
4. (Secretary reads title of bill.)
5. Second reading of the bill. No committee amendments.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Any amendments from the Floor? Third reading.
8. SECRETARY:
9. House Bill 2823.
10. (Secretary reads title of bill.)
11. Second reading of the bill. No committee amendments.
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Any amendments from the Floor? Third reading.
14. SECRETARY:
15. House Bill 2866.
16. (Secretary reads title of bill.)
17. Second reading of the bill. No committee amendments.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Any amendments from the Floor? Third reading.
20. SECRETARY:
21. 2868.
22. (Secretary reads title of bill.)
23. Second reading of the bill. The Committee on Revenue offers
24. one amendment.
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Senator Glass.
27. SENATOR GLASS:
28. Mr. President. Right now there's an amendment that is
29. being drafted for this bill by Senator Clarke, the Chairman
30. of Revenue, so I would ask if it'd be all right to hold this bill
31. for a little while?
32. PRESIDING OFFICER (SENATOR WEAVER):
33. We have one committee amendment, Senator Glass. Do you

1. want to move to adopt the committee amendment?

2. SENATOR GLASS:

3. Well, I believe it'll be the intention of Senator Clarke

4. to Table that amendment. Right?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Clarke moves...Senator Clarke moves to Table or...

7. SENATOR GLASS:

8. He'll want to table that, I think.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Let's take it out of the record and...Senator Clarke.

11. SENATOR CLARKE:

12. Mr. President, we're preparing a new amendment to replace

13. the committee amendment, so if we could hold this bill, take it

14. out of the record and come back to it, we'll be ready.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. We'll take it out of the record.

17. SECRETARY:

18. House Bill 2869.

19. (Secretary reads title of bill.)

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

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Any amendments from the Floor? Senator Howard Mohr.

23. SENATOR MOHR:

24. No, Mr. President, I don't have an amendment this evening.

25. I may have tomorrow, and I'd like it understood that I can call

26. this bill back. I'm very much concerned about the agency that

27. we created here that's only a day old. Very, very disturbed,

28. Mr. President, and I'll...I'll move it this evening but I think

29. that that's probably as far as this bill is going to go.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Any amendments from the Floor? Third reading.

32. SECRETARY:

33. House Bill 2870.

1. (Secretary reads title of bill.)
2. Second reading of the bill. No committee amendments.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Any amendments from the Floor? Third reading.
5. SECRETARY:
6. 2890...House Bill 2876.
7. (Secretary reads title of bill.)
8. Second reading of the bill. No committee amendments.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. Any amendments from the Floor? Third reading.
11. SECRETARY:
12. 2890.
13. (Secretary reads title of bill.)
14. Second reading of the bill. No committee amendments.
15. PRESIDING OFFICER (SENATOR WEAVER):
16. Any amendments from the Floor? Third reading.
17. SECRETARY:
18. House Bill 2898.
19. (Secretary reads title of bill.)
20. Second reading of the bill. No committee amendments.
21. PRESIDING OFFICER (SENATOR WEAVER):
22. Any amendments from the Floor? Senator Harris. Do you want
23. to move it? Any amendments? Third reading. 2868.
24. SECRETARY:
25. House Bill 2868.
26. (Secretary reads title of bill.)
27. Second reading of the bill. No committee amendments. Amendment No.
28. No....no...the Committee on Revenue offers one amendment.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Senator Clarke.
31. SENATOR CLARKE:
32. Mr. President, I'm going to move to adopt the amendment,
33. take the bill to third reading, we'll bring it back tomorrow

1. and take the amendment off and work on the new amendment, if that's  
2. all right.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Rock.

5. SENATOR ROCK:

6. Well, this bill received our full and total support in the  
7. committee on the basis of the status as amended. Now without  
8. that amendment we are certainly, definitely, going to take a  
9. second or a third or a fourth look, so I...I was going to re-  
10. sist your motion to Table it, so fine. But we'll adopt the  
11. amendment, move it, and then we can bring it back. That's fine.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Clarke moves the adoption of Amendment No. 1 to  
14. House Bill 2868. All in favor signify by saying Aye. Opposed  
15. Nay. Amendment No. 1 is adopted. Are there further amendments?

16. SECRETARY:

17. Amendment No. 2 offered by Senator Nimrod.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Is Senator Nimrod on the Floor? Senator Clarke.

20. SENATOR CLARKE:

21. We're not...we're not going to offer this amendment today.  
22. We're going to move it to third reading and then bring it back.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Nimrod has the amendment here on the Secretary's  
25. Desk. Do you wish...wish to withdraw this amendment, Senator  
26. Nimrod? Do you wish to withdraw this amendment No. 2, Senator  
27. Nimrod, at this time?

28. SENATOR NIMROD:

29. Is this on the Department of Labor bill?

30. PRESIDING OFFICER (SENATOR WEAVER):

31. This is on House Bill 2868.

32. SENATOR NIMROD:

33. Yes, I will withdraw it for this time.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Any further amendments? Third reading. For what purpose  
3. does Senator Conolly arise?

4. SENATOR CONOLLY:

5. I move that we correct the journal. An error was made by  
6. the committee clerk and was reported out. 20...House Bill 2676  
7. was reported out Do Not Pass. It was only in the committee.  
8. There was only an action of Do Pass, it failed, and there was  
9. no reverse the roll call so it should be...the record should  
10. say in the journal that that is still in committee.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Is there leave for this correction of the journal? Leave  
13. is granted. Messages from the House.

14. SECRETARY:

15. This message...Senator Vadalabene will be concerned.

16. (Secretary reads Message from the House.)

17. Mr. President, I am directed to inform the Senate  
18. the House of Representatives has concurred with the  
19. Senate in the adoption of their amendment No. 1 and 2  
20. to a bill of the following title: House Bill No. 2357.

21. I am further directed to inform the Senate that the  
22. House of Representatives has refused to concur with  
23. the Senate in the adoption of the following amendment:  
24. Senate Amendment No. 3 to House Bill 2357.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Vadalabene.

27. SENATOR VADALABENE:

28. I...I suppose...is that the university bill? I recede from  
29. that amendment.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Vadalabene moves to recede from Amendment No. 3 to  
32. House Bill 2376...23...House Bill 2357. Senator Bell.

33. SENATOR BELL:

1. Mr. President, I'd like to ask Senator Vadalabene to explain  
2. what that amendment does that he's willing to recede from.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Vadalabene.

5. SENATOR VADALABENE:

6. Well, if I have a right, Mr. President and members of the  
7. Senate, I believe that was the amendment I tried to...that I  
8. put on here in the Senate in regard to the 2 million dollar  
9. pay increase.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. For what purpose Senator Harris arise?

12. SENATOR HARRIS:

13. Well, I think in all fairness. The fact that Senator  
14. McBroom is off the Floor, who has done all the communicating  
15. on this. I...I be...think before we take action on this question,  
16. could...could we get word to Senator McBroom so that he could  
17. be here on the Floor before we proceed?

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Harris, this is Senator Vadalabene's amendment that  
20. we're acting on.

21. SENATOR HARRIS:

22. If...I understand that. I'm just saying that this whole  
23. subject matter of the appropriations involving these appropria-  
24. tion bills, I just think we ought to have Senator McBroom here.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Do you wish to take it out of the record then, Senator  
27. Vadalabene?

28. SENATOR VADALABENE:

29. I have always agreed with the President of the Senate, re-  
30. gardless of whose party it is and I will take it out of the  
31. record.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Take it out of the record, Mr. Secretary. Bills on Third



1. Reading. Sen...Senator Hall on the Floor? Senator Kenneth Hall.  
2. Is he on the Floor? We're trying to call some...there...there he  
3. is. Senator Hall, do you wish to call House Bill 2819? Labor  
4. Laws Commission? House Bills on Third Reading.

5. SECRETARY:

6. House Bill 2819.

7. (Secretary reads title of bill.)

8. Third reading of the bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Hall.

11. SENATOR HALL:

12. Thank you, Mr. President and members of the Senate. House  
13. Bill 2819 is...it's a commission created and shall continue the  
14. work of Illinois Labor Law Commission with the responsibility  
15. to study in the following areas: thorough studies of the laws  
16. decision of this State which pertain to labor and employment,  
17. especially industrial safety and health labor standards. Coordina-  
18. tion of administering to departments and agencies in the field of  
19. labor. This is a good bill and if there are enough Senators  
20. present on the Floor, I'd like to have a favorable roll call.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Any further discussion? Question is shall House Bill 2819  
23. pass. Those in favor vote Aye. Those opposed vote Nay. Voting  
24. is open. Have all voted who wish? Take the record. On that  
25. question the Ayes are 51, the Nays are none. House Bill 2819,  
26. having received the constitutional majority, is declared passed.

27. SECRETARY:

28. House Bill 2820.

29. (Secretary reads title of bill.)

30. Third reading of the bill.

31. PRESIDING OFFICER (SENATOR WEAVER):

32. Senator Kenneth...Senator...Senator Hall.

33. SENATOR HALL:

1. Thank you, Mr. Speaker and members of the Senate. This  
2. merely appropriates 40,000 dollars for ordinary and contingent  
3. expense of the Labor Laws Commission. I ask for a favorable  
4. vote on this matter.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Is there any discussion? Question is shall House Bill  
7. 2820 pass. Those in favor vote Aye. Those opposed vote Nay.  
8. The voting is open. Have all voted who wish? Take the record.  
9. On that question the Ayes are 52 and the Nays are none. House  
10. Bill 2820, having received the constitutional majority, is de-  
11. clared passed. Senator Latherow on the Floor?

12. SECRETARY:

13. House Bill 2860.

14. (Secretary reads title of bill.)

15. Third reading of the bill.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Graham.

18. SENATOR GRAHAM:

19. Yes, this amount is incorrect. It's 2500 dollars, not  
20. 5,000, but I ask for a favorable roll call.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Is there any discussion? All...The question is shall...

23. SENATOR GRAHAM:

24. It has been corrected. I'm sorry.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Question is shall House Bill 2860 pass. Those in favor  
27. vote Aye. Those opposed vote Nay. The voting is open. Have  
28. all voted who wish? Take the record. On that question the  
29. Ayes are 56 and the Nays are none. House Bill 2860, having  
30. received the constitutional majority. is declared passed.

31. SECRETARY:

32. 2857.

33. (Secretary reads title of bill.)

1. Third reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Course.

4. SENATOR COURSE:

5. Thank you, Mr. President. Senate...or House Bill 2857 de-  
6.letes the registration fee requirement for vehicles owned by  
7.the State or State agencies. What this does, ladies and gentle-  
8.men is to on vehicles owned by the State or State agencies, now...  
9. are now licensed for 5 dollars. There is a terrific volume of  
10.unnecessary activity involved in generating warrants, handling  
11.of costs, et cetera. Simply to provide for the transfer of  
12.funds from one State agency to another. It...what it does,  
13.ladies and gentlemen, it's a...just a lot of meaningless book-  
14.keeping. That's all it is, and the...

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Any further discussion? Senator Sours.

17. SENATOR SOURS:

18. Senator Course, will there be a record though in the  
19.Secretary's Office as to the serial number and all that in the  
20.event you are...you've got to, say a claim for a wrongful death  
21.and you want to be sure that you're after the...the right driver?  
22.Will there be some record of the identification of the vehicle,  
23.somewhere?

24. SENATOR COURSE:

25. Yes there will, Senator Sours.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Any further discussion? Question is shall House Bill  
28.2857 pass. Senator Clarke, excuse me.

29. SENATOR CLARKE:

30. Senator Course. Senator Course, this doesn't exclude  
1.dealers too, does it?

2. SENATOR COURSE:

3. No.

1. PRESIDING OFFICER (SENATOR WEAVER):  
2. Any further discussion? The question is shall House Bill  
3. 2857 pass. Those in favor vote Aye. Those opposed vote Nay.  
4. The voting is open. Have all voted who wish? Take the record.  
5. On that question the Ayes are 53 and the Nays are none. House  
6. Bill 2857, having received a constitutional majority, is de-  
7. clared passed. 2821, Senator Latherow.  
8. SECRETARY:  
9. House Bill 2821.  
10. (Secretary reads title of bill.)  
11. Third reading of the bill.  
12. PRESIDING OFFICER (SENATOR WEAVER):  
13. Senator Latherow.  
14. SENATOR LATHEROW:  
15. Thank you, Mr. President and members of the Senate. This  
16. bill has to do with a short area of road that goes from the  
17. Main Street in Keithsburg north. It's a State highway that  
18. floods every time the river is high. It...it's flooded now.  
19. This would act, not only as not transportation in and out when  
20. the river is up but also act as a levy for the town. I've illus-  
21. trations of people who are now traveling 32 miles who live  
22. just a mile north of town, travel 32 mile in order to get to  
23. town. I'd appreciate a favorable roll call.  
24. PRESIDING OFFICER (SENATOR WEAVER):  
25. Is there any discussion? Question is shall House Bill 2821  
26. pass. Those in favor vote Aye. Those opposed vote Nay. The  
27. voting is open. Have all voted who wish? Take the record. On  
28. that question the Ayes are 53 and the Nays are none. House Bill  
29. 2821, having received a constitutional majority, is declared  
30. passed.  
31. SECRETARY:  
32. House Bill 2864.  
33. (Secretary reads title of bill.)

1. Third reading of the bill.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Rock.

4. SENATOR ROCK:

5. Thank you, Mr. President and ladies and gentlemen of the  
6. Senate. This is an amendment to the Public Utilities Act and  
7. it authorizes the Commerce Commission, our Illinois Commerce  
8. Commission to allow as operating expenses for rate making pur-  
9. poses donations made by Public Utilities for charitable and  
10. educational purposes and that's all. It is identical to Senate  
11. Bill 1644, which passed this Body last week. I would ask a  
12. favorable roll call.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Is there any discussion? Senator Berning.

15. SENATOR BERNING:

16. Just want to verify that it is only contributions and  
17. that other types of corporate expense have been excluded?

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Rock.

20. SENATOR ROCK:

21. That is correct, Senator, but virtue of amendment No. 1  
22. to which I agreed in the committee. We have taken out the  
23. language as it originally was in House Bill 2864, reciting  
24. other purposes. It is not solely and only for charitable and  
25. educational purposes period.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Any further discussion? The question is shall House Bill  
28. 2864 pass. Those in favor vote Aye. Those opposed vote Nay.  
29. The voting is open. Have all voted who wish? Take the record.  
30. On that question the Ayes are 36 and the Nays are 8 and 4 Present.  
31. House Bill 2864, having received the constitutional majority,  
32. is declared passed. Senator Knuppel, 2782, do you wish to bring  
33. it back to second reading? Senator Knuppel asks leave to bring

1. House Bill 2782 back to the order of second reading for the pur-  
2. pose of an amendment. Is there leave? Leave is granted. Senator  
3. Knuppel.

4. SENATOR KNUPPEL:

5. In the drafting of this bill in some manner there was a  
6. technical error and it should provide for each fair's original  
7. base shall be increased by 1,000 dollars. This has been cleared  
8. with the Republican staff and with Senator Latherow. I move the  
9. adoption of the amendment...amendment No. 2.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Is there any discussion? Senator Knuppel moves the adop-  
12. tion of Amendment No. 2 to House Bill 28...2782. All in favor  
13. signify by saying Aye. Opposed Nay. Amendment's adopted. Are  
14. there further amendments? Third reading.

15. ACTING SECRETARY (MR. WRIGHT):

16. House Bill 2810.

17. (Acting Secretary reads title of bill.)

18. Third reading of the bill.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Knuepfer.

21. SENATOR KNUEPFER:

22. This is just for a study of Person Creek in Senator Harris'  
23. district.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Is there any discussion? Question is shall the Senate pass  
26. House Bill 2810. Those in favor vote Aye. Those opposed vote  
27. Nay. The voting is open. Senator Buzbee.

28. SENATOR BUZBEE:

29. While you're waiting to take the roll I just wanted to ask,  
30. I noticed that Senator Knuepfer has a creek bill. I voted yes  
31. for that.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Have all voted who wish? Take the record. On that question

1. the Ayes are 50, the Nays are 2. House Bill 2810, having re-  
2. ceived the constitutional majority, is declared passed. Presi-  
3. dent Harris.

4. SENATOR HARRIS:

5. I just want to announce that the staff in my office have  
6. been kind of riding herd, making certain that all of the Sena-  
7. tors have been served before staff personnel begin being served.  
8. I want to alert the members of the Senate that they should make  
9. arrangements to get themselves served right away, and then we  
10. will authorize the staff to go ahead and...and take care of  
11. others.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator James Donnewald.

14. SENATOR DONNEWALD:

15. Yes, Mr. President...President Harris, that is. You don't  
16. mind if I don't take advantage of your hospitality? I...I'm  
17. afraid that I'm going to have to do a lot of that this fall.  
18. Green beans and fried chicken, you know, thank you very much.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. In your district, Senator?

21. SENATOR DONNEWALD:

2. Not in yours.

3. ACTING SECRETARY (MR. WRIGHT):

4. House Bill 2628.

5. (Acting Secretary reads title of bill.)

6. Third reading of the bill.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Davidson.

9. SENATOR DAVIDSON:

10. Mr. President and members of the Senate. This is a bill  
11. so that after a referendum by the people in the district that  
12. there could be a raise on the levy. This is supported by the  
13. Illinois Taxpayers Federation. I know of no opposition, and I'll

1. try to answer any questions. Otherwise, appreciate a favorable  
2. roll call.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Is there any discussion? Question is shall House Bill 2628  
5. pass. Those in favor vote Aye. Those opposed vote Nay. The  
6. voting is open. Have all voted who wish? Take the record. On  
7. that question the Ayes are 51, the Nays are none. House Bill  
8. 2628, having received the constitutional majority, is declared  
9. passed.

10. ACTING SECRETARY (MR. WRIGHT):

11. House Bill 2106.

12. (Acting Secretary reads title of bill.)

13. Third reading of the bill.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Harber Hall.

16. SENATOR HALL:

17. Mr. President and ladies and gentlemen of the Senate. 2106  
18. is an appropriation to pay 34,000 dollars to the American Ap-  
19. praisal Company for a bill that has been about 2 or 3 years un-  
20. paid. It's...it's the balance of a billing that they made  
21. through the Department of Mental Health for work that they did.  
22. The work...the contract that they had lasted too long past the  
23. fiscal year and we just never got around to paying them the monies  
24. due un...unfortunately and we should pay it and that's what this  
25. bill does.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Hynes.

28. SENATOR HYNES:

29. Mr. President, the amount is not large and the debt is ow-  
30. ing, but I...I would just ask why is this not in the Court of  
31. Claims?

32. SENATOR HALL:

33. Yes, that's a very good question. This matter involved a



1. very large appraisal contract that the Department of Mental  
2. Health gave to this large national company to appraise all the  
3. buildings and facilities of the Department of Mental Health  
4. in order to evaluate them and for purposes of Federal payments  
5. based on evaluation of these Mental Health institutions. It  
6. took a long time and as I explained before and this balance  
7. was billed after the fiscal year and then we, the...de...the  
8. Legislative Audit Commission, who had serious problems involv-  
9. ing their opinion of what the department should have done and  
10. what they actually did caused further delay in the payment of  
11. this amount. The company then went to the Court of Claims and  
12. the Court of Claims for...ordered that the State should pay  
13. this and the Attorney General also ruled that it was up to the  
14. General Assembly to make the payment. That is the detail of  
15. this particular matter and there may be some controversy about  
16. whether it was a good...a...a worthwhile contract, but as far  
17. as the particular company and the work they did, there can't be  
18. much argument about it and it's a...it's a just debt of the State  
19. and I was the one that...that raised as much trouble about the  
20. matter as...as anyone as Senator Smith will recall.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Any further...any further discussion? The question is  
23. shall House Bill 2106 pass. Those in favor vote Aye. Those  
24. opposed vote Nay. The voting is open. Have all voted who  
25. wish? Take the record. On that question the Ayes are 47,  
26. the Nays are 1, 3 Present. House Bill 2106, having received a  
27. constitutional majority, is declared passed.

28. PRESIDING OFFICER (SENATOR MOHR):

29. House Bill 2220. Is Senator McBroom on the Floor? House  
30. Bill 2220.

31. ACTING SECRETARY (MR. WRIGHT):

32. House Bill 2220.

33. (Acting Secretary reads title of bill.)

1. Third reading of the bill.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Glass.

4. SENATOR GLASS:

5. Thank you, Mr. President and Senators. House Bill 2220  
6. provides protection for companies with regard to their trade  
7. secrets that are disclosed when they file forms with the EPA.  
8. As you know the Environmental Protection Agency requires com-  
9. panies to file lengthy forms and in so doing there are many  
10. trade secrets or industrial know-how which is disclosed and if  
11. disclosed publicly and...and made public they would become  
12. the subject of business theft; they would become...be made known to  
13. the competitors of the companies, and so they should be protected.  
14. They are under Federal law so that this bill would require them  
15. to be...be held confidential...in confidentiality and it would  
16. provide penalties for the disclosure of the trade secrets.  
17. The bill contains a definition of trade secret and it gives the  
18. department, the EPA, rule-making power so that it may establish rules  
19. under which trade secret information is identified. I think  
20. this is a very important bill and I would urge your support and  
21. be happy to answer any questions.

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator Rock.

24. SENATOR ROCK:

25. Thank you, Mr. President and ladies and gentlemen of the  
26. Senate. I rise in support of House Bill 2220 and I want to  
27. just corroborate that. I just received a telegram addressed to  
28. me in Springfield. The League of Women Voters urges defeat of  
29. House Bill 2220, unnecessary and potentially harmful. Now I  
30. know that if the League is against this, it is as good as I thought  
31. it was when I read it and I urge support.

32. PRESIDING OFFICER (SENATOR MOHR):

33. I don't know if it's in order for the Chair to applause

1. or not. I apologize for that. Senator Netsch.

2. SENATOR NETSCH:

3. Not for that reason alone, Mr. President, but I rise in  
4. opposition to the bill. The...the Environmental Protection  
5. Agency itself had called attention to the fact that the bill,  
6. as drawn, was much too restrictive in terms of the amount of  
7. information that should be available to the public. They had  
8. requested amendments. I...I regret to say I think those amend-  
9. ments might not have come to the attention of the sponsor. If  
10. the bill is passed in its present form, there is a good deal  
11. of information which would do no harm in terms of competitive  
12. relationships and...and traditional trade secrets, but which  
13. would be withheld from the public. That to me, it seems, is  
14. not a very good idea and I think the bill should be opposed for  
15. that reason, and not just because the League of Women Voters  
16. said so, but that's a good enough reason in itself.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. Well, I...I think this is a good bill. I heard it in  
21. committee with the Agriculture and Ecology Committee the other  
22. day. I don't think it goes far enough. I think it's somewhat  
23. vague in some portions, but it's a step in the right direction.  
24. I feel that someone who has trade secrets has a right to pro-  
25. tect those and they ought not to be leaked just because they  
26. have dealings with the Environmental Protection Agency. I  
27. think they may have trouble it in court as being too vague,  
28. but otherwise I think the concept is a good one and I'm going  
29. to vote Yes.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Glass, you may close.

32. SENATOR GLASS:

33. Thank you, Mr. President. In closing and in...in partial

1. response at least to Senator Netsch, I would reiterate that the  
2. ...where...that where there are questions that the EPA may have  
3. as to information that is disclosed to it, as to whether that is  
4. confidential or is really a trade secret, I believe that page 5  
5. of the bill; beginning on line 19, which reads that the Board  
6. shall adopt the procedures for determining whether articles  
7. represent a trade secret and procedures to protect the confiden-  
8. tiality of the articles, I think that does give the EPA adequate  
9. flexibility to...to protect itself, so I...I...I don't think  
10. there are any serious problems with it and I think it's the kind  
11. of protection that is needed and would urge a favorable roll call.

12. PRESIDING OFFICER (SENATOR MOHR):

13. The question is shall House Bill 2220 pass. Those in favor  
14. will vote Aye. Those opposed will vote Nay. The voting is open.  
15. Have all voted who wish? Take the record. On that question the  
16. Yeas are 45, the Nays are 9, one voting Present. House Bill  
17. 2220, having received the constitutional majority, is declared  
18. passed. 2278, Senator Dougherty. Senator Dougherty, 2278?

19. ACTING SECRETARY (MR. WRIGHT):

20. House Bill 2278.

21. (Acting Secretary reads title of bill.)

22. Third reading of the bill.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Dougherty.

25. SENATOR DOUGHERTY:

26. Senate. This House Bill 27...2278 provides a rate increase  
27. in the corporate rate from 4 to 6¢ in the operations of the  
28. museums and the aquariums in the Chicago Park District. This  
29. bill has the approval of all Civic agencies and of the very  
30. prominent people in the City of Chicago. It includes the  
31. Museum of Science and Industry, the Art Institute, the Chicago  
32. Historical Society, and the Academy of Fine Arts. I urge an  
33. approval of the bill.

HB 2279  
3rd Reading  
6-27-74

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Glass.

3. SENATOR GLASS:

4. I just would like to ask Senator Dougherty if there's  
5. any particular reason not to have a referendum on this increase?

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Dougherty.

8. SENATOR DOUGHERTY:

9. Peculiarly enough, it's...it's the statute setting up the  
10. ...the Park District Fund bar a referendum. No referendum is  
11. provided in the statutory setting...setting it up.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Further discussion? Question is shall House Bill 2278 pass.  
14. Those in favor will vote Aye. Those opposed will vote Nay.

15. Voting is open. Have all voted who wish? Take the record.

16. On that question the Yeas are 53, the Nays are 1. House Bill  
17. 2278, having received the constitutional majority, is declared  
18. passed. Senator Dougherty, do you want to try it again? 2279?

19. ACTING SECRETARY (MR. WRIGHT):

20. House Bill 2279.

21. (Acting Secretary reads title of bill.)

22. Third reading of the bill.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Dougherty.

25. SENATOR DOUGHERTY:

26. Take a roll call. It's a companion bill. It increases  
27. the corporate fund from 47 to 50¢ - 3 cents. I know of no opposi-  
28. tion to it.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Further dis...Senator Clarke.

31. SENATOR CLARKE:

32. I'd like to point...Mr. President, I'd like to point out  
33. that this bill has two things in it, and this increases also

1. the corporate limit, rate limit, to 50¢ and I might say that  
2. within the last, I think, four years we've brought to from 37  
3. up to 50 now without referendum which I think is pretty exces-  
4. sive.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Dougherty.

7. SENATOR DOUGHERTY:

8. In answer to that I might say that the Chicago Park Dis-  
9. trict operates some 518 parks, swimming pools, tennis courts,  
10. you name it, they have it, and there's an ar...subject of an  
11. article in the Chi...in the Sun Times on Sunday that pointed  
12. out the tremendous amount of work that's done, the cost of  
13. living, the inflation, the high cost of everything that makes  
14. it virtually impossible for them to operate on the rate. This  
15. referendum too is barred also in this particular case. I urge  
16. a favorable roll call.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. I am going to rise in support of this. The Chicago Park District  
21. never denies anybody the use of their parks and their facilities,  
22. visit the museums, the aquariums, and this is one thing that  
23. the people of the Chicago Park District area pay for but I, out  
24. in our area, we're always welcome in there, Senator Dougherty,  
25. and I'm just more than glad to give approval and help out the  
26. Chicago Park District in their program.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Course.

29. SENATOR COURSE:

30. Will the sponsor yield to a question?

31. PRESIDING OFFICER (SENATOR MOHR):

32. He indicates he will.

33. SENATOR COURSE:

1. Senator Dougherty, they're not going to use this at Meggs  
2. Field, are they?  
3. SENATOR DOUGHERTY:  
4. No, I don't think so.  
5. SENATOR COURSE:  
6. OK, then I'll support the bill.  
7. PRESIDING OFFICER (SENATOR MOHR):  
8. Senator Palmer. Senator Palmer, did you ask for recognition?  
9. SENATOR PALMER:  
10. I asked for a roll call.  
11. PRESIDING OFFICER (SENATOR MOHR):  
12. Further discussion? Question is shall House Bill 2279 pass.  
13. Those in favor will vote Aye. Those opposed will vote Nay. The  
14. voting is open. Have all voted who wish? Take the record. On  
15. that question the Yeas are 54, the Nays are 2, one voting Present.  
16. House Bill 2279, having received the constitutional majority, is  
17. declared passed. 2391, Senator Schaffer, are you ready?  
18. Senator Schaffer, 2391? Senator McBroom, 2204? 2204.  
19. ACTING SECRETARY (MR. WRIGHT):  
20. House Bill 2204.  
21. (Acting Secretary reads title of bill.)  
22. Third reading of the bill.  
23. PRESIDING OFFICER (SENATOR MOHR):  
24. Senator McBroom.  
25. SENATOR MCBROOM:  
26. Yes, my light doesn't work, Mr. President. Well, I'd appre-  
27. ciate a favorable roll call. I'd be happy to explain the bill  
28. if there are questions on it. It does essentially what the  
29. calendar says and it's 30,000 dollars instead of 20. The figure  
30. on the calendar is wrong. I'd appreciate a favorable roll call.  
1. PRESIDING OFFICER (SENATOR MOHR):  
2. Further discussion? Question is shall House Bill 2204  
3. pass. Those in favor will vote Aye. Those opposed will vote

1. Nay, and the voting is open. Have all voted who wish? Take the  
2. record. On that question the Yeas are 53, the Nays are 1. House  
3. Bill 2204, having received the constitutional majority, is de-  
4. clared passed. 2511, Senator Harber Hall?

5. ACTING SECRETARY (MR. WRIGHT):

6. House Bill 2511.

7. (Acting Secretary reads title of bill.)

8. Third reading of the bill.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Hall.

11. SENATOR HALL:

12. Mr. President, ladies and gentlemen of the Senate. This is  
13. more or less a companion bill to a bill we passed, I believe,  
14. yesterday, 2490, involving a hospital in DeWitt County. This  
15. raises with referendum of course the possibility of a tax from  
16. 5 mils to 25 mils for that purpose of a non-secretarian hospital.  
17. I know of no objection. There would be probably only one county  
18. that would be using this and they would not use the 25¢ but  
19. that's the bill and it's with referendum. I appreciate your  
20. support.

21. PRESIDING OFFICER (SENATOR MOHR):

2. Further discussion? Question is shall House Bill 2511 pass.  
3. Those in favor will vote Aye. Those opposed will vote Nay. The  
4. voting is open. Have all voted who wish? Take the record. On  
5. that question the Yeas are 51, the Nays are none, 2 voting  
6. Present. House Bill 2511, having received the constitutional  
7. majority, is declared passed. Senator Bruce on the Floor?  
8. Stay up there Senator. Senator Smith's 2709? 2709.

9. ACTING SECRETARY (MR. WRIGHT):

House Bill 2709.

(Acting Secretary reads title of bill.)

Third reading of the bill.

PRESIDING OFFICER (SENATOR MOHR):



1. Senator Smith.

2. SENATOR SMITH:

3. Thank you. Thank you.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Further discussion? Question is shall House Bill 2709 pass.  
6. Those in favor will vote Aye. Those opposed will vote Nay. Vot-  
7. ing is open. Have all voted who wish? Take the record. On that  
8. question the Yeas are 48, the Nays are 1, 4 voting Present.  
9. House Bill 2709, having received the constitutional majority,  
10. is declared passed. Senator Partee.

11. SENATOR PARTEE:

12. I've...I've just made a mistake. There is an amendment  
13. which Senator Smith just showed me. I was confused. I made a  
14. mistake, and I'd like to reconsider the vote by which this bill  
15. was considered, move it back to second reading for the purpose  
16. of that amendment. I'm sorry. 2709.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Partee moves to reconsider the vote by which House  
19. Bill 2709 passed. ...favor of Senator Partee's motion signify  
20. by saying Aye. Opposed. Motion carries. Now Senator Partee  
21. moves to bring...suspend the rules and have House Bill 2709  
22. returned to the order of second reading for the purpose of  
23. an amendment. Does the Secretary have your amendment? Is  
24. leave granted. Leave is granted. Senator Partee, do you want  
25. to explain your amendment?

26. SENATOR PARTEE:

27. Yes, I want to move first to reconsider the vote by which  
28. amendment No. 3 was passed, so that we can take it off and  
29. substitute another amendment. • Sena...Senator Partee moves to  
30. reconsider the vote by which Amendment .No. 3 to House Bill 2709  
31. was adopted. Leave is granted. Senator Partee.

32. SENATOR PARTEE:

33. Now we move to Table amendment No. 3.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Senator Partee moves to Table amendment No. 3. All those
3. in favor signify by saying Aye. Opposed. Amendment No. 3 is
4. Tabled. Senator Smith.
5. SENATOR SMITH:
6. No. 3, I believe it is...No. 4 and move its adoption...
7. whatever the number.
8. PRESIDING OFFICER (SENATOR MOHR):
9. Senator Smith...
10. SENATOR SMITH:
11. Amendment No. 5.
12. PRESIDING OFFICER (SENATOR MOHR):
13. Do you want to explain amendment No. 5, Senator?
14. SENATOR SMITH:
15. This is an agreed upon amendment...an...an agreed upon
16. amendment as between both sides of the aisle that's necessary
17. because an error in the amendment that was just Tabled. The staff
18. on the other side and the staff over here and the Chairman of
19. the Appropriations Committee all are knowledgeable of the contents
20. of the...
21. PRESIDING OFFICER (SENATOR MOHR):
22. All right.
23. SENATOR SMITH:
24. ...amendment.
25. PRESIDING OFFICER (SENATOR MOHR):
26. Senator Smith moves the adoption of Amendment No. 5 to
27. House Bill 2709. All in favor signify by saying Aye. Opposed.
28. Amendment No. 5 is adopted. Further amendments. Third reading.
29. Senator Hynes. 2769, Senator?
30. SECRETARY:
31. House...
32. PRESIDING OFFICER (SENATOR MOHR):
33. Well, hold...hold that a minute. Gentlemen, we have on

1. the Floor the Attorney General, Bill Scott, and his wife, Mrs.  
2. Scott. Nice to have you. OK. 2769.

3. SECRETARY:

4. House Bill 2769.

5. (Secretary reads title of bill.)

6. Third reading of the bill.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Hynes.

9. SENATOR HYNES:

10. Mr. President and members of the Senate. This is an im-  
11. portant bill as far as Special Education programs in this State  
12. are concerned. It will increase the State reimbursement for  
13. Special Education personnel which is one of the primary sources  
14. of funding for Special Education programs. The total cost of  
15. the bill is 14 million dollars in increased State aid. But I  
16. hasten to add that it has no fiscal impact for 1975. It will  
17. not take effect in terms of the State's obligation until Fiscal  
18. 1976. Therefore, it does not impact on the current budget.  
19. A brief mention of the background and history of this...this  
20. bill, I believe is in order. In the last session of the General  
21. Assembly we passed House Bill 969, which attempted to deal with  
22. this problem and in...increase the reimbursement for Special  
23. Education programs. That bill was ultimately vetoed by the  
24. Governor, sent back to the General Assembly and the veto stood.  
25. During the discussions and deliberations that followed in the  
26. General Assembly after the veto, it was agreed that the School  
27. Problems Commission would set up a special sub-committee to  
28. study the question of funding of Special Education. Senator  
29. Shapiro was also a member of that committee and I served as its  
30. chairman. This bill is the product of that sub-committee and  
31. involves a compromise between the bill we passed last session  
32. and the alternate posture of postponing everything until next  
33. year. It...it does have a significant impact but I submit that

1. it is highly desirable legislation. It was unanimously approved
2. in the School Problems Commission and passed by an overwhelming
3. majority in the House and I would appreciate your support.
4. PRESIDING OFFICER (SENATOR MOHR):
5. Further discussion? President Harris.
6. SENATOR HARRIS:
7. In Fiscal '75 what will be the fiscal impact of this bill,
8. Senator Hynes?
9. PRESIDING OFFICER (SENATOR MOHR):
10. Senator Hynes.
11. SENATOR HYNES:
12. There will be no fiscal impact in Fiscal '75.
13. SENATOR HARRIS:
14. And what will the fiscal impact be in Fiscal '76?
15. PRESIDING OFFICER (SENATOR MOHR):
16. Senator Hynes.
17. SENATOR HYNES:
18. 14 million dollars.
19. SENATOR HARRIS:
20. I...I beg your pardon?
21. SENATOR HYNES:
22. 14 million dollars.
23. SENATOR HARRIS:
24. I thought you said 14 million dollars.
25. SENATOR HYNES:
26. I did. I may add one other point that I neglected to mention.
27. Amendment was attached in the...in the House which would authorize
28. Special Education summer school classes to proceed. It gives the
29. authority to the OSPI to...to make the payments...and those are
30. budgeted amounts that are in the current year's budget. The
31. same provision was in Senator Shapiro's bill which earlier passed
32. the Senate. So that is an added provision of this bill which I
33. neglected to mention.

1. PRESIDING OFFICER (SENATOR MOHR):
2. Further discussion. Question is shall House Bill 2769 pass.
3. All those in favor will vote Aye. Those opposed will vote Nay.
4. The voting is open. Senator Nimrod, would you vote me Aye please?
5. Have all voted who wish? Take the record. On that question the
6. Yeas are 53, the Nays are none, one voting Present. House Bill
7. 2769, having received the constitutional majority, is declared
8. passed. 2782, Senator Knuppel.
9. SECRETARY:
10. House Bill 2782.
11. (Secretary reads title of bill.)
12. Third reading of the bill.
13. PRESIDING OFFICER (SENATOR MOHR):
14. Senator Knuppel.
15. SENATOR KNUPPEL:
16. This is a bill designed to revise and update the Agricultural
17. Fair Act. It provides additional funds and reimbursements for
18. county fairs. It went through committee, Agriculture and Conser-
19. vation, without a dissenting vote and I think that both sides of
20. the aisle, as far as I know, have no opposition thereto. Senator
21. Latherow.
22. PRESIDING OFFICER (SENATOR MOHR):
23. Further discussion? Question is shall House Bill 2782 pass.
24. Those in favor will vote Aye. Those opposed will vote Nay. Vot-
25. ing is open. Have all voted who wish? Take the record. On
26. that question the Yeas are 53, the Nays are 1. House Bill 2782,
27. having received the constitutional majority, is declared passed.
28. Next bill will be House Bill 2709. Senator Smith.
29. SECRETARY:
30. House Bill 2709.
31. (Secretary reads title of bill.)
32. Third reading of the bill.
33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Smith.

2. SENATOR SMITH:

3. Mr. President and members of the Senate. This is the annual  
4. appropriation for the particular commission. I'd appreciate a  
5. favorable roll call, please.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Further discussion? Question is shall House Bill 2709 pass.  
8. Those in favor will vote Aye. Those opposed will vote Nay. The  
9. voting is open. Have all voted who wish? Take the record. On  
10. that question the Yeas are 42, the Nays are 2, 5 voting Present.  
11. House Bill 2709, having received the constitutional majority, is  
12. declared passed. Senator Hynes, 2792.

13. SECRETARY:

14. House Bill 2792.

15. (Secretary reads title of bill.)

16. Third reading of the bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Hynes.

19. SENATOR HYNES:

20. Mr. President, members of the Senate. This bill would alter  
21. the formula for distribution of Motor Fuel Tax monies to increase  
22. the amount of monies going to local governments by 14 million  
23. dollars. It will increase aid to counties, cities, and road  
24. districts. It also expands some of the powers of local govern-  
25. ments in terms of their ability of use these funds. The legisla-  
26. tion, I think, is...is highly desirable. The increased costs  
27. at the local level have...have made it almost impossible for local  
28. governments to keep up with their obligations. I believe there  
29. is bipartisan support of...on...on this measure. Senator Schaffer  
30. is a joint sponsor with me of the bill and I would appreciate  
31. your support.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Schaffer.

1. SENATOR SCHAFFER:

2. I rise in support of this bill. This bill is in a form that  
3. is approved both by myself and Senator Harris. I'd appreciate a  
4. favorable roll call and urge the members on this side to support  
5. this bill.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Further discussion? Question is shall House Bill 2792 pass.  
8. Those in favor will vote Aye. Those opposed will vote Nay. Vot-  
9. ing is open. Have all voted who wish? Take the record. On  
10. that question the Yeas are 51, the Nays are 3. House Bill 2792,  
11. having received the constitutional majority, is declared passed.  
12. The next bill will be 2391. House Bill 2391.

13. SECRETARY:

14. House Bill 2391.

15. (Secretary reads title of bill.)

16. Third reading of the bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Schaffer.

19. SENATOR SCHAFFER:

20. House Bill 2391 would allow on an optional basis township  
21. boards to enter into contracts with community groups or sub-  
22. division associations to allow the road...township road commis-  
23. sioner to plow and maintain the roads, would also provide a  
24. mechanism whereby they could, on an optional basis, support the  
25. improvement of these roads via the special assessment method.  
26. It only applies to subdivisions in existence as of, I believe,  
27. July 25th, 1959. It addresses itself to a large problem in my  
28. area of the State. Subdivision roads that were created at the  
29. turn of the century for Model T's with 25 foot lots and 30  
30. foot easements. I'd be happy to answer any questions. I'd  
31. appreciate a favorable roll call.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Further discussion? Question is shall House Bill 2391

1. pass. Those in favor will vote Aye. Those opposed will vote Nay.  
2. Voting is open. Have all voted who wish? Take the record. On  
3. that question the Yeas are 44, the Nays are 4. House Bill 2391,  
4. having received the constitutional majority, is declared passed.  
5. Yeah. Next bill will be 2796. Senator Weaver.

6. SECRETARY:

7. House Bill 2796.

8. (Secretary reads title of bill.)

9. Third reading of the bill.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Weaver.

12. SENATOR WEAVER:

13. Mr. President and members of the Senate. 2796 would create  
14. the Illinois Community Education Act. By the enactment of this  
15. legislation the State will qualify for over 3 million dollars of  
16. matching funds. Nine States have already adopted this legislation  
17. and by September there...it is estimated that over 15 will. If  
18. there's any discussion, I'd be glad to try to answer the questions.  
19. I would appreciate a favorable roll call.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Partee.

22. SENATOR PARTEE:

23. Well, we've been going along pretty good tonight, but I just  
24. wanted to be expressive of my opposition of this bill. This is a  
25. new program, a completely new program, which in my judgment is  
26. absolutely needless. This is a program which calls for an Illinois  
27. Education Act which attempts to coordinate existing programs.  
28. Now if everybody who...with all the programs we had simply did  
29. what they're supposed to do there'd be no need for this. Now the  
30. carrot that they dangle is that there'll be some Federal funds in-  
31. volved here, and you can bet you...you can bet it that when the  
32. Federal funds come the first year or two and they pull them back;  
33. we'll have a program that's spending 8 or 9 million dollars and



1. then somebody will say well we got to keep it going because we  
2. have a lot of people employed and this sort of thing. It's...  
3. it's bureaucracy at its worst. You don't...certainly don't  
4. need anymore programs of this type. I'm not...I cannot support  
5. it.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Buzbee.

8. SENATOR BUZBEE:

9. Thank you, Mr. President. Mr. President, I'm a co-sponsor  
10. on this bill along with Senator Weaver. He graciously consented  
11. to that earlier this evening. I was the Senate sponsor of this  
12. bill last year and we studied it in the Senate. Unfortunately it  
13. was defeated here as it had been defeated here a year or two  
14. previous when Senator Gilbert was the sponsor of the bill. I  
15. still think it's a good bill. I advised some of the people that  
16. were interested in having this bill being put in that politically  
17. I thought it would be smart for them to start the bill in the  
18. House this year with a Republican sponsor. They did that. Now  
19. had I had my choice further than that, why I might have chosen  
20. a different one but the House sponsor was very successful in get-  
21. ting it through the House. I still think that it's a good con-  
22. cept. Right now there are negotiations going on in my town in  
23. Carbondale to set up a Community Education Program. There are  
24. various throughout the State of Illinois. There are various  
25. Community Education Programs in effect right now. I think in  
26. ...in Elmhurst, I believe, there is already a program in effect.  
27. I may...and then I...in East St. Louis there is another one.  
28. In various areas all across the State there are Community Educa-  
29. tion Programs going on. What this is is the lighted schoolhouse  
30. concept where there is somebody that's coordinating all of the  
31. various education programs in the community. This includes the  
32. Park Districts, the Junior Colleges, the Senior Citizens, the  
33. youth programs, and so forth, and we're able to use the school

1. facilities, the buildings that are there, instead of using  
2. those buildings eight hours a day, nine months out of the year,  
3. we use them twelve months out of the year and use them 12 and  
4. 14 hours a day, where we get taxpayer benefit. I think it's a  
5. good concept. I think it's a good bill. I'm glad to see that  
6. the bill did not get involved in politics, but I think it should  
7. have bipartisan support and I would urge a favorable roll call.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Knuppel.

10. SENATOR KNUPPEL:

11. Well, we just...we're just about educated to death, it seems  
12. to me and the money we spend for different purposes, we've got a  
13. Public Education System and a lot of other things and my mother  
14. told me once you can choke a cat to death even on sweet cream,  
15. and this is what it looks like to me.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Hickey.

18. SENATOR HICKEY:

19. Mr. President, I can't possibly imagine anything that the  
20. community college, community service programs couldn't take care  
21. of that's been mentioned tonight as part of this and it seems  
22. to me that we should vote No.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Further discussion? Senator Weaver may close.

25. SENATOR WEAVER:

26. Mr. President and members of the Senate. This bill was  
27. originally brought to this Senate by Senator John Gilbert and  
28. then two years ago by Senator Buzbee and this year by Representa-  
29. tive Springer. I think it's good legislation. There's a great  
30. many people in districts all over the State that are concerned  
31. with this problem of coordinating continuing education throughout  
32. the State with...and the training of some directors. It is an  
33. important step forward and I would appreciate a favorable roll

1. call.

2. PRESIDING OFFICER (SENATOR MOHR):

3. For what purpose President Harris arise?

4. SENATOR HARRIS:

5. Well I just want to add this closing point and I don't know  
6. whether Senator Weaver closed the debate on it, but I just want  
7. to strongly urge the membership of this Body that had the privilege  
8. of serving with Senator John Gilbert. If there's ever a person  
9. for whom I have consummate regard, it is John Gilbert, and I don't  
10. want to take anything away from Senator Buzbee, Senator Weaver,  
11. Doc Springer, but I'm voting for these bills because they're  
12. really John Gilbert's bills and that man sold me on this concept  
13. and I would hope that this whole Body would join in enacting  
14. into law this desirable piece of legislation.

15. PRESIDING OFFICER (SENATOR MOHR):

16. The question is shall House Bill 2796 pass. Those in favor  
17. will vote Aye. Those opposed will vote Nay. Voting is open.  
18. Have all voted who wish? Take the record. On that question  
19. the Yeas are 31, the Nays are 14, 5 voting Present. House Bill  
20. 2796, having received the constitutional majority, is declared  
21. passed. 2797. Senator Weaver.

22. SECRETARY:

23. House Bill 2797.

24. (Secretary reads title of bill.)

25. Third reading of the bill.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Weaver.

28. SENATOR WEAVER:

29. Mr...Mr. President and members of the Senate. This is the  
30. appropriation going with 2796 in the amount of 350,000 dollars  
31. for grants and I would appreciate a favorable roll call.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Further discussion? Question is shall House Bill 2797

1. pass. Those in favor will vote Aye. Those opposed will vote  
2. Nay. Voting is open. Have all voted who wish? Take the record.  
3. Senator Weaver?  
4. SENATOR WEAVER:  
5. Postpone consideration.  
6. PRESIDING OFFICER (SENATOR MOHR):  
7. House Bill 2797 will be on postponed consideration. House  
8. Bill 2790, Senator Davidson.  
9. SECRETARY:  
10. House Bill 2790.  
11. (Secretary reads title of bill.)  
12. Third reading of the bill.  
13. PRESIDING OFFICER (SENATOR MOHR):  
14. Senator David...clear the board, please. Senator Davidson.  
15. Senator Davidson.  
16. SENATOR DAVIDSON:  
17. Mr. President and members of the Senate. Twen...Senate...  
18. House Bill 2790 is the broadening and the definition of correc-  
19. tions to improve the circuit breaker for the elderly in the State  
20. of Illinois. Now this bill was the end result of a sub-committee,  
21. which most of you had to report from, composed of Representative  
22. J. David Jones, Representative Cal Skinner, and Representative  
23. Lundy. This was a Revenue Committee House...Committee bill  
24. that passed out of the House, passed out of the Revenue Committee  
25. here in the Senate. I know of no opposition to it. It does not  
26. add any more to the budget. Appreciate a favorable roll call.  
27. PRESIDING OFFICER (SENATOR MOHR):  
28. Further discussion? Senator Partee.  
29. SENATOR PARTEE:  
30. Was there supposed to have been an amendment agreed on by  
31. the sub-committee for this bill?  
32. PRESIDING OFFICER (SENATOR MOHR):  
33. Senator Davidson.

1. SENATOR DAVIDSON:

2. We put on the one in the Committee. There was a second one  
3. brought over by Representative Maragos, and I was led to under-  
4. stand that there was some possible opposition to this bill from  
5. your side of the aisle, Senator Partee, and I did not want to  
6. move it back to second and get in a hassle unless there was not  
7. going to be a hassle by putting on. The Revenue Department  
8. said it would be nice to have it but it's not necessary. It did  
9. make the language better in relation to the privilege tax of  
10. mobile home. If I'm going to have no difficulty from your side  
11. of the aisle I would take it back and put that amendment on, but  
12. I was led to believe I'd have difficulty from your side of the  
13. aisle on this since it was tax relief legislation and I then took  
14. to third to pass it. Now if I have an agreement from you with  
15. no problems I'd be glad to take it back and put that agreed amend-  
16. ment on now and move it on and pass it.

17. SENATOR PARTEE:

18. Well...

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Partee.

21. SENATOR PARTEE:

22. Well, the amendment that we had in mind would do for this  
3. bill what Senator Dougherty and Representative Maragos had sug-  
4. gested. To avoid a hassle maybe you have a hassle even under  
5. these circumstances because...let me just tell you one of the  
6. things that troubles me about voting on this bill now is that  
7. there were several measures put in the Legislature on the question  
8. of tax relief and all of them were bottled up in the Revenue  
9. Committee. There's been a lot said by the Speaker of the House  
about the bottling up of Revenue measures including his own.  
I'd speak for the ones that we put in. They're all bottled up,  
and very frankly, I think the membership should have an opportunity  
to have some selection as to which of the tax relief

1. measures they wanted to vote on and I...I'm just telling you now  
2. that I think this is not...not very proper for just selected ones  
3. to be given us to vote on when there were many, many ways and  
4. many, many approaches of tax relief that might have been taken and  
5. I...I sort of resent the fact that we have this one out on the  
6. calendar and none others and maybe you'll have a hassle because  
7. I'm not going to support this one or any of them until I have a  
8. chance to...to take...to take a look at all of them and have some  
9. selectivity as to which ones I'm going to vote for. So maybe if  
10. you don't take it back it's not going to make much difference to  
11. me, I think, and if you go forward with it now it's not going to  
12. make that difference. It's nothing personal to you, Senator  
13. Davidson, I want you to know that, but it's just something that  
14. just sort of rubs us the wrong way to be refused the right to  
15. vote on the kind of tax relief measures we wanted to.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. I'll yield to Senator Clarke. He...

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Clarke.

22. SENATOR CLARKE:

23. Well, Mr. President. I think there are two points that  
24. ought to be made in relation to the remarks Senator Partee made.  
25. Number 1, this is a program that we have instituted in the State;  
26. that we have had a year's experience with and we find that it is  
27. not working as well as it should be and this was a development of  
28. a program that is ongoing to try and make it more effective and  
29. also to give somewhat more relief to the elderly people. The  
30. second point that should be made is that this is well within the  
31. budgeted item for this program so that we're not talking about  
32. considerably more money other than the 30 million that we esti-  
33. mated and a great deal of which was lapsed last year as you know.

1. And I think those are significantly different points in this  
2. program as against the other items that you were talking about.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Rock.

5. SENATOR ROCK:

6. Well, as the Senate sponsor of a Tax Relief Program  
7. proffered by the Lieutenant Governor of this State, which  
8. also incorporated this Act which has been in effect for a  
9. year, I just totally dispute those remarks. It seems to me  
10. that those bills as testified to by the Lieutenant Governor  
11. deserved to be out on this Floor to be voted on by this Body  
12. and I too do not intend to vote for this bill. Mine were and  
13. are better.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Dougherty.

16. SENATOR DOUGHERTY:

17. Mr. President, I...I do believe that it would have made a  
18. better bill of this had we been permitted to put in the  
19. Maragos amendment. The Maragos amendment clarifies portions  
20. of the language that makes it more clearer to they would would  
21. take advantage of this legislation were they permitted to do so.  
22. I feel somewhat since this has been denied that I am going to  
23. join with the leadership on this side, not that I am averse to  
24. tax reduction. However, I do believe that we should be a little  
25. bit more selective or perhaps all-inclusive. Therefore, I feel  
26. as does the leadership on this side of the aisle.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Further discussion? Senator Davidson may close.

29. SENATOR DAVIDSON:

30. Mr. President and members of the Senate. What this bill  
31. does is expand and clarify an Act that's already on the book.  
32. It is in relation to the people over 65 which will give them a  
33. better opportunity under the circuit breaker. It will cause no

1. additional money out of the Treasury because this, as been pro-  
2. jected, would be the difference of the money which would have been  
3. lapsing under the appropriation and I'd appreciate a most favor-  
4. able roll call.

5. PRESIDING OFFICER (SENATOR MOHR):

6. The question is shall House Bill 2790 pass. Those in favor  
7. will vote Aye. Those opposed will vote Nay. The voting is open.  
8. Have all voted who wish? Take the record. On that question the  
9. Yeas are 33, the Nays are none, 15 voting Present. House Bill  
10. 2790, having received the constitutional majority, is declared  
11. passed. 279...2791, Senator Davidson.

12. SECRETARY:

13. House Bill 2791.

14. (Secretary reads title of bill.)

15. Third reading of the bill.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. Mr. President and members of the Senate. House Bill 2791  
20. also came out of this Revenue Tax Relief Study Sub-Committee of  
21. the House of Representatives, composed of the same rem...mentioned  
22. three Representatives. What this does is gives an opportunity  
23. for a person, living in their home, to defer their tax payment.  
24. This is in answer to the Senior Citizens cry, is do not tax us  
25. out of our home, and this allows the person, if they decide, to  
26. defer this taxation and the lien is then given against the house  
27. so when the per...the house is sold or the person would die, the  
28. State would recover the money plus the 6% interest on the accumu-  
29. lation and in the meantime the State would within 60 days put the  
30. money in the county so that local taxing bodies would not suffer  
31. any loss of income to the different taxing bodies who would then  
32. have their local operation to tax. This has been on the books  
33. in the State of Oregon for ten years, has been used there by the



1. people. Very few people have taken advantage of it, but this is  
2. one way that those people who do not qualify under circuit breaker  
3. or any other cite, who do live in their house, can defer the taxes  
4. on that piece of property and continue to live in the house of  
5. their own choosing, and I'd appreciate a favorable roll call.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Rock.

8. SENATOR ROCK:

9. Question if the sponsor will yield.

0. PRESIDING OFFICER (SENATOR MOHR):

1. He indicates he will.

2. SENATOR ROCK:

3. Senator, how long has this program been in effect?

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Davidson.

6. SENATOR DAVIDSON:

7. In the State of Illinois it has not. This is a new program,  
8. Senator Rock.

9. PRESIDING OFFICER (SENATOR MOHR):

0. Senator Rock.

1. SENATOR ROCK:

2. What is the estimated cost?

3. SENATOR DAVIDSON:

4. They est...they estimate the cost at less than a half a  
5. million dollars, based on the pro...they projected the cost in  
6. relation to the projection from the participation in Oregon  
7. on the ten years. Oregon's population is only 1/5th of Illinois.  
8. Put the amount that use it in Oregon against what would be here  
9. it amounts to approximately a half a million dollars in Or...for  
0. this year. At least that's their estimation.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Rock.

3. SENATOR ROCK:

1. Well, what is the estimated cost bak...based on the percen-  
2. tage of our Senior Citizens who do in fact take advantage of the  
3. other program. I understand our participation is around 45%.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Davidson.

6. SENATOR DAVIDSON:

7. Senator Rock, they cannot participate in both. They either  
8. take the circuit breaker or they take the deferred tax payment.  
9. They cannot have both.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Rock.

12. SENATOR ROCK:

13. Well, again, Mr. President. The remarks I made on the last  
14. piece of legislation for which I did not vote are even more appli-  
15. cable here it seems to me. This is a new program. It's an op-  
16. tional program. It's an exclusionary program, and I think that if  
17. one will take a look at House Bill 2715, proposed by the Lieu-  
18. tenant Governor of this State, you will find a much worthier program  
19. and one I think and still...thought and still do think deserves  
20. Floor action.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Partee.

23. SENATOR PARTEE:

24. Well, you mentioned Senator that this program's been in  
25. Oregon for ten years. Well, I want you to know that I don't  
26. particularly care for Oregon. The last time I was out there  
27. it rained 5 days in a row. But I'll tell you this. In 1973  
28. we were told that only 3/10ths of one percent of the elderly  
29. home owners in Oregon participated in this program. 3/10ths  
30. of 1 percent and the reason they didn't participatè is be-  
31. cause they resent any program that would create liens against  
32. their estates, and you also have to remember that if taxes are  
33. deferred for a long period of time and when the property is

1. sold, if it doesn't bring a price great enough to cover those  
2. taxes, the State of course absorbs the loss. So when you say  
3. this would cost 500,000 dollars or there about, I think that's  
4. at best a guesstimate, because we have no way of knowing what  
5. the loss is going to be. The Bureau of the Budget was asked for  
6. some figures; they made some estimates. They said it could cost  
7. from 500,000 to 5 million. Nobody really knows. And Senior  
8. Citizens don't want their taxes deferred if it's going to create  
9. a lien against their property and I think we as persons responsi-  
10. ble for the collection of taxes want to make sure that when they  
11. are deferred that there is enough there to pay them. I think  
12. this is a program that certainly can wait until we get some bet-  
13. ter and more information on it. There, as Senator Rock mentioned,  
14. there are other programs that are for Senior Citizens in this  
15. vein which are decidedly more meritorious. Now I...I think this  
16. is a very dangerous concept advanced here.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Bell.

19. SENATOR BELL:

20. Well, Mr. President and fellow Senators. I think it's  
21. rather evident what's really taking place from the left side  
22. of the aisle. Now they want their program or they're going  
23. to pick up their blocks so to speak and figuratively go home  
24. if they can't have just what they want. Now people of the  
25. State of Illinois, Senior Citizens specifically, have an oppor-  
26. tunity here to have some meaningful additional tax relief, and  
27. I think that's what we've got to look at. You talk about the  
28. Lieutenant Governor having his program. Well, here we're talk-  
29. ing about a Sen...a Senior Citizen Tax Relief Program that  
30. should be supportable from both sides of the aisle. You can  
31. trot your red herrings out and talk about well, it's really no  
32. good or...or it's really not going to do the job or not enough  
33. people are going to participate and that's it's only illusionary;

1. but I assure you, Senator Partee, that those Senior Citizens that  
2. are waiting and waiting and waiting for some meaningful action on  
3. the part of the General Assembly will be very happy to have you,  
4. Sir, and Senator Rock not pick up your blocks and run home, but  
5. get on this roll call.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Fawell.

8. SENATOR FAWELL:

9. Yes, Mr. President. I...I would agree with what Senator  
10. Partee has said. This type of a concept has never appealed to  
11. me, because I...I think those very few of the elderly who might  
12. take advantage of it, their families or the...or the surviving  
13. spouse are usually shocked when they find that there's a tax  
14. lien and the homestead is subject to be taken. I...I don't know  
15. if one can answer the question - if one spouse, who owns an un-  
16. divided 1/2 interest in the homestead should elect to tax this  
17. ...

18. PRESIDING OFFICER (SENATOR MOHR):

19. Excuse me, Senator. May we have a little order, please?

20. Senator Fawell.

21. SENATOR FAWELL:

22. Well, suffice it simply to say that I think that you can  
23. have all kinds of problems too, One spouse may desire to take  
24. it; the other may not. You can have an undivided interest, I  
25. suppose, subject to this claim. Upon the death of the spouse  
26. that has made the claim, what occurs under those circumstances;  
27. but, basically I...I just cannot believe that this is a program  
28. that the Senior Citizens of our State would want, and I...I  
29. do not plan to support it.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Sours.

32. SENATOR SOURS:

33. Mr. President. I think the Lieutenant Governor as well as some

1. other people are attempting to corral the elderly for political  
2. purposes. This kind of...this kind of legislation which prefers  
3. people because of a certain age over other who are younger is  
4. patently unconstitutional. Under the 14th amendment we cannot  
5. select blue eyes over brown eyes or tall people over short peo-  
6. ple or slim people over obese people. The problem with this kind  
7. of legislation is that noone knows where it will end ultimately.  
8. We just passed an appropriation today...tonight that in 1963  
9. started as an appropriation, I remember, and I think I'm correct,  
10. as 40,000 dollars. Now eleven years later it is more than 1  
11. million. This kind of legislation, once it gets embedded into  
12. the political philosophy of the times, tends to get more and  
13. more, or shall I say worse and worse. Now I know that elderly  
14. people vote and quite frankly I'm not too many years removed from  
15. a modest classification of being elderly. I think every squeak-  
16. ing wheel, if it squeaks loud enough, seems to get the grease.  
17. Now this is bad principle and Mr. President I hear considerable  
18. pandemonium to my right and in the rear of this Chamber which  
19. I feel ought to be, if not eliminated completely, at least  
20. alleviated.

21. PRESIDING OFFICER (SENATOR MOHR):

22. May we have some order, please? And will Senator Walker  
23. put his coat on please? And...and your tie, Senator. We'll  
24. remind you this is not the House. Senator Sours may...

25. SENATOR SOURS:

26. Mr. President, I was reading a little book tonight on  
27. ...on certain laws of...of human behavior. Here we have an  
28. example of finagler's law, and here that is, the likelihood  
29. of a thing happening is inversely proportional to its de-  
30. sirability. Here's a corollary. Once a job is fouled up,  
31. anything done to improve it only makes it worse. Another co...  
32. corollary. When in doubt use a bigger hammer. Another corollary.  
33. The chief causes of problems are solutions. Now I see the red

1. light which is not reminiscent of anything that really arises in  
2. my prior life, but here is...here is the principle - ple - of  
3. Doctor Evasion. In a hierarchy, every employee tends to rise to  
4. his maximum level of incompetence. Here is Corollary 1 - given  
5. enough time and assuming the existence of enough ranks in the  
6. hierarchy, each employee rises to and remains at his level of  
7. incompetence. Corollary 2 - in time every post tends to be  
8. occupied by an employee who is incompetent to carry out its  
9. duties. The next corollary - work is accomplished by those  
10. employees who have not yet reached their level of incompetence.  
11. Finally, Corollary 4 - super-competence is more objectionable  
12. and less superior than incompetence. Now may I say to you that  
13. this bill, if it has any virtue at all and I'm thinking of my  
14. dear friend, Dave Jones, the primary sponsor in the House, this  
15. bill is going to cause untold trouble to the County Collector.  
16. After years of crediting taxes against the value of an interest  
17. in real estate, the State's Attorney or someone else will have  
18. to collect it, and pray tell me how we are going to operate  
19. Government on promises or on the possibility of recouping  
20. taxes that an elderly person didn't pay which will ultimately  
21. be taxed, I presume, or become a lien against his real estate.  
22. We're asking for trouble. I have no personal animus, but I  
23. feel this is bad legislation, and gentlemen, I have been a  
24. casual observer over the years of considerable bad legislation  
25. that had the virtue of political appeal and later came back  
26. to haunt. This is bad legislation in the very beginning. There's  
27. no way to cure it. It's going to get worse as the years go by  
28. and as inflation increases. The trouble is not in our tax  
29. system but in Washington, which continuously and continually  
30. prints currency with the finest rag paper.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Mitchler,

33. SENATOR MITCHLER:

1. Mr. President; members of the Senate. I believe that  
2. the opposition to this bill has brought out some of the features  
3. that would cause a person to be in opposition, but the only  
4. other State that has this, as I understand from the committee  
5. hearing, is the State of Oregon, and in the past ten years  
6. they have had very little use of the law. And now you say, well,  
7. so many Senior Citizens are in this bind with their real estate,  
8. why wouldn't more of them take advantage of this? This sounds  
9. like it's a good idea. Well, I think one of the reasons is, and  
10. I...I consider this as what...a feature that makes it a good  
11. feature of the bill. Mom and Dad get up in years and ma...too  
12. often the children forget that they have a responsibility to  
13. take care of their elders. This is one of the greatest things  
14. that was prevalent in China for many, many years until they fell  
15. under the yoke Red. Because they...they overlook their responsi-  
16. bility to their parents, but finally Mom and Dad have to find a  
17. way to help themselves and they get the circuit breaker and then  
18. they get this tax deferral and most of the time before they put  
19. the lien on their home - the family homestead - they discuss it  
20. with their children and at this point, and this is the final  
21. point where the children finally realize that rather than have  
22. a tax lien on something that they want to inherit someday, they  
23. say well maybe Mom and Dad we can help you out a little bit, and  
24. I think it'll cause a little more attention to the parents by the  
25. children. And I think for that reason that the State of Oregon  
26. has not found much use by their Senior Citizens of this law, and  
27. I bet if you could find out, and it'd be difficult to do so, how  
28. many children finally had a talk with Mom and Dad and finally  
29. found out that Mom and Dad needed a little help and they helped  
30. them rather than get that homestead that they wanted to inherit  
31. some day with a tax lien, so I'm going to support this.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Wooten.

1. SENATOR WOOTEN:

2. Mr. President and colleagues. First of all I must compli-  
3. ment Senator Sours on the delightful corollaries to his major  
4. premise and he has given me the benefit of reading some additional.  
5. I must say though that I am more interested in the major pre-  
6. mises he offered in arguing against this bill. I think Senator  
7. you have posited ever consequence, sublated every antecedent,  
8. and even distributed every middle in the logic of your argument.  
9. I would further point out that the real problem, at least as I  
10. perceive it in my community, is that many elderly people have  
11. already been forced out of their homes and that's the right verb  
12. to use. They have literally been forced out of their homes. I  
13. take some exception to the comments by Senator Bell, because I  
14. do believe we're not in a posture of taking up our blocks and  
15. going home and refusing to play the game. I think the refusal  
16. to play the game has been precisely the refusal to let other  
17. alternatives to the problem out onto the Floor. I'm thinking  
18. of those people for whom ownership of a home is no longer possi-  
19. ble. I'm deeply interested in getting some kind of tax relief  
20. for them. I think some of the suggestions which were made in  
21. legislation, currently being held in Revenue, dealing with a...  
22. some reduction in Sales Tax perhaps, non-prescription medicines.  
23. I think these would have been a more realistic approach to take  
24. in tax relief. We can make accusations back and forth of play-  
25. ing for political gain and indeed I'm sure will...we will be  
26. doing that throughout the balance of the year. But I must say  
27. that while I supported the previous bill, I cannot support this  
28. for the very reasons articulated by Senator Sours, as well as  
29. Senators Rock and Partee. The lien it would place on the pro-  
30. perty, I think, is something we cannot gauge. We cannot gauge  
31. its local impact and what effect it will have on a surviving  
32. spouse, on heirs to come after. What impediment it will place  
33. on the selling of that property and what loss the State will have



1. to absorb, we really don't know what that amounts to. Oregon  
2. simply is not Illinois and while I am wholeheartedly in favor  
3. of us doing something, particularly for our elderly citizens,  
4. I believe we are failing to address ourselves to some perhaps  
5. more realistic cures which are held from us. I must oppose  
6. this bill because of the serious questions it poses for us. We  
7. have no real answers. We have only some guesses, and it seems  
8. to me the objections which can be placed against it certainly  
9. are in even balance with any positive qualities you can cite.  
10. So I will oppose this bill and would urge, if it's possible at  
11. this late date, that we do address ourselves to some other means  
12. of providing tax relief for the elderly.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Knuepfer.

15. SENATOR KNUEPFER:

16. Well, I in...in truth, I don't think it is what it is...  
17. has been alleged to be. This bill was around two years ago  
18. and it had some support at that time from the other side of the  
19. aisle although that appears doubtful today. Let me tell you  
20. about the kind of community I live in. We have a lot of people  
21. who...Mitchler, a little less noise back there. We have a lot  
22. of people in my community who retire at age 65 and our real  
23. estate taxes - we're, I think, the highest cost-county in the  
24. State of Illinois - run 7, 8, 900, a thousand dollars a year.  
25. Now that's a lot of money for a retired person. In many cases  
26. these people have their families around there and they don't  
27. really want to go to Florida or Sun City or one of these other  
28. places, but on incomes, retirement incomes, of 5 or 6,000 dol-  
29. lars a year, you simply cannot pay a thousand dollars or 700,  
30. whatever it happens to be, in real estate taxes. The long  
31. run cost of this to the State of Illinois is only the cost of  
32. keeping this revolving fund because the money does come back.  
33. The State of Illinois does pay the local tax authorities that

1. payment when it became due, so that your schools, your park  
2. districts continue to operate as before. The State pays this  
3. when the estate is finally settled, then the State makes its  
4. claim. There is no cost to the older person. The cost is only  
5. to the heirs. Now you could do the same kind of a thing at age  
6. 65 by going to the bank and mortgaging your house at a much  
7. higher rate of interest than 6%. You'd achieve exactly the  
8. same results. What you would not achieve, however, and what  
9. you would always have to concern yourself with, is the inability  
10. in the event you lived a very long time, the...the bank might  
11. own your house and you might be thrown out. That protection  
12. is in this bill, so that in the event you live to age 85 or  
13. 90 and you really have dropped the value to minus nothing which  
14. is a concern of Senator Partee's, you would not be thrown out.  
15. And I suggest to you in that respect it gives the elderly a  
16. very important protection that is most important to them. But  
17. in the kind of community that I come from, this could be a very  
18. desirable thing. It would provide the protection. It would  
19. pay the local governments, and when it was all done who would  
20. pay the bill but the heirs, not the elderly person and I suggest  
21. to you that that is probably who ought to pay the bills. It is  
22. not important that State...or governments pay property so  
23. governments pay bills so that heirs can have a large estate.  
24. That money should come from the estate and this...this properly  
25. permits that and I suggest to you this is an extraordinarily  
26. desirable alternative for older people who want to live in the  
27. communities, particularly where taxes are very high.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Soper.

30. SENATOR SOPER:

31. Thank you, Mr. President. I wonder if the sponsor would  
32. yield to a question? Senator, I underst...understood you to  
33. say that if the Senior Citizen...if Senator Bell'd sit down and

1. if Senator Knuepfer and...and Par...Senator Merritt, I'd like to  
2. ask a few questions. You don't mind do you, Senator Bell? Thank  
3. you very much. Senator Davidson? You say that if the Senior  
4. Citizen has taken advantage of the Homestead Exemption Act then  
5. he can't qualify under this. Is that what you said? Well, what did  
6. you say?

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Davidson.

9. SENATOR DAVIDSON:

10. No, it could not take the circuit breaker, not the homestead.  
11. Circuit breaker.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Soper.

14. SENATOR SOPER:

15. Now if he does take the circuit breaker and there are Senior  
16. Citizens who don't understand all these things. When you tell  
17. them that they can defer their taxes. I wonder how much trouble  
18. we're going to have with this thing, about notices, foreclosures  
19. and so forth, when they're told that you didn't defer these  
20. taxes, you took the circuit breaker and you can't...and you can't  
21. get this...take this advantage. What do we do in that case?  
22. You know we've had a lot of trouble with people that receive  
23. notices on delinquent taxes. We had...we've had a few cases  
24. around.

25. SENATOR DAVIDSON:

26. Well, under this Act the person makes the ce...claim to  
27. the county clerk for the deferral of this taxes when his tax bill  
28. comes due. Then the county clerk will send a bill on in and  
29. claim from the State for reimbursement so he can refer. The  
30. person, the taxpayer, would be dealing with the county clerk  
31. on the provisions of this Act to make the claim on his real  
32. estate tax bill when it's given to him if he's over 7...65  
33. and wants to make this claim for deferral and have a lien against

1. his property.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Soper.

4. SENATOR SOPER:

5. Now if the Senior Citizen should then...should believe, and  
6. there are a lot of Senior Citizens who don't understand, and  
7. some of are...some of them are mentally incapacitated, they're  
8. senile. All they understand is when the homestead exemption  
9. I know we had a little problem with that. They thought immediate-  
10. ly they'd receive that 1500 or whatever it was and they didn't  
11. file and we had a lot of people come to my office and I helped  
12. them with it. Something happens where they don't file on this  
13. thing and their...and their taxes are taken up by a tax buyer,  
14. what are you going to do about it?

15. SENATOR DAVIDSON:

16. Well, under this Act I can't do anything about it. If  
17. they do not pay their taxes and didn't file for an exemption,  
18. they would be under the present law, and I could not do anything  
19. or about that or you unless we do change the law that's presently  
20. on the books in...in regard to people buying up unpaid taxes  
21. and I think you're more aware of this in your area than I...  
22. we have here, but I think it's a problem we should address  
23. ourselves to in the future. It has been explained in the news-  
24. paper just recently. But I don't see the corollary or the  
25. germane part, whether they pay that tax or don't claim it.  
26. This only has to do if they claim for a re...deferral of the  
27. tax under the provision of this Act with the county clerk.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Soper.

30. SENATOR SOPER:

31. Yeah. Last question. Senator, have you made provisions  
32. here that after a Senior Citizen has requested or filed an  
33. application to come under this Act, that he's thereafter noti-

1. filed by Registered letter, Return Receipt Requested, that his  
2. ...his request has been granted? You know there are many  
3. times when we...there are a lot of files that are lost and a  
4. lot of things that are done and we...we find that all these  
5. notices. We've had these notices and these tax foreclosures  
6. and we try to protect the Senior Citizen or the person that's  
7. not capable or does not know about these things, would be in-  
8. capacitated as far as mental facilities are concerned. Do  
9. you require that the county clerk or the county treasurer or  
10. whoever takes this document sends back a Certified Copy or a  
11. ...or a...or a grant, a verification of the grant under Regis-  
12. tered letter, Return...turn Re...Receipt Requested?

13. SENATOR DAVIDSON:

14. Senator Soper, it's an application like the Homestead  
15. Exemption Act calls for now.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Soper.

18. SENATOR SOPER:

19. You didn't answer my question. Does this Act...does this  
20. require a notification that the grant has been given and that  
21. he's under this principle by Return Receipt Requested by the...  
22. by the treasurer or the county clerk? Is that...

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Davidson.

25. SENATOR DAVIDSON:

26. Yeah. It's...it's not necessary for the notice. When the  
27. person makes the claim with the county clerk then that...for  
28. the deferral of the taxes on the real estate bill as supplied,  
29. then it's...it's there and it continues just like the Homestead  
30. Exemption, there's no notice required to go back.

31. SENATOR SOPER:

32. This is a little different proposition. This proposition  
33. has to go from the county clerk or from the county treasurer to

1. the State and the State has to be notified that this request has  
2. been made, and if the State isn't notified then this person  
3. doesn't qualify under this Act. Now have you made...have you  
4. made a proposition in here or...or...or a notice...notification  
5. to the taxpayer from the State that it's...that...that this  
6. request has been granted? So that no foul-ups...

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Davidson and Senator Soper, your five minutes has  
9. elapsed on this. Answer the question, will you Senator Davis...  
10. we...Davidson...we've got to move on.

11. SENATOR DAVIDSON:

12. There's...the county treasurer would be making the claims  
13. at the State and there's no notification to my knowledge in  
14. the Act of the State notifying back to the...to the claimee.  
15. The claimee is asked for it at the county level.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Bartulis.

18. SENATOR BARTULIS:

19. I move the previous question.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. We...there has been a motion moving the previous question.  
22. Senator Berning was on the list before the motion was made.  
23. Senator Berning and then we will let Doc....Senate...Doctor  
24. Davidson close so we don't spend all evening on this one bill.  
25. Senator Berning.

26. SENATOR BERNING:

27. Thank you, Mr. President. There's one aspect of this  
28. bill which has not been mentioned and which I think is a  
29. cogent argument in its favor. And I'll admit that there may  
30. be some procedural matters that need to be straightened out,  
31. but ladies and gentlemen of the Senate, let me call your  
32. attention to the very real fact that this measure would to a  
33. very large degree help our Senior Citizens to remain in their

1. homes and...

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Please. Please, Gentlemen.

4. SENATOR BERNING:

5. ...and thereby...

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Please. Take your speeches out in the aisle.

8. SENATOR BERNING:

9. Thank you, Mr. President. I believe this really is a criti-  
10. cal matter for a very large segment of our population. Those  
11. retired persons on limited incomes, whose real estate taxes  
12. continue to escalate. This will not only provide an avenue of  
13. relief for them, but in making it possible for them to remain  
14. in their homes, we will do a great deal toward stabilizing the  
15. community. As you well know every time an older couple is forced  
16. to sell their home and move on, a younger couple, in most in-  
17. stances, with children, moves in and thereby contributes to the  
18. burden and then indirectly the taxes for the schools. This is  
19. an aspect of this measure which has not been recognized and I  
20. call it to your attention as an additional justification for  
21. support.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Bartulis now moves the previous question. Senator  
24. Davidson, I think we might be well advised to get on with the  
25. roll call.

26. SENATOR DAVIDSON:

27. Mr. President, I'd be happy with a favorable roll call.  
28. I would like to only make one statement. This is not meant  
29. as a panacea. The claim by the people who appeared in front  
30. of all these committees said make...give us a Court of Last  
31. Resort so you...we do not have to go into an institution if  
32. we have to sell our home to pay the taxes. Give a chance  
33. deferment, stay there and then if our heirs want to pick it up

1. fine, if they don't; just give us a chance to stay in our own  
2. surroundings. I'd appreciate a favorable roll call.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. The question before the Senate is shall Senate Bill 27...  
5. House Bill 2791 pass. Those in favor will vote Aye. Those  
6. opposed will vote Nay. The voting is open. Regner. Have  
7. all voted who wish? Senator Davidson.

8. SENATOR DAVIDSON:

9. Mr. President, move to postpone consideration.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. The sponsor has moved to place the bill on the order of  
12. consideration postponed. Leave granted. It is now on the  
13. order of consideration postponed. Senator Saperstein.

14. SENATOR SAPERSTEIN:

15. Mr. President and ladies and gentlemen, I would like leave  
16. to be recorded as Yes on 2970. I tried to reach my Yes button  
17. but it was lost.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. It will be shown...

20. SENATOR SAPERSTEIN:

21. 20...2790, I mean, excuse me.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. The record will show that your intentions were favorably  
24. inclined to vote Aye on that bill, Senator.

25. SENATOR SAPERSTEIN:

26. Yes, thank you.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Shapiro. Senator Shapiro? Are you...

29. SENATOR SHAPIRO:

30. Yes. Mr. President, I would...

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. May we have some order, please?

33. SENATOR SHAPIRO:



1. I would like leave of the Senate to...to move House Bill  
2. 2852 from the order of third reading to the order of second  
3. for purposes of an amendment.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Shapiro has asked to suspend the rules to have  
6. House Bill 2852 returned to the order of second reading for  
7. the purpose of consideration of an amendment. Is leave  
8. granted? Leave is granted. The bill would be placed on the  
9. order of second reading. Senator Valadabene, for what purpose  
10. do you arise?

11. SENATOR VADALBENE:

12. Yes, Mr. President and members of the Senate. I would  
13. like the o...the journal to show that I was on the...in the  
14. telep...on the telephone when 2790 was called.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. The journal will not show that. The tape will. Senator  
17. Johns.

18. SENATOR JOHNS:

19. Mr. President. Speaking both for Senator Vivian Hickey  
20. and myself, we also would like that privilege. The tape show  
21. us in favor of 2790.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. It...it still goes on the tape and this would indicate...

24. SENATOR JOHNS:

25. I understand, Sir. Thank you, Mr. President.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. This will indicate to the Senate that we are trying to  
28. conduct the business of the Senate and the way to do it is to  
29. be on the Floor. Senator...Senator Sours, I'll recognize you  
30. when I'm through with Senator Shapiro. Senator Shapiro.

31. SENATOR SOURS:

32. Mr. President, earlier this evening...

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Sours, I have recognized Senator Shapiro. He...we  
2. have a motion before the Senate.

3. SENATOR SHAPIRO:

4. Mr. President, Amendment No. 2 to House Bill 2852 reduces  
5. the line item for contractual services by 10,000 dollars. I  
6. would move its adoption.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Any discussion? All in favor of the adoption of Amendment  
9. No. 2 to House Bill 2852 will signify by saying Aye. Opposed.  
10. The Ayes have it. The amendment is adopted. Bill will...any  
11. further amendments? Bill will be returned to the order of  
12. third reading. Senator Sours. Senator Sours, you're recognized.

13. SENATOR SOURS:

14. Mr. President and Senators. I presume...I should like to  
15. get back to House Bill 2049, which I discussed at length earlier  
16. tonight, or early this afternoon, that has to do with the Per-  
17. sonal Property Tax upon the estates of trustees, guardians,  
18. conservators, executors, administrators of natural persons.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator...

21. SENATOR SOURS:

22. I think the air has cleared a little...

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Sours, if we could continue on this order so we  
25. do not confuse the Secretary, I would be glad...I'm informed  
26. that this does not help their...all right. Is leave granted  
27. that we return to the order of consideration postponed for the  
28. con...for con...for considering 2049? Leave is granted. Now  
29. you are on the order of consideration postponed for one bill,  
30. 2049.

31. SENATOR SOURS:

32. Yes. Mr. President, I'm sorry I had assumed that was  
33. the order of business on which we were on and I hesitate to

1. use a preposition to end a sentence with. I...I've explained  
2. this at length and I'd appreciate a roll call favorable so we  
3. can get this bill through. It's a good one, contrary to all  
4. misunderstanding.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. The question before the Senate is shall Sen...House Bill  
7. 2049 pass. All those in favor will vote Aye. Those opposed  
8. will vote Nay. The voting is open. Have all voted who wish?  
9. Take the record. On this question the Yeas were 40, the Nays  
10. were 9, 2 voting Present. The bill, having received the con-  
11. stitutional majority, is therefore declared passed. Senator  
12. Shapiro. Senator Shapiro, your bill is on the order of third  
13. reading and there has been intervening business. Just a mo-  
14. ment, Senator, we have to have the bill. Senator Shapiro,  
15. did you want to make another motion? Ladies and gentlemen,  
16. confusion only creates delay.

17. SENATOR SHAPIRO:

18. Mr. President, ladies and gentlemen of the Senate. I  
19. would like to move that the Senate Transportation Committee  
20. be discharged of House Bill 2676, moved to the order of  
21. second reading, and read a second time. I have cleared this  
22. with Senator Conolly and Senator Chew.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. You've heard the motion of the Senator from Amboy. All  
25. in favor signify by saying Aye. Opposed. The bill is now  
26. on the order of...the Committee on Transportation has been  
27. discharged; the bill is on the order of second reading; and  
28. we'll now read it a second time.

29. SECRETARY:

30. House Bill 2676.

31. (Secretary reads title of bill.)

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

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Any amendments from the Floor? Third reading. I was  
2. hoping we wouldn't get off on the order of motions. I think  
3. we'd be well advised if we returned to the order of business.  
4. There have been several requests for motions and we will enter-  
5. tain those. Senator Netsch, do you have some input into 2781?  
6. House Bill 2781.

7. SECRETARY:

8. Senate Bill 2781.

9. (Secretary reads title of bill.)

10. Third reading of the bill.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Netsch.

13. SENATOR NETSCH:

14. Mr. President, this has nothing to do with the question  
15. of taxation of mobile homes. It was a bill requested by the  
16. Department of Public Health...

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Just a minute, Senator. Continue.

19. SENATOR NETSCH:

20. It is intended to plug several loopholes which developed  
21. in the definitions of mobile home, and it...if a loophole is  
22. not plugged then the Department will lose the opportunity to  
23. regulate some fairly extensive areas. It grew out of a court  
24. case which revealed the loophole. This does apparently achieve  
25. that purpose. I...I think it is not without...I think it is  
26. without controversy in the committee and I would be happy to  
27. answer any questions about it.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Any discussion? Question before the Senate is shall House  
30. Bill 2781 pass. All those in favor will signify by voting Aye.  
31. Those opposed will vote Nay. The voting is open. Senator  
32. Graham, will you vote Senator Knuepfer Aye? Senator Knuepfer.  
33. Thank you. Have all voted who wish? Have all voted who wish?

1. Take the record. On this question the Yeas are 37, the Nays were  
2. 4, 9 were voting Present. The bill, having received the consti-  
3. tutional majority, is therefore declared pras...passed. Senator  
4. Johns, are you ready on 2872?

5. SECRETARY:

6. House Bill 2872.

7. (Secretary reads title of bill.)

8. Third reading of the bill.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Johns.

11. SENATOR JOHNS:

12. Mr. President. I'm going to defer to my good colleague,  
13. Senator Buzbee. This is in his district, but we both want to  
14. support the bill. I'll let him take over now. The bill has  
15. been amended to the third race, I believe, and it's to the 10th...  
16. is that correct Ken...Ken...OK.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Johns laterals the third race to Senator Buzbee.

19. SENATOR BUZBEE:

20. Thank you, Mr. President. Mr. President, this is a bill  
21. that Senator Harris is quite aware of. We've been talking  
22. back and forth several days on this bill and the bill to follow.  
23. The bill as originally written was to set up an eleven...

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. What purpose does Senator Knuppel arise? I'm sorry. Continue.

26. SENATOR BUZBEE:

27. The bill as originally set up was to...was to set up a  
28. special eleventh race on Saturdays for a part of the proceeds  
29. to go to the Agricultural Premium Fund for the State to put a  
30. share into the purse stakes for the Hambiltonian, that greatest  
31. of all harness races, which is held in...at the DuQuoin State  
32. Fair Ground in DuQuoin, Illinois, in beautiful Little Egypt.  
33. Now, as amended, it brought the race down from the 11th to the

1. 10th and then there was an agreement to move it to the third  
2. race. Now I'm talking about something that I really don't  
3. know too much about, horse racing, except that...let...let me  
4. say that the bill will now put money in the Agricultural Pre-  
5. mium Fund, provided from that 3rd race. An appropriation shall  
6. be made to be used to supplement the purses offered for and for  
7. other expenses in connection with the Hambiltonian stakes. Now  
8. the society itself through their entry fees into the race puts  
9. up a great amount of money. The Hayes-Ferricker Stables, which  
10. is the DuQuoin State Fairground people that own the DuQuoin  
11. Fairground, they put in a great sum of money, some 50,000 dol-  
12. lars into the purse for that stake for that race and then this  
13. premium fund, this is something that's agreed on by the tracks  
14. across the State of Illinois, it's my understanding, to be able  
15. to continue to attract the Hambiltonian. As you know, Mr.  
16. President and members of the Senate, we lost the Hambiltonian  
17. in a bid to a New York Track this past year. They were then  
18. decided they could not be...

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Please, gentlemen, please. Let's break up the caucuses.  
21. The Senator is entitled to the Floor.

22. SENATOR BUZBEE:

23. They...they then decided they could not...the New York  
24. track decided they could meet...not meet their contractual  
25. obligation and so they lateraled the ball back to the society  
26. who in turn has given us in Illinois the Hambiltonian again.  
27. We want to do everything we can to keep the Hambiltonian in  
28. Illinois and I would ask for a favorable roll call.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Well, I guess Senator Buzbee was right. He doesn't know  
33. too much about the bill because the city that got it was

1. Philadelphia and it wasn't New York. I want you to know that  
2. the breeders and the people who own harness horses in Illinois  
3. are going to go along with this bill, but they want to point  
4. out some things about it so when they bring legislation in  
5. next year that they get a fair shake. Harness race...or stan-  
6. dard bred breeding in Illinois has deteriorated over the last  
7. few years. There isn't one stud standing in Illinois that  
8. stands a chance of breeding a Hambiltonian winner. Whoever  
9. comes into the State of Illinois to race in the Hambiltonian  
10. is going to take this money out of the State of Illinois. This is  
11. a jewel, yes, it's something that's glamorous, it's something  
12. the people of the State of Illinois would like to keep, but it  
13. does nothing, nothing for the breeding industry in Illinois.  
14. Now we've been promised and we hope those promises are kept  
15. and that I can remind you that next year we'll do something  
16. for the Illinois breeders. Now this is some 200,000 dollars  
17. that somebody's going to come in from outside the State of  
18. Illinois, gather up and leave with, and all I can say to you  
19. is we don't have a top stallion in the State of Illinois. We  
20. have deteriorated. Our...our breeding program has gone to  
21. Hell, and it's time that we did something for the Illinois  
22. breeders; something for the industry in Illinois. Now we're  
23. going to support this; the people that breed harness horses  
24. from all over the State have told me this that they'll support  
25. it but don't forget the people that have these harness  
26. horses that produce the colts in Illinois which are second  
27. line colts that have no opportunity whatsoever to win the  
28. Hambiltonian. We want the Hambiltonian, but we want a good  
29. strong program just like they have in New York, New Jersey,  
30. Pennsylvania, and Kentucky.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Harris.

33. SENATOR HARRIS:

1. Well, I don't want to prolong this but I do want to  
2. make this point. That there is in existence an agreement  
3. between the owners of Hairs...I'm sorry, Hayes Fair Acres  
4. and the owners of the DuQuoin State Fair, which are primarily  
5. the same people, and the State of Illinois, an agreement to  
6. deed the property under the barns that are provided for in  
7. this bill and that's fine. I personally have some problems  
8. with the fact that that doesn't go far enough. I just want  
9. to make this a matter of the record before us. Discussions  
10. are taking place between the Governor's Office and the people  
11. who own Hayes Fair Acres and the DuQuoin State Fair in regard  
12. to negotiating an agreement that addresses itself to a long-  
13. term State use purpose. Something in the nature of 20 or 25  
14. years. For all of the property that would receive benefits  
15. under the provisions of these two bills. In other words the  
16. property including the track itself and the fairgrounds. All  
17. three elements will benefit from the appropriation involved  
18. in this 2-bill series. I'm personally willing and am acknowledging  
19. the good faith of the two parties, the Governor's Office and  
20. Mr. Hayes and the people involved with him. The agreement  
21. has not been consummated. I'm not going to insist that that  
22. agreement be consummated before we take action on these bills,  
23. but I think the record ought to take notice of that circumstance.  
24. I would point out that deeding of just the property under the  
25. barns, I personally believe, doesn't go far enough. I think  
26. there ought to be some restriction on the other two classes of  
27. property involved here. The track itself and the...the grand-  
28. stand. That is attempting to be worked out and I am willing  
29. to take the assurances of the two parties. I've talked with  
30. Mr. Hayes and I've talked with representatives of the Governor's  
31. Office and those negotiations are proceeding. There is willing-  
32. ness on both parts of the parties to expand the State's interest  
33. here on a longer-term basis. The fact is and we hope it doesn't



1. happen, but if we should lose the present 3-year contract that  
2. has been offered by the Hambiltonian Society to the DuQuoin  
3. State Fair and Haynes Fair Acres. If we should lose that con-  
4. tract at the end of three years I don't want us to be in the  
5. embarrassed position of having committed ourselves to a program  
6. of significant allocation of State proceeds to improvements;  
7. that we would only have had the opportunity to realize activity  
8. from on only a 3-year period. I hope we keep the Hambiltonian  
9. in Illinois forever, but I just think that the present agreement  
10. does not go far enough and I think we ought to have the benefit  
11. of these remarks in connection with our consideration of the bill.  
12. The bill now in my judgment is in excellent shape and ought to  
13. be supported. I have been talking about the side agreement that  
14. will come into existence between the two parties. I think it's  
15. been thoroughly acknowledged here and I would acknowledge Sena-  
16. tor Knuppel's remarks that we do have an...an interim responsi-  
17. bility to construct a more meaningful program to encourage the  
18. breeders of this State and their willingness to cooperate in con-  
19. nection with consideration of this bill and the willingness of the  
20. track operators to cooperate in consideration of the enactment of  
21. this bill, I think augers well for the unanimity of the industry  
22. itself, all phases of it, that this is a worthwhile project to  
23. support and pursue and we ought to be at the point for a favorable  
24. roll call.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Any further discussion? Senator Bruce requests a...Sena-  
27. tor Buzbee requests a favorable roll call. Question before the  
28. Senate is shall Senate Bill 2872 pass. Those in favor will vote  
29. Aye. Those opposed will vote Nay. The voting is open. ...some-  
30. one please vote Senator Graham Aye. Have all voted who wish?  
31. Have all voted who wish? Take the record. On this question the  
32. Yeas are 41, the Nays were 2, 8 were voting Present. The bill,  
33. having received the constitutional majority, is therefore declared

1. passed. Senate Bill 2873, Senator Buzbee.  
2. SECRETARY:  
3. House Bill 2873.  
4. (Secretary reads title of bill.)  
5. Third reading of the bill.  
6. PRESIDING OFFICER (SENATOR GRAHAM):  
7. Senator Buzbee.  
8. SENATOR BUZBEE:  
9. Mr. President, I would point out that President Harris' re-  
10. marks...President Harris...President Harris' remarks on the  
11. last bill pertained mostly to this bill and so I would ask for  
12. the same roll call.  
13. PRESIDING OFFICER (SENATOR GRAHAM):  
14. Any further discussion? Senator Harris.  
15. SENATOR HARRIS:  
16. Yes...I...of course...the key bill was the other. That's  
17. the one that creates the machinery that makes this appropriation  
18. bill possible and I would add to our dialog here that in addi-  
19. tion to Representative Choate, that Representative Holloway,  
20. Springer, and Ralph Dunn have all cooperated and joined with  
21. Senators Buzbee and all others to make this a meaningful program  
22. to do what we in Illinois can do to retain the Hambiltonian in  
23. Illinois. I think all of them deserve credit.  
24. PRESIDING OFFICER (SENATOR GRAHAM):  
25. The question before the Senate is...Senator Johns...  
26. SENATOR JOHNS:  
27. Just a point of personal privilege. Mr. President, add  
28. Senator Johns to that list, would you please?  
29. PRESIDING OFFICER (SENATOR GRAHAM):  
30. He just did. The question before the Senate is shall  
31. Senate...House...Senator Latherow.  
32. SENATOR LATHEROW:  
33. Well, Mr. President. I'd just like to recognize here that

1. I don't have any race horse interests or anything like that, but  
2. I want to recognize that here once again the Agriculture Premium  
3. Fund that is created by the horsemen that put the races on at the  
4. track and what we get from State income from pari-mutuel betting  
5. is going to one particular interest and not to the overall interest  
6. of all the people in the racing industry. To me this money could  
7. far better be distributed to the Illinois Colt Stakes and to the  
8. county fairs for their racing programs, and here we are building,  
9. if I think my memory serves me correct, either an all-weather or  
10. an enclosed track, to have television on Saturday for the Ham-  
11. biltonian and I think here's a good example of what we'd ought  
12. to be putting it where the people are using it day in and day out  
13. other than supposedly one day at...a year.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Buzbee.

16. SENATOR BUZBEE:

17. Mr. President, I will simply close by saying in...in response  
18. to Senator Knuppel's and Senator Latherow's remarks that I firmly  
19. believe I have no authority to speak for Mr. Hayes whatsoever,  
20. but I think if...he would be perfectly willing to sit down and  
21. talk to anybody in the racing business about an Illinois Colt  
22. Stakes race and so forth. Again I'm talking about something I  
23. don't know anything about but I've found Mr. Hayes to be a per-  
24. fectly reasonable man. I would ask for...for a favorable roll  
25. call.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Question is shall Senat...House Bill 2873 pass. Those in  
28. favor vote Aye. Those opposed vote Nay. The voting is open.  
29. Have all voted who wish? Take the record. Have all voted who  
30. wish? On that question the Ayes are 32 and the Nays are 6, and 7  
31. Present. House Bill 2873, having received the constitutional  
32. majority, is declared passed.

33. SECRETARY:

1. House Bill 2878.

2. (Secretary reads title of bill.)

3. Third reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Graham.

6. SENATOR GRAHAM:

7. Mr....Mr. President and ladies and gentlemen of the Senate.

8. I don't think there's anyone in this Chamber that doesn't realize

9. what this bill does. It was debated thoroughly the...la...the

10. other night when we put on Senator Rock's amendment. You either

11. subscribe to the fact that this will be contributing to eliminat-

12. ing some 500 or more law suits in the State of Illinois. You had

13. our assurances that we would do something to correct this situa-

14. tion during the interim and come back with a bill and I promised

15. Senator Bruce I'd give him a 500-page bill for Christmas, and we

16. either like it or we don't like it, we either believe in it or

17. we don't, and I am requesting a favorable roll call. I think it

18. will save the State untold hundreds and hundreds of dollars.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Bruce.

21. SENATOR GRAHAM:

22. ...and confusion.

23. SENATOR BRUCE:

24. Well, I'm looking...Senator Graham, I am looking forward to

25. your Christmas present, but I have a couple of questions. At

26. least one person on this Floor asked me a question and indicated

27. that we may not have thoroughly thrashed this out. It is clear

28. I hope to all membership, that in the present form this bill

29. abolishes the refiling requirements for all county officials in

30. the State of Illinois and that there is no savings clause. This

31. does not suspend the statute and bring it back into effect. This

32. abolishes those requirements, does it not?

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Graham.

2. SENATOR GRAHAM:

3. That is correct and if we're going to do something about it  
4. in addition to many other things, it will be in early in January,  
5. Senator Bruce, and we do...do need to do some work on it.

6. SENATOR BRUCE:

7. Right...I...that is the only thing I wanted to clear up.  
8. There was at least one member that thought we were merely suspend-  
9. ing this and it would go back into effect. I think the member-  
10. ship ought to be aware of the fact that this is totally abolished;  
11. whether or not it's ever restored is dependent upon the Legislature  
12. enacting an entirely new statute and I have confidence in Senator  
13. Graham that you will provide that statute to us and do it in a  
14. proper and just manner along with Senator Dougherty. My difficulty  
15. is that I do not believe presently that we will enact that piece  
16. of legislation. I have seen too many times the Senate and the  
17. House send each other missiles and somehow they pass in the night  
18. and I'm afraid that we may get ourselves into that difficulty.  
19. We have these people filed and now are covered by the statute.  
20. I don't see the reason for taking them out but that's just a  
21. disagreement. I wanted to make clear to you and to Senator  
22. Dougherty that I absolutely expect that you will provide such a  
23. bill.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator McBroom.

26. SENATOR GRAHAM:

27. This is another missile that will pass in the night if we  
28. give it a favorable roll call. It will go back to the House  
29. for concurrence. Senator Dougherty and Senator Graham, the co-  
30. chairmen of the State Election Laws Commission, with our staff  
31. of very capable Election Laws attorneys, promise to you, ladies  
32. and gentlemen, that we will put this statute in conformity and  
33. make it more in conformity with the Economic Disclosure Act

1. than it has been heretofore and I believe we should do that and  
2. I pledge you my support.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. President Harris.

5. SENATOR HARRIS:

6. Well, I think it needs to be said this evening, and we had  
7. a lot of discussion the other night on this when we considered  
8. the amendment. I think it needs to be said again tonight. That  
9. when we have a circumstance in which over 500 people, most of  
10. whom are office holders, responsible people who have been  
11. selected by...elected by their constituencies, find themselves..  
12. in non-compliance with the law after it's been operating for two  
13. years. It's a communication to me that something is wrong. Now  
14. the problem is that there is no notice involved and the represen-  
15. tation...with...for...notice for the local elected officials.  
16. Some of them get the word, others don't. There's been estimated  
17. that the figure is far higher than 500, which figure involves  
18. actual law suit presently pending. Now I think we can all agree  
19. that something does need to be done and...about that problem and  
20. I join Senator Graham, Senator Dougherty, and all others in  
21. acknowledging that we will prefile legislation restoring the  
22. Economic Disclosure requirement for locally elected officials  
23. in December. That the General Assembly can respond to...with  
24. alacrity, not with haste, but with diligence and alacrity in  
25. 1975 to cure what obviously is a problem that we can't continue  
26. to live with. We...otherwise, we're going to continue to come  
27. in with validating acts for this important requirement. It...  
28. I believe conscientiously that a vote in favor of this bill in  
29. the form it's in now, can truly be a vote to cure a problem and  
30. not a vote to emasculate Economic Disclosure. We are faced with  
31. a very serious, practical problem, and the conclusion has been  
32. to react in this way. I support this bill and its form.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator McBroom.

2. SENATOR MCBROOM:

3. Senator Graham...Senator Graham, would you respond to a

4. question or two, please?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. He indicates that he will.

7. SENATOR MCBROOM:

8. Well, Senator Graham, as far as I know all the counties in

9. the State of Illinois have a County Clerk and a State's Attorney.

10. Is that your understanding? Well, Senator Graham, if you found

11. yourself in a position where you needed 300 signatures, and I

12. guess that's what most of us need approximately to file for this

13. office and you filed 150 signatures. Do you think there'd be a

14. clamoring of this Legislature to amend the law to accommodate

15. you because you only filed 150 names?

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Graham.

18. SENATOR GRAHAM:

19. No...no, I don't think there would, but I don't see the

20. correlation.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator McBroom.

23. SENATOR MCBROOM:

24. Well, I'm not going to belabor it, and I'm going to support

25. it, but I...I just wonder if we're going to be doing this every

26. year for the next two decades. All of these individuals know

27. about this. It's been in the front page of every newspaper in

28. the State of Illinois. I don't know of a county committee in the

29. State that doesn't have some attorneys that are members of that

30. county committee. We all have County Clerks, we all have State's

31. Attorneys. I...I don't see where their negligence is as

32. excusable as you and Senator Dougherty and Senator Harris

33. represent it to be. I...thank you.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Wooten.

3. SENATOR WOOTEN:

4. Well, Mr. President and colleagues. I feel that I must  
5. often apologize for the bizontine turns that my mind takes when  
6. dealing with legislation. This, in particular, I think, despite  
7. all the...the good intentions and I have no doubt whatsoever,  
8. as Senator Gra...Senators Graham and Dougherty will work mightily  
9. to achieve a good and just solution to the problem, but it just  
10. seems to me the fatal flaw in all this is the exemption. If we  
11. delayed the filing date, that's one thing. But by taking them  
12. out all together, I feel the Municipal League and various other  
13. pressure groups will be down here and somehow, despite all our  
14. good intentions, we will never see county officials required to  
15. file again. Please make a poor prophet, even a liar of me, if  
16. you will, but that is my profound fear and that's why I think  
17. this legislation is badly flawed. We did not need to take them  
18. out and I fear that once out, despite our best efforts, they're  
19. not going to be back in again.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator Dougherty.

22. SENATOR DOUGHERTY:

23. Because thou hast seen, Thomas, thou shalt believe. We  
24. are...we pledge you that these officers will be reinstated.  
25. Senator Graham and my...we're...prepared to work on it to build  
26. those...be prefiled and all the words to the contrary, good  
27. legislation will be enacted.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Buzbee:

30. SENATOR BUZBEE:

31. Mr. President, very briefly. I was one of those that wanted  
32. to extend to the counties, to the local officials the right to  
33. file their ethics statement at a later time. I was quite concerned



1. about this amendment; however, when Senator Graham and Senator  
2. Dougherty's word that they are going to see that legislation  
3. will be enacted next January, that's good enough for me.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Partee.

6. SENATOR PARTEE:

7. Mr. President and members of the Senate. I think it comes  
8. with some lack of understanding or realization when you say  
9. that you don't think this legislation will be reenacted.  
10. I've served in the Legislature a few years and I've come to know  
11. if Senator Dougherty and Senator Graham are men of their words,  
12. and when they say they're going to do something, it gets done.  
13. Now I happen to be one of those persons who drew this Economic  
14. Disclosure Act as a member of a committee, a joint House-Senate  
15. committee at the time it was drawn. We put in the county and  
16. local employees...or local officials because we knew that they  
17. had the same kind of obligation to file that we had as members  
18. of the Legislature. And anybody who thinks that they are going  
19. to be permanently excluded is just mistaken. They've been in  
20. from the original part of this situation and they will remain  
21. in and this bill will come in - I suspect it will be Christmas  
22. reading for some of you, because this bill will be drawn in  
23. accordance with the terms and suggestions of the new State Board  
24. of Elections and the fact that we did not have a State Board of  
25. Elections and the fact that we did not have a State Board of  
26. Elections during this last 2-year period is probably why we got  
27. involved in the kind of situation we're in now, but this bill  
28. will be drawn and prefiled. It'll put them back in and you  
29. will have a chance to read the bill during the Christmas holidays  
30. before you come back even in January. Now this is the thing we  
31. ought to do to clear it up. It is the thing we ought to do to  
32. obviate that 5 or 600 or 1,000 law suits that are going to be on  
33. file, or you're going to get a hundred different kinds of decisions

1. that make us look idiotic. This is the way to go.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Chew. Senator Chew moves the previous question. He  
4. was on the list before you, Senator Fawell. Senator Fawell's the  
5. only other...Senator Fawell, and then Senator Chew will move the  
6. previous question.

7. SENATOR FAWELL:

8. I'll...I'll be very brief, but I...I think we ought to bear  
9. in mind a...a matter that...that I think cannot be seriously de-  
10. bated. If some of you are laboring under the assumption that you  
11. can help those who have not filed their statements of economic  
12. interest in time, I think you're just absolutely mistaken. The  
13. Constitution as was brought out the other night is very, very clear  
14. that if someone in local government does not file their statement  
15. of economic interest in time they have forfeited their office  
16. if they are in office and they have filed an invalid nominating  
17. petition if they are running for office. I think there's no  
18. question about that, so when you...when I hear that what we're  
19. doing to trying to help 500 or 600 people who are in trouble,  
20. we're simply not doing anything at all to help them, but on the  
21. other hand we're actually doing away with one-half of the  
22. existent Ethics Act that we do have, and I simply can't under-  
23. stand how we can seriously assume that we're helping those who  
24. are in trouble. We can talk about laws that will make it a  
25. condition precedent to filing that you must be able to file these  
26. documents and we can set up laws whereby we can have reappointments  
27. when you forfeited your office or when you have failed to make a  
28. good nominating petition because of the fact that you haven't filed  
29. a statement of economic interest, but why we're taking this drastic  
30. route, it still seems to me that you're throwing the baby out with  
31. the wash water and I...I cannot be persuaded that this is a sound  
32. move and I rise in opposition to the bill in its amended form as  
33. I did to the amendment when it was presented.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Graham.

3. SENATOR GRAHAM:

4. He had a motion for a previous question.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Yes he did. Senator Mitchler...or Senator Merritt wanted  
7. to speak on it. I had him down also. This is the end, Senator  
8. Chew.

9. SENATOR MERRITT:

10. All right. Mr...Mr. President and members of the Senate.  
11. I'm not going to belabor this long. I certainly have the great-  
12. est respect and faith in the word of both Senator Graham and  
13. Senator Dougherty, but by the same token, even if the bill is  
14. prefiled they can never guarantee, once these people are out  
15. and all the pressure groups being made to keep them out, that  
16. they can guarantee the votes to get it passed, to get them back  
17. in again. Now going back to when this legislation was origi....  
18. ...originally enacted there were many who wouldn't have even  
19. voted for it unless everyone was going to be included, and now,  
20. as campaign time comes on and these names are emblazoned and  
21. campaign literature about qualified, capable, competent, it  
22. makes me just wonder. Those people, filing for county office,  
23. certainly know what qualifications are, number of names required  
24. on a petition, as well as filing the Ethics Statement, and I  
25. just think we're doing a great disservice to those people who  
26. are trying desperately to comply with the law, and once we take  
27. them out, it's going to be more difficult to get them back in  
28. than perhaps we realize around here. It does take the 30 votes  
29. to do it.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Graham may close debate.

32. SENATOR GRAHAM:

33. Mr. President, I...in closing, I'd like to remind some of

1. the opponents of this that they can go back and explain to some of  
2. these county officials like they have to us. That's fine with me,  
3. and Senator Fawell about 18 of them are in DuPage County. Ask  
4. for a favorable roll call.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Question is shall House Bill 2878 pass. Those in favor...  
7. Senator Clarke.

8. SENATOR CLARKE:

9. I just want to rise on a point of personal privilege, and  
10. object once again to the fact that we cut out the explaining of  
11. debate, we limited them from 15 to 5 minutes debate before a  
12. bill and then every time that an issue comes up somebody moves  
13. the previous question, and I think that if that's in the rules  
14. fine, but it's wrong. That when you've got an important issue  
15. like this we ought to have everybody have a chance to express  
16. themselves or ask a question.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Clarke, I had written down everyone's name that  
19. had...I had noted that wanted recognition. I came to Senator  
20. Chew. He made the motion. I went past Senator Chew. Pardon  
21. me if I've offended anyone. Senator Clarke.

22. SENATOR CLARKE:

23. I understand what you're doing. I presume it's in the  
24. rules. Tell me the section, I'd like to know it. Which  
25. section is that rule procedure where you write down the names  
26. and then when somebody...All I want to say, Mr. President. I'm  
27. not arguing with you...

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Clarke, under the rules when someone moves the  
30. previous question it's not debatable. We've made a courtesy  
31. of going down the list and allowing those who I have written  
32. down for my convenience to recognize and it's just been a  
33. practice we've adhered to. I'm sorry if I offended you. The

1. question is shall House Bill 2878 pass. Those in favor vote  
2. Aye. Those opposed vote Nay. The voting is open. Have all  
3. voted who wish? Take the record. On that question the Ayes  
4. are 39, the Nays are 10, 3 Present. House Bill 2878, having  
5. received the constitutional majority, is declared passed.  
6. Senator Bruce. Senator Bruce on the Floor? House Bills on  
7. Second Reading. Senator...Senator Bruce wanted to bring House  
8. Bill 2702, back to the order of second reading. Is there leave?  
9. 2402...2402. Leave is granted. Senator Bruce.  
10. SENATOR BRUCE:  
11. Yes, Mr. President. With the agreement of Senator McBroom  
12. I move that we reconsider the vote by which Amendment No. 4 to  
13. 2402 was adopted.  
14. PRESIDING OFFICER (SENATOR WEAVER):  
15. Is there leave? Leave is granted. Sen...Senator Bruce.  
16. SENATOR BRUCE:  
17. I now move to Table amendment No. 4.  
18. PRESIDING OFFICER (SENATOR WEAVER):  
19. Sen...Senator Bruce moves to Table Amendment No. 4 to House  
20. Bill 2402. All in favor...Senator...Senator Sours. Senator  
21. Sours...of Senator Soper, excuse me.  
22. SENATOR SOPER:  
23. Sours is over there.  
24. PRESIDING OFFICER (SENATOR WEAVER):  
25. What's your...  
26. SENATOR SOPER:  
27. What does this amendment do? I want to know what this  
28. does:  
29. PRESIDING OFFICER (SENATOR WEAVER):  
30. Will you explain it, Senator Bruce? Please?  
31. SENATOR BRUCE:  
32. Perhaps Senator Sours you...or Soper, you did not, you've  
33. got me doing it, you did not understand it. Senator McBroom

1. had consented to Tabling this amendment. It has to do with the  
2. Federal Inter-governmental Personnel Act and the appropriation  
3. of those funds. The commissioner of that...of the United States  
4. Civil Service Commission explains to us that these funds cannot  
5. be appropriated. I want you to know that, as a general rule, it  
6. is the Democratic side that has requested those funds to be ap-  
7. propriated. Unfortunately the Federal law does not allow it.  
8. I think Senator Broom...McBroom is now on the Floor, and perhaps  
9. he can either consent or...or indicate that this is with his  
10. approval.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator McBroom nods approval. Senator Bruce moves to  
13. Table Amendment No. 4 to House Bill 2402. All in favor signify  
14. by saying Aye. Opposed Nay. Amendment No. 4 is Tabled. Any  
15. further amendments? Third reading.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Palmer for what purpose do you arise, in case we  
18. might be able to hear you.

19. SENATOR PALMER:

20. Yeah...yeah, Mr...Mr. President. I was away from my desk  
21. when House Bill 2790 was called, and that's a tax relief bill  
22. for Senior Citizens and I would like to state that I believe  
23. that I have in my district located more Senior Citizen facilities  
24. than any other district in the State and I would like the tape  
25. recorder of the Senate to show that I...if I was here I would  
26. have cast a favorable vote for House Bill 27...2790.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. You are on the tape, Senator. House Bills Second Reading.  
29. Senator Harris. Would you gentlemen...Senator Harris? 2506,  
30. are you ready if we read the bill? Not ready. 2565. Senator  
31. Kenneth Hall? Gentlemen, you're not listening. Senator Hall.  
32. Senator Kenny Hall.

33. SECRETARY:

1. House Bill 2565.

2. (Secretary reads title of bill.)

3. Second reading of the bill. The Committee on Transportation and  
4. Public Utilities offers one amendment.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Hall moves the adoption of the committee amendment  
7. to House Bill 2565. All in favor signify by saying Aye. Opposed.  
8. The Ayes have it. The amendment is adopted. Any further amend-  
9. ments? Any other amendments? Third reading. Senator Berning.  
10. SENATOR BERNING:

11. Thank you, Mr. President. I recognize that there is a great  
12. deal of noise and confusion and you cannot tell whether some of  
13. it is directed toward you or just about you. But I've been try-  
14. ing ever since 2402 was called back from third reading to second  
15. reading because I wanted to be heard on that point. I realize  
16. that now it is too late, but I still want to register my com-  
17. plaint against the removal of amendment No. 4, I think it was.  
18. Because, Mr. President, I think this is as good a time as any  
19. to say to the Federal Government, we are now well able to handle  
20. effectively the dollars they so benignly send to us. We are  
21. responsible enough to know how to spend those dollars and should  
22. not have to be dictated to. Otherwise they can keep the dollars  
23. as far as I am concerned and it's about time we gave that message  
24. to Congress, and I want the record to show that I oppose the  
25. removal of that amendment.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Berning, our record will so show and I accept your  
28. admonition, but I am going to admonish you gentlemen, that we  
29. cannot, absolutely cannot determine who wants to be recognized  
30. with 35 moving targets on the Floor of the Senate. Now that's  
31. just impossible. If you gentlemen are willing to sit down in  
32. your seats and stand up when you want to be recognized, we'll get  
33. you, and we can hardly do it otherwise. House Bills on Second

1. Reading. House Bill No. 2354, Senator Kenneth Hall. Are you  
2. ready for that bill on second reading?

3. SECRETARY:

4. House Bill 2354.

5. (Secretary reads title of bill.)

6. Second reading of the bill. The Committee on Appropriations  
7. offers seven amendments.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Hall and Senator McBroom. Senator Hall.

10. SENATOR HALL:

11. Mr. President, Senator McBroom, has there been a change  
12. since you talked to me?

13. SENATOR MCBROOM:

14. Senator Hall, it's changed about seven times in the past  
15. hour, but I guess we're ready to go. I move the adoption of  
16. Amendment No. 1, if that's the proper motion, Mr. President.  
17. That's the retirement amendment.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator McBroom moves the adoption of the retirement  
20. amendment. All in favor signify by saying Aye. Opposed. The  
21. Ayes have it. The amendment is adopted. Senator McBroom...and Hall.

22. SENATOR MCBROOM:

23. Yes. Move...move the adoption of amendment No. 2. This is  
24. a reduction of 84,000 dollars, Mr. President.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator McBroom has moved the adoption of amendment No. 2.  
27. Any discussion? Senator Hall.

28. SENATOR HALL:

29. Yes, I...I'm going to resist this amendment, Senator, and  
30. I'd ask for the members on this side to also vote for it.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. All in favor...any further discussion? Senator McBroom.

33. SENATOR MCBROOM:



1. We're adding some money back in. I think Senator Hall is  
2. aware of that - on amendment No. 8, and I persist in my motion  
3. and move the adoption of amendment 2.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. All in favor of the adoption of amendment No. 2, signify by  
6. saying Aye. Opposed. The Ayes have it, the amendment's adopted.  
7. Amendment No. 3. One-half minute of relaxation. Don't go away.  
8. Gentlemen...McBroom.

9. SENATOR MCBROOM:

10. Yes, I move the adoption of amendment No. 3, Mr. President.  
11. It transfers...it transfers the Division of Safety and Health  
12. Statistics, Mr. President. I move the adoption of it.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Any discussion? All in favor of adoption of amendment No.  
15. 3 will signify by saying Aye. Opposed. The Ayes have it. The  
16. amendment's adopted. Senator McBroom.

17. SENATOR MCBROOM:

18. Senator Regner's more familiar with this amendment...

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Regner.

21. SENATOR REGNER:

22. Yes, Mr. President and members of the Senate. Senate  
23. Amendment 4 to Sen...House Bill 2354 reduces the budget by 193  
24. thousand, 600 dollars. This is the elimination of the collective  
25. bargaining office in this department which was created by Execu-  
26. tive Order No. 6 of the Governor's. The wordage that he used  
27. in creating this office was...vague word...wordage in the statutes  
28. and also is contrary to Legislative intents, since we have not  
29. passed any collective bargaining legislation to this point.

30. In fact, myself, Senator Hall, Nimrod, Bruce and Senator Daley  
31. have been serving this past year on the issue of collective bar-  
32. gaining from the Industry and Labor Committee. Now we had met  
33. several times and was just two days ago that we had adopted our

1. report and had concluded that we had not reached a decision,  
2. would continue hearings around the State. So since this is  
3. in opposition to Legislative intent, this office, I move the  
4. adoption of Amendment No. 4 to House Bill 2354.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Any discussion? Senator Hall.

7. SENATOR HALL:

8. Yes, Mr. President and Senators. I am opposed to this  
9. amendment.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Bruce.

12. SENATOR BRUCE:

13. Yes, Mr. Chairman and colleagues. This will eliminate  
14. the Office of Collective Bargaining, which the Governor  
15. created by Executive Order. I would like to point out to Senator  
16. Regner that the Executive Order was very carefully drawn so  
17. that the only people covered by it were people directly under  
18. the responsibility of the Governor. It is not a comprehensive,  
19. all inclusive, public employee collective bargaining statute  
20. that we have been considering in our sub-committee. We reported  
21. that sub-committee this week and I appended to that, in my own  
22. opinions of sub-committee work and that is, we have studied  
23. public employee collective bargaining legislation every year  
24. since 1945. I think the Governor rightfully waited and then  
25. responded in that we have to and do presently bargain with  
26. State employees. This allows him two things. It allows him  
27. to develop rules and regulations so that the chaotic situation  
28. that presently exists with negotiation with State employees  
29. is somehow filtered and secondly, the conflict resolution is  
30. handled by a duly constituted board, the Office of Collective  
31. Bargaining. This amendment will re...reduce that appropriation  
32. for that board to zero. The Executive Order remains. I don't  
33. know where we go from here except the Office of Collective

1. Bargaining will operate without a budget. It seems to me we're  
2. being shortsighted; the Governor has seen the problem, developed  
3. a way of resolving conflicts in State Government. It seems to  
4. me we're making a terrible error in removing this amount of money.  
5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Further discussion? Senator Regner.

7. SENATOR REGNER:

8. Yes, Mr. President. Just in closing, I don't know how  
9. interested the employees of the State of Illinois are, because  
10. most of the communications I've had from the State Employees  
11. Association, they were in opposition to that Executive Order  
12. and I do renew my motion to adopt Amendment No. 4 to this House  
13. bill.

14. PRESIDING OFFICER (SENATOR GRAHAM):

15. Ques...Question before the Senate is shall Amendment No.  
16. 4 to House Bill 2354 be adopted. All in favor signify by saying  
17. Aye. Opposed. The Ayes have it; the amendment's adopted. Been  
18. a request for a call of the roll. Roll call will be had. The  
19. question before the Senate is shall we adopt Amendment No. 4 to  
20. House Bill 2354. All in favor of the adoption of Senator Regner's  
21. amendment will vote Aye. Those opposed will vote Nay. The voting  
22. is open. Senator Fawell, please. Have all voted who wish?  
23. Have all voted who wish? Take the record. On this question  
24. the Yeas are 28, the Nays are 23, and amendment No. 4 is adopted.  
25. Amendment No. 5, Senator McBroom.

26. SENATOR MCBROOM:

27. Amendment No. 5 is the legal amendment for the Industrial  
28. Commission. I move the adoption.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any discussion? Senator Hall.

31. SENATOR HALL:

32. I've opposed the others; I oppose this also, and...

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. All in favor of the adoption of amendment No. 5 will sig-  
2. nify by Aye. Those opposed Nay. All those in favor of the  
3. adoption. Opposed. The Ayes have it and the amendment is  
4. adopted. Amendment No. 6, Senator McBroom.

5. SENATOR MCBROOM:

6. Mr. President...yes...I...I defer to Senator Nimrod.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Nimrod.

9. SENATOR NIMROD:

10. Mr. President, I would move to Table amendment No. 6.

11. PRESIDING OFFICER (SENATOR GRAHAM): .

12. All in favor of the Tabling motion signify by saying Aye.

13. Opposed. The Ayes have it. The mo...motion prevails and  
14. amendment is Tabled. Amendment No. 7. Didn't I hear there

15. were seven amendments? This is what I call being prepared.

16. Senator Nimrod, the amendment is on the Secretary's Desk.

17. Do you have anything to add?

18. SENATOR NIMROD:

19. Are we talking...

20. SECRETARY:

21. No. Amendment No. 7 is offered by the Committee on Ap-  
22. propriations.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Gentlemen, what is your pleasure? Senator McBroom. Gentlemen.

25. SENATOR MCBROOM:

26. Move the adoption.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator McBroom moves the adoption of amendment No. 7.

29. SENATOR MCBROOM:

30. That...this is the Federal funding. It's what we refer to  
31. as the weasel clause, Mr. President. I move the adoption.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. All in favor of the adoption of amendment No. 7 will signify

1. by saying Aye. Opposed. The Ayes have it. The amendment is  
2. adopted.

3. SECRETARY:

4. Amendment No. 8, offered by Senator Nimrod.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Nimrod.

7. SENATOR NIMROD:

8. Mr. President, on amendment No. 8, this restores position  
9. for the Public Information Officer in the general office of  
10. Department of Labor and we did find some duplication which was  
11. called to our attention and it does call for restoration of  
12. some 28,000 dollars in the Private Employment Division and  
13. the Labor Standard Division and also restores 10,000 dollars  
14. in the Welfare Rehabilitation Service and I...a total of  
15. 54,379 and I would move for its adoption.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. All in favor of the adoption of amendment No. 8 will sig-  
18. nify by saying Aye. Opposed. The Ayes have; the amendment is  
19. adopted. Any further amendments?

20. SECRETARY:

21. Amendment No. 9, offered by Senator Nimrod.

22. PRESIDING OFFICER (SENATOR GRAHAM):

23. Senator Nimrod.

24. SENATOR NIMROD:

25. Mr. President, what amendment No. 9 is is basically a re-  
26. arrangement of amendment No. 6. It puts it into its proper  
27. categories and what this basically does is to affect the Occupa-  
28. tional Safety and Health Act, after some very close and care-  
29. ful examination within the programs there. This amendment does  
30. provide for some one million dollars into the Occupational  
31. Safety and Health Act and we feel that it covers all the cate-  
32. gories involved and I would move for its adoption.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. There has been a motion to adopt Amendment No. 9 to House  
2. Bill 2354. All...any discussion? Senators Hall, Hynes or  
3. Bruce. Who's first? Senator Hall. And again, Gentlemen, I  
4. would like to remind those that are visiting and those that  
5. belong here that the Senate is in session. Senator Hall.

6. SENATOR HALL:

7. Mr. President...Mr. President and members of the Senate.  
8. I want to call to your attention. I don't think you have taken  
9. in consideration what you're doing to this...in...in...in this  
10. amendment. You're cutting out four of the...of their main  
11. programs in this system. I will refer to Senator Bruce and he  
12. can explain to you some of things that you're doing here, Gen-  
13. tlemen. I think you ought to take serious consideration before  
14. you make this move.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. I recognize the counsellor from...

17. SENATOR BRUCE:

18. Yes, Mr. President, I rise in opposition to this amendment.  
19. It is one that I think will have a...a...a very serious impact  
20. on factory workers in Illinois. We have in Illinois more than  
21. 600,000 accident reports filed every year with the Industrial  
22. Commission. They have absolutely no way of collating that mater-  
23. ial. This money would have been used to install a data system  
24. of computers so that they could somehow find out why accidents  
25. occur. There are two ways we can handle industrial accidents  
26. in Illinois. We can pay the Industrial Commission for claims  
27. and have the companies insured, or we can prevent accidents.  
28. Every day in Illinois 3,000 people are injured in factories.  
29. Yet we are saying by this amendment we don't care how you got  
30. hurt. We don't want the Industrial Commission to prepare the  
31. data, to issue reports under OSHA to know what factories and  
32. what machines are causing accidents. In my hometown within  
33. the last month I saw a 21 year old boy lose his right hand.

1. I saw a 24 year old young man lose his right leg. I want to  
2. know why. I don't want him paid. No amount of money that the  
3. Industrial Commission can pay will compensate that boy adequately  
4. for a loss of a right hand or the loss of a right leg. We need  
5. the data. 600,000 reports. The Industrial Commission passes  
6. out more money - 100 million dollars every year. That's more  
7. than any court in the State of Illinois and we will not allow  
8. them to collate the data. Now it seems to me we are saying to  
9. workers around this State. We don't want to prevent accidents,  
10. and I think we do. I think Senator Nimrod wants to participate  
11. in reducing the accident level in the State of Illinois, but I  
12. think we make a serious error when we cut out the only thing the  
13. Industrial Commission can use to prevent accidents. Now I would  
14. oppose this amendment.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Further discussion? Senator Nimrod? Senator Hynes?

17. SENATOR HYNES:

18. Well, Mr. President, there are also a couple of other pro-  
19. blems. I...I frankly think that this...this amendment has not  
20. been carefully thought out. I...I...I also believe that there  
21. is some incorrect information that may have been made available  
22. to Senator Nimrod in the preparation of it. Two other points  
23. that ought to be made in addition to what Senator Bruce mentioned.  
24. The Federal requirements under the Bureau of Labor Statistics  
25. Program mandate that the State of Illinois spend 531,000 dollars  
26. this year or the Federal Government will preempt the jurisdiction  
27. and we will lose any ability to be operative in the safety field.  
28. Secondly, three important new initiatives of the Commission are  
29. going to be brought to a halt if this money is removed. The  
30. over-all affect of this amendment, I think, is devastating and  
31. it ought to be resisted. I would suggest that it be carefully  
32. considered and that the impact of this amendment be carefully  
33. considered before members vote.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Nimrod may close the debate.

3. SENATOR NIMROD:

4. Mr...Mr. President, I couldn't agree more with Senator Bruce  
5. nor could I agree more with Senator Hynes and some of the state-  
6. ments that have been made here; however, I want you to know that  
7. the 600,000 accident reports you refer to, Mr. Bruce...Senator  
8. Bruce, are sitting in the Industrial Commission and haven't even  
9. been processed. There's adequate money involved in this. Are  
10. you aware, for example, that there's 150,000 dollars to make a  
11. DLS Survey which is going to be required, which only spent 50,000  
12. dollars last year? Why should we provide 300,000 when it only  
13. cost them about 50,000 to do it in the 10 month period. There's  
14. 213,000 dollars in this program to provide for taking care of  
15. cause and learning the accident reports. There's 5...424,000  
16. dollars in this account to take care of setting up a Management  
17. Information System. The Industrial Commission has been derelict  
18. and has not even been able to make a report to the Federal Gov-  
19. ernment because all the reports are sitting in their office and  
20. have not been accumulated. What they want to do is to...and the  
21. monies to take care of the other systems for docketing are all  
22. available. All I can tell you is that there's 134,000 dollars  
23. in this program to take care of the citations and registrations.  
24. Do you know how many reports there were that came in on citations  
25. - 32. 12 were settled; 11 were...were...were heard. For 11 cases  
26. to be heard there's 134,000 dollars made available to them.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator, I'm afraid we're discussing the merits of the bill.

29. SENATOR NIMROD:

30. No, this...this...this is the amendment, because the amend-  
31. ment provides the monies for these various categories. There is  
32. now over 1 million dollars of our money here. What is at issue  
33. is this. Is what they want to do is provide additional money. I



1. do not believe we should be taking Federal money just because it  
2. happens to be available. It is not true that we would lose...  
3. that we would be preempted. It happens to be that there's money  
4. available and if we don't take it nothing happens. There's ade-  
5. quate money to take care of the report form, on the 103 form,  
6. which is the only requirement to make of the 29,000 items which  
7. will become in our category. I happen to know a little bit about  
8. this subject. In fact there is a little plan right here and on  
9. ...and on one of the pages it calls for a system that's supposed  
10. to be put in affect. It happens that the Industrial Commission  
11. is anxious to involve a private company to cause and to be involved  
12. into a contract with this area so that they can go ahead and do it.  
13. There's some question about this group. In fact they're in a  
14. law suit right now with a joint commission and accreditation -  
15. on hospital accreditation. It's this same company that wants  
16. them...

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator, you're on the second time around on your clock.

19. SENATOR NIMROD:

20. Well, all I can tell you is this, in closing. Is that  
21. this amendment and the money...provided in this area are more  
22. than ample and that there isn't enough time and there isn't  
23. enough adequate time to put enough people to work to take care  
24. of all the money that's available in this program, and it runs  
25. over a million and a half dollars, and I would move for the  
26. adoption of this amendment.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Hall, one brief remark...please gentlemen.

29. SENATOR HALL:

30. I'd just like a roll call on this cause...in opposition  
31. to this.

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Senator...the question before the Senate is shall we adopt

1. Amendment No. 9 to House Bill 2354. There has been a request  
2. for a call of the roll. Those in favor of the adoption of  
3. Senator Nimrod's amendment will vote Aye. Those opposed will  
4. vote Nay. The voting is open. Have all voted who wish? Any-  
5. body registering their seats? Have all voted who wish? Take  
6. the record. Stay in your seats, men. On this question the  
7. Yeas are 27 and the Nays were 25, 7...none voting Present. The  
8. amendment is adopted. Next bill will be House Bill 2616. Third  
9. reading...it...oh, I'm sorry...any further amendments? 2354.  
10. Senator Bruce. Any further amendments? Third reading. The  
11. next bill will be House Bill 2616.

12. SECRETARY:

13. House Bill 2616.

14. (Secretary reads title of bill.)

15. Second reading of the bill. No committee amendments. Amendment  
16. No. 1 by Senator Bruce.

17. PRESIDING OFFICER (SENATOR GRAHAM):

18. Senator Harris is...or Senator Mohr is handling this bill  
19. for Senator Harris. Senator Bruce.

20. SENATOR BRUCE:

21. Yes, Mr. President. There'll be five amendments to 2616.  
22. Amendment No. 1 incorporates the concept in a...a House bill by  
23. C. L. McCormick. It's similar to the one that I have introduced,  
24. but I think, frankly, that this amendment is a more appropriate  
25. way. It will contribute 7 dollars per month for every employee  
26. in the State of Illinois for dependent optional coverage. I  
27. would move its adoption.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Any discussion? All in favor of the adoption of amendment  
30. No. 1 will signify by saying Aye. Opposed. The Ayes have it  
31. and the amendment is adopted. It's 2616, Senator Conolly.  
32. Further amendments? Senator Bruce.

33. SECRETARY:

1. Amendment No. 2, Senator Bruce.

2. SENATOR BRUCE:

3. Yes, Mr. President. Amendment No. 2 deletes that provision  
4. of the bill which related to accounting and unit...and adminis-  
5. tration. This amendment will unify the administration between  
6. the Board and the Department of Personnel and insures that the funds  
7. will follow the function once we transfer this in Jan...in Janu-  
8. ary 1, 1975. I would move its adoption.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Any discussion? All in favor of the adoption of amendment  
11. No. 2 will signify by saying Aye. Opposed. The Ayes have it.  
12. The amendment's adopted. Amendment No. 3, Senator Bruce.

13. SENATOR BRUCE:

14. Yes, Mr. President. No...No. 3 insures that the records  
15. presently maintained on the State Employees Group Insurance  
16. Program will remain within the Department of Personnel, but they  
17. will be available to the new Group Insurance Board. I would  
18. move its adoption.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Any discussion? Question is shall Amendment No. 3 to  
21. House Bill 2616 be adopted. All in favor signify by saying Aye.  
22. Op...Opposed. The Ayes have it. The amendment's adopted.  
23. Amendment No. 4, Senator Bruce.

24. SENATOR BRUCE:

25. Yes, Mr. President. Amendment No. 4 deletes from 2616 the  
26. ...the requirement that the bidders present a program for local  
27. governments so that they could also participate in the State  
28. program. It's the feeling that we could not be on board by 1976  
29. with a program that would be available to all units of local  
30. government. The best thing to do is delete those units and try  
31. to work through the board in the coming years. I would move its  
32. adoption.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Motion is to adopt...any discussion? All in favor of the  
2. adoption of Amendment No. 4 to House Bill 2616 will signify by  
3. saying Aye. Opposed. The Ayes have it; the amendment's adopted.  
4. PRESIDING OFFICER (SENATOR GRAHAM):  
5. Amendment No. 5, Senator Bruce.  
6. SENATOR BRUCE:  
7. Yes, this is the Nudelman amendment. It changes the word  
8. Managing Director to Executive Secretary to conform with the  
9. remainder of the bill. It puts the entire section in conformity.  
10. I would move its adoption.  
11. PRESIDING OFFICER (SENATOR GRAHAM):  
12. All in favor of the adoption of the Nudelman amendment  
13. will signify by saying Aye. Opposed. The Ayes have it and  
14. Amendment No. 5 is adopted. Any further amendments? Third  
15. reading. House Bill 2617.  
16. SECRETARY:  
17. House Bill 2617.  
18. (Secretary reads title of bill.)  
19. Second reading of the bill. No committee amendments.  
20. PRESIDING OFFICER (SENATOR GRAHAM):  
21. Senator Mohr? Any amendments from the Floor? Third reading.  
22. House Bill 2618.  
23. SECRETARY:  
24. House Bill 2618.  
25. (Secretary reads title of bill.)  
26. Second reading of the bill. No committee amendments.  
27. PRESIDING OFFICER (SENATOR GRAHAM):  
28. Any amendments from the Floor?  
29. SECRETARY:  
30. Amendment No. 1, offered by Senator Bruce.  
31. PRESIDING OFFICER (SENATOR GRAHAM):  
32. Senator Bruce.  
33. SENATOR BRUCE:

1. Yes, because of the change in the composition of the Board  
2. this amendment will reduce the appropriation from 175,000 to  
3. 125,000. I would move its adoption.  
4. PRESIDING OFFICER (SENATOR GRAHAM):  
5. Any discussion? All in favor of the adoption of Amendment  
6. No. 1 to House Bill 2618 signify by saying Aye. Opposed. The  
7. Ayes have it; the amendment's adopted. Any further amendments?  
8. Third reading. Senator Harris. President Harris.  
9. SENATOR HARRIS:  
10. Mr. President, are we still on the o...are you finished with  
11. 2618?  
12. PRESIDING OFFICER (SENATOR GRAHAM):  
13. Yes, it's on third reading now.  
14. SENATOR HARRIS:  
15. Yes. With the clear understanding...yes...Senator Knuepfer  
16. wants to move a bill with the clear understanding that it can be  
17. recalled tomorrow for anyone who wants to offer amen...amendments.  
18. Perhaps you should recognize Senator Knuepfer.  
19. PRESIDING OFFICER (SENATOR GRAHAM):  
20. Senator Knuepfer.  
21. SENATOR KNUEPFER:  
22. Well, I think Senator Harris has said it all. I want to  
23. move it just to get it on third reading today and tomorrow we  
24. will bring it back if anybody wants it, put on any amendments  
25. or discuss any amendments at least. I would move...move it then.  
26. SECRETARY:  
27. House Bill 2851.  
28. (Secretary reads title of bill.)  
29. Second reading of the bill. No committee amendments.  
30. PRESIDING OFFICER (SENATOR GRAHAM):  
31. Any amendments at this time? Third reading. 2506.  
32. SECRETARY:  
33. House Bill 2506.

1. (Secretary reads title of bill.)

2. Second reading of the bill. No committee amendments. Amendment  
3. No. 1, offered by Senator Harris.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Harris.

6. SENATOR HARRIS:

Mr. President, the affect of amendment No. 1 is...

7. PRESIDING OFFICER (SENATOR GRAHAM):

Gentlemen, please.

8. SENATOR HARRIS:

Under the provisions, the bill as introduced, the Insurance  
Laws Study Commission would be made a permanent commission. The  
effect of Amendment No. 1 to this bill is to do two things. To  
change that concept to the law relating to the Insurance Laws  
Study Commission today, and that is that it's a temporary com-  
mission which will expire on the 30th of June 1975. Additionally,  
the amendment gives subpoena power to the commission and addi-  
tionally the name of the commission, which would be a temporary  
commission, is changed from the Insurance Laws Study Commission  
to the Illinois Insurance Laws Investigative Commission. Now I  
have discussed this amendment with Senator Rock and with Senator  
Sours. I do not want to represent at all that they are enamored  
of the amendment. Representative Epton and I have had communica-  
tions with them and I believe in the instance of Senator Rock,  
his original objections have been removed. I believe Senator  
Sours still is negative about this whole business, but I want  
the membership to understand that that is what I am doing with  
this amendment. We are changing from the original bill, making  
the Commission a permanent commission to...to continuing it as  
it is now a temporary commission. We are adding subpoena power  
and we are changing its name to the Insurance Laws Investigative  
Commission. I would urge the adoption of the amendment.

9. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Bell.

2. SENATOR BELL:

3. Yes, Mr. President. Senator Harris, this Commission has  
4. been renewed for several...several different sessions now,  
5. several different years. It seems to me that insurance laws  
6. in the State of Illinois are constantly being scanned, looked  
7. at, studied, changed, and in many cases this is certainly neces-  
8. sary. We have a highly volatile society that insurance reflects  
9. much of the volatility. Now Insurance Laws Study Commission to  
10. me, as a member of that Commission, would seem to me that it  
11. should be something other than a temporary commission that con-  
12. stantly has to be addressed year after year to reformatize the  
13. status of that Commission. Senator Harris, I might ask a ques-  
14. tion, why are we having problems with doing that this year?

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Harris.

17. SENATOR HARRIS:

18. The present law provides for this Commission to extend to...

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. He's answering your question, Senator Bell.

21. SENATOR HARRIS:

22. ...to extend to the 30th of June of next year. The chair-  
23. man of the Commission has been insistent about adding subpoena  
24. power. I talked to the co-chairman of the Investigative Com-  
25. mission, the Legislative Investigative Commission, who had some  
26. problems about that concept. They are willing to join in ex-  
27. tending this authority...I'm sorry...in giving this authority for  
28. this year of trial period. We will have an opportunity, a year  
29. from now, to address ourselves to the problem of whether the use  
30. of the subpoena power has been abused, and we can address our-  
31. selves then to the question of making permanent or whether we do  
32. not want to make permanent this Commission. Now I don't know  
33. whether that's an adequate response, but we have had some problems

1. about this Commission. I agreed in the last day or so to pick up  
2. the sponsorship of this bill and proceed with it. Otherwise, of  
3. course, the whole matter would have been left in Limbo insofar as  
4. continuing this Commission.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Sours.  
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SENATOR SOURS:

1. The last...the last thing, Mr. President and Senators, is  
2. a desire on my part to oppose the leader on this side of the  
3. aisle. However, I...I...I think I should comment on this. At  
4. the present time, so far as I know, the only Commission having  
5. subpoena powers is what we used to call the Illinois Crime Com-  
6. mission. It now has another name. Illinois Investigating Com-  
7. mission...Legislative Investigating Commission. Now, that Com-  
8. mission from the very beginning and up till quite recently, has  
9. been dealing with certain elements of our criminal society which  
10. had infiltrated many legitimate businesses, participated in the  
11. juice racket and had a number of strikes, shall we say, against  
12. them. Now, we also in that Illinois Investigating Commission,  
13. had the right to grant immunity, and that was done on several  
14. occasions. We published a book, a report, entitled "The...The  
15. Antisocial Register", which included quite a number of some  
16. very, very bad people, some of whom even were found in a mori-  
17. bund condition by the time we had the report printed. Now we're  
18. not dealing with that kind of situation here. I...I...I don't  
19. believe we should grant to this investigatory body either the  
20. right to find a recalcitrant, contumacious witness in contempt  
21. of court or grant that person the right of immunity. I think  
22. that ought to be...that ought to be reserved for the...that class  
23. of society which is far over the line of demarkation between  
24. right and wrong. I think to permit this, the right of holding  
25. someone in contempt, or the right of immunity, is pretty much  
26. what we see what's going on in Chicago where the United States  
27. District Attorney is granting immunity and getting former con-  
28. spirators to testify against other conspirators. I think we  
29. have worshipped far, too long at the bier of witnesses who are  
30. willing to recant so they can get off scot-free. I think the  
31. purpose of Senator Harris' bill is...are...are good, but I  
32. certainly cannot support the right of the subpoena, the right  
33. to have a contumacious witness found in contempt of court, or

1. the right to grant immunity and immediately apply the purgative  
2. to that witness so he can squeal on other people. I think we've  
3. had our belly full of that in the District of Columbia in re-  
4. cent months.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Any further discussion? Senator Harris.

7. SENATOR HARRIS:

8. Well, I would just point out that every standing committee  
9. of the Senate and of the House has subpoena power. I don't  
10. think it's ever been abused. This is a power that the chairman  
11. who is...of this Commission, who is a dedicated public servant  
12. and who has made a great contribution to the whole business of  
13. information relative to our problems within the insurance field,  
14. I believe, is sound and worthy of our support.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Question.

17. SENATOR HARRIS:

18. I would urge the adoption of the amendment.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Question is does the Senate adopt Amendment No. 1 to House  
21. Bill 2506. All those in favor will signify by saying Aye. Op-  
22. posed. The Ayes have it, the amendment's adopted. Been a re-  
23. quest for a call of the roll. The roll be...will be called.  
24. Those favoring the adoption of Senator Harris amendment will vote  
25. Aye. Those opposed will vote Nay. The voting is open. Bell.  
26. Will someone please vote me Aye. Have all voted who wish? Have  
27. all voted who wish? Take the record. On that question the Yeas  
28. were 26, the Nays were 26. The motion to adopt fails. Any fur-  
29. ther amendments? Third reading. My information indicates that  
30. we have completed House Bills on the Second Reading. We go to  
31. other orders of business and it has been requested that go to...  
32. Senator Bruce, for what purpose do you arise?

33. SENATOR BRUCE:

6/27/74

SB 1568

Nonconcurrance

1. Why, just a question. There are some bills, 2787 through  
2. 2827 that were not moved that are appropriation bills. Did we  
3. intend to leave those?

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. It's al...it's already moved. You were out for a sandwich.  
6. They've already been moved. Senator...there's been a request  
7. to go to the order of business on the Secretary's Desk. Sena-  
8. tor Roe. Senator Roe on 1568 on the Secretary's Desk.

9. SENATOR ROE:

10. Mr. President, I would move that the Senate nonconcur in  
11. the amendment on Senate Bill 1568 and request the House to re-  
12. cede.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. The motion by Senator Roe is that...that the Senate does  
15. not concur in what amendment, Senator? On amendments 2 and  
16. ...1 and 2 and a...and asks the House to recede. All in favor  
17. signify by saying Aye. Opposed. The motion carries. Senator  
18. Rock. Any other business on the Secretary's Desk? Senator  
19. Rock, I think...Senator Dougherty.

20. SENATOR DOUGHERTY:

21. Mr. President, I believe that House Bill 2353, the Con-  
22. ference Committee report is on the Secretary's desk. Am I  
23. correct?

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Not as far as I...my records are concerned. I am informed  
26. that you, as usual, are correct and what do you choose to do  
27. about it? Senator Dougherty.

28. SENATOR DOUGHERTY:

29. Mr. President, I move that we concur on the Conference  
30. Committee report on House Bill 2353.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Do you mean that the Senate do adopt the Conference Commit-  
33. tee report on Senate Bill 23...House Bill 2353?

1. SENATOR DOUGHERTY:

2. That is correct.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. You have heard the motion of the Senator from Chicago. Any  
5. discussion? The question before the Senate is does...shall we  
6. adopt the Conference Committee report on House Bill 2353. The  
7. Secretary will call the roll. All those in favor will vote Aye.  
8. Those opposed will vote Nay. The vot...voting is open. Fawell.  
9. Have all voted who wish? Take the record. On this question the  
10. Yeas are 48, the Nays are 1. Motion having received the consti-  
11. tutional majority is therefore...a motion to concur to adopt,  
12. having received the constitutional majority, is therefore adopted  
13. and the bill is declared passed. Messages from the House.

14. SECRETARY:

15. (Secretary reads Message from the House.)

16. Mr. President, I am directed to inform the Senate  
17. the House of Representatives has concurred with the  
18. Senate in the adoption of their amendments numbered  
19. 1 and 2 to a bill of the following title: House Bill  
20. 2357. I am further directed to inform the Senate that  
21. the House of Representatives has refused to concur with  
22. the Senate in the adoption of the following amendment:  
23. Amendment No. 3.

24. PRESIDING OFFICER (SENATOR GRAHAM):

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Thank you, Mr. President and members of the Senate. I re-  
28. fuse to recede on Amendment No. 3 to House Bill 2357 and request  
29. a Conference Committee.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Vadalabene moves to nonconcur in the House Amendment  
32. ...refuse to recede and ask that a Com...Committee on Conference  
33. be appointed. House Bill 2357. All in favor signify by saying

1. Aye. Opposed. Senator Knuepfer.

2. SENATOR KNUEPFER:

3. I want to know what the House amendment is that we're refus-  
4. ing to concur in. I might want to concur. .

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes. Thank you, Mr. President. The...the House Amendment  
9. No. 3 is the cost of living increase that we added on here in  
10. the...in the Senate.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Knuepfer. All in favor of the motion by Senator  
13. Vadalabene signify by saying Aye. Opposed. The Ayes have it  
14. and the House will be so informed. Senator Newhouse.

15. SENATOR NEWHOUSE:

16. Thank you, Mr. President. I was trying to get your atten-  
17. tion while we were on the Secretary's Desk. I have Senate Bill  
18. No. 917 and I would move that the Senate concur in the House  
19. Amendment No. 2 to that bill.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. There's been a motion by Senator Newhouse that the Senate  
22. do concur in House Amendment No. 2 to Senate Bill 917. Any  
23. discussion? Senator Fawell.

24. SENATOR FAWELL:

25. Yes, I...I...I simply wanted to put into the record that  
26. the effect of House Amendment No. 2, and I think Senator New-  
27. house, I...can confirm this. There has been a...a fairly  
28. significant policy change made. It's one that I think we ought  
29. to at least have knowledge of and it pertains to the...the amount  
30. of aid which is given to our non-public colleges and universities  
31. which, as I...as I understand it, has heretofore been on the  
32. basis of up to 100 dollars per student who is a monetary scholar-  
33. ship winner and a Freshman or Sophomore at our private colleges

1. and universities. This has been changed so that the private  
2. colleges and universities will receive up to 100 dollars for  
3. every resident that is attending the college rather than every  
4. resident who is a monetary award...a monetary scholarship award  
5. winner. That is significant only if one considers that the  
6. appropriation is going to be increased. There's a 6 million  
7. dollar appropriation as I understand it and there is wording  
8. in the legislation which gives only a prorata distribution  
9. to our colleges and universities if...if and when the money  
10. runs out. What I would want to put in the record and I think  
11. all of us...

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. May we have some order, please?

14. SENATOR FAWELL:

15. I don't suppose many are paying attention to this, but  
16. I think next year you will find that if we are assuming that  
17. the Legislature is saying that we ought to be giving 100 dol-  
18. lars per resident that attends a private college or university  
19. in the Freshman or Sophomore year, then 6 million dollars won't  
20. come anywhere near funding. I've talked to Mr. Weber and others  
21. of the...representing the private colleges and universities.  
22. They had indicated that that is not their intention. They  
23. understand that there's a 6 million dollar appropriation. They  
24. feel that each year they fall 3 or 400,000 dollars short of  
25. that and they are only interested in claiming the full 6 million  
26. and recognize that the up to 100 dollars per student are words  
27. of monetary limitation and do not indicate that this is an  
28. implied promise by the Legislature that we would be...

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator, just a minute. Will the Senators be in their seats,  
31. please?

32. SENATOR FAWELL:

33. If nothing else, Mr. President, I merely want to get this

1. in the record so we might be able to look at it next year. Be-  
2. cause I am afraid, and Senator Newhouse, I think, agrees that  
3. this could be mistaken to be a promise on the part of the Legis-  
4. lature that we would be appropriating on the basis of 100 dollars  
5. per student, that is, a resident of a private college or uni-  
6. versity and that is not the intent of the Legislature obviously  
7. because up this point we have never adopted that policy and  
8. I think it's very significant therefore that the main intent  
9. here is only to enable our private colleges and universities to  
10. claim the full amount appropriated and recommended by the Board  
11. of Higher Education for this particular purpose of aid to our  
12. non-public colleges and universities and, thus, I say this so  
13. that we all can understand that there is a significant change  
14. of policy representing...represented by the House amendment and  
15. hopefully if and when the private colleges should come in and  
16. ask for a great deal more money on the assumption that they're  
17. entitled to 100 dollars per students, we can perhaps go back  
18. and dig out this record and then...then show that this was not  
19. certainly the intent of the Legislature.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Soper.

22. SENATOR SOPER:

23. I...I wonder if Senator Newhouse could hold this until to-  
24. morrow morning so we could study this thing? I...I want the  
25. staff to look at this. We don't know what this is all...we  
26. could be here all night on this. I think we can clear it up  
27. by morning.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Do ye...do ye yield to Senator Soper's request? He does.  
30. Take it out of the record. Senator Nudelman.

31. SENATOR NUDELMAN:

32. Mr. President, thank you. House Bills 2089 and 2090 are  
33. in the Committee in Rules and at this...I haven't spoken any-

1. body about this, Mr. President. I would move to discharge the  
2. Committee on Rules from further consideration of these two bills  
3. and to advance them to the order of second reading.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Soper.

6. SENATOR SOPER:

7. Yeah. Mr. President. Senator Harris. Senator Harris.  
8. There's been a...been a motion to discharge two bills from the  
9. Committee on Rules by Senator Nudelman. I don't know the num-  
10. bers of the bills. He said he hasn't talked it over with any-  
11. body. And I think you ought to know what he's trying to do.  
12. We haven't done that yet. Before...you know...while we're...  
13. while we're at ease here before we fall asleep, and somebody  
14. puts an end play on us, let's find out what we're doing.

15. PRESIDING OFFICER (SENATOR MOHR):

16. I don't know...

17. SENATOR SOPER:

18. Senator Nudelman, will you tell us what the number of the  
19. bills are?

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Nudelman.

22. SENATOR NUDELMAN:

23. Senator, I meant by...when I meant...what I meant when I  
24. said I hadn't spoken about it with anybody, I meant I hadn't  
25. reached any agreement. I had informed President Harris that I  
26. was going to make this motion, but I got no promises from any-  
27. body. That's what I meant when I said I hadn't spoken with  
28. anybody. The numbers are House Bills 2089 and 2090.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Graham.

31. SENATOR GRAHAM:

32. Now, Mr. Chairman...Mr. President and members of the Senate.  
33. The members of this Rules Committee...and if this sounds like a



1. broken record, it may be, have worked hours and hours and hours  
2. when the rest of you ladies and gentlemen were asleep. I have  
3. resisted strongly discharging the Committee on Rules from any  
4. bill all during this session, and I must register my opposition  
5. to you, Senator Nudelman, on this motion.

6. SENATOR HARRIS:

7. Well, Mr. President, it is certainly accurate. Senator  
8. Nudelman did talk to me about his intention to put this motion.  
9. I indicated that I would...I think I smiled and said, why sure  
10. go ahead and put the motion but I'll have to resist it and I  
11. just think that at this point we must sustain the decisions of  
12. the Rules Committee, and I might point out, we haven't done the  
13. kind of job in the Rules Committee that I really hoped we were  
14. going to do when we started the session, that we really would  
15. ...would be a more severe road block than we have been, so I  
16. would urge the general membership to support the Rules Committee  
17. and resist Senator Nudelman's motion.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Walker.

20. SENATOR WALKER:

21. Thank you, Mr. President. I heartily concur with President  
22. Harris' statement when I look at this calendar. I think Sena-  
23. tor Rock has a similar motion...

24. PRESIDING OFFICER (SENATOR MOHR):

25. For what purpose Senator Nudelman arise?

26. SENATOR NUDELMAN:

27. I want to move the previous question.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Do you want to withdraw that motion, Senator? All those  
30. in favor of discharging the Rules Committee on 2089 and 2090.  
31. All those in favor signify by saying Aye. Opposed? Sorry.  
32. Motion fails. Next case, Senator Rock.

33. SENATOR ROCK:

1. Is...is...is this the one we're on now, Senator Walker?  
2. Senator Walker's been waiting patiently for this motion. I  
3. am now moving at this time, Mr. President, to discharge the  
4. Committee on Credit Regulations and Licensed Activities from  
5. further consideration on House Bill 2588. This is the only  
6. bill, I believe, that remains in the committee, and rather than  
7. put the members through a meeting, we have agreed jointly to  
8. discharge the committee. This is an amendment to the Criminal  
9. Code and it was worked quite thoroughly in the House. It's a  
10. regulation of debt collection. You are probably all familiar  
11. with the articles in the news media. I have, in addition, an  
12. amendment which again is an agreed amendment. Senator Graham  
13. and Senator Harris and Senator Walker and I have been working  
14. all day on this amendment. It just came from the Reference  
15. Bureau and we are now in a position to put the shape...put the  
16. bill in the shape we think it should be in. I would therefore  
17. move that this bill be discharged from further consideration by  
18. that committee; placed on the order of second reading, at which  
19. time I will offer this amendment and ask that it be adopted.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Graham.

22. SENATOR GRAHAM:

23. Mr. President and members of the Senate. I would ha...  
24. six hours ago would have objected to this. But there has been  
25. a meeting of the people that were involved in the content of  
26. this bill and there has been a general agreement among the  
27. principals involved and they support Senator Rock's amendment  
28. ...or motion, and so do I.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Senator Rock moves to discharge the Committee on Credit  
31. Regulations and License Activities on House Bill 2588. All  
32. those in favor signify by saying Aye. Opposed? The Ayes have  
33. it. The motion carries. The Committee is...has been discharged.

1. Senator Rock.

2. SENATOR ROCK:

3. I wonder, Mr. President, if I might have this bill read

4. a second time so that I can offer this agreed amendment?

5. PRESIDING OFFICER (SENATOR MOHR):

6. Just stand at ease. That bill is coming out from the

7. Secretary's office. Further motions? Senator Rock, 2588.

8. SECRETARY:

9. House Bill 2588.

10. (Secretary reads title of bill.)

11. Second reading of the bill. No committee amendments. Amendment

12. No. 1, offered by Senator Rock.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr....thank you, Mr. President. The amendment,

17. which again we have worked on all day long, does essentially

18. two things. One, it defines explicitly those persons or cor-

19. porations, who are included and excluded from the operation

20. of this statute; and secondly, it provides that the Commission

21. of the Deceptive Collection Practice is a business offense

22. under the Uniform Code of Corrections, punishable by a fine

23. not to exceed 3,000 dollars. Now those...those in my explana-

24. tion are the only two things that this amendment will do and I

25. would move adoption of amendment No. 1.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Rock moves the adoption of Amendment No. 1 to

28. House Bill 2588. All those in favor signify by saying Aye.

29. Opposed. Mo...the amendment is adopted. Senator Rock.

30. SENATOR ROCK:

31. Thank you, Mr. President. I would now ask that it be

32. properly moved and I will assure the membership that I will

33. hold it until everybody's had an opportunity to read this

1. bill. Will hold it till the last possible moment.

2. PRESIDING OFFICER (SENATOR MOHR):

3. The bill will be advanced to third reading. Senator  
4. Knuepfer.

5. SENATOR KNUEPFER:

6. I'm wondering if we are on the morder...order of motions  
7. that I can address myself to the order...to the motion that I  
8. made in writing on Senate Bill 638 last night?

9. PRESIDING OFFICER (SENATOR MOHR):

10. Yes, Senator Knuepfer.

11. SENATOR KNUEPFER:

12. The motion was, and I will repeat it. Having voted on  
13. the prevailing side of the Conference Committee report on  
14. Senate Bill 638, I hereby move to reconsider the vote by which  
15. the Conference Committee report was adopted. I expressed my  
16. concern last night...can we break up that conference in the  
17. back with one of our leaders?

18. PRESIDING OFFICER (SENATOR MOHR):

19. Yes, may we. Leadercerence.

20. SENATOR KNUEPFER:

21. I...I expressed my concern last night with my having voted  
22. on this. I would be hopeful that explanations on these motions  
23. are clearer, although I recognize that it was my fault that I  
24. did not pay careful enough attention. I'm not sure whether  
25. this amendment that has been added on, whether the...by the  
26. Conference Committee is in truth retrospective or whether it is  
27. prospective. I'm not sure whether it applies to acts that have  
28. already been...that convictions have already been made for or  
29. whether it applies to possible convictions in the future. I  
30. want to say also that I well recognize that none of us are per-  
31. fect and there is, I guess, some larceny in all of us. But on  
32. the other hand, I think that is no reason to change what I con-  
33. sider to be a perfectly good and sound public policy and that

1. public policy being to deny the pension rights. I do not think  
2. that the public by and large is aware that one of the  
3. reasons we are so frequently in the spotlight is because we do  
4. have the power to make decisions and having the power to make  
5. decisions invites bribery, invites many other kinds of illicit  
6. or illegal actions on a far greater basis than the average per-  
7. son in...outside of public life is subjected to. Because of our  
8. positions as decisionmakers, we are placed in that position and  
9. consequently we have far more opportunities to get in trouble  
10. than other people do. We do that from time to time as well. And  
11. while I think that one must always remember that charity is an  
12. important virtue, I think our public policy ought to continue  
13. to reflect the kind of statutes that we have now which say  
14. this is a penalty for your actions. You ought to know it when  
15. you go into public life and you ought to govern yourself accord-  
16. ingly. I, therefore, ma...make my motion that we reconsider the  
17. vote so at least this Senator can get his vote in line with his  
18. feelings on this subject.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Further discussion? Senator Rock.

21. SENATOR ROCK:

22. As long as we are in the realm of self-righteousness, I  
23. would like to point out that Article 13, Section 5 of the new  
24. Constitution of our State, recites as follows. That member...  
25. membership in any pension or retirement system of the State  
26. and a unit of local government or school district or any agency  
27. or instrumentality thereof, shall be an enforceable and con-  
28. tractual relationship, the benefits of which shall not be  
29. diminished or impaired. Period.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Berning.

32. SENATOR BERNING:

33. Thank you, Mr. President. Because I was a member of the

1. Conference Committee and did sign the Conference Committee re-  
2. port and therefore was mentioned publicly as having participated  
3. in what was imbu...implied to be a nefarious scheme to help a  
4. convict. I too must comment briefly on some of the aspects of  
5. this particular Conference Committee report and I was going to  
6. allude to the same section of the Constitution which Senator  
7. Rock alluded to; since that's been done, I won't repeat. But  
8. there were some other extenuating circumstances which I think  
9. members of the Body may be interested in. No. 1. This action  
10. taken by this Conference Committee report, I have been assured,  
11. is prospective only. In no way could this determination by the  
12. Legislature affect anyone who has in the past committed any  
13. transgressions, and let me inject right here that I don't con-  
14. done illegal, dishonest or other untoward actions which not  
15. only reflect on this body but are indicative of a character  
16. weakness. But we are not the sole judges of what is right and  
17. wrong and we do have a system of courts and the determination  
18. that one member of the Legislature was guilty of a transgres-  
19. sion was un...under the Federal statutes. It, having been  
20. pointed out to us on the Conference Committee that, had this  
21. former member been tried under the State of Illinois law, he  
22. would have been guilty of only a misdemeanor. And in the  
23. existing statute a misdemeanor would not be a basis for dis-  
24. qualifying anyone from the benefits of his pension program.  
25. Further, the individual in question or who seems to be in ques-  
26. tion had already retired...

PRESIDING OFFICER (SENATOR MOHR):

Senator will conclude his remarks. It's getting a little late.

SENATOR BERNING:

I understand, but this is rather a critical matter and the various points are worthy of clarification. The members of the body have a right to know...

1. PRESIDING OFFICER (SENATOR MOHR):

2. Well, Sen...Well, Senator, if somebody else wants to take  
3. it up, your time has run out. If you'll just conclude, please.

4. SENATOR BERNING:

5. Very well. I want to point...I want to conclude by saying  
6. that one of the most precious rights of any of us is the right  
7. to vote and any criminal - any criminal, either past or future,  
8. has his right to vote reestablished once he has paid his debt  
9. to society. I think we can do no less for someone who is un-  
10. wise in the conduct of his office.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Fawell. Do you want to move the previous question?  
13. Is that what you were signaling? Well, I'm sorry. I mean I'm  
14. sorry I recognized you. Senator Fawell.

15. SENATOR FAWELL:

16. Well, I...I...I want to rise in support of the position  
17. that Senator Knuepfer has stated and I also, as I refer to  
18. Section 5 of Article 13, to which Senator Rock made reference,  
19. one has to carefully read that and I'll take just a short  
20. moment to read what this specifically states. It says membership  
21. in any pension or retirement system of the State, any unit of  
22. local government or school district or any agency or instru-  
23. mentality thereof, shall be an enforceable, contractual relation-  
24. ship. The benefits of which shall not be diminished or impaired.  
25. And I would emphasize, Mr. President, that we're talking about  
26. a contractual relationship, which will not be impaired or diminished.  
27. What we have done by means of the Conference report is to take  
28. out of every contract which is entered into by a judge or by a  
29. member of the General Assembly or by a State employee, only in  
30. regard to those contracts under those pension codes and in re-  
31. gard to only those specific contracts for those specific types  
32. of individuals, we have taken the following clause out of each  
33. of those pension contracts and the clause is this. None of the

1. benefits herein provided for shall be paid to any person who  
2. is convicted of any felony relating to or arising out of or  
3. in connection with his service as an employee. This section  
4. shall not operate to impair any contract or vested right  
5. heretofore acquired under any law or laws contained...continued  
6. in this article nor to preclude the right to a refund. All  
7. future entrants entering service subsequent to July 9th, et  
8. cetera. This particular provision which was deleted accord-  
9. ing to the Conference report in the judicial article and in  
10. the General Assembly article and the State employees article  
11. as a part of every contract and what we are doing, Senator  
12. Rock, if we follow the dictates of this Conference report, is  
13. to simply take it out of all future contracts and in effect to  
14. say that...that this no longer will control. We can say, other  
15. words, for all future legislative felons, or all future judicial  
16. felons, or all future State employee felons...

17. PRESIDING OFFICER (SENATOR MOHR):

18. For what purpose Senator Don Moore arise?

19. SENATOR DON MOORE:

20. A parliamentary inquiry, Mr. President. We concurred in  
21. this, or adopted this Conference committee report. Does the  
22. Secretary of the Senate know what action the House has taken  
23. on this? I've been informed that the House has also concurred  
24. in that report, in which case, I believe that would be final  
25. action. I would appreciate it if the President would inquire  
26. of our Secretary to find out what the status. We may be wast-  
27. ing a lot of our time here.

28. PRESIDING OFFICER (SENATOR MOHR):

29. The message, I'm informed, has been adopted by the House,  
30. so the question really is moot.

31. SENATOR MOORE:

32. Well, then there is no further action that we can take at  
33. this point is there, Mr. President?



1. PRESIDING OFFICER (SENATOR MOHR):  
2. That is correct.  
3. SENATOR MOORE:  
4. That is final action.  
5. PRESIDING OFFICER (SENATOR MOHR):  
6. That is final action. President Harris.  
7. SENATOR HARRIS:  
8. Well, that may be the fact that in the interim from the  
9. time Senator Knuepfer filed his motion, I know we did communi-  
10. cate to the House that this motion had been filed. Now that  
11. was an informal communication. But I would point out that  
12. Senator Knuepfer, I think, is sincere and I would also observe  
13. right now that we are interrupting Senator Fawell's time, that  
14. Senator Knuepfer is sincere about his wish to get an expression  
15. of record here. What we are doing may be moot, but it will at  
16. least be an expression of one member's right to get on a record  
17. that may not be operative but an expression of the informed  
18. opinions of the membership on the matter related to the Confer-  
19. ence Committee report. I would point out to the membership  
20. that I was presiding at the time the Conference Committee re-  
21. port was considered. The Senator who called for the question  
22. of concurrence did not make an explanation. We all know that  
23. happens from time to time and I ascribe no intention to with-  
24. hold information. Some were informed of the effect of this, but  
25. it's certainly reasonable...the effect of the Conference Com-  
26. mittee report, but it's certainly reasonable to conclude that  
27. many of our membership were not informed. I would point out  
28. that I have absolutely no difficulty with the provisions of  
29. eliminating the present restriction in the statute of pension  
30. rights of convicted felons which was inacted under the old  
31. Constitution. If a person believes in the principle of rehabil-  
32. itation and I do, and under the provisions of the new Illinois  
33. Constitution, there is no question but what the earnings and

1. pension benefits of an employee of the Judicial system of the  
2. State employees system or of the General Assembly system  
3. should not be impaired in my judgment, whether an annuitant  
4. is a felon or not, if that person has paid their debt to society  
5. and if the concept of rehabilitation is to be given meaning,  
6. that one who has paid his debt and if this law is amended to  
7. eliminate the restriction, I think we will be consistent with  
8. the provision of the Constitution and consistent with what is  
9. right. Now the problem may be more than anything one of the  
10. membership not fully understanding at the time the Conference  
11. Committee report was adopted that those were the provisions in  
12. this Conference Committee. I would point out and I don't know  
13. what conclusion Senator Fawell was going to come to, but the  
14. effect, of course, applies only to those three systems, Judicial,  
15. State employees, and General Assembly, and it clearly is pro-  
16. spective if this becomes law and I believe now that it probably  
17. has, since both bodies have concurred, it does of course require  
18. Executive approval, but the point is it is prospective and I  
19. believe it's consistent with the provisions of the Illinois  
20. Constitution of 1970 and it's consistent with the concept of  
21. rehabilitation. I do believe that Senator Knuepfer who is  
22. perfectly sincere and I respect his sincerity that he wanted  
23. an opportunity to get a record on this question, and while the  
24. record that he obtains may be moot, he will at least have had  
25. his opportunity to establish that record of position. I thank  
26. the membership of the Senate for permitting me to interrupt  
27. Senator Fawell. I have no further points to make except that  
28. I do believe if we can construct a means to Senator Knuepfer's  
29. legitimate request for an expression of reconsideration, that  
30. that's what the Senate ought to do.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Fawell may conclude.

33. SENATOR FAWELL:

1. Well, I...I don't think anyone has analyzed this closely  
2. enough to know if it's prospective only. I don't believe you  
3. can say that. I do know only one thing. We have taken out of  
4. all of the existent contracts that exist only in these three  
5. categories, this provision that States, and by the way as in  
6. almost every private pension and profit sharing agreement that  
7. you will find in private industry, which basically is at that  
8. ...if you'll use your position of trust for private gain and  
9. commit a felony in so doing, you have forfeited all of your  
10. contributions to a profit sharing or a pension plan. I've  
11. drawn many for private industry and it is always in there.  
12. Approved wholeheartedly by the Internal Revenue Bureau and  
13. ...and...I...I doubt if you'll find many where it is not there.  
14. Now what we are doing then, even if one were to say that this  
15. has no current effect, and I question that very, very much.  
16. We are adopting a public policy now of saying only in regard  
17. evidently to these three areas of the General Assembly and the  
18. Judiciary and the State employees, only in regard to those three  
19. and nowhere else and look at that Pension Code, there are a whole  
20. bunch of articles covering all kinds of public employees but we  
21. only zeroed in on those three and what we in effect have said  
22. that as far as all other future contracts are concerned you  
23. can steal from your employer, you can use your position of trust  
24. to do these things and it's OK fellows. Now I don't think that's  
25. very sound and I don't think the people of the State of Illinois  
26. are fooled one bit by that type of conduct by the Legislature.  
27. And right today when we just cut half of the Ethics Act that  
28. we have in the State of Illinois off the books, I don't think  
29. it's much of a record and I am not impressed by what was done  
30. and I don't think the people of the State of Illinois will and  
31. I think also that Senator Knuepfer was duped just a bit by  
32. sitting back and letting this thing go on when he made his  
33. motion at the time the House hadn't acted. I'd always thought

1. that you had to have concurrence in both the House and the  
2. Senate and you certainly haven't had it. It seems to me until  
3. such time as reconsideration of this question which is crucial  
4. takes place and we finally have the vote.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Rock. Senator Rock. Recognize Senator Rock.

7. For what purpose Senator Clarke rise?

8. SENATOR CLARKE:

9. I'd just like to point out that there're several other  
10. people that've asked to speak and Senator Rock has spoken on  
11. this question once.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Rock.

14. SENATOR ROCK:

15. Well, I just wanted to, as long as we are in the posture  
16. that we are making a record and I think that's probably fine,  
17. I think the record ought to be quite eminently clear, Senate  
18. Bill 638, as introduced, repealed the paragraphs in the Pen-  
19. sion Code that provide that no per...benefits will be paid to  
20. a person convicted of a felony and I would ask all the members  
21. to take their journal off their desk and look at the journal  
22. of May 24, 1973, when Senate Bill 638 was on passage stage in  
23. this Chamber. The question was put shall this bill pass. And  
24. it was decided that it shall, 54 Ayes and no Nays. Rather than  
25. recite the names of those who voted, those 54, I would just ask  
26. the members to reflect and look into the journal.

27. PRESIDING OFFICER (SENATOR MOHR):

28. For what purpose Senator Shapiro rise?

29. SENATOR SHAPIRO:

30. Mr. President, I wish to raise a point of order and correct  
31. a statement that the good Senator from Chicago is making. That  
32. bill, as originally introduced, was a Pensions Laws Commission  
33. bill and it did not contain that provision. The description in

1. the...in the digest has been changed...was changed when it was  
2. amended in the House a year ago.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Sours.

5. SENATOR SOURS:

6. Mr. President, we don't have to go back to that abject  
7. document that the...old gentleman...old gentleman's convention  
8. fabricated. Over the course of a year let's take a look at the  
9. big Constitution. We have a lot of backhouse lawyers here, in-  
10. cluding your orator at the present time, but I'd like to read  
11. from the Federal Constitution, which is the supreme law of the  
12. land. Those of you who may have a copy hanging around loosely,  
13. here it is, page 68, Article 1. Now we're either...we're either  
14. a government of laws and not men or we can proceed immediately  
15. to anarchy. Section 10, Article 1 states - no State shall enter  
16. into - no State - that includes the sovereign State of Illinois  
17. shall enter into any treaty, alliance, or confederation, grant  
18. letters of mark and reprisal, coin money, emit bills of credit,  
19. make anything but gold and silver coin a tender in payment of  
20. debts, or pass any bill of attainder, ex post facto law, or law  
21. impairing the obligation of contracts. Now it's elementary  
22. among the lawyers here that the Dartmouth College case is still  
23. the law. At the time of the party in question the offender,  
24. who was tried, or at least he pleaded guilty and is now under  
25. the jurisdiction of the Federal Court, at least at the time of  
26. the offense and gentlemen, this is serious, we're either a  
27. government of laws or we not. At the time he got in trouble  
28. with the law he had been a subscriber to the pension. He had  
29. entered into a compact or a contract. Now I'm not here to defend  
30. him, I'm not here to offend him, but the law says we may not nor  
31. shall any State pass any law impairing the obligations of con-  
32. tract. Now when one deprives that individual, whoever he may  
33. be, of his pension under a valid contract or compact, who cares?

1. Entered into prior to the 1970 Constitution of Illinois passed  
2. at the Old Gentlemen's Convention, when he did that, whoever he  
3. is, whether he's fat or slim or tall or short or black or white,  
4. native born or otherwise, he has the protection unless you are  
5. prepared to say we are not a government of laws. Now I read  
6. the...the journals today and how interesting it is, and it re-  
7. minds one of a line from Alexander Pope's Rape of the Lock, where  
8. he said at every word a reputation dies. I'm not offending,  
9. I'm not defending, I'm not espousing that man's case, but I  
10. want to leave with you, we're either a government of laws or  
11. of men, and in the history and in the...in the gallery of men,  
12. let me give you Caesar and Napoleon, let me give you in recent  
13. times Adolph Hitler, let's even make it local by Hughie Long.  
14. Now this isn't foolish, this isn't funny, and I'm looking at  
15. people who think it is, this is important. I happen to support  
16. what Senator Knuepfer is doing and I...and I hope we have a  
17. roll call, but just so we don't get too far off the track of  
18. honest legality, that offender is protected by this section  
19. unless you are prepared to say let's forget the Federal Consti-  
20. tution. Now I'm not quite prepared to do that, Gentlemen.  
21. This may be ludicrous, it may be the funniest thing you've  
22. heard today, but you know, that is not the stuff with which  
23. our Republic has survived.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Further discussion. Senator Clarke.

26. SENATOR CLARKE:

27. Mr. President, I'd just like to make a couple of points  
28. in answer to Senator Rock and possibly Senator Sours. Senator  
29. Rock, that section of the Constitution you quote, if you go back  
30. and you look at the record, a fellow by the name of Henry Greene  
31. instituted it and the discussion revolved around the home rule  
32. units and the possibility of impairment of the pensions when  
33. they were transferred. It didn't refer in any of the discussions

1. to the type of thing we're talking about here tonight and, of  
2. course, the people in the Constitutional Convention probably  
3. know this better than I do. Secondly, you talk about the...  
4. Senator Sours talks about the impairment and a section of this  
5. statute, if you look at it, waives that right when you go into  
6. the pension system. It waives the right - now Senator Sours  
7. says that's duress and maybe it is but at the same time that  
8. is there and so whether we're aware of it or not that is a  
9. part of the contract, so the contract is not being violated.  
10. But I think from a mechanical standpoint this matter came up  
11. at least 48 hours ago. There was plenty of time to get back to  
12. this order of business and I think it's amazing that it came  
13. up just an hour after the House accepted their Conference  
14. Committee report making the matter mute, and this is not a very  
15. bright night for the Illinois Legislature.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Wooten.

18. SENATOR WOOTEN:

19. Mr. President, I have a question. Do I understand that we  
20. may take a roll call that will have no meaning?

21. PRESIDING OFFICER (SENATOR MOHR):

22. I haven't ruled as yet but that's a very strong possibility.

23. SENATOR WOOTEN:

24. Well, I have no wish to participate in a roll call that has  
25. no meaning. If we are...if we are going to reconsider the vote  
26. and vote again then I think that is a serious matter, but I...I  
27. don't...I don't really know that we serve any useful purpose, do  
28. we, by going through a...a charade?

29. PRESIDING OFFICER (SENATOR MOHR):

30. Your point is well taken. Sometime ago I did say that I  
31. felt the question was moot. If somebody cared to ask for a ruling  
32. of the Chair I would give it to them, but nobody has so asked.  
33. Everybody wanted to speak on the subject and we'll stay here

1. just as long as you want to talk. Senator Wooten.

2. SENATOR WOOTEN:

3. Well, another question. I'm not clear.. If Senator Knuepfer  
4. made the motion in time for the question to be reconsidered, and  
5. that motion was accepted, would it not mean that regardless of  
6. what has happened we can overturn that vote by our action now?  
7. Is it absolutely beyond the pale? And if so how could that hap-  
8. pen if he had filed his motion in ample time?

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Partee.

11. SENATOR PARTEE:

12. I don't know how you plan to rule but I think there are  
13. two things that are kind of significant. When the motion was  
14. filed the bill was not in the possession of the Senate - that's  
15. number one. Number two, there has been final action in the House.  
16. Now it occurs to me that the point has been made by those who  
17. have spoken as to their position on the question. I cannot see  
18. how we could take a roll call on a matter which has had final  
19. action and I say for myself that I will not vote if you rule  
20. that there shall be a roll call on a question which has already  
21. been concluded. Next week somebody will want a new roll call  
22. on the Income Tax bill. You know something has to...you know,  
23. things finalize themselves at some point and under the rules  
24. this is a final matter.

25. PRESIDING OFFICER (SENATOR MOHR):

26. I take it you're asking for a ruling of the Chair, Senator,  
27. or...no...alright, Senator...Senator Partee.

28. SENATOR PARTEE:

29. No, I'm not asking for a ruling of the Chair. I think it's  
30. obvious that this matter is dead. I just said that if there is  
31. a ruling from the Chair I just wanted to make that input as to my  
32. evaluation of the rules as respects this matter.

33. PRESIDING OFFICER (SENATOR MOHR):



1. Senator Harber Hall.

2. SENATOR HALL:

3. I merely want to sp...say that I did not...I was not able to  
4. vote last night on this measure, or 48 hours ago roughly, on this  
5. measure, simply because there was no explanation of the Conference  
6. Committee report. I was sitting here and since I heard none I  
7. didn't vote. But I would like an opportunity to vote and I would  
8. suggest that simply because we happen to have privy to action that  
9. has already, we think, occurred in the House, does not mean that  
10. the business of this House should be in any way changed for var-  
11. ious reasons. Their rules provide for reconsideration of votes  
12. and other parliamentary procedures just as ours does and I think  
13. we should proceed with the motion before the Senate and act upon  
14. it.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Nudelman.

17. SENATOR NUDELMAN:

18. Mr. President, it's my understanding that Senator Knuepfer's  
19. motion was made two days ago. Is that correct, Senator? And I  
20. would point out to the Senator and to the Chair that there comes  
21. a time in every session where the...where the Senator could ad-  
22. vance his motion, could ask for his hearing, could ask for what  
23. he has asked for tonight so that he could have asked for this  
24. type of a hearing yesterday, before the...be...let me finish  
25. please, Senator, before the...before the House had acted, so I...  
26. I...I believe that the Senator is out of order and I would ask  
27. for a ruling of the Chair that...so find.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Knuepfer.

30. SENATOR KNUEPFER:

31. I...I would remind Senator Nudelman that I did ask for a  
32. hearing last night at about this hour. The bill I was told was  
33. presently here. I was told that it would be held in the House

1. and that I would have an opportunity to make my motion at a  
2. subsequent time. I have subsequently made that motion. Now  
3. it's not my fault if some...since that time the bill has been  
4. allowed to move. I made the motion in proper time, the bill  
5. was properly here at that time, and had I been able to take  
6. action last night I think we could have resolved this, but it  
7. was decided to postpone this for this day and I exceeded to the  
8. wishes of this Body, not wishing to take your time if you had  
9. many other things to do.

10. PRESIDING OFFICER (SENATOR MOHR):

11. I think every member wants to speak on this subject and  
12. I'm...Senator Nudelman has asked for a ruling of the Chair.  
13. Now the Secretary informs me that the Conference Committee re-  
14. port had left the possession of the Senate....yes, that was  
15. prior to Senator Knuepfer's motion. Accordingly, under the  
16. rules of the Senate, the motion to reconsider is out of order.  
17. And I will so rule. Rule 49 does state that no motion for the  
18. reconsidera...or reconsideration of any vote shall be in order  
19. after a bill, resolution, message report, amendment or a motion  
20. upon which the vote was taken, shall have gone out of the pos-  
21. session of the Senate. The Chair will rule that his motion is  
22. out of order. Senator...Senator Nudelman.

23. SENATOR NUDELMAN:

24. Mr. President, I would move that we adjourn until 10:30  
25. tomorrow morning.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Motion to adjourn is always in order. If he wants...if  
28. Senator Nudelman wishes to withdraw that motion, and give  
29. Senator Knuepfer the opportunity to conclude, but the Chair  
30. will advise that I've made my ruling and Senator Knuepfer will  
31. be the last one to speak on the subject. If Senator Nudelman  
32. wants to withdraw that motion. Senator Nudelman.

33. SENATOR NUDELMAN:

1. For the sake of my sanity, I will withdraw the motion.

2. PRESIDING OFFICER (SENATOR MOHR):

3. All right. Senator Knuepfer may conclude.

4. SENATOR KNUEFFER:

5. I will make no concluding remarks. I will simply appeal  
6. the ruling of the Chair and let it go to that.

7. PRESIDING OFFICER (SENATOR MOHR):

8. The question is shall the ruling of the Chair be sustained?

9. Those in favor of the ruling say Aye. Those opposed will say No.

10. Request for a roll call. For what purpose Senator Soper arise?

11. SENATOR SOPER:

12. Now, Mr. President, when that motion was made by Senator  
13. Knuepfer, I understand...

14. PRESIDING OFFICER (SENATOR MOHR):

15. The motion on the ruling of the Chair? Well, that's what  
16. we're on, Senator, and we're going to stay with that. Now this  
17. has been debated, the question is shall the ruling of the Chair  
18. be sustained. All those in favor of sustaining the ruling say  
19. Aye. Those opposed vote No. The request to call the roll...

20. the roll call. The voting is open. I will point out that it  
21. will take 36 negative votes to overrule the Chair. Have all  
22. voted who wish? Take the record. On that question the Yeas  
23. are 25, the Nays are 21, 3 voting Present. The ruling of the  
24. Chair is sustained. Senator Knuepfer.

25. SENATOR KNUEFFER:

26. What day is it today?

27. PRESIDING OFFICER (SENATOR MOHR):

28. I'm not sure, Senator.

29. SENATOR KNUEFFER:

30. I'm serious. What day is it today? Is this Thursday?

31. PRESIDING OFFICER (SENATOR MOHR):

32. It's 20 to 12 on June 27, 1974. Next order of business?  
33. Senator? Senator McBroom. Senator McBroom. Other motions?

1. SENATOR MCBROOM:

2. Yes. Mr. President and members of the Senate. I have...

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator McBroom.

5. SENATOR MCBROOM:

6. I have filed a motion from you...with you, Mr. President,  
7. that the Committee on Revenue be discharged from further con-  
8. sideration of House Bill 2691 and this bill be passed...placed  
9. on the cal...on the calendar on the order of second reading.  
10. Mr. President, this...this measure is Speaker Blair's attempt  
11. at tax relief. We have heard a lot about it this session, Mr.  
12. President. We've heard about it from the members; we've heard  
13. about it some this evening; we've heard about it in the news-  
14. papers. I don't...I don't advance this motion or the Speaker's  
15. bill as a perfect solution to tax relief and at the same time,  
16. Mr. President, I don't believe that I...any of us have had...  
17. have heard a perfect solution on tax relief. I think with all  
18. due respect to the Chairman of the Committee on Revenue, I  
19. think it was somewhat inappropriate to say that this bill  
20. should be put in a sub-committee for further study. I think  
21. we've studied it in the newspapers. I think that all 59 mem-  
22. bers of this Senate could explain the bill just as well as  
23. I do. It...I think it is a meaningful approach to tax relief.  
24. I have heard...I have heard and I'm...I'm gonna be brief, Mr.  
25. President. I would...I would like to at least have a few of  
26. the members hear what I'm saying. I have heard people suggest,  
27. well, there isn't gonna be...the people at home don't think  
28. 15 dollars in tax relief is important and that's about what  
29. this bill would amount to as...as...as much as I am able to  
30. tell you that they expect 50 dollars. They expect 100 dollars.  
31. They expect 150 dollars. You know, Mr. President, and I know,  
32. Mr. President, that that type of reduction in taxes is just not  
33. in the cards. I don't think that the approach is at all ir-

1. responsible. The administration has indicated that they're...  
2. they have something like 26 million dollars in their budget for  
3. tax relief. This would amount to about 14 million dollars more  
4. or somewhere in the neighborhood of 40 million dollars. I would  
5. reque...request a roll call on the discharge of the Senate Re-  
6. venue Committee on this particular matter and I'd be happy to  
7. try to answer any questions.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Rock.

10. SENATOR ROCK:

11. Thank you, Mr. President. I wonder, Senator McBroom, if  
12. the sponsor will yield. Would you include within the ambit of  
13. your motion to discharge from that same committee and sub-  
14. committee, House Bills 2715, which is the tax relief program,  
15. not by the Speaker but by the Lieutenant Governor of this State,  
16. so that the full membership can have the benefit of all these  
17. bills?

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator McBroom.

20. SENATOR MCBROOM:

1. Mr...Mr. President, I...I'm not the sponsor of these other  
2. bills and I think whomever they...they are, they had the same  
3. opportunity to file a motion to discharge that I have, Mr. Presi-  
4. dent. I don't know what my disposition would be if a roll would  
5. be called on those...on those other bills. I don't even know  
6. how many there are in Senator Clarke's committee; I know there  
7. are several.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Clarke.

10. SENATOR CLARKE:

1. Mr. President, we've talked to this matter a number of times;  
2. we talked to it in committee; it's been in Press Conferences on  
3. both sides, but I think that there's one thing that's of vital

1. importance here. I understand what Senator McBroom is doing and  
2. why. The fiscal impact of about the five bills that we now have  
3. or are in the process of getting on tax relief in the Revenue  
4. Committee would break this State and I think that that is the  
5. proper area to have these bills. These bills just came to us  
6. this week; they've been considered and debated back and forth  
7. in the House for months and I think that that's where they  
8. should stay and I would ask you to support the committee ac...  
9. vote down this motion.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Partee.

12. SENATOR PARTEE:

13. During the course of the time I have been here, Mr. President,  
14. I've made some very valiant attempts, I think, to discharge com-  
15. mittees of bills and I have a come convinced, at least for to-  
16. night, that there is some sanctity in our committee system. Sen-  
17. ator Clarke has tried to run a very fine and good committee.  
18. He's bottled these bills up in this committee and I think it's  
19. a...just really insulting to him to try to take these bills away  
20. from this committee. I think that those bills ought to stay in  
21. that committee because what do we have chairmen for, to make  
22. decisions for us and we've made this decision and to take this  
23. bill from this committee, I remember Senator Ozinga taught me  
24. this, it's terrible to take a bill from a committee and take a  
25. bill away from its chairman, and...and I just think we shouldn't  
26. do this to Senator Clarke. He's a fine man, a conscientious  
27. gentlemen, and to take a bill away from his committee, where he  
28. has cogitated this bill and worked on it, I just think it's  
29. terrible and I'm going to support you Senator Clarke; I'm going  
30. to support you in what the decision has been in this committee.  
31. The committee system is sacrosanct. I believe it. I've been con-  
32. vinced.

33. PRESIDING OFFICER (SENATOR MOHR):

Senator Glass.

1. SENATOR GLASS:

2. Mr. President, pardon me if I am slow to start speaking. I'm  
3. still wiping the tears from my eyes after Senator Partee's speech  
4. with which, of course, I fully agree. I think, perhaps more to  
5. the point, this...this bill, and I respectfully differ with Sena-  
6. tor McBroom, would not provide any kind of meaningful tax relief,  
7. in fact, I don't think we ought to dignify it by calling it tax  
8. relief. It would represent about a 15 or 14 dollar saving for  
9. each family on the average in the State and that really is...is  
10. not anything significant that any of us could take home to the  
11. voters of our district and say we...we'd brought them tax relief  
12. in this State with the kinds of spending bills that have been  
13. passed at this session has no business in my judgment responsibly  
14. passing measures that would reduce taxes. I think the best  
15. thing we can do for the public is pay our bills and so I would  
16. urge support of the chairman of this committee and defeat the  
17. motion.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator Soper.

0. SENATOR SOPER:

1. Now, Mr. President, I know that next week Senator Partee is  
2. going to participate, and I think his road show plays East Lynn.  
3. I me...move the previous question.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Soper moves the previous question. All those in  
6. favor signify by saying Aye. Opposed. Motion carries. Senator  
7. McBroom's motion is to discharge the Committee on Revenue on  
8. House Bill 2691. All those in favor signify by saying Aye.  
9. Opposed. The motion fails. Senator McBroom.

0. SENATOR MCBROOM:

1. Well. Mr. President, did...what...what...what did your  
2. ears tell you, Mr. President, on that?

3. PRESIDING OFFICER (SENATOR MOHR):

1. I think we'd better move on to the next order of business.
2. SENATOR MCBROOM:
3. Next case, is that...
4. PRESIDING OFFICER (SENATOR MOHR):
5. Next case.
6. SENATOR MCBROOM:
7. OK.
8. PRESIDING OFFICER (SENATOR MOHR):
9. President Harris. Message from the House. Take that out
10. of the record. Senator Harris.
11. SENATOR HARRIS:
12. I'm...just want to mention to the membership that I am about
13. to make a motion to recess so that the leadership can remain and
14. receive any additional messages, just if we get some additional
15. messages from the House tonight, but that following the motion
16. to recess you may depart. Following that motion to recess in
17. the regular, we do have one order of business to do in the First
18. Special Session, so that if there is, in fact, no further business
19. to come before this session now, I move to recess subject to the
20. call of the Chair the session and tomorrow our schedule will be
21. 10:30 convention. There will be a Republican Caucus at 9:30.
22. 9:30 caucus tomorrow morning and the session at 10:30. I now
23. move to recess subject to the call of the Chair.
24. PRESIDING OFFICER (SENATOR MOHR):
25. Senator Donnewald.
26. SENATOR DONNEWALD:
27. Yes, Mr. President, for the benefit of the Democratic mem-
28. bers on the left side of the aisle, there will be a Democratic
29. Caucus at 9:30 tomorrow morning.
30. PRESIDING OFFICER (SENATOR MOHR):
31. Senator Harris moves that the Senate stand in recess at the
32. call of the Chair. All in favor say Aye. Opposed. Motion car-
33. ries. The Senate stands in recess.



1. RECESS BEGINS

2.  
3. RECESS ENDS

4.  
5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senate will come to order. Committee reports.

7. SECRETARY:

8. (Secretary reads committee reports.)

9. Senator Harris, Chairman of the Committee on Rules,  
10. reports that the committee recommends that House Bills 2133,  
11. 2199, and 2200 be placed on the cal...on the calendar on the  
12. order of second reading.

13. Senator Harris, Chairman of the Committee on Rules,  
14. reports that the committee recommends that House Bills 2221  
15. and 2272 be rereferred to the Committee on Revenue.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Harris.

18. SENATOR HARRIS:

19. Is there any further business to come before the Senate?  
20. I now move that the Senate stand adjourned until 10:30 a.m.  
21. Friday, June 28th.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. All in favor signify by saying Aye. Opposed Nay. Senate  
24. stands adjourned.