

78TH GENERAL ASSEMBLY

REGULAR SESSION

JUNE 30, 1974

1. SERGEANT AT ARMS:

2. All persons not entitled to the Floor, please retire to the
3. gallery.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. The Senate will be convening right shortly on time. Those
6. in the offices adjacent to the Chambers take this as a kindly
7. notice that your presence is desired. Senator Hickey's in her
8. seat. Senate will now be in order. Invocation will be by Sena-
9. tor John Davidson. Will our guests in the gallery please rise
10. and share with us this moment of prayer.

11. SENATOR DAVIDSON:

12. (Prayer by Senator Davidson.)

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. The Chair didn't have to get up. I didn't go to bed. The
15. reading of the journal. Senator Mohr.

16. SENATOR MOHR:

17. Mr. Pres...Mr. President and members of the Senate. I move
18. the Senate postpone the reading of the journals of June 19th,
19. 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, and 29th
20. until the printed copy arrives.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. You have all heard the motion of Senator Howard Mohr. Those
23. in favor will signify by saying Aye. Opposed. The Ayes have it
24. and the motion carries. Mes...Now what we planned to do, if I
25. might have your attention. There are some two or three bills on
26. second reading...House Bills, third reading, that need to be re-
27. called. So, as soon as we straighten up our Secretary's Desk to
28. that extent then we will attempt to recall bills for the or...to
29. the order of second reading for the purposes of amendments. Now
30. if you ladies and gentlemen have any bills in that category, this
31. is a most expeditious time to make that sort of a request so that
32. we give our Secretary's Office a break and...also Enrolling and
33. Engrossing. Messages from the House.

1. SECRETARY:

2. (Secretary reads messages from the House.)

3. Mr. President, I am directed to inform the Senate
4. the House of Representatives has concurred with the
5. Senatè in the passage of bills of the following titles,
6. together with the following amendments. Senate Bill
7. 1128, Senator Knuepfer's the Senate sponsor, with House
8. amendments 2 and 3. Senate Bill 1318, Senator Harris
9. the Senate sponsor, with House amendments 1 and 3.
10. Senate Bill 1319, Senator Harris the sponsor, with
11. House amendment No. 4.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Gentlemen, if we may have your attention. Now, please,
14. this is important and we would like for the Senators to be in
15. their seats. We're going to read some messages where the House
16. has failed to concur to accede to the desire of the Senate and
17. the sponsors will be named so that you may take your proper
18. action and we would like to have your attention. If you want
19. a conference committee or need one now's the time to get going
20. on it. Mr. Secretary.

21. SECRETARY:

22. (Secretary reads message from the House.)

23. Mr. President, I am directed to inform the Senate
24. the House of Representatives has refused to recede from
25. their amendment No. 1 to a bill of the following title:
26. Senate Bill 694. Senator Sommer's the Senate sponsor.
27. The House is requesting a conference committee.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Sommer.

30. SENATOR SOMMER:

31. Mr. Pres...Mr. President, I would request that the Senate
32. appoint a conference committee.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. You move that we concur in the House request and that a
2. conference committee be re...appointed. Accede to the House
3. request, and a committee on conference be appointed. All in
4. favor? Mr. Secretary.

5. SECRETARY:

6. Senate Bill 831, Senator Glass. The House requests a
7. conference committee.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Bradley Glass. Senator Glass moves that the Senate
10. do accede to the House request and that a committee on conference
11. be appointed. All in favor.

12. SECRETARY:

13. Senate Bill 917. Senator Newhouse. The House requests a
14. conference committee...refuse to recede and requests a conference
15. committee.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Newhouse, do you make the same motion?

18. SENATOR NEWHOUSE:

19. Same motion.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. That we do accede to the House request and a committee on
22. conference be appointed. All in favor signify by saying Aye.
23. Committee...the House will be so notified.

24. SECRETARY:

25. Senate Bill 1265. Senator Donnewald. The Houses refuses
26. to recede from their amendment and request that a conference
27. committee be appointed.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Are you making the same motion, Senator? Senator Donnewald
30. moves that the Senate do accede to House request and a committee
31. on conference be appointed and the House be so notified. All in
32. favor? Opposed. Conference Committee.

33. SECRETARY:

sB 1568
6/30/74
conf. com report

1. Senate Bill 1291. Senator Graham.
2. PRESIDING OFFICER (SENATOR GRAHAM):
3. Same motion. Conference committee.
4. SECRETARY:
5. Senate Bill 1486. Senator Fawell. The House refuses to
6. recede from their amendments and request that a conference com-
7. mittee be appointed.
8. PRESIDING OFFICER (SENATOR GRAHAM):
9. Senator Fawell moves that the Senate do accede to the House
10. request and committee on conference be appointed. House will be
11. so notified.
12. SECRETARY:
13. Senate Bill 1568. Well, I don't have the sponsors on these
14. two. Senator Roe, Senate sponsor.
15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Senator Roe moves that the Senate do accede to the House
17. request and a committee on conference be appointed. All in favor?
18. Conference committee.
19. SECRETARY:
20. Senate Bill 634. Senator Shapiro, I believe.
21. PRESIDING OFFICER (SENATOR GRAHAM):
22. Senator Shapiro moves that the Senate do accede to the
23. House request on Senate Bill 634 and a committee on conference
24. be appointed...second committee on conference be appointed. The
25. House will be so notified.
26. SECRETARY:
27. House Bill 164. The House requests a second conference
28. committee, having refused to adopt the first conference com-
29. mittee report.
30. PRESIDING OFFICER (SENATOR GRAHAM):
31. Who was the Senator? Senator...Senator Harris moves that
32. the Senate do accede to the House request and that a committee
33. on conference be appointed. All in favor? Second conference

1. committee be appointed. All in favor? Conference committee.
2. We have now, gentlemen, about eight congratulatory resolutions
3. from the pen of Senator Mitchler. It is the Chair's suggestion
4. that we number all of these congratulatory resolutions and that
5. we adopt them all on one motion. Is there leave? Leave is
6. granted. Number the resolutions, Mr. Secretary.

7. SECRETARY:

8. Senate Resolutions 514, offered by Senators Mitchler and
9. Harris.

10. 515, Senators Mitchler and Harris.

11. 516, Senator Mitchler and all members.

12. 517, Senators Mitchler and Harris.

13. 518, Senator Mitchler.

14. 519, Senator Mitchler.

15. 520, Senator Mitchler, and

16. 521, Senator Mitchler.

17. All congratulatory.

18. PRESIDING OFFICER (SENATOR GRAHAM):

19. Senator Mitchler now moves for a suspension of the rules
20. for immediate consideration of the resolutions just read to
21. you numbering...by the number. Is leave granted? Senator
22. Robert Mitchler now moves that the Senate do adopt the reso-
23. lutions aforementioned. All in favor signify by saying Aye.
24. Opposed. The Ayes have it and the resolutions are adopted.
25. Senator Jack Knuepfer, are you rising to get the attention of
26. someone up here? Is it con...you're...you have just reached
27. your turn. And may we have some order? A little order. No,
28. not a little order - that we have now - a lot of order, please.
29. The Senator from Elmhurst. Senator Knuepfer.

30. SENATOR KNUEPFER:

31. I...I guess I gotta know what bill you've got there. 1128?

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. 1723.

1. SENATOR KNUEPFER:

2. Oh, 1723. All right. On that I move that we refuse to
3. concur with the House amendments and that a...the House...what
4. do we move? The House be asked to recede? We eventually need
5. a committee of conference.

6. PRESIDING OFFICER (SENATOR GRAHAM):

7. Your motion is that you do not...moves that the Senate
8. refuse to recede from the adoption of amendment and that a
9. committee on conference be appointed.

10. SENATOR KNUEPFER:

11. Thank you, Sir.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Is leave granted? House will be so notified. Senator
14. Knuepfer, could you drop by here on the way? Recognize Senator
15. Knuepfer.

16. SENATOR KNUEPFER:

17. I...I would move to concur in the House amendments to
18. Senate Bill 1128. These are amendments that were worked out
19. between the Democratic and the House staffs of the Senate in
20. cooperation with the...Doctor Lashoff. They refer to the HMO
21. bill. One of them has to do with simply correcting the...some
22. spelling of the word accessibility and an...another word, and
23. the second one relates to some problems with advertising in...
24. under the Methical Ethic...Medical Ethics cannons and those
25. were worked out and I would move, therefore, that we concur
26. with the two House amendments to Senate Bill 1128.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Ring the bell, Senator Sweeney. Before you put your
29. motion, Senator, you have, I guess, put your motion. Before
30. we proceed into the act of voting the Chair will take this
31. few moments to inform you that it might be necessary that if
32. your keys are not in the locks they should be, because this
33. will be a roll call vote and we would like to give you the

1. time to do it at this point in time.

2. SENATOR KNUEPFER:

3. You...you have...Senator Rock, you have a copy of those
4. amendments. Yeah. And I think Sylvia sat in...in with them.
5. I'll...I'll hold it...oh, I'm sorry, I'll hold it for a moment
6. if you have a problem with it, why fine.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Take it out of the record. Well, let's see if we can get
9. an agreement on this, gentlemen. We have on House Bills,
10. Third Reading, some requests for recall to the order of second
11. reading for the purposes of considering amendments. And let's
12. do that while Senator Rock is digesting those amendments and if
13. we could have your attention. Gentlemen, please, if you have
14. a request to return a bill, do it now. I beseech you, do it
15. now. Senator Berning, do you have a motion on House Bill 1839?

16. SENATOR BERNING:

17. Yes, Mr. President, I would request with the agreement of
18. the sponsor, that House Bill 1839 be brought back from third
19. reading for the purposes of an amendment which is on the Secre-
20. tary's Desk.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Rock indicates his agreement. Is leave granted?
23. Senate Bill 1839 is now on the order of second reading. Senator
24. Berning will explain his amendment.

25. SENATOR BERNING:

26. Is this amendment No. 1? Amendment No. 1, members of the
27. Body, is for the...

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Gentlemen, please. Secretary says it's No. 1.

30. SENATOR BERNING:

31. Senator Rock, we have combined the two amendments we
32. discussed into one amendment so this amendment No. 1 does two
33. things. It provides for the firemen the minimum pensions and

1. annuities established for the policemen. It merely brings into
2. conformity the action we took during the last session for the
3. Chicago police. It is agreed on both sides of the aisle. Further
4. by amending Section 14-136, we will make it possible to correct
5. a serious inequity affecting a State employee, who is at the
6. verge of retirement and through an oversight, either on the part
7. of the Department of Mental Health for whom she worked, or her
8. supervisor, she was never informed that she had the right to claim
9. a year's service toward computing her pension, and this merely
10. clarifies the language so that she will be able to establish a
11. pension for her by making the proper contribution.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Any discussion?

14. SENATOR BERNING:

15. I move for the adoption of amendment No. 1.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Discussion? Senator Knuepfer.

18. SENATOR KNUEPFER:

19. Senator, in the process of taking care of one employee, I
20. would suspect that you thereby create a precedent that everybody
21. else is involved in. Now what kind of a precedent are you
22. creating?

23. SENATOR BERNING:

24. It...it is true that any employee, and let me say, any
25. member may elect to make contributions for any short period
26. of service, subsequent to the date of establishment, but prior
27. to the date of membership, which is not included in the 12
28. months of qualifying service or for the qualifying period for
29. membership previously prescribed by law. These contributions
30. must be paid and here is the difference. The current law has
31. been, within three years from the date he becomes a member or
32. prior to July 1, 1974, inadvertently this little old lady on
33. the south side of Chicago was not informed that she must make

1. application actually by May 1st in order to qualify for the July
2. 1, 1974, date, so all we are doing is striking that July 1, 1974,
3. and inserting before retirement. She has already made her con-
4. tribution, but the department is holding it since they feel they
5. have not the authority to accept it, since she missed the May 1st
6. day by which she was to make application. It's a...an oversight
7. really in the law as established whereby a legitimate employee
8. can qualify for a legitimate pension. This corrective measure
9. will harm no one. Her contribution still must be made and which
10. she has already made.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. The motion is...any further discussion? Senator Knuepfer.

13. SENATOR KNUEPFER:

14. I...I don't mean to be pickie on this, but I had a problem
15. here. Now what have you done in the other section and that is to
16. ...you've made a minimum pension of 250 but who else have you
17. added into that group. You've changed the dates and I'm
18. not sure I understand what that really did.

19. SENATOR BERNING:

20. The...the minimum pension is all ready in effect.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Sweeney, ring the bell.

23. SENATOR BERNING:

24. That actually is the effective date of the Act, and all
25. we are doing here is assuring that the individual's annual in-
26. crement is predicated upon his pension figure, which is estab-
27. lished by this.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Further discussion? The motion is by Senator Phil Rock
30. that we adopt Amendment No. 1 to House Bill 1839. All in favor
31. signify by saying Aye. Opposed. The Ayes have it and the
32. amendment is adopted. Third reading. Senator Kenneth Course,
33. you had...you wanted to call 2833 back to second? Is that

1. correct?

2. SENATOR COURSE:

3. Yes, I do, Mr. President.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Course asks leave of the Senate to have House Bill

6. 2833 returned to the order of second reading for the purpose of

7. considering amendments. Is leave granted? Leave is granted and

8. House Bill 2833 is now on second reading.

9. SECRETARY:

10. Amendment No. 1, offered by Senator Course.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Course will explain his amendment to those who are

13. listening.

14. SENATOR COURSE:

15. Amendment No. 1 to Senate Bill 2830...or House Bill 2833...

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Gentlemen, we are considering amendments. Would we be

18. asking too much to ask you for your attention? I don't think

19. we are. Continue, Senator.

20. SENATOR COURSE:

21. Amendment No. 1 amends House Bill 2833 on page 1, line 1,

22. by deleting making an appropriation and insert...inserting there

23. ...in lieu thereof making appropriations and on page 1 by deleting

24. line 10 and inserting in lieu thereof the following. Section 2,

25. the sum of 1 million, 180 thousand dollars for so much thereof

26. as may be necessary, is appropriated from the Road Fund to the

27. Secretary of State to implement a photographic license...drivers'

28. license program. It takes effect July 1, 1974.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any discussion? Senator Fawell.

31. SENATOR FAWELL:

32. Senator...Senator Course, did I hear you say that there

33. would be an appropriation for a photographic driver's license?

1. SENATOR COURSE:
2. That is correct. License...driver's license, Senator Fawell.
3. SENATOR FAWELL:
4. The sum of 1 million...well, don't...don't we have, or haven't
5. we had a...a bill the last several sessions attempting to do just
6. that?
7. PRESIDING OFFICER (SENATOR GRAHAM):
8. Senator Course.
9. SENATOR COURSE:
10. Well, I don't think we did. I don't think that bill was ef-
11. fective...went into effect. Not to my knowledge.
12. SENATOR FAWELL:
13. No, excuse me, I...I mean we've had one pending.
14. SENATOR COURSE:
15. We've had one...yes, we've had one pending the rest...
16. SENATOR FAWELL:
17. And a...now this bill is being a...a...to be added to
18. House Bill 2833 and, forgive me, now 2833 just basically, what
19. is the purpose of that bill. That's an appropriation bill?
20. SENATOR COURSE:
21. 2833 is an appropriation bill for 225 thousand 50 dollars.
22. That's correct.
23. SENATOR FAWELL:
24. Well, can't...
25. SENATOR COURSE:
26. It's the developmental...the developmental cost of estab-
27. lishing a photograph...a photographic driver's license program.
28. This is...the 1 million...the 1 million, 180 thousand dollars is
29. to implement it.
30. SENATOR FAWELL:
31. Where...where is...where is the substantive bill that would
32. accomplish this? The...I'm speaking of the photographic driver's
33. license provision?

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Course.

3. SENATOR COURSE:

4. That bill was...that bill was Tabled, Senator Fawell, and
5. this is the amendment to 2833. Maybe Senator Hall can answer
6. that question. He had the bill. I believe it's been returned to
7. ...

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. What you did do, Senator, did you not incorporate in this
10. amendment a substantive pro...provision in addition to some
11. budgetary consideration?

12. SENATOR COURSE:

13. Yes, I did, that's correct. I...Senator Fawell, maybe
14. Senator Hall can answer your question. He had the original bill.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. Senator Kenneth Hall.

17. SENATOR COURSE:

18. Well, ex...excuse me, Mr. President. The only...I wish to
19. point out...at least, the amendment, which is before me contains
20. no substantive provisions but merely makes an appropriation
21. from the Road Fund to the Secretary of State to implement a
22. photographic driver's license program unless one can call that
23. substantive, which it does not appear to me to be. If it is,
24. I think it's unconstitutional and...but it does not appear to me
25. to be a substantive...

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. I was wrong. Senator Kenneth Hall, or will you...

28. SENATOR HALL:

29. In answer to you, Senator Fawell, I have Senate Bill 1622
30. and originally there was 2 million 180 thousand but the depart-
31. ment found out they didn't need that much so they cut a million
32. out of it, but at present the President of the Senate has seen
33. fit to send that back to the Rules Committee, so that's where

1. that bill is right now.

2. SENATOR FAWELL:

3. Well, Senator, how then...this bill would...this amendment
4. would accomplish nothing whatsoever if you don't have the sub-
5. stantive bill in any position to pass. It doesn't seem to me
6. that it's appropriate to put an amendment on this bill and I...
7. I would think that we would want to first of all make a deter-
8. mination on the policy question of the substantive change of the
9. law. If that is so, then an appropriation would be necessary
10. but I don't believe that it makes a great deal of sense at this
11. time to appropriate over...well, almost 1 million 200 thousand
12. dollars for a program which is in Rules Committee and isn't...
13. is...there's no possibility that it's going to be coming out
14. and can be made into law.

15. SENATOR HALL:

16. Well, in answer to that now, it's necessary for...for
17. Senator Course's bill to go ahead. Mine was just an imple-
18. mentation, but we need Senator Course's bill.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Harris Fawell.

21. SENATOR FAWELL:

22. All right. I...I...I just think that that this is a complete-
23. ly inappropriate amendment. If there is some reason or some basis
24. for assuming that this appropriation can hook onto some type of
25. substantive law so that this program can be inculcated into our
26. law then I most strenuously object to this amendment. I think
27. no matter how one presents it, one has to admit that the Legisla-
28. ture has not passed upon this very important policy question and
29. I don't believe, therefore, that this amendment ought to pass. I
30. would urge all of us who have heretofore on a number of occasions
31. voted against this program. The Chicago Motor Club and others have
32. indicated that it is not necessary and I would hope that we cer-
33. tainly would resist on both sides of the aisle this amendment that

1. would appropriate another 1.180 million and I would assume too
2. that it's not in the Governor's Budget and certainly has not
3. been requested by the Governor and I would urge the defeat of
4. this amendment.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Further discussion. Senator Jack Walker.

7. SENATOR WALKER:

8. Thank you, Mr. President. As I understand this amendment.
9. It increases the amount. Is that right, Senator Course?

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Senator Course.

12. SENATOR COURSE:

13. That is correct, Senator Walker.

14. SENATOR WALKER:

15. All right. Now has there a bill passed through here to
16. put these pictures on the driver's license? I know...I'm
17. going back six years. I've had bills in here every session to
18. do and Merlo has a bill in here. Has Merlo's bill passed? I'm
19. in favor of this.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Senator Course.

22. SENATOR COURSE:

23. Senator Walker, I think the Secretary of State has the
24. authority, the substantive authority to...to enact this here
25. or put it into effect if he has the money and I believe we
26. did pass legislation. It was either, I believe it was last
27. session, that we passed the legislation, giving him the
28. authority, but we did...appropriated no money for it. This
29. will appropriate the money for the...to put the...the program
30. into effect.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Walker.

33. SENATOR WALKER:

1. Will this...take care of the...there's a Lion's project for
2. the blind. Will this only take care of the drivers, or will this
3. also take care of the blind, if you know, Senator Course.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator Course.

6. SENATOR COURSE:

7. I...I couldn't say, Senator Walker. I don't know.

8. SENATOR WALKER:

9. Well, in closing, Mr. President, I would like to say that
10. the Motor Club's position hasn't changed. It was the same in
11. April of last year as it was in June of this year and...and the
12. Chicago Motor Club is the only one that I know that's opposed
13. to this bill. The policemen want it; the...all law enforcement
14. officials want the bill; I think that the arguments put forth
15. here by the Motor Club, the reason for opposition, the pro...the
16. value on license for any purposes questionable, well at least
17. they'll know that the holder of that license is the one holding
18. it and they come up with something in their letter here that
19. about three years of people's features change and so forth. I
20. can't understand the Motor Club's opposition to this bill. A
21. lot of State's have it, when you pull your license out and show
22. it to the officer, at least he knows it's you and not some John
23. Doe that he stole the license or found it after he'd lost it.
24. I think it's a good program and I intend to support it, and I
25. would like to see it cover, not only the drivers but the non-
26. drivers.

27. PRESIDING OFFICER (SENATOR GRAHAM):

28. Senator Kenneth Hall.

29. SENATOR HALL:

30. Thank you, Mr. Sen...Mr. President and Senators. I rise in
31. support of this. This is a very important piece of legislation.
32. Even the bill that I had, now the date set for all of this is
33. January of 1976 and it's anticipated it will take a total of four

1. years to complete this transition, so presently approximately 30
2. States have this system and the Secretary of State's office had
3. said that they can...they even came in and asked that they could
4. operate this a million dollars cheaper than we asked. This is a
5. very vital piece of legislation and so I rise in support of
6. Senator Course's bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Any further discussion? Senator Course will close the
9. debate.

10. SENATOR COURSE:

11. Yes, Mr. President. Senator Fawell was right in asking
12. that question. He should have had the information at hand and
13. I have it here. It's in...it was enacted in January 1st, 1974,
14. it went into effect and here's in effect what it said. A
15. driver's license may be issued in the discretion of the Secretary
16. including a suitable photograph of a type prescribed by the Sec-
17. retary. It is in the law right now. It isn't in the statutes
18. though.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. The question before the...

21. SENATOR COURSE:

22. Section 6...Section 6-110.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. The question before the Senate is shall Amendment No. 1 to
25. House Bill 2833 be adopted. All in favor will signify by saying
26. Aye. Opposed? The no's have it and the amendment fails...motion
27. fails. Been a request for a roll call. There'll be a roll call.
28. Those in favor of adoption of amendment No. 1, offered by Sena-
29. tor Course, will vote Aye. Those opposed will vote Nay. The
30. voting is open. Have all voted who wish? Take a little more
31. time on this first one. Have all voted who wish? Take the record.
32. On this question the Yeas are 31, the Nays were 10, and the amend-
33. ment is adopted. Any further amendments? Third reading. Sena-

#B2897
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1. tor Harris. Senator Sours has asked leave of the Senate...Sena-
2. tor Sours has asked leave of the Senate to have Senate...House
3. Bill 2897 returned to the order of second reading for the purpose
4. of considering an amendment. Is leave granted? Leave is granted.
5. The bill is on second reading. Senator Hudson Sours.

6. SENATOR SOURS:

7. Mr. President and Senators. I think Senator Rock has an
8. amendment or two for this bill.

9. SECRETARY:

10. Senator Berning has amendment No. 1.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. Senator Berning has one; Senator Rock has a couple. If he
13. has...Senator Berning has amendment No. 1, it's proper that we
14. recognize that. Senator Berning.

15. SENATOR BERNING:

16. Mr. President and members of the Body. Amendment No. 1 will
17. require contribution on a...on the part of those seeking to come
18. under the pension code of a contribution of the full normal cost
19. which includes the employee's contribution and the State's share
20. of the contribution at the current rate of compensation at the
21. time the person retires or makes application for inclusion in the
22. System.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Discussion? Senator Sours.

25. SENATOR SOURS:

26. I should state that we're in complete agreement with that
27. amendment; and we hope that it is put on the bill. Now this...
28. so there's no wrong concern about this legislation.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Please, gentlemen.

31. SENATOR SOURS:

32. This bill extends the deadline for a member to rescind his
33. election not to participate. It provides for the direct transfer

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1. of credit for service with the various Cook County Pension systems.
2. Third, it provides for up to six years of credit for service as
3. police magistrate, Justice of the Peace, or civil referee; and
4. fourth, it allows credit for service as a non-salaried elected
5. local official. Now, what Senator Berning has stated, is the gospel.
6. Those who get in now pay at the current salary scale and they
7. contribute to the fund the exact amount of dollars that the State
8. itself would contribute. In other words, actuarially there isn't
9. anything wrong with this legislation...with that amendment.

10. PRESIDING OFFICER (SENATOR GRAHAM):

11. Any further discussion? Question before the Senate is
12. shall Amendment No. 1 to House Bill 2897 be adopted. All in favor
13. signify by saying Aye. Opposed? The Ayes have it. The amend-
14. ment's adopted. Senator Rock.

15. SECRETARY:

16. Amendment No. 2, Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and ladies and gentlemen of the
19. Senate. Amendment No. 2 was given to me and requested of me by
20. the House sponsor, C. L. McCormick. What it does it adds another
21. group in addition to elected officers who must pay in at the
22. current rate as per Senator Berning's amendment. It also allows
23. for appointed municipal officers, and I would move adoption of
24. amendment No. 2.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Any discussion? Senator Fawell.

27. SENATOR FAWELL:

28. What...what appointed municipal officers, Senator, are we
29. referring to?

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Rock.

32. SENATOR ROCK:

33. Frankly, it just says appointed municipal officer, as opposed

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1. to...or...in conjunction with elected...elected or appointed municipal official.

2. PRESIDING OFFICER (SENATOR GRAHAM):
3. Senator Fawell.

4. SENATOR FAWELL:

5. I...I had assumed that here we're talking about credits that
6. one...for time as a municipal officer, but...and I know that if
7. you are...had paid into the municipal retirement fund you...you
8. presently have a right to transfer those credits. How...how
9. much of a...what's the deviation? I don't quite understand. I
10. suppose these are people who simply were not members of the
11. Municipal Retirement Fund, so any municipal appointee then for
12. any time that he has...he has performed as municipal employee
13. would have a right to transfer it toward his legislative pension?
14. Is that right?

15. PRESIDING OFFICER (SENATOR GRAHAM):
16. Senator Rock.

17. SENATOR ROCK:

18. I...I...I think there's a basic distinction between an
19. official and an employee. So to answer your question, the answer
20. is no.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Any further discussion? If not, the question before the
23. Senate is shall Amendment No. 2 to House Bill 2897 be adopted.
24. Those in favor will vote Aye...will signify by voting Aye.
25. Those opposed will vote Nay. Is...motion to adopt the amendment.
26. All in favor signify by saying Aye. Opposed. The Ayes have it;
27. the amendment's adopted. Senator Rock.

28. SENATOR ROCK:

29. No, I've no further amendments.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Any further amendments to House Bill 2897? Third reading.
32. Senator Howard Mohr. House Bill 1464 on the order of third reading.

1. SECRETARY:

2. House Bill 1464.

3. (Secretary reads title of bill.)

4. Third reading of the bill.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Mohr.

7. SENATOR MOHR:

8. Yes, Mr. President, and I would request, Mr. President, that
9. you call Senator Saperstein's bill immediately after this if you
10. will.

11. PRESIDING OFFICER (SENATOR GRAHAM):

12. If Senator Saperstein's on the Floor, then we will.

13. SENATOR MOHR:

14. 2...2359. House Bill 1464 repeals the Act that we passed
15. here on the 20th...20th day of June. House Bill 2826. 2826
16. is the bill that I mentioned here yesterday when we amended it
17. that created the Dangerous Drugs Commission. And in this Sena-
18. tor's opinion, I am for the concept but after the passage of
19. that bill, some events took place that I think were sad, uncalled
20. for, and out of order, in which emanated from the Office of the
21. Governor. In my opinion there is no place for politics in a
22. drug program and would point out that all we've heard is that
23. the Senate Republicans are playing politics with this, that, and
24. the next thing, and this Senator is sick and tired of listening
25. to the most political figure that ever hit the State of Illinois.
26. For somebody that is non-political, in my opinion he is the most
27. political man that not only served as Governor, but served in
28. any capacity in Springfield, and it's unfortunate that this
29. program is going to have to be shelved, but I think and I have
30. searched my conscience and soul on this one for days, Mr. President,
31. and it's a very tough decision for me to make, but I think that
32. it's the right decision to go back to putting the drug program
33. into the Department of Health at this time. There are too many

1. unknowns and too many problems that can come about should be pro-
2. ceed and...and grant the appropriation for the Dangerous Drug Com-
3. mission. I'm very sorry to report that I don't think we're ready
4. for this and that the concept is great, it should be, but I am
5. just scared to death to turn this office over to the direction of
6. the Governor and again I say it's a...for me, personally, it's
7. one of the saddest days of my life. We've spent much time putting
8. together a drug program that I think is needed by the State, but
9. the evidence of...of politics entering into this before it even
10. got off the ground, scares me, Mr. President. It scares me to
11. the point where I'm going to have to Table the appropriation for
12. the bill and put the money for the drug program that we had prior
13. to 2826 back into the Department of Mental Health. I would be
14. happy to respond to any questions and if there are no questions
15. move for favorable passage.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Palmer.

18. SENATOR PALMER:

19. Will the sponsor yield to a question, please?

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. He indicates that he will.

22. SENATOR PALMER:

23. Senator Mohr, you have made reference to political move
24. or political intervention. Can you tell us what that is?

25. SENATOR MOHR:

26. Yes, Senator Palmer. The man that developed this program,
27. David Selig who many of you met down here, a man that worked
28. not only the last couple of weeks here in Springfield helping
29. with the passage of this legislation, but a man that drew up the
30. plan that spent about a year developing the plan, putting it
31. into the order that passed out of here the other...the other
32. day. What happened after the passage the bill was signed the
33. following day by the Governor, that evening the man that we

1. thought was going to be selected as Director of the Dangerous
2. Drug Commission was advised he would not be appointed and in fact,
3. he would be able to pick up his vacation time. They're careful
4. to say that he wasn't fired, but I think when you suggest that
5. you'll be provided with your vacation time that that speaks for
6. itself, Senator.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Palmer.

9. SENATOR PALMER:

10. Senator Mohr, you...you know from past experience that...
11. I want your attention, Senator Mohr, especially to what I'm
12. gonna say, that you know that I have the highest regard and re-
13. spect for you. But, wouldn't you say that the political or
14. politics that you're referring to is coming from the other side.
15. Now are you asking or telling this Body that you insisted on a
16. commitment from the Governor or even the gentlemen you're talking
17. about who I regard highly too, got a commitment from the Governor
18. that he was going to be appointed?

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. Senator Mohr.

21. SENATOR MOHR:

22. I'm not suggesting that at all, Senator. But when a man
23. has worked in that capacity for a year and was to be considered
24. for that role, immediately after the passage of the bill he
25. was told that he could pick up his vacation check, that is just
26. a more...a little more than this Senator can swallow. Now the
27. reason that he was not selected, in my opinion and I say there
28. was politics, there was politics from the Office of the Governor
29. in the form of Bill Goldberg, who I had some dialog with. Sena-
30. tor Davidson had some dialog with and that's where the problem
31. comes from, Senator Palmer. Right from the Governor's Office.
32. We are in no position to tell the Governor who to appoint, but
33. we thought that the man that developed the plan should be con-

1. sidered. Now Mr. Goldberg tells me that this Department has very
2. broad powers and we're not about to create another EPA type of
3. operation without having an idea of who's going to head that de-
4. partment. Perhaps we were a little premature; I...you know the
5. Governor doesn't make any deals. You've read that in the paper,
6. the same as I, Senator, and I certainly don't make any deals with
7. his office. There was no deal for the appointment but I just
8. thought, out of common courtesy the man should have been con-
9. sidered. He was told he was going to be considered. I am told
10. that they have nobody in line for the job, but before he was to
11. even be considered he was dismissed. Now they came back a couple
12. hours later after my action on the Floor here the other evening
13. and said, well you can stay around for three or four months till
14. we get this program under way and then we'll see what happens.
15. So, seeing what has happened here in the short...I say short, it
16. seems like an eternity under the new Governor, seeing the way
17. that he's operated his office it's political and the drug program
18. is highly explosive and I don't want any interference from the
19. Governor's Office in this program, so I would suggest that we put
20. it back the way it was before, all of the work that went into it
21. and it's not easy to do that, Senator. I know your interest in
22. this legislation is...is like mine. We're very keenly interested
23. in it, and certainly it's one of the toughest decisions I have
24. ever had to make, but in my heart I think it's the proper decision.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Palmer.

27. SENATOR PALMER:

28. Senator Mohr and the rest of the Senators. I want you to
29. understand my interest in this. I am a member of the Advisory
30. Coun...Council to the Drug Program. I know myself the tremendous
31. amount of work that entailed in coming to this Body with this
32. State plan and this bill. I would like to call Senator Mohr's
33. attention to not what he said on the Floor today, but please

1. listen to the tape when you presented this bill. You told this
2. Body that...this probably was the most important piece of legis-
3. lation before this Body this session, and Senator Harris, the...
4. President Harris made a plea to this Body, not only to pass the
5. bill but to act quickly because millions of...a million dollars
6. was involved, and you said that. I think this is important
7. enough that this kind of a bill and this kind of a program for
8. the entire State of Illinois in handling the Drug Abuse Program
9. should not be thrown down the tube because there's a doubt
10. whether the Governor's going to appoint Mr. Smith or Mr. Jones
11. and I ask you, Senator, please pass this for about an hour
12. and let's see if we can't work something out.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Mohr.

15. SENATOR MOHR:

16. Senator, I'm not going to pass it for an hour. We'll let
17. it go up or down, but I can tell you that I have the appropriation
18. for the bill and I am not going to pass the appropriation. Yes,
19. it's true I said this was probably the most important legislation
20. to come before this Body. I still feel that...that way but I
21. have to, as I mentioned earlier, examine my conscience and the
22. ...the only answer I can come up with is that I think that this
23. action is necessary because I am...I have so many fears about the
24. action of the Governor in just one day, Senator. If he'd of
25. waited and given the...the man an opportunity to present his
26. credentials, I would have respected the Governor for it. I do
27. not respect his actions and with regard to the millions, we're
28. not going to lose that. I'm advised that that has been taken
29. care of so there will not be a loss of that money, so I'm going
30. to persist in my motion.

31. PRESIDING OFFICER (SENATOR GRAHAM):

32. Senator Saperstein.

33. SENATOR SAPERSTEIN:

1. Mr. President, ladies and gentlemen. I...I would request
2. that 2359 be brought back to second reading...

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. We're not on that order, Senator. I'll recognize you after
5. we act on this.

6. SENATOR SAPERSTEIN:

7. All right, thank you.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Senator Wooten.

10. SENATOR WOOTEN:

11. Senator Mohr, to traverse again, identical territory but
12. with a slightly different slant, I'm not sure that semantically
13. I am exactly in line with you. Your concern was that the gentle-
14. man in question be considered. Did you mean be considered or be
15. engaged in that spot?

16. SENATOR MOHR:

17. Senator Wooten, he was engaged as Acting Director and I
18. would think that he should be considered for selection as
19. the permanent Director. Considered. I'm not saying...I've
20. been reminded that the Governor has the right to make these
21. appointments. I'm aware of that. I'm also aware of the action
22. that takes place in the Executive Committee when we get some
23. ...some candidates for directors of Departments or Commissions
24. or Committees, when people come up here that are not qualified
25. but they're political appointments and if you want me to name
26. a few I'll be happy to name them. We've created agencies to
27. accommodate people and I, for one, am not going to stand by here
28. and see politics put into the drug program. That's my fear. The
29. Governor has the right to make the selection, but when he dis-
30. misses - of course, he'll deny it, the real Governor, Vick
31. DeGrazia will deny it, but Bill Goldberg and I had a conversation
32. the other evening and after our conversation a couple of hours
33. later why things started to change a little bit. They changed

1. too fast for me. There was all kinds of action that night that
2. I moved this bill the appropriation to third reading and stated
3. that I was not going to move it in my...I didn't think that I
4. would move. I thought that was the end of the line for the
5. appropriation and then all of a sudden things developed. Since
6. that time it's been very quiet, I haven't seen anybody or heard
7. anybody; I've talked to the House sponsor. I'm not doing this to
8. put the pressure on the Governor to make this appoint...permanent
9. appointment of David Selig. I'm doing it because of the politics
10. that has been displayed in such a short time - a matter of one
11. day the bill passes, the next day the man is out of a job. I
12. don't appreciate those kind of tactics, Senator.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. Senator Wooten.

15. SENATOR WOOTEN:

16. Before making the second of my three points, I'd point out
17. I've only spoken actually 20 seconds. The second thing is,
18. you speak about the Governor not interfering in this but you
19. do concede that it is his right to appoint the man to direct the
20. program. Is that correct?

21. SENATOR MOHR:

22. Absolutely. And when he appoints...what's happened, Senator,
23. you are aware of this, and don't charge him for this time, please,
24. Mr. President. I don't speak too often in this Body and I think
25. it's an important subject, but we have seen when the Governor is
26. ...has been turned down and...and by the Executive Committee, and
27. they've been turned down on qualifications or the makeup of boards
28. where they're...they're overwhelmingly Democrat appointments,
29. above and beyond what the law reads he's allowed to appoint. If
30. we turn these people down, the next thing you know they turn up
31. with a better job than the one that they were proposed for. Beverly
32. Adante, Nancy Phillippe, David Fogel, you know, these kind of
33. people, Senator. So, you know, if he proposed a man for the

1. Dangerous Drug Commission to be the Director and we turned him
2. down on qualifications, he'd crop up somewhere else but still con-
3. trol that Department, so I'm just scared to death of it.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. Senator...Senator Wooten.

6. SENATOR WOOTEN:

7. And the third point I wanted to be clear on is that which
8. is more important, the program or the director, and you conclude
9. the program is more important than the director.

10. SENATOR MOHR:

11. I say the program is...is very, very important. The Direc-
12. tor is very, very important, and should be a director that is
13. not political, doesn't have his hands tied, and the action taken
14. by the Governor is political.

15. SENATOR WOOTEN:

16. Then, Mr. President and colleagues, the only point I want
17. to make is that on those three points I think that honest men,
18. differing honestly, imputing political motivations on one side
19. or the other, can look at those three statements and perhaps
20. draw differing conclusions. That's my only point.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Netsch.

23. SENATOR NETSCH:

24. Mr. President, I think Senator Palmer and Senator Wooten
25. have raised and made several points which I intended to already.
26. I might just say that with Senator Palmer, I share a sense of
27. shock, sadness and chagrin that this program, which was so im-
28. portant only a few days ago, is now sacri...to be sacrificed on
29. the altar of some kind of political something, which I'm not
30. still sure I understand. I would perhaps feel a little special
31. sadness, Senator Mohr, because on several occasions in the
32. tortuous history of that bill, I was voting with you to help you
33. get that bill moving along so that it...the program would indeed

1. come into realization and I feel a little bit betrayed now that,
2. having created some problems for myself in doing that voting, I
3. am now going to find the entire program all of a sudden nonexis-
4. tent before it ever came into existence. I would add that I
5. suspect that David Selig, who seems to be the person around whom
6. all of this has revolved, would probably be the last person in the
7. world who would want this course of action to take place. I say
8. that with some knowledge because David Selig was a student of
9. mine. I hesitate to say, given the temper of this Body at this
10. time, that whatever he knows about running a program he learned
11. while a student at Northwestern Law School, but indeed he was
12. well-trained there and I think part of his training would have
13. been that you fight for a program more than for a personality.
14. I suspect he is going to be deeply disappointed that something
15. that he did put a great deal of energy into is now not to come
16. into being. I would add finally only this. Despite some of
17. your earlier comments I think you would concede that it is the
18. Governor and only the Governor who has the power to appoint the
19. executive director. To the best of my knowledge, the Governor
20. has not appointed an executive director and has not indicated
21. that he would not consider all candidates whose qualifications
22. and credentials were presented to him. There is no other
23. person legally or actually in the State of Illinois who can make
24. that appointment except Governor Walker and I think we might
25. well wait for him to have a chance to make that determination
26. and the Senate to act thereon. Whatever and however that comes
27. out it is not worth the price of one person and one person's job
28. to destroy a program that many of us felt was extremely important
29. before it even has a chance to come into reality.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Any further discussion? If not, Senator Mohr will close
32. the debate. I'd like to remind you that we have some hundred
33. and thirty pieces of legislation and/or Conference Committees

1. to act on today and it's almost 3 o'clock. Senator Mohr.

2. SENATOR MOHR:

3. Yes, Mr. President, I'll try to be brief. I'm somewhat
4. amused, Mr. President, that the two previous speakers, namely
5. Senator Netsch and Senator Wooten are shocked, saddened, and
6. chagrined by this action. I was also shocked, saddened, and
7. chagrined, Senators, when you flew up to Champaign on purely
8. a political trip to blast a colleague of mine, Senator Weaver.
9. But, you know, Mr. President, it's really humorous and I would
10. hope that some day soon, and I think the people of the State
11. of Illinois are catching on, you know, we are, on this side of
12. the aisle, are the only poli...politicians in the Capitol. Just
13. the Republicans and the, particularly the State Senate, are the
14. only people that are political. But as I said earlier, the
15. most political people in the S...State of Illinois are the so-
16. called nonpolitical independents. They are the most political
17. people that I have ever come in contact with. That's on another
18. subject. Certainly, David Segal...Selig is disappointed. I
19. think he's more disappointed with the action of the Governor,
20. in...in fact I'm sure he is than with the action that we're
21. taking here today. I'm saddened and disappointed, as I said
22. earlier by the action we're taking. It's not an easy decision,
23. but I will not permit this office to go political and I have
24. every reason to believe that it is and I'm not going to be a
25. part of it. Once it's established it'll be too late. When things
26. calm down and maybe the Governor gets to...to be nonpolitical,
27. as he states he is, although I don't think that's possible, I'll
28. be happy to reconsider and reintroduce the legislation, but I
29. would ask for a favorable roll call.

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Question before the Senate. The debate was just closed.
32. The question before the Senate...what point do you rise on
33. Senator?

1. SENATOR WOOTEN:

2. On a point of personal privilege. Since I...direct refer-
3. ence...

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. State your point.

6. SENATOR WOOTEN:

7. In direct reference you made an error Sir. I did not say
8. I was shocked, saddened, or chagrined by this action. I accept
9. it as part of the political course. I am intensely political
10. and freely admit to that. I merely said that the interpretation
11. that you placed on this imputing all the fault one way, honest
12. men could differ as to who is being political.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. I think your points are in the record, Senator. The
15. question before the Senate is shall House Bill 1464 pass. Those
16. in favor will vote Aye. Those opposed will vote Nay. The voting
17. is open. Fawell. Have all voted who wish? Have all voted who
18. wish? Take the record. On this question the Yeas are 31, the
19. Nays are 12. The bill, having received the constitutional ma-
20. jority, is therefore declared passed. Senator Saperstein.

21. SENATOR SAPERSTEIN:

22. Mr. President, ladies and gentlemen. I would like per-
23. mission to call back 2359 from third reading to second for the
24. purpose of an amendment.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Saperstein has asked leave of the Senate to have
27. House Bill 2359 removed from the order of third reading; placed
28. on the order of second reading for consideration of amendment.
29. Is leave granted? Leave is granted and the bill's on second
30. reading. Senator Saperstein. Senator Mohr have the amendment?
31. Senator Howard Mohr.

32. SENATOR MOHR:

33. Yes, Mr. President. I offer amendment No. 15, which...

1. or first of all I have to Table, I'm sorry, amendment No. 12,
2. which is a technical amendment and then I will move the adop-
3. tion of amendment No. 15. We'll have to move to reconsider the
4. vote by which amendment No. 12 was adopted.

5. PRESIDING OFFICER (SENATOR GRAHAM):

6. Senator Howard Mohr moves to reconsider the vote by which
7. amendment No. 12 was adopted. All in favor signify by saying
8. Aye. Opposed. The motion carries. Senator Mohr now moves to
9. Table amendment No. 12. All in favor signify by saying Aye.
10. Opposed. The Ayes have it and the amendment's Tabled. Senator
11. Mohr.

12. SENATOR MOHR:

13. I move the adoption of amendment No. 15, Mr. President.
14. It's been cleared by the other side. It's purely a technical
15. amendment to take care of what we just did in number 12.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. The question before the Senate...any discussion? Before
18. the Senate is shall we adopt Amendment No. one five, 15, to
19. House Bill 2359. All in favor will signify by saying Aye.
20. Opposed. The Ayes have it and the amendment's adopted. Sena-
21. tor Mohr.

22. SENATOR MOHR:

23. Yes, Mr. President. I move the adoption of amendment No.
24. 16. This puts back into the Department of Mental Health budget
25. in House Bill 2359, 155,500 dollars for electronic data proces-
26. sing and 2,609,000 dollars for the purchase of drug treatment
27. services. That will put it back in the...the fashion that it
28. was in prior to 2629...2826.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Any discussion? Question before the Senate is shall
31. Amendment No. 16 to House Bill 2359 be adopted. All in favor
32. signify by saying Aye. Opposed. The Ayes have it; the amend-
33. ment is adopted. Any further amendments from the Floor? Third

1. reading. Senator Knuepfer, we had a false start on one of your
2. bills. I think it's House Bill 1128. What's your motion in
3. that regard?

4. SENATOR KNUEPFER:

5. I would...Senator Rock, your staff has looked it over on
6. 1128 and I would move that we concur with the House amendments
7. on Senate Bill 1128.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Any discussion? The question is shall...Senator Partee.

10. SENATOR PARTEE:

11. So there won't be any question on this side. We were op-
12. posed before. The amendment now is in an acceptable form and
13. I'd recommend the procedure that we're in now following Senator
14. Knuepfer.

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. The question is shall the Senate concur in the House Amend-
17. ment to Senate Bill 1128. Those in favor will vote Aye. Those
18. opposed will vote Nay. The voting is open. Have all voted who
19. wish? Have all voted who wish? Take the record. On this ques-
20. tion the Yeas are 49, the Nays are none. The House having...the
21. Senate, having concurred in House amendment to House Bill 1128,
22. the bill is therefore declared passed...Senate bill, I am sorry,
23. Senate Bill 1128. Is that not correct? On the Secretary's
24. Desk we have a couple of Conference Committee reports. Mr. Sec-
25. retary. One Conference Committee report.

26. SECRETARY:

27. (Secretary reads Conference Committee appointments.)

28. To the members of the Senate. I do hereby appoint
29. the following to serve as members of the Conference Com-
30. mittee on Senate Bill 1486: Senators Knuepfer, Fawell,
31. Roe, Hynes, and Saperstein. On Senate Bill 1568...

32. PRESIDING OFFICER (SENATOR GRAHAM):

33. Please, gentlemen.

1. SECRETARY:
2. (Continues to read Conference Committee appointments.)
3. On Senate Bill 1568, Senators Roe, Harris, Don
4. Moore, Partee, and Rock.
5. PRESIDING OFFICER (SENATOR GRAHAM):
6. Chair stands corrected. It was not Conference Committee
7. report, it was Conference Committee appointments. Senator Rock.
8. Senator Rock. Would you be prepared to proceed on 1839?
9. SENATOR ROCK:
10. Yes, Sir, I would, if Senator Berning is ready, I am ready.
11. PRESIDING OFFICER (SENATOR GRAHAM):
12. Senator Berning says he's as ready as he'll ever be.
13. SECRETARY:
14. House Bill 1839.
15. (Secretary reads title of bill.)
16. Third reading of the bill.
17. PRESIDING OFFICER (SENATOR GRAHAM):
18. Senator Philip Rock. Are those...
19. SENATOR ROCK:
20. Thank you, Mr...
21. PRESIDING OFFICER (SENATOR GRAHAM):
22. ...caucuses bothering you over there, Senator?
23. SENATOR ROCK:
24. No, no, not at all.
25. PRESIDING OFFICER (SENATOR GRAHAM):
26. If they are, I'll try to help you.
27. SENATOR ROCK:
28. I think that's on ethics. I'm listening with one ear.
29. This is a bill which amends the Chicago Firemen's Annuity and
30. Benefit Fund. What it does is it conforms the Chicago Firemen's
31. Pension Plan exactly to the changes that we made last year in the
32. Chicago Policemen's Pension Plan. The bill has agreement on both
33. sides of the aisle. Senator Berning has added an amendment which

1. he feels puts it in proper form and I would move for a favorable
2. roll call.

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. Any discussion? Senator Berning.

5. SENATOR BERNING:

6. I concur completely and rise in support of the bill and
7. suggest that this side of the aisle support it.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Question before the Senate is shall House Bill 1839 pass.
10. Those in favor will vote Aye. Those opposed will vote Nay. The
11. voting is open. Vote me, please, Senator Fawell. Have all voted
12. who wish? Have all voted who wish? Take the record. On this
13. question the Yeas were 41. The Nays were none. Three were vot-
14. ing Present. The bill, having receiving the constitutional ma-
15. jority required, is therefore declared passed. Which other one
16. do we have? Senator Saperstein is not on the Floor. Senator
17. Sours is on the Floor on...and he's ready to participate in the
18. passage of House Bill 2897.

19. SECRETARY:

20. 2897.

21. (Secretary reads title of bill.)

22. Third reading of the bill.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Chair recognizes the genial gentlemen from Peoria.

25. SENATOR SOURS:

26. Mr. President and Senators. This bill was discussed very
27. briefly about 20, 30 minutes ago. There was an amendment put
28. on by Senator Berning and by Sen...by Senator Rock. Without
29. repeating, I'd like to make this statement that this bill is
30. actuarially sound; that whoever participates in the retirement
31. plan will have to pay in not only his...we're going to take
32. this out of the record, and I'm going to make the proper motion.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Move to take it out of the record. Record will so show
2. that it has been taken out of the record. On the Secretary's
3. Desk, Senator Kosinski, on the Secretary's Desk we have Senate
4. Bill 1322, that has been returned from the House. What is your
5. pleasure?

6. SENATOR KOSINSKI:

7. Mr...Mr. President and members of the Senate. I move to
8. concur with the House Amendment 1, 3, and 4 to Senate Bill 1322.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Discussion? Question before the Senate is shall the
11. Senate con...he wants to explain the amendment.

12. SENATOR KOSINSKI:

13. I'll explain the bill. The Senate bill appropriates
14. 33 million dollars for the ordinary and contingent expense for
15. the Judiciary System of the State of Illinois.

16. PRESIDING OFFICER (SENATOR GRAHAM):

17. Senator Davidson. I'm sorry.

18. SENATOR KOSINSKI:

19. Amendment 1 and 3 increases the appropriation for Judges
20. salaries, assumes that pending legislation will be approved
21. providing for additional salaries. It also increases appro-
22. priations for salaries for clerical and stenographic staff of
23. the Court System, and makes other relatively small changes in
24. various accounts. No. 4th amendment adds 40,000 dollars for
25. four interpreters which the court needs very badly.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. Since this is appropriation bill dealing with amendments
30. and since Senator McBroom, the Chairman of the Appropriations
31. Committee is not on the Floor, we have no knowledge, or I have
32. no knowledge and a member of that committee, whether they...he
33. concurs in these amendments or not, and if...until he gets here

1. I would respectfully ask Senator Kosinski to hold this bill till
2. we see he concurred with these amendments. I've sent a Page after
3. Senator McBroom to see if he concurs.

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. We'll wait. Request to take it out of the record. It'll
6. be taken out. Messages from the House.

7. SECRETARY:

8. (Secretary reads messages from the House.)

9. Mr. President, I am directed to inform the Senate
10. the House of Representatives has acceded to the request
11. of the Senate for a Committee of Conference to consider
12. the differences between the two Houses in regard to the
13. Senate amendments, No. 1, 2, 3, and 4, to a bill of the
14. following title: House Bill 2543. They have acceded to
15. the request for a Committee of Conference on House Bill
16. 2772. Acceded to the request of the Senate for a Com-
17. mittee of Conference on House Bill 2864. Acceded to the
18. request of the Senate for a Committee of Conference on
19. House Bill 2878.

20. Mr. President, I am directed to inform the Senate
21. that the House of Representatives has refused to recede
22. from their amendments No. 1, 3, 5, 6, 7, and 8 to a
23. bill of the following title: Senate Bill 1267. De-
24. partment of Law Enforcement. Senator Swinarski. The
25. House requests a Conference Committee.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. We have a lot of moving targets. If the Senators will be
28. so we can recognize you. Senator Rock.

29. SENATOR ROCK:

30. Thank you, Mr. President. Senate...Senate Bill 1267, I
31. would move that the Senate accede to the request of the House
32. and ask that a Conference Committee be appointed.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. All in favor signify by saying Aye. The record will so
2. show that the Senate has acceded and the House will be so in-
3. formed.

4. SECRETARY:

5. (Secretary continues to read messages from the House.)

6. Senate Bill 1273. Senator Rock is the Senate spon-
7. sor. The House refuses to recede and requests a Confer-
8. ence Committee.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Rock. Senator Rock moves that we accede to the...

11. SENATOR ROCK:

12. ...request and ask that a Conference Committee be appointed.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. ...and asks that a Committee on Conference be appointed
15. and the House will be so informed.

16. SECRETARY:

17. (Secretary continues to read messages from the House.)

18. Senate Bill 1348. Senator Wooten is the Senate spon-
19. sor. The House refuses to recede from their amendments
20. and requests that a Conference Committee be appointed.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Make similar motions that the Senate do accede and the
23. Committee on Conference be appointed. House will be so informed.

24. SECRETARY:

25. (Secretary continues to read messages from the House.)

26. And Senate Bill 1348...or 1383. Senator Wooten, the
27. Senate sponsor.

28. PRESIDING OFFICER (SENATOR GRAHAM):

29. Senator Wooten, similar motion on 1383 and the House will .
30. be so informed. Senator Glass, are you prepared on House Bill
31. 2868, which is on the order of consideration postponed?

32. SENATOR GLASS:

33. Well, Mr. President, I would like to have Senator Hynes on

1. the Floor. I believe....

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. We'll get him on the Floor.

4. SENATOR GLASS:

5. All right...all right. As soon as he comes on the Floor
6. we'll be ready to proceed with that bill.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Are you looking for a debate? We're gonna leave this in
9. the record; hopefully Senator Hynes will return. If we con-
10. tinue taking them in and out of the record, I would hesitate
11. to suggest what it might look like tomorrow. Senator Hynes has
12. returned and Senator Glass may proceed on House Bill 2868 on
13. the order of consideration postponed, Senator Hynes.

14. SENATOR GLASS:

15. Well, Mr. President, I'm not going to make a statement on
16. this bill because it's been discussed several times already.
17. It does solve the problem of the proposed reduced multiplier in
18. Cook County. I would urge a favorable roll call.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. The Chair might suggest that we have spent a total of 3
21. hours and 50 minutes debating this bill. Is there any further
22. discussion? Question before the Senate is shall House Bill
23. 2868 pass. Upon this question those in favor will vote Aye.
24. Those opposed will vote Nay. And the voting is open. Vote
25. me Aye, Howard. Have all voted who wish? Have all voted who
26. wish? Take the record. On this question the Yeas were 32,
27. the Nays were none, 15 were voting Present. The bill, having
28. received the constitutional majority, is therefore declared
29. passed. Senator Nimrod, for what purpose do you seek recogni-
30. tion?

31. SENATOR NIMROD:

32. I move to...

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Nimrod moves to reconsider the vote...

2. SENATOR NIMROD:

3. Having voted on the prevailing side...

4. PRESIDING OFFICER (SENATOR GRAHAM):

5. ...by which House Bill 2878...68 was passed. Senator Clarke
6. moves to Table the motion of Senator Nimrod. All in favor of the
7. Tabling motion signify by saying Aye. Opposed. The Ayes have it
8. and the motion's Tabled. Senator Davidson.

9. SENATOR DAVIDSON:

10. While you're on the order of consideration postponed, I
11. would like to take 2791 and get it off the calendar one way or
12. the other.

13. PRESIDING OFFICER (SENATOR GRAHAM):

14. If that's your desire, we shall accede to your request. The
15. next order of business will be House Bill 2791 on your calendar
16. on the order of consideration postponed. The genial gentleman
17. from Springfield will make his final attempt to persuasion.

18. SENATOR DAVIDSON:

19. Mr. President and members of the Senate. This bill was de-
20. bated the other day. What this...it's the Deferred Real Estate
21. Act for Senior Citizens. It's been in Oregon. Most of you got
22. the copy on the pa...your desks yesterday or day before that Mass-
23. achusetts just adopted it. It does nothing more than the...of
24. the lien on property is the Public Aid Act. You've all heard the
25. arguments. Appreciate a favorable vote.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Discussion. Senator Dougherty. May we have some order.

28. SENATOR DOUGHERTY:

29. Mr. President and members of the Senate. I am in opposition
30. to this bill for the reason that while it may seem very worthwhile
31. in its first aspect, it's going to pose innumerable problems from
32. they who will take advantage of it. This bill means that these
33. people will be able to...those people over 65 will be able to de-

1. fer their taxes until the property is either sold or death inter-
2. feres. In that time we do not know how long any of these appli-
3. cants may live. The property will depreciate in value while the
4. cost...the fund remains...each year it's built up to any amount
5. of money it might be, if it's 900 dollars a year taxes in 10 years
6. it'll be 9,000 at 6% interest. It's a lure to the elderly, I
7. grant it, and believe me I'm getting in that age bracket myself.
8. However, I do think this is a cruel, a sort of a cruel thing to
9. do and not that it's intended to do so, but they, who would be
10. taking advantage of it will find themself in the future in none plus
11. ...will not know where to get the money to retire this indebted-
12. ness when the property prior to the sale of the property because
13. it is a lien...it is a lien upon the property by the State of
14. Illinois and the...it's going to impose a new rule...duties upon
15. the County Treasurers and on the State authorities. It sounds
16. very well, but as said here the other night, the only State that
17. has tried it has been Oregon and only 3/10th of 1% of they who
18. were eligible for this took advantage of it. I do not like this
19. legislation for the reason I think it's a rather...it's a trans-
20. gression on the rights and on the ability of people to understand
21. what they're doing. As you get older you regress and you fail...
22. you fail to really take a good look at what you're doing. I...I
23. don't think it's cruel, but I think it's impossible thing. I
24. must oppose it.

25. PRESIDING OFFICER (SENATOR GRAHAM):

26. Senator Clifford Latherow.

27. SENATOR LATHEROW:

28. Thank you, Mr. President, and members of the Senate. I...I
29. just have one thing to say. I only wish that these people that
30. are in the bracket of Senior Citizens and so forth could just get
31. one half as much value and good and mileage out of these pieces
32. of legislation as many members of the General Assembly do. I'm
33. going to oppose this piece.

1. PRESIDING OFFICER SENATOR GRAHAM):
2. Senator Palmer.
3. SENATOR PALMER:
4. I...will the sponsor yield to a question? I just want to
5. bring out one point. I won't belabor this because we spoke
6. about this the other day. According to this bill a person that
7. reaches the age of 65 can defer payment. Is that correct?
8. SENATOR DAVIDSON:
9. Only if he asks for it.
10. SENATOR PALMER:
11. All right. If he asks for it and at 65, right? Now if...
12. if the tax bill is a thousand dollars a year and this particular
13. person is fortunate enough to live to the age of 85. Would that
14. mean if he asked for it for 20 years that there would be a tax
15. lien of 20,000 dollars on his property plus interest?
16. PRESIDING OFFICER (SENATOR GRAHAM):
17. Senator Davidson.
18. SENATOR DAVIDSON:
19. Yes, it would.
20. PRESIDING OFFICER (SENATOR GRAHAM):
21. Senator Palmer.
22. SENATOR PALMER:
23. Then you are telling us that in some cases that the tax
24. lien may possibly be more than the value of the property by
25. accepting these deferrals? A 20,000 dollar piece of property.
26. That...what happens to that property?
27. SENATOR DAVIDSON:
28. The possibility of 20,000 dollar piece of property having
29. a thousand dollar a year tax bill is very remote. The normal
30. average is 2% of your real estate tax per year...
31. PRESIDING OFFICER (SENATOR GRAHAM):
32. Gentlemen, please.
33. SENATOR DAVIDSON:

1. ...is the value of your...in relation to your value of the
2. house. If the person takes it at 65, giving the life expect-
3. tancy even to the widow to 78, which is the normal 13 years,
4. the husband at 72, there's no way the value of the house would
5. be less than the tax lien against it unless some extreme exten-
6. uating circumstances would change the value of the property.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Palmer.

9. SENATOR PALMER:

10. Like many properties, Senator Davidson, they do have a
11. mortgage. Supposing there is a 10,000 dollar mortgage at...at
12. the end of the 10 years. In other words, a 10,000 dollar balance
13. of a mortgage. Would an...would the taxes, a tax lien of 15,000
14. dollars lose the property for that particular person?

15. SENATOR DAVIDSON:

16. The property's not lost until the person either dies or
17. the property is sold and if the tax lien has first priority,
18. if the property sells for less than the tax lien, the differ-
19. ence in the amount would then have...or may already have been
20. made up out of the State Treasury, because the State will give
21. the money to the County within 60 days of each County so no
22. local government would be denied their current tax income.

23. PRESIDING OFFICER (SENATOR GRAHAM):

24. Senator Palmer.

25. SENATOR PALMER:

26. One more question, Mr. Davidson. We did not cover in our
27. discussion what is the interest each year for deferring this
28. payment payable to the State?

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Davidson.

31. SENATOR DAVIDSON:

32. 6% per year compounded.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Course.

2. SENATOR COURSE:

3. Senator Daverd...Davidson. The tax lien has first priority.

4. Is that correct?

5. SENATOR DAVIDSON:

6. As I understand it, that's correct.

7. SENATOR COURSE:

8. Does the mortgage holder, does he has any right in telling

9. whether you can defer payment on the taxes or not?

10. SENATOR DAVIDSON:

11. That's a question I cannot answer. I don't know.

12. SENATOR COURSE:

13. Well, suppose...

14. SENATOR DAVIDSON:

15. As I understand it, Senator Course, only the property owner

16. can make this request for deferral of taxes. Now if the

17. mortgage...mortgage holder has in the contract...the man who

18. has the mortgage, you have to clear with him first, then I'd

19. say he'd have the right, but I honestly cannot answer that ques-

20. tion. I don't know.

21. PRESIDING OFFICER (SENATOR GRAHAM):

22. Senator Course.

23. SENATOR COURSE:

24. Well, I think that it's a question that should be resolved

25. before we go ahead with this, because what happens to a mortgage

26. holder if...if the building is sold for 10,000 dollars and the

27. tax lien is 8,000 and the mortgage holder has a 5,000 dollar

28. mortgage remaining in the building. Is he supposed to get stuck

29. up for 3,000 dollars?

30. PRESIDING OFFICER (SENATOR GRAHAM):

31. Senator Davidson.

32. SENATOR DAVIDSON:

33. That, I would say in the extreme circumstances could happen,

1. but I'd say any mortgage holder is going to make sure that the
2. person is not going to be able to defer...defer the lien or ask
3. for the deference of the tax put a lien on the property he has
4. a mortgage on without his prior commitment or knowledge.

5. SENATOR COURSE:

6. Well, I don't know how they can be done but if you say so.

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Senator Carroll. Senator McCarthy, you're standing in
9. front of the speaker.

10. SENATOR CARROLL:

11. Mr. President, thank you and the question may have been
12. answered where I was in a point where I couldn't hear the answer.

13. Senator Davidson, would you yield to a question? All right.

14. Senator Davidson...

15. PRESIDING OFFICER (SENATOR GRAHAM):

16. He indicates he will yield.

17. SENATOR CARROLL:

18. ...as...assuming these elderly people decide that the home
19. they have have had for many years they would like to sell in
20. order to move into another piece of residential property
21. such as a condominium, and they wanted to use their nest egg
22. this home to pay for the substantial portion of this new resi-
23. dence that they wanted to purchase. This would be a lien that
24. would not transfer to the new residence so that when they sold
25. the first home that monies would be deducted by the State as
26. its lien and leave them with less to go in and trade for this
27. other residence. Is that right?

28. SENATOR DAVIDSON:

29. That's correct.

30. PRESIDING OFFICER (SENATOR GRAHAM)

31. Senator Davidson.

32. SENATOR CARROLL:

33. I think that makes it a very bad feature of this proposal.

1. Thank you.

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. Senator Johns.

4. SENATOR JOHNS:

5. Senator Davidson, I'd like to ask you a question. In the
6. case of many Welfare recipients, I think in the Department of
7. Public Aid often under various programs, they have to sign over
8. to the State the title or a lien against their home. OK. What
9. happens if they defer tax payments for a few years and then de-
10. cide to give this home as a lien towards future benefits which
11. ...the State may give to them. Does the State have to go back
12. and pick up all that deferred taxes in order to hold a proper
13. lien on the home?

14. SENATOR DAVIDSON:

15. I don't think so, but I...it's not a question that's been
16. asked in this bill. You've asked me one that...I thought we'd
17. covered them all, but that's one...hadn't, but I would say not.
18. The State's...cannot pay its ownself, there's no need to.

19. SENATOR JOHNS:

20. I'm sure that's...that's a very likely possibility. Many
21. of the people I deal with have to place a lien on their home
22. to get benefits from the State and if they defer the taxes be-
23. fore they go into that program then the State's going to have
24. to go back and pick up those taxes to make that lien worthy, I
25. guess. Just a question I had in mind.

26. PRESIDING OFFICER (SENATOR GRAHAM):

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. Well, one...one answer. Public Aid, if Public Aid takes
30. lien over property that's signed over, the Public Aid takes
31. care of the taxes anyway, Senator Johns. It's been told to me
32. in policy.

33. PRESIDING OFFICER (SENATOR GRAHAM):

1. Senator Bell.

2. SENATOR BELL:

3. Well, Mr...Mr. President and fellow Senators. I think the
4. thing that to me is most important in reference to this legis-
5. lation is the fact that it gives the Senior Citizen at 65 or
6. older the option, the option to select a course of action that
7. can become very, very meaningful to that Senior Citizen.

8. PRESIDING OFFICER (SENATOR GRAHAM):

9. Just a minute, Senator. Now ladies and gentlemen of the
10. Senate. I know we're in the final hours of this session. I
11. know it is important that there's discussion goes on between
12. the Senators. I know it's important that the Chair can see
13. those who rise to be recognized and I'm sure that there are some
14. here who would like to hear the speaker, so if at all times
15. possible, if the Senators would be in their seats, it would be
16. appreciated. I am sure that all of this conversation is
17. unnecessary. Continue.

18. SENATOR BELL:

19. Yes, thank you, Mr. President. We can carry on endless
20. debate about technicalities that may or may not arise, but I'd
21. like to point out to you probably a situation that exists
22. certainly in your districts, but you may not have really parti-
23. cularly thought about it, but I have. I was faced with this
24. issue as I campaigned for the General Assembly in 1972 and
25. that was a situation of a lot of Senior Citizens in the Joliet
26. area that found themselves living by themselves in homes, little
27. homes, Mr. President, could we quiet things down, please? Mr.
28. President? I'd like to have it a little quieter, please.

29. PRESIDING OFFICER (SENATOR GRAHAM):

30. Senator Bell, I have done everything but get down on my
31. knees asking the Senate to be in order and it hasn't worked.
32. So perhaps we'll just wait for awhile.

33. SENATOR BELL:

1. Thank you, fellow Senators. I...

2. PRESIDING OFFICER (SENATOR GRAHAM):

3. The Fourth of July will be next Friday. Perhaps we can be

4. home. Continue.

5. SENATOR BELL:

6. Well, I'll go ahead regardless...

7. PRESIDING OFFICER (SENATOR GRAHAM):

8. Thursday.

9. SENATOR BELL:

10. ...of the amount of background noise, Mr. Senator...Mr.

11. President.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. Gentlemen, please.

14. SENATOR BELL:

15. We've got a lot of...a lot of work to do. You've pointed

16. that out constantly, but I'd like to make this point and that

17. is that there are a lot of elderly people that are living by

18. themselves in...in homes of a not maybe a great deal of value

19. in terms of real estate cost, but they've lived there for some

20. times 30 and 40 years, or 20 years. They have friends in

21. those areas, they do not want to leave those homes and go into

22. what Senator Percy has referred in the past to warehouses for

23. the dying. Certainly we've had upgrading in...in Senior Citi-

24. zen facilities, but so many of these people want to continue

25. to live near their friends, and they find that their property

26. taxes are pricing them right out of their homes. They can't

27. continue to do this. Their children are gone or they don't

28. have children and so what is wrong. I ask you, what is wrong

29. with them having the option, mind you, the option to be able

30. to say well, I haven't anybody particularly that I want to pass

31. this property on; I don't have to pay the taxes and so it's

32. taken from my estate and settlement, but it allows me to finish

33. out my years with those of my few friends that remain. Mr.

1. President, I don't...I haven't used my time. I set aside here

2. ...

3. PRESIDING OFFICER (SENATOR GRAHAM):

4. We've used part of your time trying to get order but I do
5. admonish all of those speakers to be as brief as possible.

6. SENATOR BELL:

7. I'd like to reply to Senator Sours in reference to the
8. litigation that may go on.

9. PRESIDING OFFICER (SENATOR GRAHAM):

10. Senator Sours was not involved in this, Senator Bell.

11. SENATOR BELL:

12. He was in amendment stage yesterday, I believe, Mr. Presi-
13. dent. He talked about...he talked about the high cost of inheri-
14. tance aspects. Well, I...I would like to member...to remind
15. this Body that...that estates now are processed and there's a
16. tremendous cost to the...to the estates and to the heirs and
17. this isn't going to make that much difference, I don't believe,
18. for those little estates of those Senior Citizens that want to
19. have this option available to them. Thank you.

20. PRESIDING OFFICER (SENATOR GRAHAM):

21. Any further discussion? Question before the Senate is
22. shall House Bill 2791 pass. Those in favor will vote Aye.
23. Those opposed will vote Nay. The voting is open. Those that
24. are not in their seats, want to vote. Have all voted who wish?
25. Have all voted who wish? Take the record. On this roll call
26. the Yeas were 25, the Nays were 17, 5 voting Present. The bill,
27. having failed to receive the constitutional majority, is there-
28. fore declared lost. Senator Weaver...Harris.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Harris moves...asks leave to bring 2651 back to
31. the order of second reading for the purpose of amendments. Is
32. there leave? Leave is granted. President Harris may explain
33. the amendment.

1. SENATOR HARRIS:

2. Thank you, Mr. President. This bill, which creates the
3. Illinois and...oh...I would seek leave to recall to second read-
4. ing. That's been done? OK. This creates the Illinois Energy
5. Resources Commission. As...and as all of us know this has been
6. a subject of major involvement and concern ever since the ex-
7. treme energy crisis of late winter. Illinois is possessed of
8. one of the largest deposits of coal as a resource for energy
9. of most of the States and this is part of a program to provide
10. us with the capability to really develop this outstanding energy
11. resource, which in its present state does have some very serious
12. problems in the light of our current environmental preservation
13. and restoration responsibilities as well. We provide here the
14. creation of this Commission which as the bill was originally
15. introduced was a 20 member committee...I'm sorry, a commission,
16. which included on it the Governor and the Lieutenant Governor.
17. This amendment takes those two officers of the Executive Depart-
18. ment from the membership on the Commission and makes it a purely
19. Legislative or Legislative appointee commission. It would pro-
20. vide for a majority representation. There is an understanding
21. that this does need to proceed. I think it's a sound structure
22. and the Commission does have project approval in the projects
23. that are authorized in the series of bills that Senator Glass
24. passed out of here two weeks ago. I would be happy to respond
25. to any questions. Otherwise, I would seek a roll call for the
26. adoption of the amendment to House Bill 2651.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Is there any discussion? All in favor of the adoption of
29. Amendment No. 1 to House Bill 2651 signify by saying Aye. Op-
30. posed Nay. Amendment No. 1 is adopted. Are there further
31. amendments? Third reading. Senator Harris.

32. SENATOR HARRIS:

33. Now, Mr. President, for intervening business, could we

1. consider twenty-six, fifty...let's see...two, the appropriation
2. bill for the Commission?
3. PRESIDING OFFICER (SENATOR WEAVER):
4. 2652, Mr. Secretary.
5. SECRETARY:
6. House Bill 2652.
7. (Secretary reads title of bill.)
8. Third reading of the bill.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. President Harris.
11. SENATOR HARRIS:
12. Mr. President, this is the appropriation bill for the
13. Illinois Energy Resources Commission. It appropriates 100,000
14. dollars to this tremendously important agency that we will
15. create if these two bills pass, to meet the challenge of our
16. energy needs and the utilization of coal to provide that answer.
17. I would appreciate a favorable roll call.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Is there any discussion? Question is shall House Bill
20. 2652 pass. Those in favor vote Aye. Those opposed vote Nay.
21. The voting is open. Have all voted who wish? Have all voted
22. who wish? Take the record. On that question the Ayes are 46,
23. the Nays are 4, and three Present. House Bill 2652, having
24. received the constitutional majority, is declared passed. 2651.
25. SECRETARY:
26. 2651.
27. (Secretary reads title of bill.)
28. Third reading of the bill.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. President Harris.
31. SENATOR HARRIS:
32. Mr. President and members of the Senate. This bill now,
33. as amended, provides for an exclusively Legislative commission

1. of...of 10 Legislators and 8 public members. It is the approval
2. agency for the projects that would be developed by the Depart-
3. ment of Business and Economic Development in Senator Glass' series
4. of bills. It is the key to Legislative involvement and I do
5. urge upon you support for this important piece of legislation.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any discussion? Senator Berning.

8. SENATOR BERNING:

9. Thank you, Mr. President. I'd just like to call the atten-
10. tion of the Body to the sections of this bill which seem to make
11. it less than a necessary bit of legislation. If you'll look at
12. Section III, the Commission shall study, review, and make recom-
13. mendations on the administrative structure the State should adopt.
14. Now if there's anything we really need, it's some more adminis-
15. trative structure, and this administrative structure is for the
16. efficient management of the State's effort. The State should be
17. involved in new effort in finding solutions. We should also then
18. study, review and make recommendations to coordinate...coordinate
19. the ongoing programs of various State agencies. What this simply
20. says is that we now want to establish a brand new organizational
21. structure to take over some supposed activities that are going to
22. benefit the State. Study and make recommendations of...concerning
23. a long range program relating to energy resources. We know
24. exactly what the energy resources are in this State. That's been
25. established for long. The coal reserves are known, down to the
26. last ton. We know where they are located. We don't need any
27. long range program relating to the energy resources. We are told
28. that this is to promote the establishment by the Federal Govern-
29. ment of a coal resource, research and development center and
30. other Federal energy projects in Illinois. We now have an atomic
31. energy installation up in Weston, which took up thousands of
32. acres of our Illinois farm land, dispossessed hundreds of people.
33. It seems to me we have enough Federal installations. All we are

1. expecting to do here is to promote the Federal Government's
2. intrusion into the activities of the State of Illinois. Mr.
3. President and members of the Body, it seems to me we have al-
4. ready taken action wit...which addresses itself to this ques-
5. tion. This is a redundant bit of activity, neither one of
6. which, in my humble opinion, is of such great significance that
7. we ought to be addressing ourselves to it. I call upon the
8. members of this Commission to reject this bill.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Any further discussion? Senator Glass.

11. SENATOR GLASS:

12. Thank you, Mr. President. I would just point out to the
13. membership that this Commission is very similar in its assigned
14. functions to that which this Body passed several weeks ago. The
15. importance of the Commission, of course, is that it keeps the
16. Legislature involved in both studying and approving the projects
17. in the development of our coal resources that are now pending
18. and that will come up in the future. As far as the structure
19. is concerned I know of no structure at the present time in the
20. State government to handle these problems and I believe we are
21. operating inefficiently in this regard. So I think that these
22. assigned duties and the Legislative involvement is important
23. and they say the Commission is not significantly different in
24. purpose or makeup from that which we passed previously and I
25. would urge a favorable roll call.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Any further discussion? Question is shall House Bill 2651
28. pass. Those in favor vote Aye. Those opposed vote Nay. The
29. voting is open. Have all voted who wish? Take the record.
30. On the question the Ayes are 45 and the Nays are 4 and one
31. Present. House Bill 2651, having received the constitutional
32. majority, is declared passed. Order of the Secretary's Desk.
33. Senator Graham on 1676.

1. SENATOR GRAHAM:

2. Mr. President and members of the Senate. Some three years
3. ago this Body in their wisdom passed a program, pilot program,
4. for mobile intensive...intensive emergency care. This program
5. has now reached the point of expiration to the extent that if
6. some affirmative action is not taken by this Senate, there may
7. be a possibility of jeopardizing some 2 million dollars of HEW
8. funds. The bill went to the House and had some pretty severe
9. scrutiny by the House of Representatives and some three amend-
10. ments were adopted; one of which, when we're debating that, I'll
11. turn it over to my recently hired lawyer. Another amendment
12. lowers the age limit from 18 to 17 for the purposes of donating
13. blood, and probabl...probably one of the most important
14. amendments is that it broaden the structure of the board that
15. will supervise this emergency care program. There has been some
16. discussion as to the reason for deleting of the provision in the
17. original bill, the right to perform indo-trachael incubation by
18. emergency personnel on these errands of mercy. I am informed,
19. after a considerable amount of conversation, that there is nothing
20. to prevent, in this case, the right of properly trained emergency
21. personnel to open the windpipe, so to speak, of the person that
22. is hurt to the extent that they may get some air to prevent them
23. from drowning in their own blood, the provisions of this bill
24. notwithstanding. The trial lawyers who had some fear of this
25. bill in its original form have agreed the whole harmless clause
26. and those others are more acceptable than they were originally.
27. In our own Northeastern Illinois area, and in my own community
28. particularly, Northwest Suburban Community Hospital, last year
29. saved 29 lives with mobile intensive care units. In that area
30. we perhaps have somewhere between 7 and 10 million dollars in-
31. vested in equipment, mobile and otherwise, for this purpose.
32. Seven of these eight saved last year were supposed to not be able
33. to live at the time the emergency care units arrived. I don't

1. think there's anything perfect about any bill we've ever passed.
2. But I can say to you this, if we're going to take a chance on
3. not continuing a program which is successful, then all we have
4. to do is defeat my motion and I don't think we will. Ladies and
5. gentlemen of this Senate, I was the sponsor of this original
6. bill. It has proved its value and I solicit your support and I
7. would like to yield to Senator Fawell to explain his version of
8. amendment No. 5.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Fawell.

11. SENATOR FAWELL:

12. I don't think a great deal has to be said. I know at one
13. time I posed a number of objections in regard to legislation
14. which would exempt positions and/or nurses from liability for
15. their negligence in the treating of emergency cases. Suffice
16. it to say that amendment No. 5, at least in my opinion, tightens
17. up that very much and insofar as positions are concerned, does
18. in affect state that they would be held liable for negligence,
19. taking into consideration the emergency factors of the case.
20. I certainly rise in support of amendment No. 5.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Sours.

23. SENATOR SOURS:

24. What is the order of business here, Mr. President?

25. PRESIDING OFFICER (SENATOR WEAVER):

26. On the Secretary's Desk.

27. SENATOR SOURS:

28. I see. Well, I want to support this in its final form. I
29. know the matters of liability have been adjusted to the desires
30. of each person. Not too long ago I was about to listen to War
31. and Peace on the television and my wife had a favorite program
32. called Emergency, so I want you all to know that I have been
33. persuaded by the Supreme Court in my life, who has the last guess

1. and I say that charitably, that this bill is now in a very fine
2. final form and I want to go on record as supporting this and I'm
3. going to get a copy sometime of the...of the vote so I can prove
4. to the Supreme Court in my life that I supported her program on
5. the air.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Senator Davidson.

8. SENATOR DAVIDSON:

9. Mr. President and members of the Senate. I rise in support
10. of this bill. I would like two things that should be read into
11. the record, both agreed to by the sponsor of the bill, Senator
12. Graham, and the State Med Society and Dr. Boyd, who heads this
13. program, the Illinois Nurse Association did have some concern
14. about this liability clause. It's been explicitly agreed, and
15. told to them that if during the intervening six months before we
16. come back in January of '75 there is a legitimate legal concern
17. on this liability the action will be taken to correct it. Second-
18. ly, it is needed legislation and even though by statute they're
19. going to exclude any person of my healing profession of being
20. able to give any advice, I am in support of this legislation and
21. would appreciate a favorable call...roll call.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Is there further discussion? The question is shall the
24. Senate concur in House Amendments No. 5, 7, and 8 to House...
25. Senate Bill 1676. Those in favor vote Aye. Those opposed vote
26. Nay. The voting is open. Have all voted who wish? Have all
27. voted who wish? Take the record. On that question the Ayes
28. are 50 and the Nays are one. The Senate concurs in Amendments
29. No. 5, 7, and 8 to Senate Bill 1676, and the bill, having re-
30. ceived the requir...required constitutional majority, is declared
31. passed. What purpose does Senator Howard Carroll arise?

32. SENATOR CARROLL:

33. Mr. President, I rise on a point of personal privilege, if

1. I may. Mr. President, I have never taken the Floor of this
2. Chamber, nor when I served in the other Chamber on such a point
3. of personal privilege as this, and I know other members have on
4. occasion. I think, to me, this is the one, hopefully the only
5. occasion, that I would have to rise because of an article that
6. appeared in what is sometimes, I think very loosely, referred to
7. as the World's Greatest Newspaper. In the great tradition of
8. Dewey and Truman headlines they have once again totally mis-
9. informed the reading public of what we here in the Senate have
10. been about doing and I read to you from an article on page 4 of
11. the copy of the Chicago Tribune that was in Springfield by 3
12. o'clock this morning, which meant it had to have been published
13. many hours earlier, many hours before we in the Senate had even
14. taken any action on this legislation, and I read to you what
15. they printed in the Dewey/Truman doctrines that they follow at
16. that time. Rather than reporting the news, they report what
17. they wish it to have been. The House acted...the House acted
18. on Senate Bill 1010, the usury bill in the very wee hours of
19. the evening and sent back their message to us. We received it
20. somewhere around midnight, which was after this story must have
21. been printed. About 1:30 in the morning, by my watch, maybe
22. a little before 12 by that, the Conference Committee was in
23. fact appointed. About 1:30 in the morning. We met for the first
24. time maybe an hour ago, was the first time that a meeting of that
25. committee had in fact taken place. Yet sometime before midnight
26. last night on page 4 of their Midwest Edition they indicate by
27. headline that the legislators reach accord on 9 and 1/2 percent
28. home loan rates. They start off by saying, a House/Senate Con-
29. ference Committee has agreed on a bill to raise the home loan
30. interest rate ceiling to 9 and 1/2 percent from 8 percent. They
31. go on to give us the details. They go on to give us the details
32. before the House had even acted on whether or not it was going to
33. recede from its amendments. They go on to say that these points

1. meet the terms set down by the Governor and they tend to commit
2. the Governor to some form of action before we have even met as
3. a committee, before we have any knowledge of what's going in or
4. coming out of this. They say the compromise seems agreeable
5. to those legislators who have been holding out against the increase
6. and the bill is expected to be approved and sent to Walker in
7. these last hours after having already committed the Governor to
8. signing it. I think once again, taking into account that we have
9. not had the opportunity to even be appointed, the Tribune is fore-
10. casting the future rather than...rather than reporting to the
11. people of Illinois the proceedings as they take place. I hope
12. I, for one, never have to rise for that type of journalism on
13. the Floor of this Chamber and I remind those reporters who write
14. these articles, when many of us refer to the shield bills and the
15. sources of information, this is the type of reporting, this is
16. the type of reporting that casts suspicion upon members of the
17. press by these Chambers when rather than report the facts, they
18. report the future as they would wish it to be. Thank you.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Hall....Harber Hall.

21. SENATOR HALL:

22. Mr. President and fellow Senators. I rise to, as a member
23. of a Conference Committee appointed last evening around, as near-
24. ly I can recollect, around midnight, on this subject. Obviously
25. there couldn't have been a Conference Committee ahead of this
26. one because this is the first one. In addition to that, the
27. House had not refused to recede from their Amendments 1 and 3
28. to Senate Bill 1010. So while it is very true that the press
29. assumed a good portion of the facts that they put into their story,
30. I don't think I would be exaggerating to say that it was the know-
31. ledge of everyone in this Chamber, all of the press, most of the
32. people in the House, most of the people who are interested in the
33. subject, to understand and know that we were talking about an

1. amendment to the usury statutes that would bring it up-to-date
2. in terms of competition with other States and that was on the
3. order of 9 and 1/2 percent with some safeguards for the lender
4. et cetera and et cetera, and while I can't exactly disagree
5. with Senator Carroll when he points out that they were utiliz-
6. ing their power of editorial reporting to say that there was an
7. agreement. Certainly they know the principal persons involved
8. with the subject matter on the Floor of both Houses. Certainly
9. they talked to them from time to time. Certainly they know
10. philosophically what they believe in, so I think the criticism,
11. while peculiarly accurate, is not necessarily unique in this
12. one case and it doesn't...it doesn't aboggle the mind to see how
13. one can print such a story because we've all been talking about
14. these very same terms for some time.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Sours.

17. SENATOR SOURS:

18. I wanted to do...I wanted to make a comment on this, Mr.
19. President, and I...I think what I have to say will probably
20. be germane; I hope it is. But we are beset today with prime
21. interest rates hovering around 12 and 13. It makes a nice
22. cause for a Senator or a Representative to talk about the poor
23. man who has to pay the interest, while plumbers fix 15 dollars
24. an hour, while glaziers are more than 10 and I'm all for them.
25. We're going to have to do something someday with the interest
26. rate in this State. If we see the loan or the mortgage business
27. or the banking business leaving the State of Illinois because of
28. the restrictions on interest charges, then it's time we did some-
29. thing in lieu of what Congress may do. Now I'd like to make this
30. statement affirmatively and I trust it will receive some interest.
31. The big problem today is that our money isn't worth anything.
32. We're slowly, or perhaps even not slowly, maybe very quickly,
33. bringing ourselves into a day of reckoning when the dollar will

1. have little or no value. Now the big problem today is the inac-
2. tivity with the Federal Congress which appears to be engrossed
3. in matters that have absolutely no concern with inflation. Ab-
4. solutely no concern with inflation. I'm not going to take on the
5. press. I've looked upon the press as being the great protector
6. of your rights and mine, even though they're wrong frequently,
7. and in my years here I've only had one social problem, that was
8. a man who like me. Each one of us aspired to be the General
9. Manager of the Universe and there was a meeting of the minds that
10. didn't mean very much. But when I hear, Senator Carroll, you
11. taking after the press, let's not forget that the first thing
12. Bonapart did was to get rid of the press. The first thing that
13. Hitler did was to get rid of the press. The first thing that
14. Peron, who I understand has now bequeathed his control to
15. his second wife. The first thing he did, Senator Carroll, was
16. to get rid of La Prinza. You remember that? The New York Times
17. of Buenos Aires. Now I'm not saying I'll be around here again
18. or I'll not be around here again, but the press still has the
19. right to make the same error in fact and in judgment that you
20. and I seem to have fallen heir to in this Chamber for some years.
21. This is a matter that ought to really not even concern you and
22. me. The Congress a year ago, before Senator Dingfud and his
23. assistant from Tennessee decided they would take the...the role
24. of Hamlet and Macbeth all in the same play. Now we're going to
25. have to solve their problems, but you won't do it by regaling
26. the press and thank you.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Senator Carroll. On a point of personal privilege I presume.

29. SENATOR CARROLL:

30. Yes. I would still be on the original point of personal
31. privilege and not the merits of the proposal that were reported
32. by the press and I have stood for the rights of the press to re-
33. port. I would not want to see a controlled press, but I do want

1. to see a responsive and responsible press, and I do think it's
2. incumbent upon those who report our proceedings, especially in
3. a lead article rather than an off-hand comment to be well aware
4. of the action these bodies are taking and not, and not to mis-
5. inform those who read their papers and misinform drastically on
6. important issues, issues that are considered key to this Body,
7. to not misinform the public as to what we are doing. I would
8. hope we would always have a very free and viable press and I would
9. hope they would always be as responsive and responsible as is
10. humanely possible.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Messages from the House.

13. SECRETARY:

14. (Secretary reads message from the House.)

15. Mr. President, I am directed to inform the
16. Senate that the House of Representatives has acceded
17. to the request of the Senate for a Conference Commit-
18. tee to consider the difference between the two Houses
19. in regard to Senate amendments to the following bills:
20. House Bill 2298, 2364, 2345, 2362, 2365, 2367, 2347,
21. 2348, 2350, 2354, 2351, 2355, 2358, 2360, 2361, 2405,
22. 2416, 2500.

23. Mr. President, I am directed to inform the
24. Senate that the House of Representatives has refused
25. to recede from their Amendment No. 3 to a bill of
26. the following title: Senate Bill 1500, and request
27. a Committee of Conference. Senator Netsch is the
28. Senate sponsor.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Bruce.

31. SENATOR BRUCE:

32. Senator Netsch is off the Floor. I move that we accede
33. to the request of the House and a Conference Committee be ap-

1. pointed.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. The question is shall the House...shall the Senate recede...
4. ac...accede to the request of the House that a Conference Com-
5. mittee be appointed. Those in favor say Aye. Opposed Nay. The
6. motion carries.

7. SECRETARY:

8. (Secretary continues reading messages
9. from the House.)

10. Senate Bill 1261. Senator Course, the Senate
11. Sponsor. The House refused to...to recede from
12. their amendment and request the appointment of a
13. Conference Committee.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Course moves that the Senate accede to the request
16. of the House that a Conference Committee be appointed. All in
17. favor signify by saying Aye. Opposed Nay. Motion carries.

18. SECRETARY:

19. (Secretary continues reading messages
20. from the House.)

21. Senate Bill 1559. Senator Don Moore.

22. The House refused to recede from their amendment
23. and request a Conference Committee be appointed.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Moore moves that the Senate accede to the request
26. of the House and that a Conference Committee be appointed. All
27. in favor signify by saying Aye. Opposed Nay. Motion carries.
28. On the order of House Bills Third Reading. Senator Saperstein,
29. are you ready on 2359?

30. SECRETARY:

31. House Bill 2359.

32. (Secretary reads title of bill.)

33. Third reading of the bill.

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Saperstein.
3. SENATOR SAPERSTEIN:
4. Mr. President, ladies and gentlemen. I think this bill has
5. been...
6. PRESIDING OFFICER (SENATOR WEAVER):
7. For what purpose does Senator Harris arise?
8. SENATOR HARRIS:
9. I just want to inquire. I really would like to have Sena-
10. tor Howard Mohr on the Floor when we deal with this bill. Can
11. we have just a minute?
12. PRESIDING OFFICER (SENATOR WEAVER):
13. Well, Senator Mohr was on the Floor a minute ago, and that's
14. why I called the bill. Senator Howard Mohr. We have checked
15. with Senator Howard Mohr and he said to call the bill, Senator
16. Harris.
17. SENATOR SAPERSTEIN:
18. All right, thank you.
19. PRESIDING OFFICER (SENATOR WEAVER):
20. Continue, Senator Saperstein.
21. SENATOR SAPERSTEIN:
22. I think that we are all familiar with the amendments put
23. on by the Senate and by the House. The latest being put on this
24. morning by Senator Mohr. I don't think there are any objections
25. to the appropriation as now indicated. I urge your support.
26. PRESIDING OFFICER (SENATOR WEAVER):
27. Is there any discussion? The question is shall House Bill
28. 2359 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 51, the Nays are none. House Bill
31. 2359, having received the constitutional majority, is declared
32. passed.
33. SECRETARY:

1. House Bill 2163.

2. (Secretary reads title of bill.)

3. Third reading of the bill.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator McCarthy.

6. SENATOR MCCARTHY:

7. Yes, Mr. President and members of the Senate. House Bill
8. 2163 is a technical amendment to the Workmen's Compensation Act.
9. It is not substantive. What it does, it puts the disfigurement
10. benefits for male and female together on the same effective rate
11. and what it also does is delete on pension requirements when the
12. payments are made, it deletes the requirement that the State and
13. other municipal pensions apply as a credit and I would encourage
14. the favorable vote of this Senate.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Is there any discussion? The question is shall House Bill
17. 2163 pass. Those in favor vote Aye. Those opposed vote Nay.
18. The voting is open. Have all voted who wish? Take the record.
19. On this question the Ayes are 41, the Nays are none, and 5 voting
20. Present. House Bill 2163, having received the constitutional
21. majority, is declared passed. Conference Committee appoint-
22. ments. Mr. Secretary.

23. SECRETARY:

24. (Secretary reads Conference Committee appointments.)

25. I do hereby appoint...I hereby appoint the follow-
26. ing to serve as members of the Second Conference Com-
27. mittee on House Bill 164: Senators Clarke, Hall,
28. Regner, Donnewald and Partee.

29. I do hereby appoint the following to serve as
30. members of the Conference Committee on Senate Bill
31. 1265: Senators McBroom, Schaffer, Nimrod, Donnewald
32. and Chew.

33. I do hereby appoint the following to serve as

1. members of the Conference Committee on Senate Bill
2. 1267: Senators McBroom, Clarke, Nimrod, Hynes, and
3. Wooten.

4. I do hereby appoint the following to serve as
5. members of the Conference Committee on Senate Bill
6. 1273: Senators McBroom, Harris, Graham, Rock and
7. Savickas.

8. I do hereby appoint the following to serve as
9. members of the Conference Committee on Senate Bill
10. 1348: Senators McBroom, Weaver, Conolly, Wooten, and
11. Chew.

12. I do hereby appoint the following to serve as
13. members of the Conference Committee on Senate Bill
14. 1383: Senators McBroom, Graham, Nimrod, Wooten and
15. Chew.

16. Signed: Senator Howard R. Mohr, Chairman,
17. Committee on Committees.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Latherow asked leave to call House Bill 2477 back
20. to the order of second reading. Is there leave? Leave is
21. granted.

22. SENATOR LATHEROW:

23. Mr. President. This is Senator Vadalabene's bill. He and
24. I've been working on it and we had an amendment put on that and
25. we found an error in it so Mr. President, I'd like to move at
26. this time to Table...reconsider the vote by which amendment No.
27. 1 was adopted for the purpose of Tabling it.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Is there leave? Leave is granted.

30. SENATOR LATHEROW:

31. Now...having...

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Latherow.

1. SENATOR LATHEROW:

2. Now I move to Table it now.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Latherow moves to Table amendment No. 1. All in
5. favor signify by saying Aye. Opposed Nay. Amendment No. 1 to
6. Sen...House Bill 2477 is Tabled. Senator Latherow.

7. SECRETARY:

8. Amendment No. 2 offered by Senator Latherow.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Latherow.

11. SENATOR LATHEROW:

12. Mr. President and members. I move the adoption of amendment
13. No. 2.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Can you explain the amendment, Senator?

16. SENATOR LATHEROW:

17. Yes. The only difference in this and the amendment that
18. we adopted is it said, the Certificate approved by the Board,
19. and we added into that, the certificate, the form of which is
20. approved by the Board.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes. Representative Hart and Senator Latherow have been
25. working very extensively on this amendment. I have come to an
26. agreement and I would request the members on my side of the
27. aisle to support his amendment.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Latherow moves the adoption of Amendment No. 2 to.
30. House Bill 27...2477. All in favor signify by saying Aye.
31. Opposed Nay. Amendment No. 2 is adopted. Are there further
32. amendments? Third reading. Senator Graham.

33. SENATOR GRAHAM:

1. I just had a brief conversation with Senator Saperstein...

2. I just had a brief conversation with Senator Saperstein and she

3. would like to be recognized by the President.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. Senator Saperstein.

6. SENATOR SAPERSTEIN:

7. I would like leave for the record to show that either I

8. was too slow or the machine was too fast when I voted for

9. Senate Bill 1676. I pushed the red and I couldn't change fast

10. enough to the green. Thank you very much.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. The record will so show, Senator Saperstein. ...Senator

13. Walker arise?

14. SENATOR WALKER:

15. During the lull, I was just wondering if the President

16. was accepting any motions to discharge committee?

17. PRESIDING OFFICER (SENATOR WEAVER):

18. I can speak for him. No. ...purpose Senator Glass arise?

19. SENATOR GLASS:

20. Well, Mr. President, during this lull I understand that

21. the Jehovah's Witnesses are having a convention in Springfield

22. at this time and I was going to ask Senator Palmer if he had

23. had a chance to speak to them.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Senator Palmer.

26. SENATOR PALMER:

27. What Senator Glass is referring to. I was in the rotunda

28. and I was speaking to a couple of gentlemen there and I asked

29. them if they were Jehovah Witnesses and one of them said to me,

30. I'm not a Jehovah Witness, I didn't even see the accident. So,

31. he...

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Sours.

1. SENATOR SOURS:

2. It might be nice to bestow upon Senator Ben Palmer the
3. Senate Bernard Neistein Poet Laureate title.

4. PRESIDING OFFICER (SENATOR WEAVER):

5. ...consideration postponed. Senator...the Chair recog-
6. nizes Senator Nimrod.

7. SENATOR NIMROD:

8. Mr. President, I would ask leave to Table Senate Bill 1454.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Is there leave? Leave is granted. Senator Bell.

11. SENATOR BELL:

12. Yes, Mr. President, again while we're in this temporary
13. lull. There was a Conference Committee organized for Senate
14. Bill 210. I...it's sad to say that the House action in re-
15. ference to that Conference Committee's report is negative and
16. I would move to Table further action on Senate Bill 210 on the
17. part of the Senate.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. ...what purpose Senator Mitchler arise?

20. SENATOR MITCHLER:

21. Mr. President and members of the Senate. I rise to a point
22. of personal privilege. In the gallery immediately behind our
23. section over here is a very good friend of mine and a grandson
24. of the wonderful lady that I had an opportunity to work with at
25. the Burlington Railroad many years ago, Alice Hailstone. But
26. in the gallery is Robert J. Green of Aurora, one of our fine
27. young constituents, and I'd like to have him stand and be re-
28. cognized by the Senate.

29. PRESIDING OFFICER (SENATOR WEAVER):

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, thank you, Mr. President. As...as a point of personal
33. privilege and while we're waiting for some things to do, this is

1. in a matter of an announcement.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Continue Senator.

4. SENATOR VADALABENE:

5. Well, President Harris is on the Floor and I thought I
6. might like to relate to him the message that I received from
7. the Public Relations man, Mr. Rob Pestella of the Bank of
8. Highland, Illinois. The proclamations are going to Romania.
9. They are raising the funds and if in the event that they don't
10. have enough money by the time they go...debark for Romania
11. they are going to borrow the money. They have also agreed,
12. President Harris, that when we come back in the fall session
13. to entertain the General Assembly and show to you the out-
14. standing performances that they can give. They also wanted me
15. to express to all of the members of both sides of the aisle
16. for the consideration that you have given them in trying to
17. get them to get the funds to go to Romania. They thank you
18. very much and they're looking forward to entertaining you in
19. the fall. Thank you very much.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Thank you, Senator Vadalabene. Senator Howard Mohr.

22. SENATOR MOHR:

23. Yes, Mr. President, while there's a lull, our Conference
24. Committees are...are working hard and they'll be coming in
25. shortly, I think, for some action, but I did...want, if I
26. might have the attention of the Senate for just a minute. I
27. think this Body owes a round of applause, at least, for our
28. fine Secretary of the Senate, Eddie Fernandes, Kenny Wright,
29. Marie Sowle and the staff in the Secretary's Office. I know
30. we've been leaving here late in the...or early in the morning
31. these days. I left, for example, this morning at 2 o'clock
32. and they were still working in that office and this is truly
33. dedication and that's a...a real efficient operation and I'd

1. like the members that are here to acknowledge them with a little
2. round of applause. That...That's the very least we could do. I...
3. After that round of applause I looked up in the gallery and I
4. happened to see the Secretary's wife and I...I think that she's
5. hoping that this comes to a screeching halt pretty soon so Eddie
6. can get back home. We're happy to have you, Mrs. Fernandes.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Graham.

9. SENATOR GRAHAM:

10. Mr. President, while we are handing out accolades, I think
11. all of us will agree that our right arms in our offices, our
12. secretaries, have been willing to and have in many cases walked
13. the last mile with us and far and beyond the call of duty in
14. many cases I think because of their dedication. Let us not
15. forget those gals that crank out that mail and I think we owe
16. them a deep, deep debt of gratitude and a big round of applause.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Walker.

19. SENATOR WALKER:

20. Mr. President, would you have Senator Vadalabene pick up
21. his phone. My bell is not working over here.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Vadalabene is out in the phone booth, I think,
24. Senator Walker.

25. SENATOR WALKER:

26. Thank you.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Shoes shined. Got you on the mike, Senator Vadalabene.

29. PRESIDING OFFICER (SENATOR WALKER):

30. Oh yeah. For what purpose does Senator Mohr arise?

31. SENATOR MOHR:

32. Mr. President, there'll be a short but very important
33. Republican Caucus in the President's Office immediately.

1. PRESIDING OFFICER (SENATOR WALKER:)

2. There'll be a short Republican Caucus in the President's
3. Office. Senator Dougherty. Senator Dougherty.

4. SENATOR DOUGHERTY:

5. Will you relate to this Body the number of years it took...
6. to take you...took you to acquire the speakership? And how did
7. you get up here, in your first term, as President. That's what
8. I want to know.

9. PRESIDING OFFICER (SENATOR WALKER:)

10. Senator Dougherty, it took me eleven years to get the
11. speakership of the House and it took me 30 seconds to get up
12. here, because Senator Weaver went to get a cup of coffee.
13. However, they've taken all of the...all the calendars away and
14. I have absolutely no authority. I was going to move Sammy's
15. biggie and I can't even find the calendar.

16. SENATOR DOUGHERTY:

17. They are most discreet.

18. SERGEANT AT ARMS:

19. Republican Caucus in Senator Harris' office immediately.
20. All persons not entitled to the Floor, please retire to the
21. gallery.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senate will come to order. 8972. Messages from the House.

24. SECRETARY:

25. (Secretary reads messages from the House.)

26. Mr. President, I am directed to inform the
27. Senate that the House of Representatives has refused
28. to recede from their amendments to bills of the fol-
29. lowing titles: Senate Bill 1235, Senator Howard Mohr.
30. The House refused to recede from amendment No. 1 and
31. request a Conference Committee be appointed.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Mohr moves that the Senate accede and requests that

1. a Conference Committee be appointed. All in favor signify by say-
2. ing Aye. Opposed Nay. Motion carries.

3. SECRETARY:

4. (Secretary continues to read messages
5. from the House.)

6. Senate Bill 1618. Senator Weaver. Refused
7. to re...the House refused to recede from their
8. amendment to Senate Bill 1618 and request the
9. appointment of a Conference Committee.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Weaver moves that the Senate accede to the request
12. of the House and that a Conference Committee be appointed. All
13. in favor signify by saying Aye. Opposed Nay. Motion carries.

14. SECRETARY:

15. (Secretary continues to read messages
16. from the House.)

17. Senate Bill 1346. Senator Rock, the Senate
18. sponsor. The Houses refuses to recede from their
19. amendments numbered 1 and 2 and request the ap-
20. pointment of a Conference Committee.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Rock moves that the Senate accede to the request of
23. the House and a Conference Committee be appointed. All in favor
24. signify by saying Aye. Opposed Nay. Motion carries. Senator
25. Rock on the Floor? ...Committee report.

26. SECRETARY:

27. Conference Committee Report.

28. (Secretary reads Conference Committee report.)

29. The Second Conference Committee on House Bill
30. 1133 respectfully recommends as follows: that the
31. House concur in Senate Amendment No. 1 and Senate
32. Amendment No. 3 and that the Senate recede from Senate
33. Amendment No. 2.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Mohr, on 1133? Senator Rock.

3. SENATOR ROCK:

4. Thank you, Mr. President and ladies and gentlemen of the
5. Senate. House Bill 1133 was introduced originally by Repre-
6. sentative Sevcik. It was a lengthy amendment to the Savings
7. and Loan Act and the amendment emanated from public hearings
8. and recommendations of the Legislative Investigating Commis-
9. sion. You will recall that last year it was amended and then
10. we got into some defugely because certain parties didn't
11. like certain amendments. Now what we have done here with this
12. Conference Committee is ask that we concur in amendment No. 1
13. which was a technical amendment that was put on here in the
14. Senate and it was a typographical error correction. Amendment
15. No. 2 we are willing to recede from. Amendment No. 2 was that
16. amendment that was sponsored by me, which concerned itself with
17. the question of branching and facilities. Now we are receding
18. from that amendment so the question of branching is altogether
19. out of this legislation and amendment No. 3 we are asking that
20. we concur in Senate Amendment No. 3. It was intended to conform
21. to the requirements to Federal Regulations. I think the Con-
22. ference Committee report now has universal support from both
23. the House and the Senate. The amendments are technical, they
24. are necessary, and I would move the adoption of Con...the
25. Conference Committee report on House Bill 1133.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Is there any discussion? Senator Bell.

28. SENATOR BELL:

29. Yes. Senator Rock, when you say that it's moved in line
30. with Federal legislation, can you just kind of briefly give us
31. an idea what you're referring to there?

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Rock.

1. SENATOR ROCK:

2. Yes, there were certain Federal Regulations an...an it...it
3. ...that...that were issued with regard to Federally chartered S &
4. L's. The...at that time Commissioner Lannigan came in and said
5. these are new Federal rela...regulations as applies to Federal
6. S & L's. We would like to have them. They are frankly quite
7. technical. We would like to have them appertain by State law to
8. State chartered S & L. I can get a...I've got a file in my office
9. but it's...it's pretty lengthy and very technical.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Any further discussion? Senator Bradley Glass.

12. SENATOR GLASS:

13. Senator Rock, are you referring to the Federal Regulations
14. allowing branching for savings and loans, or limited branching?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Rock.

17. SENATOR ROCK:

18. No, but let me repeat so there's no question. Branching is
19. ...is altogether removed from this particular piece of legisla-
20. tion. That's what got this bill hung up in the first place as
21. you will recall. It is not even, I don't think the word's even
22. mentioned. I hope it isn't, but it...it's got nothing to do with
23. it.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Any further discussion. Senator Howard Mohr.

26. SENATOR MOHR:

27. What Senator Rock said is exactly right and let's go on with
28. it and would...move or suggest that our members on this side of
29. the aisle support it. Let's get underway.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Any further discussion? The question is shall the Senate
32. adopt the Conference Committee report on House Bill 1133. Those
33. in favor vote Aye. Those opposed vote Nay. The voting is open.

1. Have all voted who wish? Have all voted who wish? Take the re-
2. cord. On that question the Ayes are 50 and the Nays are none.
3. The Senate adopts the Conference Committee report on House Bill
4. 1133 and the bill, having received the required constitutional
5. majority, is declared passed. For what purpose Senator Buzbee
6. arise?

7. SENATOR BUZBEE:

8. Mr. President, on a point of personal privilege. Mr. Presi-
9. dent, seated in the President's Gallery, Mr. President, is the
10. wife and son of our Senator...dear friend, Senator Gene Johns,
11. Mrs. Eva and Dane Johns. I wonder if the Senate would please
12. stand and recognize them.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Resolutions.

15. SECRETARY:

16. Senate Resolution 522, offered by Senators Donnewald, Partee,
17. Rock, and all members.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Partee...or Senator Donnewald. Senator Donnewald
20. moves for the suspension of the rules and immediate consideration
21. of the resolution. Is there leave for suspension of the rules?
22. Leave is granted. Senator Donnewald moves the adoption of the
23. resolution. All those in favor signify by saying Aye. Opposed.
24. The resolution is adopted.

25. SECRETARY:

26. Senate Resolution 523, offered by Senator Donnewald, Partee,
27. Rock, and all members of the Senate. Congratulatory.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Donnewald, do you want to comment on these reso-
30. lutions?

31. SENATOR DONNEWALD:

32. Yes, Mr. President, both...those resolutions, one is, I forget
33. the number of them, but one is for congra...a...a resolution com-

SB. 1010
CCR.
6-30-74

1. mending the...the pages that we have in the Senate, and they're
2. a great group of young folks, and also the other is for the in-
3. terns that we've had for this session and the staff.

4. PRESIDING OFFICER (SENATOR MOHR):

5. All right. Senator Donnewald moves for the suspension of
6. the rules and the immediate adoption. Is there leave for suspen-
7. sion of the rules? Now Senator Donnewald moves for the adoption
8. of the resolution. All in favor say Aye. Opposed. The resolu-
9. tion is adopted. Conference Committee report.

10. SECRETARY:

11. Conference Committee report on Senate Bill 1010.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Hall.

14. SENATOR HALL:

15. Mr. President, Senators. Senate Bill 1010, introduced in
16. the last year's session of the General Assembly, addressed itself
17. to a rather routine and technical definition of a business loan
18. for usury purposes. In the House the House did not have an
19. opportunity to consider this on third reading and so it was alive
20. at the beginning of this session and the House, recognizing a need
21. to address a present and critical need to the restrictive usuary
22. rate, 8% in Illinois, used this vehicle to amend it and make
23. certain provisions. Earlier, two days ago, the Senate in con-
24. sidering the House amendments to this bill, moved to nonconcur
25. so that the House amendments could be studied and perhaps improved
26. upon. This morning the Conference Committee met and did indeed
27. make a further improvement again. You have on your desks then
28. the Conference Committee report on 1010. It provides the follow-
29. ing. It provides that for one year, beginning upon enactment of
30. this bill, a higher than 8% rate may be charged for residential
31. mortgages only, up to a maximum of 9 and 1/2 percent. At the
32. end of one year on...on or...July 1st, 1975, that new wording
33. will be stricken and will go back to 8%, even for residential

1. mortgage loans unless the General Assembly acts otherwise. There
2. are certain consumer oriented safeguards, never before, to my
3. knowledge at least, provided for in statutory restrictions to
4. lending of money and I...they are as follows. No penalty may be
5. placed upon a borrower in the case of the use of this increased
6. usuary rate when such borrower wishes to refinance or wishes to
7. take advantage of a lower rate for any reason, whether it's sell-
8. ing his home to someone else and...and needing to refinance and...
9. or whether it's to just refinance with the same lending institu-
10. tion presently making lower interest rates and taking advantage
11. that way of the lower interest rate. No penalty may be assigned
12. to him. In addition, after discussion with leaders on both sides
13. of the aisle here in the Senate we decided that we should address
14. in the same bill the concern that we have with the practice of
15. charging points. That is, lenders charging an arbitrary number
16. of points off the top if you will for the privilege of obtaining
17. a loan. We restrict this, in this bill, to 3 points. In other
18. words a 3% maximum charge and that has to be within the 9 and 1/2
19. percent rate. That is, it can't be in addition to that. With
20. that I believe that we have a bill that will free up money to
21. put con...construction, trades, labor people back on jobs, build-
22. ing homes, will provide homes and the availability of homes by
23. freeing up some money for the residential home buyer market in
24. Illinois. Now it's important that we do this because if we do
25. not, we, of course, discourage and often times put business people
26. out of business and therefore the start up period, should we enter
27. into a period of lower interest rates, will be considerably longer.
28. I would draw your attention to the fact, my fellow Senators, that
29. this particular restriction of usury rate is only 8% in four
30. States including Illinois. The other 3 are small non-industrial
31. States and Illinois is the only industrial State that still has this
32. restrictive and un...impractical usury rate. The rest are all
33. above 8; none are under 8. So, one other thing I would say that

1. you should know is that, for example, the reason we have trouble
2. obtaining money for this needed purpose is, for example, that the
3. State Treasurer, a highly respectable and business oriented Treas-
4. urer, who wants to obtain for Illinois citizens the best return
5. on their money that he can get, told me two days ago. He said,
6. I am investing the State's money now at 11 and 3/8th percent re-
7. turn and I have nothing under 11 percent. So you see we are not
8. competitive at 8% in any way. I believe this...I have made no
9. attempt to not provide the full information of what we are talking
10. about here to any who ask. I believe it's fair, I believe it's
11. equitable, I believe it's needed, and I certainly solicit your
12. support for my motion to concur with the Conference Committee
13. report.

14. PRESIDING OFFICER (SENATOR MOHR): .

15. Senator Course.

16. SENATOR COURSE:

17. Senator Hall, will you yield to a question, please?

18. PRESIDING OFFICER (SENATOR MOHR):

19. He indicates he will.

20. SENATOR COURSE:

21. What happens in the event that the lender yields that 3% or
22. 3 point system? Is there a penalty placed upon him?

23. SENATOR HALL:

24. You'll have to state that again. I don't understand what
25. you said.

26. SENATOR COURSE:

27. If the lender accedes that 3 per...3 point system...3 points.
28. Is there a penalty placed upon him?

29. SENATOR HALL:

30. Yes, there is. The same penalty that goes along with the
31. rest of the Act and it's quite stiff. I believe it's a 300...
32. as I recall it and I may not be exactly right. It's a tremen-
33. dous penalty. I believe it's 300% penalty of...of the value of

1. the loan, if I'm not mistaken. I could be corrected. I'd be...
2. if anyone knows otherwise, I'd be glad to have a better explana-
3. tion.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator McCarthy.

6. SENATOR MCCARTHY:

7. Yes, Mr. President. I've...have a motion and I'd like...I'd
8. like for the Senate to consider this motion. The motion is to
9. suspend Rule 31 of the Rules of the Senate and...and to tempor-
10. arily adopt the following, and that is that it would open up de-
11. bate. Now I make that motion, not that it's going to be neces-
12. sarily abused, but I think that we should have an understanding
13. here that this is an important issue, that it has not been even
14. referred by any committee in the Senate this year in this form
15. and before we get into the question of cutting off the debate,
16. I would like to place the motion.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Are you...you're making a motion to suspend the rules...

19. SENATOR MCCARTHY:

20. Rule 37.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Rule 37.

23. SENATOR MCCARTHY:

24. Rule 31, excuse me.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Rule 31. Senator McCarthy is making that motion. It's not
27. debatable. It takes 30 votes to suspend the rules. Senator Mc-
28. Carthy moves to suspend the rules for the purpose of extending
29. debate. All in favor will say Aye. Opposed. Request for a roll
30. call. All those in favor of Senator McCarthy's motion to suspend
31. rules to exp...to extend debate will vote Aye. Those opposed will
32. vote Nay. Voting is open. Have all voted who wish? Take the
33. record. On that question the Ayes are 22, the Nays are 27. The

1. motion fails. Senator Weaver. Senator Carroll.

2. SENATOR CARROLL:

3. Thank you Mr. President and members of the Senate. I rise
4. to oppose the adoption of this Conference Committee report and I
5. rise to oppose it on several meaningful and specific points. I
6. think Senator McCarthy has taught us in our years here about the
7. pie theory of economics and I don't think that there is a member
8. of this Chamber who would not agree that every piece or crust
9. of that pie, every dollar of that circle, is presently being used
10. by the vast majority of the citizens of Illinois to pay their
11. present expenses in these inflationary times. Excepting that as
12. a premise, where from, I ask, will that 1 and 1/2 percent of
13. interest and those 3 points, where from that pie will they come?
14. Must they reduce food. Must they reduce shelter, clothing, educa-
15. tion costs, or must they expand the pie? I know Senator McCarthy
16. has great feelings on the inflationary aspects of it. I only re-
17. mind you to watch that concept in the mind's eye of how you're
18. expanding that pie to reach the 27,000 dollars necessary in the
19. lifetime of a loan, of a 20 year, 20,000 dollar loan, to pay for
20. that loan. What do the points mean? Mr. President, can I have a
21. little order? The points themselves are a prepayment penalty.
22. The lenders do not tell us that they will extend the points over
23. the term of the loan so that if you prepay the first year because
24. hopefully interest rates go down, you are not paying 12 and 1/2
25. percent interest. If they were reasonable in that aspect, they
26. would have extended the points over the period of the loan so
27. you're paying 1/30th of the 3% each and every year. The problem
28. today does not seem to be in start ups. We have in our neighbor-
29. hoods throughout this State sufficient existing homes, upon which
30. people are trying to buy and trying to sell. The S. and L.'s
31. and the other money lenders have shown us time and again as re-
32. cently as today that they are making 20 and 30% more, more in-
33. come than they made last year. The money is available, the money

1. is here. They are using it for other purposes. I suggest to you
2. that when a savings and loan comes to our State director and
3. under our licensing and statutory language, wants an exclusive
4. financial responsibility within a geographic area in an inter-
5. city, we're talking about maybe a mile or two, they want to be
6. the exclusive one under charter to promote thrift and to foster
7. home ownership. Where are they now meeting that responsibility;
8. where are they when they are raising the money within the com-
9. munity and refusing, refusing to loan it there now, here and now.
10. What you are doing to the people of Illinois is requiring them
11. to take monies out of their pocket, after tax monies, to reach
12. another point and a half percent. Why? What good are you doing
13. for these people? We have met with these lenders for over a year
14. and we have been assured, relatively assured by them that they
15. cannot even give us an assurance that any more monies will be
16. made available if we raise the interest to 9 and 1/2 percent.
17. They did not tell us that even one million dollars throughout
18. the State would be made available. We didn't ask for guarantees,
19. we just asked for a reasonable expectation of what we would ac-
20. complish by raising this rate. All we are doing therefore is
21. allowing those people who have made so much this last year, some
22. 30% in...in specific instances, more than they made last year,
23. allowing them to make that much more this year with no assurance,
24. no assurance whatsoever that any of that money is going to be
25. placed into the home market. All we are doing is saying to our
26. constituents that you are going to have to pay more for the same
27. thing you could have gotten this year. I think...I think now is
28. the time for us to say that enough is enough. They are making
29. enough interest, there is enough money available. We should take
30. a stand on behalf of these citizens. We should take a stand and
31. say we will hold the line. We will do something to keep that
32. money from within that pie. I don't want to be one to inter...
33. to be in effect, raising the taxes...in effect, raising the taxes

1. of the constituents of my district.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator will conclude. Senator Sours.

4. SENATOR SOURS:

5. Mr. President and Senators. This is always highly enter-
6. taining to run with the hare and hold with the hounds. It gets
7. to be a point that...so far as I'm concerned, Senator Carroll,
8. ad nauseam. Let me ask you a question, if I may. Let's say
9. Howard Carroll, Senator Howard Carroll goes down and he purchases
10. a color television set for a thousand dollars, he pays a hundred
11. dollars down. What is the interest on the 900 balance? Do you
12. know?

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Carroll.

15. SENATOR SOURS:

16. Just off hand?

17. SENATOR CARROLL:

18. It depends on which of the three systems you want to go un-
19. der. 12%, 18%...

20. SENATOR SOURS:

21. 18%.

22. SENATOR CARROLL:

23. Sometimes 12, depending on which system you're using.

24. SENATOR SOURS:

25. Sometimes 12. That's when you find it raining in the Arabian
26. Desert 410 days a year. Senator, you pay 18% at the least. Oh,
27. yes you do. Now, it so...it so happens today, Senator, that today
28. the retailer is the money lender. He is the credit grantor, and
29. when you buy anything on time from him and it...it...it grieves
30. me. They're even putting personal services now. I got a bill the
31. other day from my electrician, who incidentally is going to be
32. living on Fifth Avenue or Central Park or somewhere pretty soon
33. with a little Billy Due there, I owed them 16¢ interest because

1. I hadn't been around awhile. Now the trouble with you fellows,
2. you want to run with the hare and hold with the hounds. You've
3. seen this. This says let's increase Unemployment Compensation;
4. let's increase Workmen's Compensation, but pass all tax reduc-
5. tion measures still alive despite their limited scope as a first
6. small step towards a tax reform program. Assure all...assure
7. full funding for education. I could parade the horrors here
8. until Doomsday occurred, but you can't have it that way. My
9. plumber charges me 15 dollars an hour. Now if he's going to
10. borrow money at the bank, he's going to have to pay commensurate-
11. ly the difference between what he charged a year ago and what he
12. charges now. It so happens my plumber's overhead consists of
13. his residential telephone, and may I say to you, Senator, my
14. law firm overhead does not include my residential telephone, it
15. includes an office, it includes three secretaries, and a myriad
16. of charges. Now. Senator Hall, it's nice to say to your Union
17. friends and your members of the UAW, and all the...of the AF of
18. L, CIO, that you're here, you're stopping those rich bankers.
19. Well, you're stopping these rich bankers and you're putting...
20. and you're putting your members right in the hands of the re-
21. tailer who will charge them at least 18%. He also waves his
22. thumb like the proverbial butcher, when you get...when you...it's
23. ...it's like the garage man who charged a friend of mine...a
24. client of mine for 9 spark plugs for an 8 cylinder automobile.
25. I'll close. I'm done. But let me say this to you. You can't
26. have it both ways. You cannot.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Time, Senator. You will conclude.

29. SENATOR SOURS:

30. I have been advised that I am being...that I'm the object
31. of the bounty of the two Senators in the front row of five min-
32. utes of their time.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Now...

2. SENATOR SOURS:

3. And I'll proceed on that basis.

4. PRESIDING OFFICER (SENATOR MOHR):

5. Now just...just one minute, Senator. Just one minute.

6. SENATOR SOURS:

7. This blurb also says...

8. PRESIDING OFFICER (SENATOR MOHR):

9. Senator...

10. SENATOR SOURS:

11. ...re...

12. PRESIDING OFFICER (SENATOR MOHR):

13. ...I would...I would ask that you conclude...

14. SENATOR SOURS:

15. All right.

16. PRESIDING OFFICER (SENATOR MOHR):

17. ...your remarks.

18. SENATOR SOURS:

19. This blurb says reject the proposed 1.5 point increase in

20. home mortgage rate because it will add 7500 dollars in interest.

21. Senator Carroll, you go out and hire a plumber to fix that mort-

22. gage premise and you'll find you can't get any labor less than

23. 10 dollars and generally 15 dollars and they charge you from the

24. time they leave home until they get there. Thank you.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Dougherty.

27. SENATOR DOUGHERTY:

28. Thank you, Mr. President. I'll try to be rather brief. I,

29. too, as a member of the same ad hoc committee, if you want to

30. term it as that, that made a study of Senate Bill 1010. I, too,

31. listened to the testimony of all concerned, every witness. I

32. attended every meeting and it...as Senator Carroll has said,

33. noone favoring this measure could indicate...or prove to us that

1. they would release more money. I think that we'd better put it
2. another way, propose to this measure, insist this principal pro-
3. vide an impetus in the home building industry. I don't believe
4. ...I don't think that this is true. It's erroneous. As a mat-
5. ter of fact, the truth of the matter is that the home builders,
6. as a corporation, have priced themselves out of a business.
7. They have borrowed money at higher interest rates as business
8. loans and this is passed onto the ultimate consumer, the home
9. purchaser. In so doing they acquire a huge tax shelter, which
10. they...protects them and adds to their profits and in turn di-
11. minishes Government income. They tell you that this is increase
12. in the State's that have higher in... usury rates or no rates
13. at all. I have some figures here that we have accumulated.
14. California has a 10% rate, residential construction is down 35%.
15. Texas, 10%, residential construction down 29%. Arizona, 10%,
16. down 50. Wisconsin, 12%, down 42. Indiana, 10%, down 35 per...
17. percent. These are facts. I might also point out that this is
18. a lack of supply of money. In the first quarter of this year
19. new business in the home...savings and loan industry amounted
20. to 216 million dollars. Then there is this...every increasing
21. payment, every month, of the monthly payment of the prior boards.
22. That amounts to about a billion, 800 million nationwide. Where
23. is that money going? I'll tell you where it's going. It's
24. going into the area where these savings and loan industries,
25. and then in an endeavor to attract more money are offering higher
26. interest rates of up to 7% or more, not to exceed 8% to be true.
27. And they must in turn in order to acquire money to pay these
28. high interest rates, they must invest their money in other enter-
29. prises or in other States and they are walking away from their...
30. the obligation that they are licensed under. This is very bad
31. legislation. As a matter of fact, I am worried about the econ-
32. omy of the entire State and the country. We have a national debt
33. of 505 billion dollars. In our own State, right here, we're

1. spending...we spent a half billion dollars yesterday in bonding
2. for the Capitol Development. When is this going to stop? Some-
3. where along the line we're...some State is going to have to
4. take a stand and face the buck and the buck stops there or I am
5. afraid the entire wigwam is coming down.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator McCarthy.

8. SENATOR MCCARTHY:

9. Yes, Mr. President. In opposition to this bill I received
10. several letters from people. One of them here is, please, Sena-
11. tor McCarthy, do not vote for the usury law to increase interest
12. rates. People who are in the process of building will be hurt
13. by the increases in the interest. The letter goes on, but you
14. know what that means. That everybody that's building a house
15. now; they're getting stalled by the lender until after tomorrow
16. where they'll get hit another one and one-half percent depending
17. ...depending upon what we as people, representing people in Illi-
18. nois do by our vote today. What does it cost. You know what it
19. costs. On a 20,000 dollar loan, repaid over 30 years, the
20. extra interest cost will be 8100 dollars carried to maturity.
21. And anyone knows that when you raise the cost of money you
22. raise the cost of things, goods and services that money pur-
23. chases. That is inflation, the number one domestic problem in
24. this country. It strikes me, Mr. President, that there isn't
25. very often that this Body gets a straight out opportunity to
26. vote on the twin questions of number 1, shall we tax the people
27. more to transfer from their pockets to the deposit boxes of the
28. lending institutions money. That's one question. Number 2,
29. do we, as people, elected by people, to represent people, have
30. an opportunity to say yes - We believe inflation should be
31. stopped and by our vote we believe we can help stop it. It
32. strikes me, Mr. President, that there is no justification for
33. Chase-Manhattan, Morgan Guarantee, the big banks to have their

1. prime rate set by their own board at 6% in January of 1973 and
2. then have that parade go where the prime rate is 11.8% or near-
3. ly 100% increase in about 16 months and for us to respond, as
4. elected officials, to those actions that they have done. They
5. have given the...their lazy dollars 100% increased which has de-
6. preciated the value of the underlying currency, and I, person-
7. ally, am sick and tired of politicians and I've seen them in
8. the gymnasiums, on the streets at the rallies when people ask
9. them what are you going to do about inflation and the politi-
10. cians say there's nothing I can do about inflation, that's some-
11. body else's problem. Ladies and gentlemen, when you raise the
12. cost of money, you raise the cost of the can of peas that takes
13. money to buy. And last week I went into a store here in Spring-
14. field and I saw four different prices on a can of peas in Eisners.
15. What does that mean? The can of peas about this bill? It means
16. this, Mr. President, that business, the corporations who do not
17. suffer by inflation, have been borrowing money. They don't
18. care if they pay 12 or 15% a year, if they figure the infla-
19. tionary expectation is going to bring them a 20% return on their
20. inventory accumulation and that's the reason you've got high
21. prime rates, is corporations that don't die, corporations that
22. don't get old, corporations that don't have to worry about pen-
23. sions, make money by inflation and those corporations have an
24. undue too strong a voice in this Chamber. These corporations
25. do, and I remind myself to look over the lobbies look over the
26. people that have been around here representing corporations,
27. and go back to the gymnasiums and the rallies when we told peo-
28. ple we were going to represent them and a No vote, straight out,
29. is the proper vote in my opinion.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Sen...Senator, you have spoken once on the subject. We
32. have a num...state your point.

33. SENATOR SOURS:

1. I am very anxious to await the vote of the good Senator
2. from Decatur.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator, you're on a point of personal privilege?

5. SENATOR SOURS:

6. This is a personal privilege.

7. PRESIDING OFFICER (SENATOR MOHR):

8. State your point, please.

9. SENATOR SOURS:

10. A personal privilege. I'm very anxious to learn how the
11. Senator from Decatur is going to vote on the pay raise for
12. Senators, because I think we should do something for that
13. class of sub-humanity.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator, I'm rule...

16. SENATOR SOURS:

17. ...below the rank of Senator.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Glass.

20. SENATOR GLASS:

21. Thank you, Mr. President, I think what we have to look at in
22. this bill is not only the inflation that...that we have through-
23. out this State and the other States but what's going to hap-
24. pen to the money the savings and loans and banks have available
25. to invest. What's going to happen is that it's going to go out
26. of State or to other securities or other forms of investment.
27. As I think most of you know, Senate Bill 1555, recently passed,
28. has increased the allowable interest rate from 7 to 8%. Those
29. are tax exempt bonds that...that may be sold, tax exempt secur-
30. ities with an effective rate of 16%, so there are other secur-
31. ities where...and other opportunities for investing money and
32. they're not...money isn't going to be loaned to people in this
33. State. Now why is that important? I happen to represent a dis-

1. trict which has a large number of transients, if you will.
2. People, who are transferred by their companies, that move in
3. and out of town. The homes that they are in must be sold when
4. they move. I have personal knowledge of a family which was
5. transferred where the husband had to go out of State. His...
6. the rest of his family remained in their home. They were
7. unable to sell that home simply because mortgage money wasn't avail-
8. able. This caused a serious problem within that family. There
9. are many off-shoots of the...of the ina...inability of people
10. to get mortgages and believe me it...it's a very real problem.
11. Now I think by raising this rate to 9 and 1/2 percent under the
12. terms of this bill with all the prepayment privileges that we
13. have provided is a very sensible and long overdue action and I
14. would certainly urge a strong roll call in support of this
15. Conference Committee report.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Merritt.

18. SENATOR MERRITT:

19. Yes, Mr...Mr. President and members of the Senate. I've
20. been considerably amused at some of the debate that's gone on
21. here today referring to ad hoc committees and so forth. I be-
22. lieve the members of this august body have a great respect, or
23. at least here's one Senator does for a sub-committee that's
24. created by action of this Body, not a...not an ad hoc committee
25. but a sub-committee created through Senate Resolution 287,
26. passed here last fall. To examine this important and serious
27. problem that's affecting the economics...economic financial
28. climate of this great State of Illinois. We started those
29. hearings in January and perhaps you might be interested in
30. knowing the real facts coming out of those hearings. They
31. started in Springfield, then to Chicago, Alton, East Alton, Wood
32. River, then to Champaign and Dixon, so we felt like we had a
33. good cross-section of the State in there. Three hundred and

1. fifty-eight people attended those hearings. We listened to
2. 65 witnesses from again a good cross-section involved in this
3. serious problem, all the way from banks, savings and loan
4. associations, realtors, home buildings and developers, and
5. labor organizations. And ladies and gentlemen, I can truth-
6. fully tell you those public hearings were well advertised in
7. the news media by various accounts prior to the time the
8. hearings were to be held. Out of the 65 witnesses only
9. three testified against it, all of them from labor and yet
10. one of...one of those even from the Dixon area mentioned the
11. seriousness of the problem because of their closeness to the
12. Iowa State line. Now let's look what's happened to our sister
13. States surrounding us. Michigan saw fit in 1969 to do this
14. like we're proposing to do it now. This is not forever. It's
15. for a period of one year. They did it like that then. In
16. '70 they came back and extended it for another year it was
17. doing so well. And don't forget that's an industrial State.
18. In '71 they came back it was working so well they extended it
19. for two years. In '73 they extended it for four years. The
20. State of Kentucky just this year, two months ago...

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator...Senator will conclude.

23. SENATOR MERRITT:

24. I will, very shortly. Two months ago took off the limit
25. completely from home mortgages under...over 15,000 and left
26. the rate at 8 and 1/2 percent for those under 15,000. I think
27. if we're...

28.

29.

30.

31.

32.

33.

End of reel

PRESIDING OFFICER (SENATOR MOHR):

1. Senator...

2. SENATOR MERRITT:

3.ever going to save...

4. PRESIDING OFFICER (SENATOR MOHR):

5. Senator Merritt, you will conclude, please.

6. SENATOR MERRITT:

7. I will, very shortly.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Real short.

10. SENATOR MERRITT:

11. I...I feel if we're ever going to stop the flow of money
12. from this State the passage of this bill is...should...should
13. come about in the best interest of our citizens. Thank you.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Walker in his seat? Senator Nudelman.

16. SENATOR NUDELMAN:

17. Mr. President, ladies and gentlemen. I think Hudson
18. Sours should be advised that I am one Senator who is not be-
19. loved by the UAW. They spent...they spent a substantial sum
20. of money in the 19th District this spring attempting to defeat
21. me and my running mates, but I don't think that precludes me
22. from being against this legislation. As a matter of fact, my
23. interests outside of the Senate are probably closer to business
24. than they are to labor and I own stock in two banks, both of
25. which are now paying higher rates of dividends than they ever
26. have in the past, making more money than they ever did before.
27. This morning's paper, the local paper, on the back page of the
28. Sporting section, had a report of a local savings and loan whose
29. interest payments this year are at a rate 32% higher than the
30. same period last year. The fact remains that there is mortgage
31. money available. Everybody who testified before the sub-committee
32. that Senator Merritt chaired, testified that they were making
33. mortgage loans, there's mortgage money available in my district

1. for example, because I am currently in the process of making a
2. mortgage and I had no difficulty doing it, and I think the fact
3. that the money allegedly is going to California and other places
4. is a trend that's going to be reversed because the housing starts
5. in California and other States are down at a greater rate than
6. they are down in Illinois, and one of the reasons...one of the
7. reasons the housing starts are down in those States is that the
8. cost of construction, together with the cost of mortgages, makes
9. the purchase of houses prohibitive. There is just something be-
10. yond which people cannot go and if you continue to raise the rate
11. of interest you reach that point. The statistical fact remains
12. that the State of Illinois is among the top four or five or six
13. States in housing starts and I think that that fact and the other
14. facts mentioned belie the need for an increase in the mortgage
15. rate in the State of Illinois and I would strongly urge the
16. members on both sides of the aisle to vote against this bill.

17. PRESIDING OFFICER (SENATOR MOHR):

18. Senator Graham.

19. SENATOR GRAHAM:

20. Mr. President and members of the Senate. I have heard some
21. of the wailing voices of organized labor and I appreciate they
22. have as much right to a voice in this Body or any other Body as
23. any other segment of our society. Let me tell you something
24. about the problems we're in with regard to home building, and
25. this started many years ago when the carpenters started pricing
26. themselves out of business and foisted and encouraged National
27. homes and prefabs. Now gentlemen, let's...we're talking about
28. lending institutions and other people making money. I think
29. that's what they're in the business to do, the same as the people
30. in the trade unions are in the business to do. Many of the con-
31. struction crafts around the country already are at...are above
32. the rate, averaging 10 or 11 dollars per hour. Increases now
33. showing up will push wages for large part of the crafts to 15

1. to 20 dollars an hour range. In the final year of these new
2. contracts and this could mean an income of 30 to 40,000 dollars
3. a year annually. I have no handkerchiefs to wipe off the tears
4. of the cheeks of the waiting representatives of organized labor
5. because if we're in a bind they've made a great contribution to
6. it and I've been witnessing this happen in 15 years, so let's
7. cut out the tears, let's figure where we're going, and if you
8. think we're going to get the money back from California with
9. 30,000 dollar a year tradesmen, you fellows are kidding yourselves
10. and you know that isn't true.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Nimrod.

13. SENATOR NIMROD:

14. Mr. President and fellow Senators. I think that there's
15. a couple of points I would just like to bring out. That the
16. Federal Government has made available 10 billion dollars to be
17. used for building homes and this is for, basically low income
18. and residential homes. And under the present basis not one
19. person in the State of Illinois can be eligible for any of
20. that money. So that means that at 1/8, 3/8 and 3/4's the
21. Federal Government has it, we are certainly cutting out those
22. people in the low incomes. People in the middle and high-
23. middle income and certainly high income can afford the 6 and
24. 8 points which takes it well over the 9 or 9-1/2 or 10 or 10-1/2
25. percent, so what we're really talking about is curtailing em...
26. curtailing employment and having an unemployment, and No. 2 is
27. discriminating against the person who is in the low income area
28. and for low income housing we are restricting that particular
29. growth. So I think that we certainly should accept this and
30. try it out for the one year and then see where it is and then
31. remedy the problems that exist at that time. Thank you.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Bell.

1. SENATOR BELL:

2. Well, Mr. President and members of the Senate. There's not
3. a member of us sitting here this evening after these long and
4. arduous hours that isn't concerned with trying to do what is
5. right and meaningful for the working man of the State of Illinois.
6. You're concerned, I'm concerned, and we're all working people.
7. Now let me relate just basically what the problem is in my district
8. in reference to home building and that is the fact that the car-
9. penter and the tradesman is gonna very, very shortly find him-
10. self out of work in constructing those homes that are so badly
11. needed. We're in the part of a developing megalopolis along the
12. Illinois River area. We have businesses that are coming in. We
13. have industries that are trying to expand and to build, to make
14. Illinois a more meaningful commitment to the indu...industry and
15. the productivity of this great nation of ours and it's being
16. stymied. We have to have a free float of funds or at least this
17. 9 and 1/2 percent interest for a temporary period in order to
18. encourage the productivity that's needed in the building trades
19. that will spin off into the other trades. My good friend,
20. quarterback Senator Bob McCarthy, that paid for the University
21. of Illinois back when I was a teenager, talks about his...talks
22. about his understanding of economics. Senator McCarthy, all I
23. got to say is you didn't take the same econ courses I did there
24. at the great University of Illinois because if you had you would
25. realize that the...the regulation of the free flow of trade and
26. the free flow of money is part of what's caused much of the problem
27. that we're in today. I could go on and talk about this particular
28. subject for a long time and I'm not gonna burden with the...the
29. members of the Senate with that, but I do think that this one
30. year trial in reference to this particular legislation is right;
31. it's meaningful, I think it will help solve some problems and
32. I'd like to see us move on to address that.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Walker.

2. SENATOR WALKER:

3. Mr. President, I'd like to move the previous question. I'm
4. sorry I wasn't in my seat. I went back to shave. I'd of known
5. it was going to take this long, I'd of taken a shower at the same
6. time.

7. PRESIDING OFFICER (SENATOR WEAVER):

8. Senator Walker moves the previous question. The only other
9. I had on the list was Senator Wooten. Do you pass, Senator
10. Wooten? Senator Daley, you're not on this list. Senator...
11. Senator Hall may close debate.

12. SENATOR HALL:

13. Thank you, Mr. President. I...I would like to...

14. PRESIDING OFFICER (SENATOR WEAVER):

15. - What purpose does Senator Daley arise?

16. SENATOR DALEY:

17. I raised my hand when Senator Mohr was presiding earlier.

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Mohr did not have you on this list, Senator Daley.
20. Hold just a second. Senator Walker will you hold your motion
21. just one...for one more speaker; Senator Wooten has yielded to
22. Senator Daley.

23. SENATOR DALEY:

24. I think in the last few days we've seen our Excellency,
25. the Governor, travel throughout the State, issue press releases
26. on TV, on the radio, and all of these activities have been paid
27. by State agency, blasting whether it's the Republican Party,
28. blasting certain Democrats for their votes on issues in State
29. Government, saying that we have delaying tactics on certain
30. issues, on certain appropriations. The only issue here is
31. whether or not we are going to raise the interest rates against
32. the people, whether it's the young or the old or whether it's
33. the veteran. On the Democratic side we know where the

1. AF of L, CIO stands; where the UAW stands. We are really asking
2. now the Governor, who said all deals are off - the square deal,
3. the big deal, and this is a business deal. Whether or not he is
4. going to stand behind the savings and loan industry; whether he's
5. going to stand behind the banking industry, and we know on this
6. side in the Democratic Party, when we talk about the Democratic
7. Party, its philosophies and its programs, whether it's Roosevelt
8. or Truman or Kennedy and Johnson, and now our Governor, who's a
9. Democrat will veto this measure because this is really an issue
10. that he talked about during his campaign. This is an anti-people's
11. issue.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Walker moved the previous question. All in favor
14. signify...Senator Walker.

15. SENATOR WALKER:

16. Well, was there anyone else on the list, Mr. President?

17. PRESIDING OFFICER (SENATOR WEAVER):

18. That completes the list, Senator Walker.

19. SENATOR WALKER:

20. Does anyone else desire to...to speak? OK. I'll renew the...
21. I'll renew the motion.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Hall may close debate.

24. SENATOR HALL:

25. Thank you, Mr. President. There are a couple of points
26. I hope I can...that state that will clear up some wonderment
27. on behalf of our members. First of all, Senator Carroll, I
28. would like you to know that in the State of Michigan housing
29. starts are up 34%, when they lifted the usury rate altogether.
30. I would like to know...like you to know that in Wisconsin
31. they're up 21% when they raised their permissible usury rate,
32. and I would like, you to know for those who are wondering how
33. we're doing in Illinois, that our housing starts are down 19%

1. last year and they're dropping rapidly right now. Two days ago
2. the prime rate went up another quarter of a percent and the prime
3. rate is rapidly reaching 13%. It's 12 and 3/4 I believe. Now
4. I have the same sympathy for people that Senator Daley does. I
5. have the same sympathy that Senator Nudelman expressed exactly.
6. I don't want anyone to pay out of their pocket for the privilege
7. of living in a single family home, but I want to tell you, you're
8. living with your necks in the sand if you say we should retain
9. the percent of usury by law that pre...when it prevents us from
10. doing business. Why don't we reduce it to 2%? Wouldn't that
11. sound better? Wouldn't you feel better for that home buyer who
12. could...who couldn't be charged over 2%, but he, of course, wouldn't
13. get a loan. He e...either would the one who tries to get one at
14. 8%, so I say to you, the only sound argument you...the people who
15. oppose this is that someone's going to get hurt by having to pay
16. a higher rate. I say, he wants that higher rate. If he's trans-
17. ferred from Illinois to California he wants to be able to go out
18. and sell his home but he can't so he can move to better himself
19. and his family, but he can't do that now because no one can get
20. a mortgage loan with which to buy his hou...home that he puts
21. on the market. Thank you, gentlemen, for engaging in this spirited
22. discussion on this very important matter. I notice that the House
23. has recently passed this same Conference Committee report by a
24. vote of 101 to 31 and I know that you want to do so likewise with
25. the full knowledge of the pros and cons. There is not a good
26. solid argument against 1010. There is not one. I have the
27. feeling that you do, but that does not hold water if a person
28. can't go out and borrow money and I would suggest to you that
29. mortgage interest rates and I will tell you that mortgage interest
30. rates will not go to 9 and 1/2 percent because hopefully we are
31. and still will remain in a competitive market will there be bidding
32. for the lowest rate commensurate with making a profit and I would
33. suggest that more on the order of 8 and 1/2 percent. With that,

1. Mr. President, I renew my motion to have this Body concur in the
2. Conference Committee report in respect to Senate Bill 1010.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. The question is shall the Senate adopt the Conference Com-
5. mittee report on Senate Bill 1010. Those in favor vote Aye.
6. Those opposed vote Nay. The voting is open. Have all voted
7. who wish? Have all voted who wish? Take the record. On that
8. question the Ayes are 32 and the Nays are 19, 2 voting Present.
9. Senate bill...the Senate adopts the Conference Committee report
10. on Senate Bill 1010 and the bill, having received the required
11. constitutional majority, is declared passed. Verification has
12. been requested. The Senators will be in their seats. The
13. Secretary will call the roll of those voting...voting in the
14. affirmative.

15. SECRETARY:

16. The following...The following voted in the affirmative.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. He withdraws his request. Senator McCarthy withdrew his
19. request. On the order of Conference Committee reports...Senator
20. Harris.

21. SENATOR HARRIS:

22. Having voted on the prevailing side I move to reconsider
23. the vote by which the Conference Committee report on Senate
24. Bill 1010 was adopted.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Harris moves and Senator Harber Hall moves that
27. that motion lie upon the Table. All in favor signify by saying
28. Aye. Opposed Nay. Motion carries. Senator Harris.

29. SENATOR HARRIS:

30. I just wish to announce to the membership that the food
31. that I communicated to you that I would order has arrived. It's
32. there in my office and I'm supposed to announce that Senator
33. Walker, Senator Jack Walker, will...is going to be the first in

1. line. It...pardon...all right...incidentally, while we're on
2. this...just temporary lull here. Mr. President, I'd like to
3. have leave to have the journal show that Senator James Soper
4. is absent because of extreme personal reasons. Will the record
5. show so...so show.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. The record will so show, Senator Harris. Thank you.
8. Senator Roe, are you ready on the Conference Committee report
9. on 2825?

10. SECRETARY:

11. (Secretary reads Conference Committee report.)
12. Conference Committee reports, regarding Senate
13. Amendment No. 1 to House Bill 2825, report that the
14. Committee has been unable to agree and request that a
15. - second Conference Committee be appointed. It's signed
16. by nine of the ten members of the Conference Committee.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Roe moves its adopted. All in favor signify by
19. saying Aye. Opposed Nay. Motion carries. Senator Newhouse,
20. do you wish to go with 917 on concurrence? Conference Committee
21. report?

22. SENATOR NEWHOUSE:

23. Mr. Chairman and Senators. I move that the Senate do con-
24. cur in the Conference Committee report on Senate...on House Bill
25. ...Senate Bill 917. Senate Bill 917 started out as a very simple
26. bill to provide some monies for private institutions at junior
27. college level. It was expanded in the House to include private
28. institutions on the four year level and it was put into Conference
29. Committee and there we put on a...an amendment that would provide
30. that the monies that were available in the budget presently would
31. be made available for these purposes but the amendment put on by
32. Senator Harris Fawell on the other side was a ceiling type amend-
33. ment to make certain that only that amount of money would be

1. available and between us we have worked out that this won't be
2. a nose under the blanket kind of a...a statute that, in fact,
3. this is going to be the limitation of what'll be...be provided
4. and I know of no objection. We've got agreement on both sides
5. and I would move favorable roll call on it.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there any discussion? The question is shall the Senate
8. adopt the Conference Committee report on Senate Bill 917.
9. Those in favor vote Aye. Those opposed vote Nay. The voting
10. is open. Have all voted who wish? Take the record. On that
11. question the Ayes are 46 and the Nays are none. The Senate
12. adopts the Conference Committee report on Senate Bill 917, and
13. the bill, having received the required constitutional majority,
14. is declared passed. Senator Graham, do you wish to call 2878?
15. Senator Walker...Senator Walker.

16. SENATOR WALKER:

17. Thank you, Mr. President. I move the adoption of the
18. Conference Committee report on House Bill 2878.

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Is there any discussion? Senator Rock.

21. SENATOR ROCK:

22. Thank you, Mr. President, ladies and gentlemen of the Senate.
23. Senators Graham, Dougherty and I have discussed this at length.
24. I would ask the membership to abstain from voting or to vote No,
25. so that we can get this into a second Conference Committee. This
26. is preemptory action by the House and I don't think we should
27. stand for it. I urge a No vote.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Fawell.

30. SENATOR FAWELL:

31. Excuse me. Now...now exactly what does the conference re-
32. port?

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Rock.

2. SENATOR ROCK:

3. Well, I didn't...I did not move its adoption nor do I advo-

4. cate it. It asks the Senate to recede from its amendment, period.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Fawell.

7. SENATOR FAWELL:

8. Yeah. And is that the amendment which we put on here in

9. the Senate which would in effect remove the effects of the Ethics

10. Disclosure Act insofar as all local government entities are

11. concerned?

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Rock.

14. SENATOR ROCK:

15. That is correct.

16. SENATOR FAWELL:

17. Well...

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Fawell.

20. SENATOR FAWELL:

21. ...Just speaking as one Senator, I...I think the Conference

22. Committee - is that the majority of the Conference Committee?

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Walker.

25. SENATOR FAWELL:

26. Just...just excuse me, Mr. Pres...

27. PRESIDING OFFICER (SENATOR WEAVER):

28. I was asking him to answer your question, Senator Fawell.

29. You asked if that was a majority of the Conference Committee?

30. Senator Walker?

31. SENATOR WALKER:

32. Yes it is. There's four House members, two Senate members,

33. have...

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Senator Fawell.

3. SENATOR FAWELL:

4. Well, I...I would rise in full support of that Conference
5. Committee majority report, as I don't want to go over the...the
6. issue. We went over it...that issue the other night, but I
7. simply want to repeat, very briefly, that we are not in any way
8. helping those officials of various local governmental entities
9. who failed to file economic disclosure statements by doing away
10. with the Ethics Act as it pertains to them. The Constitution is
11. very, very clear on this and if you cannot take my word for it,
12. I would refer you to the opinion of our Illinois Attorney General,
13. Mr. Scott, who has quite clearly held in the opinion written by
14. him approximately 6 to 8 months ago that if a local governmental
15. official should fail to file his economic disclosure statement,
16. the Constitution states that he must do so, then there is nothing
17. we can do for him insofar as the forfeiture of his office, if he's
18. an office holder, or the...the invalidity of his nominating pro-
19. cedure if he is a person who has filed nominating petitions. So
20. I would rise in support of, certainly the majority opinion of our
21. Conference Committee, and may I add that Representative Pate Philip,
22. who is the chief sponsor of this bill in the House, is not, I re-
23. peat, not in accord with the action which was taken here in the
24. Senate and I think we ought to certainly abide by the chief spon-
25. sor's view also, as well as the majority of the Conference Com-
26. mittee.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Any further discussion? Senator...Senator Sommer.

29. SENATOR SOMMER:

30. I...I would...I would like to inquire of those who oppose
31. the...the adoption of this Conference Committee report, whether
32. in fact, in the municipal elections that will occur in my district
33. in 1975, whether the Ethics Act or the eight none act, or what-

1. ever we call it, will be back into effect for those people by
2. that time? Could we have a...Senator Rock? For my people. I'm
3. not talking about anywhere else in the State, but I'm concerned
4. about the...the communities of Deer Creek and places like that.
5. I'm interested in their mayors.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Are you addressing the question to Senator Rock? Senator
8. Rock, can...do you care to answer?

9. SENATOR ROCK:

10. Yes, but I think whether...yes, I would certainly hope so,
11. but I think whether it is or not, I am sure that every candi-
12. date for public office after the bill we will adopt later tonight,
13. will disclose as Senator Sours says in some local department
14. store window in any event. .

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Sommer.

17. SENATOR SOMMER:

18. Well, Senator Rock, I submit there is disclosure and there
19. is disclosure. There are two types of disclosure. Senator Roe's
20. bill refers to one type; the...the...the current Act that we have
21. now refers to another type; and I would like to learn as much
22. about the mayor..the candidate for mayor for Deer Creek or Macki-
23. naw or Hopelessdale, or wherever else is in my district under
24. the current law and the more law we can get to disclose, I would
25. like to see that happen. Can we get an assurance that
26. in November we'll come back with a bill to take...to put this
27. back in?

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Rock.

30. SENATOR ROCK:

31. Well, Senator, apparently you had missed the whole entire
32. floor debate when such an assurance was made in no uncertain
33. terms by Senators Graham, Dougherty, Partee and Harris. Now if

1. that assurance is not good enough for you, I frankly don't know
2. what the hell is.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Partee.

5. SENATOR PARTEE:

6. I probably missed part of the Floor debate and at the risk
7. of repeating something that has been said, I would carefully like
8. to point out that we not concur in this Committee report so that
9. we can get back into a second Conference Committee and that the
10. position as set forth by the Senate on this matter should obtain
11. finally. I would point out to you that not one single person
12. in the fall election will be on the ballot when this bill is
13. passed in the form we desire it without having filed a financial
14. disclosure statement. All of them have already filed. The
15. problem is many of them filed too late. Now this is, and I have
16. a editorial here from the Bloomington Pantagraph which is just
17. a very, very enlightening kind of editorial. They say that this
18. is the most sensible thing they've seen come out of the Legisla-
19. ture. We have to go back to the position we've taken so that
20. we'll just get rid of it. We've been through this hassle two
21. years; then the...let me just say to you, will this be...you
22. asked the question will this be introduced again. The bill is
23. being written right now for introduction as a prefile. It'll
24. be filed before Christmas when we first begin the oper...oppor-
25. tunity to file it will be filed, we'll come back in and we'll
26. put them in with all of the language necessary to enlighten and
27. edify every person who files as to when they have to file, they'll
28. be given notices, they'll be given timetables, the...the whole
29. thing so that we won't go through this again.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Sommer.

32. SENATOR SOMMER:

33. Well, my...my...my concern was directed to, let...let us say

1. we can assume that we're going to come back in a November session.
2. Why can't we do it then and have the Governor sign it and have that
3. be the law for the municipal elections coming up this spring.
4. If we do it in January we might not be able to cover those muni-
5. cipal elections, and I'm only concerned about my area, I don't
6. care what happens in the rest of the State. I just want to know
7. about what happens to the people running in the little towns of
8. Deer Creek and that...that sort of thing.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Rock.

11. SENATOR ROCK:

12. Well, I think the Senator from Pekin has been sitting a little
13. too close to the press box. He's getting cute. The Mayor of
14. the City of Chicago now files one of these statements. He will
15. file one next January as every sensible candidate files every
16. cal...calendar year. So you needn't worry about, nor does the
17. press have to worry about the Mayor of the City of Chicago
18. when he stands for reelection, filing an economic disclosure
19. statement. All right? Does that answer your question?

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Mr. President, one question of the sponsor. If this Con-
24. ference Committee report were to be adopted, is it true that
25. the amendment that you put on the other night which would do
26. away with the economic disclosure altogether, how be it tempor-
27. arily, that the bill would continue on to say then that...that
28. those candidates would have an extension of time or other...yes
29. ...would have an extension of time as the sponsor originally
30. put the bill in in the House. Is that right?

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Rock.

33. SENATOR ROCK:

1. Yes.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Senator Netsch.

4. SENATOR NETSCH:

5. Mr. President, I rise in support of the Conference Committee
6. report. With some knowledge of the difficulty of getting such
7. statutes on the books in the first place, it seems to me
8. it is very unfortunate to take a very large hunk of this statute
9. off the books right now. We might get it back on again; we might
10. not. It is not worth that risk. On the other hand it is defensi-
11. ble to allow an extention of time for those who did not file in
12. accordance with the time limits. Those two objectives are spelled
13. out in the Conference Committee report and it should be adopted.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Knuepfer. Any further discussion? Senator Rock do
16. you want to close or...Senator Walker?

17. SENATOR WALKER:

18. I move the adoption of the Conference Committee report, Mr.
19. President.

20. PRESIDING OFFICER (SENATOR MOHR):

21. The question is shall the Senate adopt the Conference Commit-
22. tee report on Senate...shouldn't that be House bill? House Bill
23. 2878. Those in favor will vote Aye. Those opposed will vote Nay.
24. The voting is open. Have all voted who wish? Take the record.
25. On that question the Yeas are 29, the Nays are 17, one voting
26. Present. The Conference Committee report is not adopted and the
27. Secretary shall so inform the House. Senate Bill 1486, Senator
28. Knuepfer.

29. SENATOR KNUEPFER:

30. I think the...this bill's in shape now. The Conference Com-
31. mittee has approved it. It relates to a very specific little
32. local problem in a local school district. I'd be happy to answer
33. any questions if anybody's got them; otherwise, I'd move the

1. adoption of the Conference Committee report.

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Further discussion? Question is shall the Senate adopt the
4. Conference Committee report on Senate Bill 1486. Those in favor
5. will vote Aye. Those opposed will vote Nay. The voting is open.
6. Senator McBroom on House Bill 2298? Oh...I'm sorry. On that
7. question the Yeas are 48, the Nays are none. The...take the
8. record. The Senate adopts the Conference Committee report on
9. Senate Bill 1486 and the bill, having received the required con-
10. stitutional majority, is declared passed. All the members have
11. their chicken so we can let the next crew in? Apparently. Sena-
12. tor McBroom, do you want to...for what purpose Senator Walker
13. arise?

14. SENATOR WALKER:

15. Thank you, Mr. President. On the order of consideration
16. postponed, is Senate Bill 408 with a House amendment on it, and
17. I'd like to revert to that order of business, and ask for con-
18. currence in that amendment.

19. PRESIDING OFFICER (SENATOR MOHR):

20. We'll go to the order of postponed consideration because
21. it appears Senator Walker's the only one that's finished his
22. chicken. Consideration postponed, Senate Bill 408. All right.
23. Senator Walker on...Senator Walker on Senate Bill 408.

24. SENATOR WALKER:

25. Thank you, Mr. President. Senate Bill 408 as amended in-
26. creases the maximum size loan that can be made under Consumer
27. Installment Loan Act from 5,000 to 10,000 and increases the
28. maximum maturity from 61 to 121 months that can be made under
29. the Act. There's no increase in rate under the Act. In fact,
30. the rate declines as the maturity increases. It extends the
31. applicability of the Act and that's all that it does. The
32. amendment removed an entirely separate and unrelated provision
33. of Senate Bill 408. Presently the law does not allow loans to

1. be made below 800 under the Consumer Installment Loan Act. Pro-
2. vision amended out of Senate Bill 408 would have allowed loans to
3. be made below 800. The purpose was to provide a rate for loans
4. under 8 that would be lower than the rate provided for loans under
5. 800 presently authorized under the Consumer Finance Act. This
6. was to be used for well qualified customers. I think the amend-
7. ment improves the bill. It remedies something that the original
8. bill did not a...accomplish in its intent. It wasn't realized
9. until after it passed the Senate and the House, they were only
10. left with two alternatives. To amend the bill so that the first
11. rate section would only apply to loans where it affect a lower
12. rate or amend it out completely. It went into the House Rules
13. Committee at the beginning of the year. The House Rules provided,
14. except for Revenue and Appropriation, only emergency legislation
15. would be considered. There is no way of making the Act applicable
16. below 800 even if amended could be considered an emergency.
17. Therefore, it is agreed that this section should be removed and
18. this was accomplished by the House amendment. I don't want to be
19. repetitious but I read a letter yesterday from the Department of
20. Financial...thank you, Mr. Speaker.

21. PRESIDING OFFICER (SENATOR MOHR):

22. May we have a little order, please?

23. SENATOR WALKER:

24. I read a letter yesterday from the Department of Fan...
25. Financial Institutions, the director thereof, where he says
26. the maximum loan amount of 10,000 as previously stated is agree-
27. able with our thinking and we have no opposition to it. The
28. elimination also of lines 29 and 30 on page 1 which provides for
29. 10.5 interest per year for contracts would provide a repayment
30. plan which does not exceed 27 months is also in keeping with
31. the position of this department. We com...we commend your efforts
32. for the passage of this bill, especially in view of these amend-
33. ments and we offer you our assistance to assure the passage of the

1. bill. I move that the...I now move the Senate concur in House
2. Amendment No. 1 to Senate Bill 408.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator McCarthy.

5. SENATOR MCCARTHY:

6. Yes, Mr. President. This is the third time around for 408.
7. I remember it last night. It didn't have a proper sponsor. That
8. was rectified, then it fell short on votes, and now it's up the
9. third time again. What this bill provides is that rather than
10. let the fellow go in and obligate himself for 5,000 dollars for
11. five years at 17%, he now can go in and get 10,000 and tie him-
12. self up for 10 years with real estate as security at a rate, get
13. this, of 17.82%. This is the third time - we just passed the
14. other bill on 9 and a half; now comes the money train, and when I
15. say money train I mean that's what we're talking about. It kind
16. of reminds me of Tennessee Ernie Ford, when he used to sing the
17. song you dig 16 tons, whatta you get, another day older and deep-
18. er in debt. St. Peter, I hear you calling, but I can't go, I
19. owe myself to the company store. Well, let's keep passing these
20. bills and we'll never have any death rate, because they won't be
21. able to go, they owe themselves to the financial institutions.
22. This one, for 17.82% with real estate, the earth is security
23. for 10 years and that's only a starter. Bad bill yesterday, a
24. bad bill today.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Sours.

27. SENATOR SOURS:

28. I should like to answer, Mr. President and Senators, the
29. learned dissertation of the Senator from Decatur. Let us...let
30. us take two situations where a retailer today sells the good
31. Senator a chair for 100 dollars. That retailer will get 18%
32. on the whole hundred including the profit. Now what we're
33. talking about, Senator, let's...let's get down to the bare facts.

1. We're talking about interest on money, not on the interest of
2. the cost of a chair plus the profit. Now you're perfectly
3. willing, I'm sure you have been in the past, along with us, to
4. let the retailer charge 18% and that retailer, Senator, when
5. he sells you a chair for 100 has paid 50 for it and you're letting
6. him get 18%, not only on the 50 dollars for the chair but also
7. on the 50 dollar profit. Now, as I said awhile ago, I'll be
8. anxious, I'm...I'm going to watch you with the...with the eye
9. of a hawk when we get up to the Legislators salaries, because
10. I for one believe we should think about somebody below sub...
11. some form of sub-humanity below the rank of Senator when it
12. comes to passing money around and I'm voting against the pay
13. raise and I'm anxious to see what you do. May I say this, also.
14. Earlier this session we passed Senate Bill 5...353, which in-
15. creased the size of loans that can be made under the Installment
16. Loan Act. That's used by banks in Decatur and I'm sure you
17. must have an account in one of them and we increased that from
18. 7500 to 15,000. Now we also did the same thing for the credit
19. unions at Staleys in your...in your town and all your other in-
20. dustries that have credit unions. They had their increase from
21. 8500 to 12,500. Now you may sound pretty nice to some of your
22. constituents in the fair City of Decatur, but Senator, I'd like
23. to call to your attention. I want to repeat this and close.
24. When the retailer who gets 18% sells you a chair for 100 and
25. he's paid 50 dollars for it, he is getting 18%, not only on his
26. 50, the cost, but also on his profit and I'm sure you're in full
27. accord with that and I don't see how you can be so inconsistent
28. now to say we're not going to let the one who lends money, not
29. profit, but money, hard cash. We're going to let the consumer
30. do anything else, but he may not pay 18% in this situation when
31. he is paying 18% just about wherever he goes, whether he buys a
32. color TV or a pair of socks.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Carroll.

2. SENATOR CARROLL:

3. How'd you guess. Thank you, Mr. President. Senator Sours,
4. let me try and answer you a little bit. Your plumber was charg-
5. ing you 15. You keep this up he can't even make it on 15; he's
6. got to go to about 30 dollars an hour just to meet his interest
7. payment. We're worried about that citizen in the street. You
8. don't seem to be sometimes worried about that man in the street.
9. You're worried about our salaries and maybe rightfully so. May-
10. be rightfully so. But you got to be worried about what the man
11. is paying to just live day to day. You'd letting the money
12. lenders throughout the industries take more and more out of this
13. poor man's pocket to the point where he is crediting himself
14. out of existence. You talk about the chair, or last time the
15. television, or any other appliance you want. Is that for 10
16. years? Everybody knows the banks. The banks when they loan out
17. money or when they borrow money, there's a difference in short
18. term money than there is in long. You pay a lot less for long
19. term money than you do for short. Our own State Treasurer that
20. you referred to before, who's loaning out short term at higher
21. rates is going a lot less for long term money. The point of
22. this is you're opening this up for 10 years at almost 18% interest.
23. You're talking about all these types of long loans, secured by
24. real estate at 18%. I don't think this is what the people want.
25. I do say we can, as said before, do something about inflation.
26. Enough is enough.

27. PRESIDING OFFICER (SENATOR MOHR):

28. Senator Merritt.

29. SENATOR MERRITT:

30. Mr. President and members of the Senate. I don't believe
31. Senator McCarthy, my good friend, explained it quite correctly
32. when he said this is the third time around. It is unfortunate
33. that Senator Ozinga was...was absent when the bill was called.

1. Senator Walker did agree to take it in his absence. Did the
2. best with it that he could. It got on postponed consideration
3. but at least let's look at the facts in this case. This bill
4. is perhaps more simple than you think when all it really does
5. is...is...is increase the limit from 5,000 to 10,000. There's
6. no interest increase in that. After all, in this very session
7. that we're in right now, we did pass Senate Bill 353, which
8. increased the size of a loan under the Installment Loan Act,
9. as Senator Sours pointed out. Then here just a few weeks ago,
10. we also passed House Bill 2107 out of here, which authorized an
11. increase in the size of a loan from 8500 to twelve five for
12. credit unions. Now it just isn't reasonable to think that a
13. limit of 5,000 dollars that existed in 1963 is geared to 1974
14. prices. There is no interest increase in this bill. In fact,
15. from the 61 months...

16. PRESIDING OFFICER (SENATOR MOHR):

17. Excuse me, Senator. May we have a little order in the
18. Chamber?

19. SENATOR MERRITT:

20. In fact, from the 61 months up to the 121 months there's
21. a declining interest each year. I...I think it's good legis-
22. lation in the interest of a member who is not here, is...is
23. absent, as the chief sponsor. I would be hopeful that we could
24. pass the bill.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Partee.

27. SENATOR PARTEE:

28. Well, Mr...Mr. President, I think there are probably more
29. economists here than there are at the Harvard School of Business
30. Administration. I've been talking with members of my staff this
31. afternoon; I've been talking to some of the proponents of this
32. legislation; and I think this is an area where reasonable men
33. can differ and I've heard several theories about whether this is

1. good or bad legislation and very frankly I have not made up my
2. mind. I would say to you, however, that I have a copy of a
3. letter from the Director of the Department of Financial Insti-
4. tutions in which he discusses this bill and says that this bill,
5. in its original form, was not a good bill. He also says that
6. now with the amendment that is being added to this bill, it is a
7. good bill. Let me read the concluding paragraph. We commend
8. your efforts for the passage of this bill, especially in view of
9. these amendments, and we offer you our assistance to insure the
10. passage of this bill. Now that is from the man who is in charge
11. of the Department of Financial Institutions. I would say that I
12. think he has perhaps taken as much time or perhaps more than
13. many of the economists who've addressed themselves to this bill.
14. I'm going to take his word for it; I'm going to support it. I
15. think if there's anything wrong with it, there's another chance
16. for someone else to look at it - that being the person who has
17. to sign it into law, being the Governor. I think I owe that
18. respect to the Director of the Department of Financial Institu-
19. tions, because I am certain that they have given some time and
20. consideration to whether this is or is not a good bill.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Wooten.

23. SENATOR WOOTEN:

24. Mr. President and colleagues. I hesitate to differ with
25. Senator Partee in this matter, but I rise to speak in opposition
26. to this bill. I agree in one sense with Senator Merritt that
27. it is a simple bill. It seems to me though that it has the
28. simplicity of an avalanche. It is directed against the man at
29. the bottom of the totem pole. The man who is quite often in need
30. of money under serious circumstances and it guarantees it...
31. guarantees that he's going to be in need of money for quite awhile.
32. I understand Senator Sours equation of this with the depart-
33. ment store and believe me, Senator, I will join with you in see-

1. ing if we can't drive that interest rate down. I am sorry to
2. see that we are establishing this rate in bronze so that the
3. poor guy can't escape it no matter which way he goes. It's true
4. that in a short term, it's going to cost him a little bit more
5. ...more rapidly at the department store - but we don't even give
6. him an out in going to a financial institution. As regards
7. the observation of how people vote on the salary bill, I suggest
8. to you that perhaps if we keep on the way we're going tonight,
9. that the people at large may very well decide that we don't de-
10. serve a salary increase. We, after all, we are supposed to be
11. their servants and I believe in legislation of this kind, we are
12. serving them very poorly.

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(End of Reel)

1. PRESIDING OFFICER (SENATOR MOHR):

2. Fur...Further discussion. Senator Palmer.

3. SENATOR PALMER:

4. Just a...just a short moment, Mr. President and Senators.
5. Senator Partee reading a letter reminded me of a letter I got
6. from one of my constituents and I'd like to ask you that ques-
7. tion, if you'll yield, Mr....Sponsor...Senator Walker. The let-
8. ter says that a banker will loan you money if you can prove that
9. you do not need it and you can afford to pay a higher interest.
10. I want the Senator to tell me if that's true.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Walker.

13. SENATOR WALKER:

14. I would say that it depends on the...the applicant making
15. the loan, Senator Palmer. Or I would defer to Senator Merritt
16. who is a banker.

17. PRESIDING OFFICER (SENATOR MOHR):

18. I think Senator Palmer was ans...or was satisfied with your
19. answer. The...the Chair would like to point out to correct the
20. record. Last evening when this bill was called, Senator Walker
21. asked leave of the Body to change sponsorship from Senator Ozinga
22. to Senator Walker and leave was granted so that's the way that
23. action occurred. Now the...Senator Walker.

24. SENATOR WALKER:

25. Thank you, Mr. President. Briefly, as I mentioned yester-
26. day evening. Over half the States have ceilings similar or high-
27. er than the one proposed here. That is, 10,000...yes...and a
28. typical example of what this bill would do would be to help
29. the same people you're talking about. I have an example here
30. where someone had borrowed 6,350 dollars, requiring 291 dollars
31. in monthly payments. The total he owed was sixty-three, fifty.
32. Under the present act he couldn't go and get more than 5,000.
33. Under this act here he could get that sixty-three hundred and

1. fifty dollar with the required payment of 163 dollars and 95 cents.
2. Now there's been some mention made of interest rates here. I
3. would say if 90% of you would reach in your billfold, you'd find
4. your bank credit card. Check that out. That's an 18% limit.
5. The only thing this bill and the amendment does is to permit
6. them to go from 5,000 to 10,000 as the bill that Senator Merritt
7. mentioned, I think it was 2107, increased the amount the Credit
8. Unions could lend and it increases the maturity date with no
9. increase in the interest. I now move that the Senate concur
10. in House Amendment No. 1 to Senate Bill 408.

11. PRESIDING OFFICER (SENATOR MOHR):

12. President Harris.

13. SENATOR HARRIS:

14. Mr. President is...it is my understanding that Senator Walker
15. closed the debate. I have, of course, been engaged in some
16. decision-making and I was off the Floor and I would just like have
17. ...to have leave of the Senate to just make a couple of very
18. brief remarks if I might.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Leave...is there leave? Leave is...

21. SENATOR HARRIS:

22. Mr. President, I just want to make these very brief points
23. and I'm sorry that I didn't hear all of the debate on this issue,
24. but the point is that what we ought to be debating really is not
25. the bill but the amendment. And the amendment cured a problem
26. that the bill had in its original form. Now there's...there are
27. two acts. There is the Consumer Finance Act and the Consumer
28. Installment Finance Act, and I think we've got problems of con-
29. fusing which Act the amendment addresses itself to. The original
30. bill provided for a conflict between these two Acts. The amend-
31. ment cures that conflict. Without getting terribly technical
32. the original bill provided for a different rate for loans from
33. 800 dollars down to zero under this Act that we're concerned with.

1. The Consumer Installment Finance Act. And if that had gone ahead
2. we would have had a conflict between the Consumer Finance Act,
3. which deals with loans of that level in greater deal and
4. has actually a higher rate of interest than what this bill pro-
5. vided in its original form that passed here. As the bill went
6. to the House, the Department learned that that conflict existed
7. and the amendment in the House takes that conflict out so that
8. now the Department has no objection to this bill and, as a mat-
9. ter of fact, the bill deals now with an increase in the ceiling
10. in the Consumer Installment Finance Act and nothing more. And
11. as two things extend, maturity goes on and as the amount of the
12. authority to loan under this Act goes on, the rate actually is
13. reduced as a result of these increases on the higher amounts
14. that would be permitted under this. Now further, and I'm sure
15. it's already been said, earlier this year we brought ourselves
16. into recognition that the old fixed limits must be addressed and
17. responded to from time to time. Earlier this year we increased
18. the limits of loan authority in the Credit Union Act. Earlier
19. this year we increased the limits for the Bank Finance Act. This
20. is just recognizing the facts of life and this bill now cures
21. the problem of the conflict of rates as it relates to loans from
22. 800 down, this Act now doesn't address it at all under the Con-
23. sumer Installment Finance Act. It's reasonable legislation
24. that recognizes the problems of today. I hope it is con...this
25. House amendment is concurred in.

26. PRESIDING OFFICER (SENATOR MOHR):

27. The question is shall the Senate concur in Amendment No. 1
28. to Senate Bill 408. Those in favor will vote Aye. Those opposed
29. will vote Nay. The voting is open. Have all voted who wish?
30. Take the record. On that question the Yeas are 31, the Nays are
31. 20, 2 voting Present. The Senate concurs in Amendment No. 1 to
32. Senate Bill 408, and the bill, having received the cons...
33. resuired constitutional majority, is declarcd passed. There's a

1. request for verification from Senator Carroll. For the affirma-
2. tives.

3. SECRETARY:

4. The following voted in the affirmative. Bartulis, Bell,
5. Berning, Clarke, Conolly, Davidson, Fawell, Glass, Graham,
6. Knuepfer, Latherow, McBroom, Merritt, Mitchler, Howard Mohr,
7. Don Moore, Nimrod, Partee, Regner, Roe, Romano, Schaffer, Scholl,
8. Shapiro, Smith, Sommer, Sours, Vadalabene, Walker, Weaver, Mr.
9. President.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Smith. Senator Smith on the Floor? Strike Sena-
12. tor Smith. Senator Sommer on the Floor? Yes, he's on the Floor.
13. Senator Knuepfer on the Floor? Scratch Senator Knuepfer's name.
14. For what purpose Senator McBroom rise?

15. SENATOR MCBROOM:

16. I arise on a point of personal privilege.

17. PRESIDING OFFICER (SENATOR MOHR):

18. No, we're...you can state your point, Senator.

19. SENATOR MCBROOM:

20. Well...

21. PRESIDING OFFICER (SENATOR MOHR):

22. I'll rule...I'll rule when I find the Senator's point.

23. State your point, Senator.

24. SENATOR MCBROOM:

25. Well, I simply want to say this. If, in regard to Senator
26. Hynes and I, I can't speak for the other members, I don't know
27. how many more bills there are of this nature. He and I, I feel,
28. having been working rather diligently all day trying to work out
29. some kind of accommodation that both sides of the aisle can live
30. with, so we won't have a deluge of Fourth of July speeches.
31. Senator Hynes is in my office right now; that's where I am;
32. I'll come down whenever the roll has to be verified, but we're
33. just going to have to stay here longer if he and I are brought

1. into the act on the e verifications. I am in the building;
2. I'm alive and well up to this point. Thank you, Mr. President.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Knuepfer is in the Chamber. Senator Smith's name
5. has been removed. Senator Knuepfer is on the Floor. Roll call
6. has been verified. On that question the Yeas are 30, the Nays
7. are 20, 2 voting Present. Senate...the...the Senate concurs
8. in Amendment No. 1 to Senate Bill 408. The bill, having re-
9. ceived the constitutional majority, is declared passed. Senator
10. Don Moore.

11. SENATOR MOORE:

12. Yes, Mr. President, having voted on the prevailing side,
13. by which this matter was adopted, I would move that the motion
14. be reconsidered.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Don Moore moves to reconsider. Senator Bartulis
17. moves to Table that motion. Those in favor vote Aye. Those
18. opposed Nay. Motion to Table prevails. Senator Rock, 2...on
19. the order of Conference Committees, 2864.

20. SECRETARY:

21. (Secretary reads Conference Committee report.)

22. We, the undersigned Committee of Conference, appointed
23. to consider the differences between the two Houses in
24. relation to Senate Amendment to House Bill 2864, recom-
25. mend as follows:

26. 1. That the Senate recede from Senate Amendment.
27. 2. That House Amendment 2864 be further amended as
28. follows: Amend House Bill 2864 on page 1 by
29. striking lines 24 through 29 inclusive, and
30. inserting in lieu thereof as follows: quote -
31. fix the same by order as hereinafter provided;
32. however, it shall be proper for the Commission
33. to consider as an operating expense for the pur-

1. pose of determining whether a rate or other charges
2. or classifications is sufficient. Donations made
3. by a public utility for the public welfare or for
4. charitable, scientific, religious or educational
5. purposes provided as such donations are reasonable
6. in amount.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Rock.

9. SENATOR ROCK:

10. Thank you, Mr. President, and ladies and gentlemen of the
11. Senate. This is now the third time that this matter has been
12. before us. I think we finally have it resolved in this Confer-
13. ence Committee to House Bill 2864. This is the legislation
14. which would allow public utilities reasonable deductions for
15. charitable expenses in consideration of their rate making.
16. Now the two Houses had some difference about the words that were
17. used. It is specifically limited to charitable deductions. There's
18. no social club dues, no other kinds of business expenses, it is
19. strictly charitable contributions. The legislation is good and
20. worthy of your support and I solicit a favorable roll call to
21. adopt conference...the Conference Committee report on House
22. Bill 2864.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Netsch.

25. SENATOR NETSCH:

26. Mr. President, we have another opportunity to defeat this
27. bill and I hope we will seize that opportunity. It is a bad
28. idea the previous two votes and it still is. We are not talking
29. about the capacity of these utilities to make charitable and
30. educational contributions. The law clearly allows them to do
31. that. They will continue to do it. They can continue to take
32. it as a business deduction on their various tax forms. The only
33. question is whether they are going to be allowed to consider such

1. rates, such contributions as a part of their rate base, for rate
2. making purposes. I do think they should be entitled to do that,
3. because it is we, the consumers, who pay for it and we have no
4. choice over the kinds of contributions they make. I think the
5. bill...the bill should be defeated and the Conference Committee
6. report should be defeated.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Sours.

9. SENATOR SOURS:

10. ...previous question.

11. PRESIDING OFFICER (SENATOR MOHR):

12. Senator Sours moves the previous question. Those in favor
13. signify by saying Aye. It's getting late and the rule is if
14. there's somebody on the list, he will be recognized. Senator
15. Sours was recognized. There was no one on the list, and he moved
16. the previous question. You can vote on that. Senator Sours
17. moves the previous question. All those in favor signify by
18. saying Aye. Opposed. The Ayes have it...for what purpose Sena-
19. tor Bruce arise?

20. SENATOR BRUCE:

21. Let me make myself clear on this point. I tried to get your
22. attention twice. If I must join Senator Knuppel in a hollering
23. contest, I shall. I can be heard above the roar here and if I
24. want to speak, I will speak. Now the problem is, we're getting
25. late in the day, but I asked, when the rule was adopted, that
26. we do not move the previous question. We were going to limit
27. debate to 5 minutes. That has never been acted on by the Rules
28. Committee. It appears to me that in the later hours, if at any
29. time there should be flexibility, it is now. The Chair has taken
30. a...the point that Senator Sours has moved, that is fine, but
31. henceforth I will be loud enough and I will not act in a
32. decorous manner, I will yell my name, rather than trying to
33. attract your attention by waving my hand. I think that's

1. inappropriate and we will.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Well, all right, Senator, you've stated your point and the
4. Chair has ruled that, if you don't get my attention, why you
5. can call, and as you say, it is getting late; we're all getting
6. tired; and it is June 30th, and I think there's some important
7. business to be transacted yet, or at least I would hope there is.
8. The question is shall the Senate adopt the Conference Committee
9. report on Senate Bill...or House Bill 2864. Those in favor will
10. vote Aye. Those opposed will vote Nay. The voting is open.
11. Have all voted who wish? Take the record. On that question
12. the Yeas are 34, the Nays are 14, one voting Present. The
13. Senate adopts the Conference Committee report on House Bill
14. 2864, and the bill, having received the required constitutional
15. majority, is declared passed. Senator Bruce.

16. SENATOR BRUCE:

17. Just for the record, Mr. President, in case it's ever
18. challenged. The Conference Committee report that was laid
19. on my desk does not show the Senate amendment number, which
20. the Senates recedes from. I object. Visually the record that
21. has been adopted by this House; it shows, for the record,
22. Senate Amendment number question mark to House Bill 2864, recommend
23. as follow: one, that the Senate recede from Senate amendment
24. number question mark. That is the thing we have voted on.
25. That's why I rose, because I thought it might be helpful to
26. have the exact Senate number we receded from. That is a question
27. mark in our record. If the Secretary would like to read it, I
28. just visually verified for my own self what was on the record
29. before this Body.

30. PRESIDING OFFICER (SENATOR MOHR):

31. The bill number, House Bill 2864 is in the record. Senator
32. Graham.

33. SENATOR GRAHAM:

1. Some few moments ago the Senate did fail to concur in
2. House Amendment No. 1 to Senate Bill...to House Bill 2878.
3. I now wish to request that the House be informed and a second
4. ...second Conference Committee be appointed.

5. PRESIDING OFFICER (SENATOR MOHR):

6. Senator Graham moves that the second Conference Committee
7. be appointed for House Bill 2878. All in favor say Aye. Op-
8. posed. Motion carries. Senator McCarthy.

9. SENATOR MCCARTHY:

10. Mr. President. I rise on a point of personal privilege
11. and I wonder if the Senator from Peoria would be present. I've
12. listened to, and this is my point of personal privilege,
13. I've listened to Senator Sours...

14. PRESIDING OFFICER (SENATOR MOHR):

15. State your point, Senator.

16. SENATOR MCCARTHY:

17. ...for at least four years.

18. PRESIDING OFFICER (SENATOR MOHR):

19. State your point, Senator.

20. SENATOR MCCARTHY:

21. I'm going to state it. About four years, ask certain
22. questions in reference to me and I have not risen to debate.
23. My point of personal privilege is that the Senate Peoria said
24. on two occasions this evening, he's going to watch very care-
25. fully how I vote on the Legislative pay raise. He can watch
26. and wait prospectively as to see how I'm going to vote on the
27. Legislative pay raise, but my point of personal privilege is
28. that within the last hour he's voted in favor of the banks and
29. savings and loan; he's voted in favor of the small loan com-
30. panies and now the public utilities, so I know how you have
31. voted Senator. You can just wait around and see how I'm going
32. to vote on the Legislative pay raise.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Sours.

2. SENATOR SOURS:

3. I think inasmuch as I have been honored by mention by the
4. Senator from Decatur, I have a right to make a few comments on
5. that.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Is this on a point of personal privilege.

8. SENATOR SOURS:

9. Yeah. Personal privilege.

10. PRESIDING OFFICER (SENATOR MOHR):

11. All right.

12. SENATOR SOURS:

13. Senator, the preacher always says the best prayer for
14. himself first, and I'm very anxious to see how you vote on
15. your pay raise. Now I've committed myself publicly. I oppose
16. it, because as I look around I think we're...we're just exceed-
17. ingly well overpaid. With all this foolishness we have around
18. here. You've mentioned my votes tonight. I believe in a
19. free enterprise system, Senator, and the difference between
20. this country and Russia is one word only. That word is plenty.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Sen...Senator Harris are you ready on Conference Committee
23. report on House Bill 164? Senator Walker. House Bill 164.

24. SENATOR HARRIS:

25. Now, Mr. President, House Bill 164 was a bill introduced
26. early by Representative Berry to provide for an appropriation
27. for some employees in LaSalle County of the Department of
28. Conservation. He very graciously submitted to the request to
29. add some employees in Kankakee County, former employees of the
30. department of Mental Health, who had been involved as officers
31. of the department in a civil suit for which action they were
32. ...they paid their own proceeds although they were sued in their
33. official capacity. Somewhat similar circumstances apply to the

1. employees in the first place in LaSalle County that Representa-
2. tive Berry was interested in. He submitted to my amendment and
3. the bill did not fully proceed through the House. It has been
4. acted upon now and this amendment that we will concur in is only
5. to change the effective date of the bill from a year ago in July
6. to July of 1974. That's the only change the amendment provides.
7. This is an important piece of legislation to, I think it's five,
8. employees of former State employees that have been involved in
9. civil suits arising out of their employment as State employees.
10. I would urge that the Senate concur in the House Amendment to
11. House Bill 164.

12. PRESIDING OFFICER (SENATOR MOHR):

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Question of the sponsor, Mr. President. President Harris,
16. I happened to overhear some of the debate this afternoon in the
17. House when this particular bill was being discussed. It's my
18. understanding that those gentlemen who were sued, these...ap-
19. parently the 7600 dollars or whatever it is, were sued...we're
20. ...we're now offering to pay the court action against them,
21. to pay because they were found guilty in a civil court of denying
22. the civil rights of some State employees who were dismissed.
23. That's my understanding. It had nothing to do with Representa-
24. tive Berry's original bi...bill but...but there was some addi-
25. tional amount that was offered in there to pay for the civil
26. damages when these people were found that they had actually denied
27. the rights, the civil rights of some employees. Is that correct?

28. SENATOR HARRIS:

29. Well, Senator Buzbee, as I understand it, this applies only
30. to the fees. The House sponsor is here and he concurs in that.
31. Now the employees that you're referring to are employees who
32. are from Senator McBroom's district. The only reason I'm in-
33. volved is because I was handling the bill for Representative

1. Berry in the first place. I don't know all the facts about
2. those employees from Kankakee and Senator McBroom and Senator
3. Hynes are busy working for us and I can't answer those specific
4. questions except to say that these...these...this appropriation
5. involves only their fees, not the damages.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Partee.

8. SENATOR PARTEE:

9. At this time of night, we're arguing about 7,000 dollars
10. and you're talking about 8 billion. Now let me just tell you
11. something. I don't know anything about the facts too either,
12. but I do know this. That this is a part of some other consid-
13. erations that related to the Lottery Bill and I made and gave
14. my word that we'd be supportive of these fees that were involv-
15. ing Representative Berry and Rep...Senator McBroom. They kept
16. their word with me on getting the Lottery Bill out and I want
17. to get this one passed because my honor's at stake and I gave
18. my word. Let's go.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Further discussion? The question is shall the Senate adopt
21. the Conference Committee report on House Bill 164. Those in
22. favor vote Aye. Those opposed vote Nay. Voting is open.
23. Senator Scholl, vote me Aye. Have all voted who wish? Take the
24. record. On that question the Yeas are 43, the Nays are 1. The
25. Senate adopts the Conference Committee report on House Bill 164
26. and the bill, having received the required constitutional majority,
27. is declared passed. House Bill 2500. Senator Mitchler.
28. Senator Mitchler, House Bill 2500. What's the next one, Mr.
29. Secretary? Senator Mitchler.

30. SENATOR MITCHLER:

31. Mr. President and members of the Senate. House Bill 2500,
32. we now have the Conference Committee report and I might say that
33. it is signed by nine of the members of the Conference Committee.

1. This is the Illinois Atomic Energy Commission bill and it had
2. some change in language of the authority of the Commission and
3. this now includes that the Commission shall address itself to
4. technological impact of atomic energy, resources, and related
5. facilities are the four words added on citizens, and it's the
6. recommendation of the Conference Committee report that this be
7. enacted and I move that the Senate do concur in the Conference
8. Committee report to House Bill 2500.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Further discussion. Question is shall the Senate adopt
11. the Conference Committee report on House Bill 2500. Those in
12. favor will vote Aye. Those opposed will vote Nay.. Voting is
13. open. Senator Scholl, vote me Aye. Have all voted who wish?
14. Take the record. On that question the Yeas are 48, the Nays
15. are none. The Senate adopts the Conference Committee report
16. on House Bill 2500 and the bill, having received the constitu-
17. tional majority, is declared passed. Senator Shapiro are you
18. ready on six thir...Senator Rock, areyou ready on 641? 641.
19. Would you change the number, please. Senator Rock.

20. SENATOR ROCK:

21. Thank you, Mr. President and ladies and gentlemen of the
22. Senate. Senate...the Conference Committee on Senate Bill 641
23. deals with the Judges' Retirement Act. Senate Bill 641, as
24. introduced, made four or five changes, two of which were pretty
25. significant principal changes. One was that it granted pension
26. credit for services of Justice of the Peace. We passed a
27. separate bill last session which in effect did that. It was
28. running along concurrently with 641. Two, it clarified the
29. definition of final average salary for pension computation pur-
30. poses, so as to have it specifically apply to salary as a judge.
31. Three, and I think the principal and most significant part of the
32. bill, was that it established at the option of a judge, a freeze
33. on the retirement pension after 20 years of service when con-

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1. tributions by the judge would terminate, provided this option was
2. and would be irrevocable. Finally, it revises the refund pro-
3. visions applicable to the automatic increase in the retirement
4. annuity to coincide with those in affect for the other retire-
5. ment laws in Illinois, and when it got to the House the House
6. had two amendments. By this Conference Committee they are re-
7. ceding from both of those amendments so the bill is, with one
8. minor exception in the same form as it was when it passed the
9. Senate last June. Senator...the bill the approval of the
10. Pension Laws Commission and I would ask for a favorable roll
11. call on the adoption of the Conference Committee report on Senate
12. Bill 641.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Shapiro.

15. SENATOR SHAPIRO:

16. Mr. President and ladies and gentlemen of the Senate. The
17. Pensions Laws Commission is in favor of this Conference Committee
18. report on Senate Bill 641, and I would urge a favorable roll
19. call.

20. PRESIDING OFFICER (SENATOR MOHR):

21. The...have all spoken who wish? OK. The question is shall
22. the Senate adopt the Conference Committee report on Senate Bill
23. 641. Those in favor will vote Aye. Those opposed will vote Nay.
24. The voting is open. Have all voted who wish? Take the record.
25. On that question the Yeas are 39, the Nays are none. The Senate
26. adopts the Conference Committee report on Senate Bill 641. The
27. bill, having received the constitutional majority, is declared
28. passed. Senate Bill 634. Senator Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President and ladies and gentlemen of the Senate. This
31. is the second Conference Committee report on Senate Bill 641.
32. The first one was adopted by an overwhelming majority the other
33. night...I'm sorry, 634 was adopted by the Senate overwhelmingly

1. the other day; however, before the House adopted the Conference
2. Committee report, we found out that one very important word had
3. been left out in the Act and that word is military. The amend-
4. ment that is being proposed to Senate Bill 634 sets a cut-off
5. date of September 1st, 1974, whereby prior service can be
6. transferred into the University Retirement System. It further
7. describes what type of government service can be transferred into
8. the University Retirement System. This has the approval of
9. the Pension Laws Commission and also has the approval of the
10. University Retirement System and I would urge a favorable roll
11. call on the adoption of the second Conference Committee report
12. on Senate Bill 634.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Further discussion? Senator Shapiro moves the adoption of
15. the second Conference Committee on Senate Bill 634. Those in
16. favor will vote Aye. Those opposed will vote Nay. The voting
17. is open. Have all voted who wish? Take...take the record.
18. On that question the Yeas are 51, the Nays are none, one voting
19. Present. The Senate adopts the Conf...second Conference Commit-
20. tee report on Senate Bill 634. The bill, having received the
21. required constitutional majority, is declared passed. Messages
22. from the House.

23. SECRETARY:

24. (Secretary reads Message from the House.)

25. Mr. President, I am directed to inform the Senate
26. that the House of Representatives has concurred with the
27. Senate in the passage of a bill of the following title:
28. Senate Bill 358, together with the following amendments:
29. Amendment No. 1 and 2. Senator Berning is the Senate
30. sponsor.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Senator Berning.

33. PRESIDING OFFICER (SENATOR WEAVER):

4:11
11:5

1. Senator Harris.

2. SENATOR HARRIS:

3. If you're looking for an item of business, I would like to
4. re...refer House Bill 2506 to the Committee on Rules.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. All in favor signify by saying Aye. Opposed Nay. Motion
7. carries. Senator Vadalabene, for what purpose do you arise?

8. SENATOR VADALABENE:

9. If you're looking for an item of business, House Bill 2477,
10. the Dog Bill, is still barking.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Is that on the calendar, Senator?

13. SENATOR VADALABENE:

14. Arf-Arf-Arf-Arf-Arf-Arf.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Partee.

17. SENATOR PARTEE:

18. Well, if you are...you know...since we have a lull, if
19. you're looking for something that's noncontroversial, I think we
20. could handle a resolution. A King one.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Partee.

23. SENATOR PARTEE:

24. Mr. President and members of the Senate. This is a reso-
25. lution which we prepared today saying to persons living in
26. Atlanta, Georgia, that the Illinois State Senate is sorry
27. about an event which took place today in the Ebenezer Baptist
28. Church in Atlanta, Georgia. Apparently, from the news reports
29. we have to date, a young man, some 20 years of age, in this
30. church during the service apparen'ly went berserk and pulled
31. out a gun and commenced to fire. Two people were killed, one
32. of them the mother of Dr. Martin Luther King, Jr.; the other
33. a deacon by the name of Boycon in the church and two other

1. people were injured. We are offering this resolution on behalf
2. of all Senate members, I would hope, to say to those persons in
3. that church that Illinois State Senate shares their grief. I
4. would move for the suspension of the rules and the adoption of
5. this resolution.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Is there leave? Leave is granted. Senator Partee. Presi-
8. dent Harris.

9. SENATOR HARRIS:

10. Senator Partee, I'm certain you would make leave for all
11. members to join as co-sponsors of the resolution.

12. SENATOR PARTEE:

13. Yes, I think I said that. Asked that they would.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. All in favor of the resolution, please rise. The resolution
16. is adopted. On the order of third reading, House Bill 2477.

17. SECRETARY:

18. House Bill 2477.

19. (Secretary reads title of bill.)

20. Third reading of the bill.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, thank you, Mr. President, and members of the Senate.
25. House Bill 2477 repeals sections of the Animal Control Act,
26. requiring registration of dogs. Under House Bill 2477 the
27. County Board will determine if they will register dogs. They
28. will also decide if they're going to register dogs, they will
29. determine the registration fee up to a maximum of \$4.00. Sena-
30. tor Latherow and Representative Hart have been working exten-
31. sively on these...on these amendments. As a member of the
32. Appropriation Committees, I could not sit on the amendments or
33. on the discussion so any questions, I will refer them,

1. if...or yield to Senator Latherow.
2. PRESIDING OFFICER (SENATOR WEAVER):
3. Senator Palmer.
4. SENATOR PALMER:
5. Will the sponsor yield to a...several questions.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. He yields to Senator Latherow. Continue, Senator Palmer.
8. SENATOR PALMER:
9. Senator Latherow, are you going to answer the questions
10. here?
11. PRESIDING OFFICER (SENATOR WEAVER):
12. I think they're flipping a coin.
13. SENATOR PALMER:
14. I...Mr. President and Senator Vadalabene. I have received
15. some communications here from the Society of Prevention of
16. Cruelty to Animals. Do they...they do not particularly object
17. to this bill but they don't think this bill is strong enough
18. and going far enough. As a matter of fact, they communicated
19. me when Senator Sours was talking about the interest bill and
20. referred to "run with the hare, and hold with the hounds".
21. They think it applies to this bill. And what we would like to
22. know or they would like to know is on the provisions for apply-
23. ing or registering these dogs. They want some...what provisions
24. do you have and what information do they ask for?
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Senator Vadalabene.
27. SENATOR VADALABENE:
28. Yes. First of all I didn't understand his question and
29. second, I yielded to Sen...Senator Latherow. Now, Senator
30. Palmer, if you will talk into your mike. Really, I didn't
31. hear what you said and I'm sure no one else did.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Senator Palmer. Any further discussion? Senator Palmer.

1. SENATOR PALMER:

2. Well, I'll...Senator Vadalabene, I'll get to a little
3. specific here to Section 11, where there's a provision for
4. adopting dogs that have been impounded. Now the...the Society
5. of Prevention of Cruelty to Animals would like for the...
6. Senator Vadalabene and the shower committee want...want this
7. question directed to you. I'll just ask this one. I've got
8. several questions here, but I'm just gonna ask this one. If
9. I can get dried up here. The dog...you see that's one of the
10. questions, the dogs are at work. We were...these people want
11. to know. When I'm talking about the people, it's the Society
12. of Prevention of Cruelty to Animals and Section 11 they provide
13. for adoption of these dogs that have been impounded. We want
14. to know if possibly you don't have some provision to investigate
15. the families that take these dogs to see if they have the pro-
16. per location, to see if there're enough trees in the area, and
17. fire plugs, and can you answer that question, Senator Latherow?

18. PRESIDING OFFICER (SENATOR WEAVER):

19. Senator Latherow.

20. SENATOR LATHEROW:

21. If I heard it and if that's the same question I saw about
22. an hour and a half ago, why I can tell you we haven't disturbed
23. the Section No. 11, other than to strike registration and put in
24. there...excuse me...the bill itself, as it came over here had
25. innoculated placed in it as an amended...amendment. That's
26. innoculation for rabies. Now then, we did change that that it now
27. reads innoculated and registered if applicable.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Palmer.

30. SENATOR PALMER:

31. To show you how important my questions are here, Dr. Schaffer
32. came from the other aisle and tells me a story...Shapiro, pardon
33. me...Shapiro and tells me a story about on his block a wealthy man

1. bought a little boy for his dog. Now you have any provisions
2. to supervise something like that?
3. PRESIDING OFFICER (SENATOR WEAVER):
4. Senator Latherow.
5. SENATOR LATHEROW:
6. I have two conferences going on around here and I am sure
7. if you'd like it to happen in here we'll fix it so it can be
8. done.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. Senator Palmer.
11. SENATOR PALMER:
12. Senators and Mr. President, I ask for a favorable roll call.
13. This is a very, very good bill.
14. PRESIDING OFFICER (SENATOR WEAVER):
15. Senator Scholl.
16. SENATOR SCHOLL:
17. I would like to know if Senator Vadalabene would yield to
18. a question.
19. PRESIDING OFFICER (SENATOR WEAVER):
20. He says, No.
21. SENATOR SCHOLL:
22. Senator? I would like to know whether or not you have a
23. conflict of interest in this bill?
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Do you care to answer that question, Senator Vadalabene?
26. SENATOR VADALABENE:
27. Well, I have lead a dog's life, but I don't have a...if
28. that's a conflict of interest.
29. PRESIDING OFFICER (SENATOR WEAVER):
30. Senator Scholl.
31. SENATOR SCHOLL:
32. Senator, it's my understanding that they're now making
33. Italian sausage with dog meat.

1. PRESIDING OFFICER (SENATOR WEAVER) :

2. Question is, shall House Bill 2477 pass. Those in favor
3. vote Aye. Those opposed vote Nay. Voting is open. Have all
4. voted who wish? Take the record. On that question the Ayes
5. are 42 and the Nays are 3, one voting President. House Bill
6. 2477, having received a constitutional majority, is declared
7. passed. House Bill 2798. Take it out of the record. Senator
8. Berning.

9. SENATOR BERNING:

10. Mr...Mr. President and members of the Body. We have
11. amendments No. 1, 2, and 3 to Senate Bill 358, which is the
12. swimming pool bill which went out of this Body a year ago.
13. The first amendment, Mr. President, provides for the exemption
14. of any unit of local government with a full time municipal
15. district, county, or multiple county health department. In
16. other words it assures local control of the swimming pools
17. under the direction of the department. The second Act...second
18. amendment exempts organizations incorporated under the general
19. Not for Profit Corporation Act and amendment No. 3 exempts beaches
20. operated by units of local government located on Lake Michigan.
21. Having been in conference with Mr. Townsend of the Health
22. Department over the past weeks, I was aware of these amendments;
23. they meet with the approval of the Department of Public Health.
24. Therefore, Mr. President, if there are no questions, I move
25. for the adoption of Amendment...or concurrence in House Amendment
26. No. 1. Or all three of them, if we can handle them at one...
27. on one roll call.

28. PRESIDING OFFICER (SENATOR WEAVER) :

29. Is there any discussion? Senator Partee.

30. SENATOR PARTEE:

31. Senator, you refer to local control that...the State
32. doesn't have any right to preempt the service of the city here
33. do they?

1. PRESIDING OFFICER (SENATOR WEAVER):
2. Senator Berning.
3. SENATOR BERNING:
4. That...that is correct. Any unit of local government,
5. having a full-time municipal, district, county, or multiple
6. county health department which employes full-time (a) a
7. physician licensed in Illinois; a professional engineer registered
8. with a minimum of two years experience in environmental health;
9. or a sanitarian registered in Illinois, may administer and en-
10. force this Act by adopting an ordinance electing to administer
11. and enforce this Act and adopting...
12. SENATOR PARTEE:
13. Senator...Senator, I really appreciate that because I know
14. that you are a stor...staunch supporter of home rule. Thank
15. you.
16. SENATOR BERNING:
17. Yes, Sir, Senator.
18. PRESIDING OFFICER (SENATOR WEAVER):
19. Senator Berning, the question is shall the Senate concur
20. in amendments No. 1, 2, and 3 to Senate Bill 358. Those in
21. favor vote Aye. Those opposed vote Nay. The voting is open.
22. Schaffer...Have all voted who wish? Take the record. On that
23. question the Ayes are 41, the Nays are none, and one voting
24. Present. The Senate concurs in amendment No. 1, 2, and 3 to
25. Senate Bill 358, and the bill, having received the required
26. constitutional majority, is declared passed. Senator Hall.
27. SENATOR HALL:
28. A point of personal privilege, Mr. President. We're hon-
29. ored this evening to have in our midst Representative Robert
30. Walters from Alton who's over here witnessing the activities
31. of the Senate. Would you stand, please, Representative
32. Walter's and be recognized?
33. PRESIDING OFFICER (SENATOR WEAVER):

1. For what purpose does Senator Bradley Glass arise?

2. SENATOR GLASS:

3. For a question of our guest. I was wondering, Mr. Presi-
4. dent, if the House members are required to wear ties?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. For what purpose does Senator Walker arise?

7. SENATOR WALKER:

8. Thank you, Mr. President, if we're merely in a state of...
9. Limbo, that's a better word. I would like to introduce a friend
10. of mine, a former Senator who represented the old 8th District
11. which is now the 10th when it was really and truly represented
12. the way the constituents wanted. Senator Arthur Gotschalk, who
13. is in the gallery. My predecessor.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Howard Mohr.

16. SENATOR MOHR:

17. Mr. President, I would like the attention of the Membership.
18. Mr. President, this Body, many know but are saddened at the
19. news that broke here just moments ago, the death of Paul Hewett,
20. our Executive Director of the State's Needs Commission. As
21. Co-Chairman of that Commission it has been my privilege to work
22. with Paul for approximately a year and a half and his loss is
23. going to be deeply felt by all of us that have worked with him
24. and have enjoyed his friendship and is truly a dedicated man
25. in this important post. The hour is late and we're not able
26. to get a resolution drafted at this hour, but we will when we
27. come back here at our next session. But I would ask, Mr. Presi-
28. dent, that the Body stand for a moment in memory of our good
29. friend, Paul, if they would be so kind. Thank you, Mr. President.

30. PRESIDING OFFICER (SENATOR WEAVER):

31. Senator Donnewald, do you want to proceed on the Conference
32. Committee report on Senate Bill 1265, the Commerce Commission?

33. SENATOR DONNEWALD:

1. Yeah, I think we could go along with that and I move to
2. concur with the Conference Committee report.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Is there any discussion? The question is shall the Senate
5. adopt the Conference Committee report on Senate Bill 1265.
6. Senator Bell.

7. SENATOR BELL:

8. Well, I thought we adopted a rule here, Mr. President, last
9. night that these amendments were going to have at least some form
10. of brief explanation and I wonder whether Senator Donnewald
11. would address himself to such?

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Donnewald will re...explain the Conference Com-
14. mittee report.

15. SENATOR DONNEWALD:

16. All right. The substantive legislation for this appropri-
17. ation will not make it out of the House which we explained origi-
18. nally. That's the position that I took when we sent it back to
19. the House. They had not passed the bill that was necessary to
20. use the money that was in the appropriation bill for the Commerce
21. Commission. That was the amount of 50,000 dollars. Now they
22. finally agree with us and they did...they did knock out the
23. 50,000 dollars. Harold Katz knows all about it.

24. PRESIDING OFFICER (SENATOR WEAVER):

25. Any further discussion? The question is shall the Senate
26. adopt the Conference Committee report on Senate Bill 1265.
27. Those in favor vote Aye. Those opposed vote Nay. The voting
28. is open. Have all voted who wish? Have all voted who wish?
29. Take the record. On that question the Ayes are 45 and the
30. Nays are none. The Senate adopts the Conference Committee report
31. on Senate Bill 1265, and the bill, having received the required
32. constitutional majority, is declared passed. Messages from the
33. House.

1. SECRETARY:
2. (Secretary reads Message from the House.)
3. Mr. President, I am directed to inform the Senate
4. that the House of Representatives has refused to con-
5. cur with the Senate in the adoption of their amendments
6. to a bill of the following title: House Bill 25...2359.
7. House Bill 2359. Senator Saperstein.
8. PRESIDING OFFICER (SENATOR WEAVER):
9. Senator Saperstein.
10. SENATOR SAPERSTEIN:
11. Mr...Mr. President, I...I move that we do not recede from
12. our position; that a Conference Committee be appointed.
13. PRESIDING OFFICER (SENATOR WEAVER):
14. Senator Saperstein moves that, the Senate refuse to recede
15. and that a Conference Committee be appointed. All in favor
16. signify by saying Aye. Opposed Nay. Motion carries.
17. SECRETARY:
18. (Secretary reads Message from the House.)
19. Mr. President, I am directed to inform the Senate
20. that the House of Representatives has refused to con-
21. cur with the Senate in the adoption of their amendment
22. to a bill of the following title: House Bill 2868.
23. Senator Glass.
24. PRESIDING OFFICER (SENATOR WEAVER):
25. Senator Glass.
26. SENATOR GLASS:
27. Mr. President, I move that the House...that the Senate
28. refuse to recede from Senate Amendment No. 1 to House Bill...
29. No. 2, pardon me, to House Bill 2868, and that a Conference
30. Committee be ultimately appointed.
31. PRESIDING OFFICER (SENATOR WEAVER):
32. All in favor signify by saying Aye. Opposed Nay. Motion
33. carries.

1. PRESIDING OFFICER (SENATOR GRAHAM):

2. Ring the bell. Senator Conolly, will you ring the bell,
3. please? Could we have some order, please. The Chair recog-
4. nizes the President of the Senate. Senator Harris.

5. SENATOR HARRIS:

6. Mr. President, there will be a meeting...I'm sorry, a
7. caucus of the Republican Membership in my office immediately
8. on the Conference Committee report on Senate Bill 1568. Now
9. this will be a very brief and short caucus and I urge the
10. Republican members to get there immediately, please. This is
11. the Campaign Disclosure Conference Committee report.

12. PRESIDING OFFICER (SENATOR GRAHAM):

13. All of you gentlemen in the hinterlands please report.

14. Senator Partee.

15. SENATOR PARTEE:

16. For the same purpose, for the same bill, for the same
17. period of time, there will be a Democratic Caucus immediately
18. on the Sixth Floor.

19. PRESIDING OFFICER (SENATOR GRAHAM):

20. And all of you gentlemen in the hinterlands report.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Will all unauthorized people please leave the Floor?

23. For what purpose Senator Graham arise?

24. SENATOR GRAHAM:

25. Mr. President, I have requested an Senator Rock give me
26. his undivided attention. We have a report to adopt on Senate
27. Bill 1291 that has to be signed before midnight tonight or we're
28. jeopardizing the current position of the State Board of Elec-
29. tions. Senator Rock?

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Rock.

32. SENATOR ROCK:

33. Thank you, Mr. President. Senator Partee and the other

1. members of the caucus are on their way down in the elevator.
2. The elevator's a little slow, but in the meantime I would say
3. that Senator Graham's quite right. Senate Bill 1291 is ex-
4. tremely important and I think the report calls for the Senate
5. to concur with House Amendments No. 1 and 2 and I would suggest
6. that a favorable roll call is in order so we can get this down
7. to the Governor's Desk.

8. PRESIDING OFFICER (SENATOR MOHR):

9. Question is, shall the Senate adopt the Conference Committee
10. report on Senate Bill 1291 and concur in Amendments No. 1 and
11. No. 2. On that question those in favor vote Aye. Those opposed
12. will vote Nay. The voting is open. Have all voted who wish?
13. Take the record. On that question the Yeas are 36, the Nays
14. are none. The...the Senate adopts the Conference Committee
15. report on Senate Bill 1291 and the bill, having received the
16. constitutional majority, is declared passed.

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21. (end of reel)
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AB 1568
6-30-74
Commence

1. PRESIDING OFFICER (SENATOR MOHR):

2. President Harris.

3. SENATOR HARRIS:

4. Mr. President, in just a few moments we're going to con-
5. sider the single most important issue before us in this session
6. of the Legislature. However, before we do I want to make a few
7. comments and I hope everybody in this Chamber is listening and
8. listening carefully. Regulation of campaign financing is about
9. to be decided. Now we can pass a strong and meaningful dis-
10. closure law, but to do so the endless foot dragging must stop.
11. Until we approve or reject a disclosure law the Senate will not
12. consider another major item of business and we've got a number
13. of major issues yet to be resolved including major budget con-
14. siderations, energy, a downstate mass transit plan and others.
15. Now yesterday Governor Walker in his petulant, childish manner,
16. denounced alleged deals being made in the Legislature. He says
17. he's negotiating not dealing. Well now let me say to you that
18. perform...that performance was the most hypocritical I've wit-
19. nessed in my 20 years of State Government. While he was raving
20. his Deputy Governor was attempting to make deals and other deals
21. with people in this Legislature. At this hour the Governor re-
22. portedly has differing deals being negotiated with different
23. leaders of this General Assembly and that does not include the
24. Republican Leadership of this General Assembly of this Senate.
25. Now we've got this important issue yet to be resolved. This is
26. the most important single thing we've addressed this whole session.
27. Now let's get on with it just as this Senate has been doing for
28. weeks - performing on a day-to-day basis and I'm proud of this
29. Senate and I might say that it has not been a part of deals, but
30. we've been grinding away meeting our responsibility. I would
31. like for the President to call on Senator Jack Roe, who has a
32. conference committee report on the Secretary's Desk concerning
33. Senate Bill 1568.

1. PRESIDING OFFICER (SENATOR MOHR):

2. Senator Roe.

3. SENATOR ROE:

4. Mr. President and members of the Senate. There is a Con-
5. ference Committee report on the Secretary's Desk on Senate Bill
6. 1568, signed by eight of the members of the Conference Committee.
7. I will indicate what the major provisions of the Conference re-
8. port are; would be happy to answer any questions that any of the
9. members might have; and I believe all of the members have a copy
10. of the Conference Committee report. No? Could...could we have
11. those distributed? The threshold on disclosure for political
12. committees and candidates contained in the Conference report is
13. 150 dollars. There is a provision in the Conference report in-
14. dicating that contributions and expenditures of 20 dollars and
15. under need not be accounted for in the sense of keeping records
16. as to each person or each expense or expenditure made specifically
17. but they must be kept in the aggregate. A violation...a knowing
18. violation of the Act as far as filing is concerned or as far as
19. what is filed by a political committee or a candidate is a Class
20. B misdemeanor subjecting the persons or parties to imprisonment
21. for up to six months and/or a fine of 500 dollars. There are
22. five reporting dates in the Act, for committees and candidates, 30 days
23. before the primary and general election, 90 days after the primary
24. and general election and an annual report. Notice is covered in
25. the Act both by Certified mail to everyone who would be or may be
26. subject to the Act as well as at the time of the filing of
27. nominating petitions a notice is provided at that time that the
28. person may be subject to the provisions of the Act. There is a
29. 1000 dollar threshold in the bill for State and local candidates
30. and for local ballot issues indicating that those who take in less
31. than 1000 dollars or spend less than 1000 dollars in a calendar
32. year are not subject to the provisions of the Act. The State Board
33. of Elections administers this Act as far as candidates who are

1. presently required to file with the Secretary of State under the
2. State Ethics Act. The County Clerk administers this Act locally
3. as to persons who are presently required to file under the Illi-
4. nois Governmental Ethics Act with the County Clerk. There also
5. is a further definition of the term, anything of value, which
6. has been troublesome both to the Conference Committee and to the
7. members of the Senate - a number of members of the Senate, which
8. indicates that the reporting of something which does not have an
9. ascertainable market value may be reported by reporting the item
10. and the nature of the item. Statute of Limitations is 18 months
11. and records must be maintained by the candidate, committee, and
12. the State Board of Elections for 24 months.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Knuppel; then Senator Walker.

15. SENATOR KNUPPEL:

16. I just want to say one thing. Garbage. Everything every-
17. body's said here is garbage. But I will vote for this bill, and
18. it'll be some of the goody-good shoes who want it. It won't
19. make anybody a more honest candidate. All it will do is like the
20. Ethics Bill, the Disclosure Bill we have. It'll catch some honest
21. people just like the 500 people now who are caught up on it.
22. There'll be some honest people who will be prosecuted, indicted
23. and go to jail, but it won't make...it won't make your State
24. officials any more honest, so one more word. Garbage.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Partee.

27. SENATOR PARTEE:

28. Everybody's anxious for a roll call. This is a personal
29. decision. Roll call.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Fawell.

32. SENATOR FAWELL:

33. I just want to make one statement. I don't know if many

1. people know this. The explanation of the bill as I understand
2. it states all candidates for public office who are required to
3. file Statements of Economic Interest under the Illinois Govern-
4. mental Ethics Act and who accept to spend more than...other words
5. when we, and if we do succeed in gutting the Economic Disclosure
6. Act, we have also succeeded in gutting this, as I understand it.
7. PRESIDING OFFICER (SENATOR MOHR):

8. The question is shall the Senate adopt the First Conference
9. Committee report on Senate Bill 1568. Those in favor will vote
10. Aye. Those opposed will vote Nay. The voting is open. Have all
11. voted who wish? Take the record. On that question the Yeas are
12. 52, the Nays are none. The Senate adopts the Conference Commit-
13. tee report on Senate Bill 1568 and the bill, having received the
14. required constitutional majority, is declared passed. Senator
15. Roe.

16. SENATOR ROE:

17. Do you have a Conference Committee report on House Bill 2825?

18. PRESIDING OFFICER (SENATOR MOHR):

19. Yes we do, Senator.

20. SENATOR ROE:

21. This is an identical Conference Committee...

22. PRESIDING OFFICER (SENATOR MOHR):

23. Senator...Senator Roe. Senator Palmer.

24. SENATOR PALMER:

25. This bill was announced as one of the most important pieces
26. of legislation and I don't understand how you rush this calling
27. for the record when people are wanting to vote for this. I did
28. not get a chance to walk back to my desk.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Well, Senator, they're going to be coming pretty fast the
31. rest of the night and the rest of morning, so I would suggest
32. that you stay close to the...to the...

33. SENATOR PALMER:

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HB 2825
ado. filed

1. Well, I want the record to show that if I was at my desk
2. I would have voted...
3. PRESIDING OFFICER (SENATOR MOHR):
4. The record will so show. Senator Roe.
5. SENATOR ROE:
6. 2825.
7. PRESIDING OFFICER (SENATOR MOHR):
8. House Bill 282...
9. SENATOR ROE:
10. I move we concur with the Conference Committee report on
11. 2825 which is the identical Conference Committee report.
12. PRESIDING OFFICER (SENATOR MOHR):
13. Further discussion? The question is shall the Sen...Senate
14. adopt the Conference Committee report on House Bill 285...2825.
15. Those in favor will vote Aye. Those opposed will vote Nay. The
16. voting is open. Have all voted who wish? Senator Palmer, you're
17. on there? Take the record. On those...on that question the Yeas
18. are 53, the Nays are none. The Senate adopts the Conference Com-
19. mittee report on House Bill 2825 and the bill having received the
20. required constitutional majority is declared passed. Senator
21. Knuppel, the contest hasn't started yet. Senator Harris.
22. SENATOR HARRIS:
23. Mr. President, we have a Conference Committee report on the
24. General Assembly appropriation bill. What is that bill number?
25. 1318, Senate Bill 13. I move that the Senate concur in the
26. House Amendment to Sen...Amendments 1 and 2 to Senate Bill 1318.
27. PRESIDING OFFICER (SENATOR MOHR):
28. President...or Senator Partee.
29. SENATOR PARTEE:
30. I would ask the President to briefly explain what it does
31. and also to...to announce the next order of business.
32. PRESIDENT:
33. Yes. All right. This amendment adds 75,000 for the Senate

1. and 100,000 for the House in the General Assembly appropriation
2. bill for Fiscal '75. I would say further to you that the next
3. order of business, which has been the understanding for weeks
4. that we would take a shot at the salary considerations follow-
5. ing the enactment of meaningful campaign disclosure legislation.
6. Now we have an understanding with the House. Those people are
7. on the record over there. And the least that the Senate can do
8. is join in making a record on these three considerations. Now
9. everybody is on their own on that question. Let's adopt this
10. Conference Committee report on Senate Bill 1318 and get to the...those
11. other orders of business.

12. PRESIDING OFFICER (SENATOR MOHR):

13. The question is shall the House...the Senate concur in
14. Amendments No. 1 and No. 2 to Senate Bill 1318. Those in favor
15. will vote Aye. Those opposed will vote Nay. The voting is open.
16. Have all voted who wish? Take the record. On that question the
17. ...the Yeas are 39, the Nays are 7, one voting Present. The
18. Senate concurs on Amendments No. 1 and No. 2 to Senate Bill 1318,
19. and the bill, having received the required constitutional majority
20. is declared passed. Next order. Senate Bill 1319. Senator Harris
21. moves to concur on House Amendment No. 4 to Senate Bill 1319.
22. Those in favor will vote Aye. Those opposed...Senator Kenneth
23. Hall.

24. SENATOR HALL:

25. I...I would just like to know what this amendment does.

26. PRESIDING OFFICER (SENATOR MOHR):

27. President Harris. Senator Harris, they're asking what
28. amendment No. 4 does. President Harris.

29. SENATOR HARRIS:

30. The difference in this bill and the shape it was in when
31. it went to the House is that there is provision in the district
32. office allowance for an increase from 10,000 to 12,000 dollars.
33. Now if no action is taken on other consideration that additional

1. money would lapse. It's an increase of 10 to 12 for the district
2. office allowance.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Further questions.

5. SENATOR HARRIS:

6. I move that we concur in the Senate...in the House amendment
7. to Senate Bill 1319.

8. PRESIDING OFFICER (SENATOR MOHR):

9. The question is shall the Senate concur in Amendment No. 4
10. to Senate Bill 1319. Those in favor will vote Aye. Those opposed
11. will vote Nay. Voting is open. Have all voted who wish? Take
12. the record. On that question the Yeas are 41, the Nays are 9.
13. The Senate concurs on Amendment No. 4 to Senate Bill 1319 and the
14. bill, having received the required constitutional majority, is
15. declared passed. Messages from the House. Messages from the House.

16. SECRETARY:

17. (Secretary reads message from the House.)

18. Mr. President, I am directed to inform the Senate
19. that the House of Representatives has refused to recede
20. from their Amendments No. 1, 2, 3, and 4 to a bill to a
21. of the following title: Senate Bill 1641.

22. Senator Don Moore. I am further directed to inform the
23. Senate that the House of Representatives requests a Com-
24. mittee of Conference to consist of five members of each
25. House to consider the differences in the two Houses
26. in regard to the amendments to the bill. The Speaker
27. of the House has appointed a such committee on the part
28. of the House: Messrs. Collins, Bluthardt, Totten, Krause,
29. and Madigan.

30. PRESIDING OFFICER (SENATOR MOHR):

31. Senator Don Moore. Take it out of the record.

32. SECRETARY:

33. (Secretary reads message from the House.)

1. Mr. President, I am directed to inform the Senate
2. the House of Representatives concurred with the Senate
3. in the passage of a bill of the following title:
4. Senate Bill 1452, together with the following amend-
5. ments: Amendments No. 1 and 6. Senator Nimrod, the
6. Senate sponsor.

7. PRESIDING OFFICER (SENATOR MOHR):

8. Senator Sours. Senator Nimrod. Gentlemen, if you'll pay
9. attention, we'll get some work done here this evening. 1452.
10. Senator Walker. Senator Walker.

11. SENATOR WALKER:

12. Mr. President, members of the Senate. At this time I would
13. like to call your attention, Mr. President, to Rule 26 and also
14. Rule 27, and I wish the pride of Petersburg over there, Senator
15. Knuppel, would tune in. When any Senator is about to speak or
16. deliver any matter to the Senate, he shall rise from his seat and
17. address the presiding officer as Mr. President. Upon being
18. recognized by the Chair the latter will address him by name.
19. Now that's Rule 26, which apparently, in spite of the fact that
20. I've called to Senator Knuppel's attention on numerous occasions,
21. he hasn't familiarized himself with it. Rule 27, Mr. President.
22. If any Senator is speaking or otherwise transgresses the rules
23. of the Senate the President shall or any Senator may call him to
24. order. Now I don't know how the rest of you Senators feel about
25. it but I'm getting a little sick and tired of having that pride
26. of the press over there jump up, grab the mike. When he can't
27. do that he goes out in the hallway here and practices his hog-
28. calling. Mr. President, I'm serious. I think we put up with
29. this last night. Again we're putting up with it. We have work
30. to do here. Mr. President, will you please alert the Sergeant
31. at Arms, Mr. Sweeney, and he won't need any help in spite of the
32. fact that he'd have to spot the Senator several pounds and maybe
33. a few inches in height. I, for one, am just a little tired of

1. the obstreperous actions of the Senator over there.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Take 1452 out of the record. Senator Don Moore. Senator

4. Moore.

5. SENATOR MOORE:

6. Yes, I believe there was...there was Senate Bill 1641,

7. Mr. President, the House requested a Conference Committee.

8. We accede to the request of the House and request a Conference

9. Committee on Senate Bill 1641. And I so move.

10. PRESIDING OFFICER (SENATOR MOHR):

11. Senator Moore moves that the Senate accede to the request

12. of the House. That a Conference Committee be appointed to Senate

13. Bill 1641. All in favor sig...signify by saying Aye. Opposed.

14. Motion carries and the Senator accede...Senate accedes to the re-

15. quest to appoint a Conference Committee. Senator Rock. House

16. Bill 2815.

17. SECRETARY:

18. House Bill 2815.

19. (Secretary reads title of bill.)

20. Third reading of the bill.

21. PRESIDING OFFICER (SENATOR MOHR):

22. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President. House Bill 2815, as I am sure

25. everybody is aware, is a salary increase for the members of the

26. General Assembly, co-sponsored in this Chamber by myself and

27. Senator Howard Mohr. The base salary is raised from 17,500

28. dollars per year to 22,500. The per diem allowance is raised

29. I think that has been subject of enough conversation. I would

30. move a favorable roll call.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Further discussion. President Harris.

33. SENATOR HARRIS:

1. So that there can be no misunderstanding of the order that
2. we're going to proceed with here. First of all I want to assure
3. those people who've been concerned about this - some people for
4. weeks - that a commitment was made. Earlier this evening I had
5. indicated to myself and commented to some that we would get to
6. the business of campaign disclosure and wind things up and come
7. back tomorrow, but I think that would be an absolute breach of
8. faith on my part with people who have been concerned about the
9. three matters. There will be others considered here tonight, but
10. the three matters relating to salary - salaries for the General
11. Assembly, that is increases in salary for the General Assembly
12. and its district office allowance; and the matter of the cabinet
13. officers of the Governor's Office; and the matter of Judicial
14. salary increases. We are going to consider them in that order,
15. and I think it is our responsibility to demonstrate where this
16. Body is on those three questions. Further, I would want to in-
17. form the Senate that I personally support all three of the mea-
18. sures. Now there are going to be some amendments offered here
19. on this particular bill. We have an amendment that changes the
20. figure in the per diem allowance. The bill in its present form
21. is before us at the rate of 40 dollars per day. It is my under-
22. standing that all of these bills could be called back to second
23. reading, and we must, I think, reduce that figure from 40 to 36.
24. That amendment I am sending down to the Secretary's Desk and
25. copy to go over to Senator Rock, and if Senator Rock would pro-
26. ceed with the original understanding, I think we should take care
27. of this matter.

28. PRESIDING OFFICER (SENATOR MOHR):

29. Senator Rock.

30. SENATOR ROCK:

31. Thank you, Mr. President. This was the understanding we
32. had in the Senate Executive Committee. I would ask leave to
33. bring House Bill 2815 back to second reading for the purpose

1. of an amendment.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Is there leave? House Bill 2815 shall be returned to the

4. order of second reading for the purpose of amendment. Senate...

5. Senator Rock.

6. SENATOR ROCK:

7. Well, I...I think...Senator Harris, are you going to offer

8. amendment No. 1 and move its adoption? I would concur.

9. PRESIDING OFFICER (SENATOR MOHR):

10. President Harris moves the adoption of Amendment No. 1

11. to House Bill 2815. All those in favor signify by saying Aye.

12. Opposed. Amendment No. 1 is adopted. Further amendments? Third

13. reading. Senator Rock, do you want to...2898, do you have an

14. amendment? Senator Partee, House Bill 2898?

15. SENATOR PARTEE:

16. Yes, for intervening business, I would ask that you call

17. 2898, because I understand there are some aming...amendments

18. to it also. We could put them on now.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Partee asks leave to have House Bill 2898 returned

21. to the order of second reading for an amendment...for amendments.

22. Is there leave? Leave is granted. Senator Partee. Second reading.

23. SENATOR PARTEE:

24. No, we're not offering them. I think Senator Harris has.

25. PRESIDING OFFICER (SENATOR MOHR):

26. Senator Harris.

27. SENATOR HARRIS:

28. The effect of this amendment is to reduce the 4 cabinet

29. members who are provided for in the bill in its original form

30. at the rate of 52,000 per year. It reduces them to 48. Those

31. four cabinet officers are the Secretary of Transportation; the

32. Director of the Department of Public Health; the Director of

33. Public Aid; and the Director of the Department of Mental Health.

1. In the original bill those four directors are provided for at
2. the figure of 52,000. The effect of this amendment is to reduce
3. them to 48,000 per year. Keep in mind that all of these salary
4. levels - this is the substantive bill - go into effect in January
5. of next year. I move the adoption of the amendment.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Further discussion? Senator Harris moves the adoption of
8. Amendment No. 1 to House Bill 2898. All those in favor signify
9. by saying Aye. Opposed. Amendment No. 1 is adopted. Further
10. amendments? Third reading. House Bill 2518. Senator Daley,
11. House Bill 2518.

12. SENATOR DALEY:

13. Mr. President and fellow Senators: I think everyone's
14. been waiting for this bill the last few weeks. It's the
15. judges' pay raise; it deals with the Supreme Court Justices -
16. raises them from 42,500 to 50,000; the Appellate Court from
17. 40 to 45; the Circuit Courts in Cook County and DuPage County,
18. the base pay would be raised by 5,000 plus an add-on of 7500
19. dollars from the counties...respective counties; the Downstate
20. Circuit Court Judges would be a base pay of 5,000 plus 7500
21. from the counties and associate judges would be base pay would
22. be 4500 dollars from the county. I agree with Senator...
23. Senator Berning a few weeks ago to bring it back to second read-
24. ing. I believe he's given his work to Senator Fawell to present
25. an amendment. I ask that...that House Bill 2518 be returned to
26. second reading.

27. PRESIDING OFFICER (SENATOR MOHR):

28. House Bill 2518 will be returned to the order of second
29. reading for purpose of amendment. Senator Fawell, or Senator .
30. Berning. Senator Fawell.

31. SENATOR FAWELL:

32. Yes. Mr. President and members of the Senate. Amendment,
33. I gather No. 1, is that right? Amendment No. 1 to House Bill

1. 2518 attempts to bring down the pay raise increases insofar as
2. the downstate circuit judges are concerned and insofar as the
3. downstate associate circuit judges are concerned. The bill in-
4. creases or as amended would increase the base pay for circuit
5. judges from 30,000 to 35,000 and would for the first time bring
6. about an add-on from the State Treasury of 2,500 dollars to the
7. new base figure of 35,000 for a total of 37,500 for the downstate
8. circuit judges. By downstate I am referring in this instance to
9. judges outside the First Judicial District or Circuit of Cook
10. County and also the one circuit in the State of Illinois which is
11. composed of one county which is DuPage County. As far as the
12. associate circuit judges are concerned, the new base, which is
13. provided for in House Bill 2518 for associate judges would go
14. from 23,500 to 28,500 and for the first time there would be an
15. add-on for the downstate associate judges and this would be
16. 2,500 so that the total salary for the associate circuit judges
17. would be 31,000 for all of the associate judges downstate and
18. not including Cook and DuPage where there has been in the past,
19. as you know, a 4,500 dollar add-on supplied by the County of
20. DuPage and the County of Cook and also the 4,500 add-on for
21. associate judges in Cook and DuPage would continue. So, basically,
22. this amendment would have the affect of reducing the raise inso-
23. far as the downstate circuit judges are concerned from 12,500
24. down to 7,500 and it would reduce the rate...the raise insofar
25. as associate judges are concerned from 13,500 down to 7,500. It
26. is the feeling of a number of people on this side and I think on
27. the other side of the aisle also that in one year to raise the
28. downstate circuit judges 12,500, the associate circuit judges
29. 13,500 dollars, in one year when many, many families in that
30. area do not even make 10,000 dollars total salary, is simply an
31. unconscionable increase that cannot be allowed to take place, and
32. thus, Mr. President, I am submitting this amendment. It has one
33. other effect - I have mentioned the fact that we are suggesting

1. that the add-on, the present add-ons, as far as Cook County and
2. DuPage County are concerned, and the new add-ons downstate will be
3. coming from the State Treasury with the option given to the
4. County of Cook to continue, if they wish, to have their add-on
5. of 7,500 for circuit judges and 4,500 for associate judges to
6. come from the County of Cook if the County of Cook so elects. The
7. reason we have done this is because we understand that this is
8. the desire of the County of Cook. So, Mr. President, I move
9. the adoption of amendment No. 1, and I think by so-doing that
10. there will be a sufficient number of people in this body to
11. endorse the bill as amended so that it can pass. I move the
12. adoption of amendment No. 1.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Further discussion. All in favor of adoption of Amendment
15. No. 1 to House Bill 2518 vote Aye. Opposed. The Aye...The ayes
16. have it, the amendment is adopted. Request for a roll call.
17. Those in favor of the adoption of amendment No. 1 will vote Aye.
18. Those opposed will vote Nay. Voting is open. Have all voted
19. who wish? Take...Have all voted who wish? Take the record.
20. Senator Fawell.

21. SENATOR FAWELL:

22. I...I might as well try that old verification of the...of
23. the negatives.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Fawell requests verification of the negatives.
26. Secretary will call the roll.

27. SECRETARY:

28. The following voted in the negative. Bruce, Buzbee,
29. Carroll, Conolly, Course, Daley, Donnewald, Dougherty, Kenneth
30. Hall, Hynes, Johns, Knuppel, Kosinski, Netsch, Nudelman,
31. Palmer, Partee, Rock, Romano, Saperstein, Savickas, Smith,
32. Swinarski, Vadalabene, Welch, Wooten.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Is Senator Hynes on the Floor? Senator Hynes is on the Floor.
2. Any further questions, Senator Fawell? Any further...Verification
3. has been completed.
4. SECRETARY:
5. Amendment No. 2 by Senator Berning.
6. PRESIDING OFFICER (SENATOR WEAVER):
7. Amendment No. 1 has failed. Amendment No. 2, Senator Berning.
8. SENATOR BERNING:
9. Thank you, Mr. President and members of the Body. Amendment
10. No. 2 puts the cost of the Judicial pay raises on the State
11. Treasury and eliminates any cost to the counties. Ladies and
12. gentlemen of the Body, I hardly need call your attention to the
13. inescapable fact that the counties would be faced with a rather
14. sizable burden in the event that 2850...2518 were passed without
15. this amendment. The counties are in no position to absorb any
16. additional operating costs. Senator Dougherty, Senator Johns,
17. Senator Roe, Senator Schaffer, and I, from the Senate, serve on
18. the County Province Commission. In our hearings we are incessant-
19. ly importuned by the county boards to please do not pass legisla-
20. tion which adds to the cost of doing business for the counties.
21. Their revenues have been seriously hurt by the provisions of the
22. new Constitution. They cannot afford to absorb the costs entailed
23. in 2518. Ladies and gentlemen of this Body, I urge your Yes vote
24. on Amendment No. 2 to 2518.
25. PRESIDING OFFICER (SENATOR WEAVER):
26. Senator Daley.
27. SENATOR DALEY:
28. Mr. President and fellow Senators. This amendment has been
29. discussed with Representative Fleck and myself, and we realize
30. what the amendment does, it will gut the whole bill, it will
31. defeat the bill and I ask for a No vote.
32. PRESIDING OFFICER (SENATOR WEAVER):
33. Any further discussion? Senator Berning may close debate.

1. SENATOR BERNING:

2. I challenge the sponsor of this bill to establish what
3. he says, that this will gut the bill. This in no way touches
4. the impact of the bill which is a salary increase for the
5. judges. Merely to assure that that total cost is borne
6. by the State and not shared by the county cannot be construed
7. as gutting the bill. By the other hand we will be gutting the
8. revenue picture of the counties if we pass this bill without
9. this amendment. I implore an Aye vote.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Partee, I recognized Senator Berning to close
12. debate. Go ahead, Senator Partee.

13. SENATOR PARTEE:

14. I...I was only going to say, if he would withhold the
15. motion for a moment, that these counties collect 21 million
16. dollars. They have the money to make a contribution toward
17. the Judicial system. There's absolutely nothing wrong with
18. people taking, in part, care of themselves. The major portion
19. is already on the State. Now to permit other counties to collect
20. 21 million dollars and make no contribution toward the main-
21. tenance of their own individual systems, I think is wrong.
22. A county is a sovereignty and they ought to be able to
23. take care of a part of this themselves. The major part of the
24. money, of course, comes from the State. But to put the entire
25. burden on the State I think is irresponsible.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator Berning may close debate.

28. SENATOR BERNING:

29. Mr. President, I beg to correct a misstatement. The
30. counties are contributing materially. It is their responsibility
31. to furnish the court houses and maintain them. The...the court-
32. rooms and the county...the court buildings. To further add to
33. their burden, without even giving them the right to say they

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1. want it, is presumptuous. If we, by our wisdom, determine that
2. the judges need more money, then we'd better pay for it. There
3. isn't any justification whatsoever to pass it on to the counties
4. and say to the judges, you are entitled to more money, but you're
5. going to get it from somebody else because we say so. Let's us
6. take the responsibility for their raise if we feel they need one.
7. The counties are absolutely unable to absorb the kinds of addi-
8. tional burdens we keep foisting off onto them and this is one
9. of the most flagrant ones. Members of the Body, I repeat my
10. motion, an Aye vote on amendment No. 2.

11. PRESIDING OFFICER (SENATOR WEAVER):

12. Senator Berning...Senator Berning moves the adoption of
13. Amendment No. 2 to House Bill 2518. All in favor signify by
14. saying Aye. Opposed Nay. Roll call. The Secretary will take
15. ...those in favor vote Aye. Those opposed vote Nay. The voting
16. is open. Have all voted who wish? Have all voted who wish?
17. Take the record. On that question the Ayes are 27, the Nays
18. are 27. Amendment No. 2 is lost. Any further amendments?
19. Third reading. Senator Rock asks leave to call House Bill
20. 2818 back to the order of second reading for the purpose of
21. amendment. Is there leave? 2815, excuse me. Is there leave?
22. Leave is granted. Senator Mohr, do you have an amendment to
23. 2815? Senator Mohr.

24. SENATOR MOHR:

25. Yes, Mr. President, this is kind of an innocuous amend-
26. ment, I believe. I would suppose...I suppose the members would
27. like to have it explained and I'll do that. We've heard in
28. this session much about opt out and I've...I agree that the...
29. you know...there are some areas where we should have opt out
30. and I think this is the area. On the salary increase for the
31. members, we're going to provide them with that opt out provision.
32. The amendment would read...or reads: The salary increase pro-
33. vided for the members of the General Assembly by this Ammendatory

1. Act of 1974 shall not be paid unless the...unless such increase
2. is requested by the individual members of the General Assembly.
3. Such requests shall be made in writing to the Comptroller and
4. is binding for the two year period for which members of the
5. House of Representatives of the General Assembly are selected.
6. I...I think it's a good amendment, Mr. President, and I'll be
7. happy to discuss it.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Bell.

10. SENATOR BELL:

11. Yes, Mr. President. I'd like to address a question to
12. Senator Mohr in reference to this. Senator Mohr, what's going
13. to be the income tax treatment of those individuals that select
14. the opt out then?

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Mohr.

17. SENATOR MOHR:

18. Well, I...I'm in a bracket where I don't really don't
19. worry much about that, Senator, but I understand that some
20. of our members on our side of the aisle have researched that
21. provision and maybe you can tell me. That hasn't been a con-
22. cern.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. Senator Bell.

25. SENATOR BELL:

26. No, I'm sorry, Mr. President and Senator Mohr, I can't
27. tell you, but if...if you're going to put that type of pro-
28. vision on this bill, I think I'm entitled to know what the
29. ramifications are going to be if I vote against the pay raise
30. as I plan to do. Now am I going to have to pay income tax
31. on a full...you know, the full amount that the rest of you...

32. SENATOR MOHR:

33. I don't know what your intentions are, Senator. If I

1. knew what your intentions are, I might be able to answer that.
2. If you...

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Senator Sommers has asked for recognition. Senator Sommer.
5. SENATOR SOMMER:

6. Mr. President and members of the Chamber. I...I rise in sup-
7. port of this amendment. Downstate, in our area, it's a great
8. honor to serve in the General Assembly and I would suggest that
9. there are probably thousands of people in my district who would
10. serve...serve here at less pay than we get now, and if this be-
11. comes part of the law I will accept this opt out and be paid
12. exactly what we're paid right now if I'm here one year or 20
13. years.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Partee.

16. SENATOR PARTEE:

17. Well, I was just going to say that in terms of Senator
18. Bell's question, nobody pays in tax on what he may potentially
19. earn. You pay income taxes on what you actually earn. Now
20. what you might have earned does not figure into the equation of
21. your taxation. What you in fact earn is what you pay taxes on.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Any further discussion? Senator Carroll.

24. SENATOR CARROLL:

25. Let me just also add to what Senator Partee just said.
26. This is the difference between opting out and opting in. If
27. you had the occasion to be able to opt out you'd have to pay
28. taxes on it. Now you're saying that this is only the salary
29. if you opt in, so if you didn't opt in it wasn't your salary
30. you don't pay taxes on it. This is an opt in amendment as opposed
31. to some of the opt outs we've seen earlier the session.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Senator Bell.

1. SENATOR BELL:

2. Well, I don't know, Mr. President. It seems some of the
3. members here treat this lightly, but as I understand the in-
4. come tax...income tax law, Senator Partee, it's determined on
5. what constitutes constructive receipt. Is that...is that not
6. right? Would this not be construed as constructive receipt if
7. we have the potentiality of receiving it?

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Partee.

10. SENATOR PARTEE:

11. Constructive receipt has no place in this discussion. You
12. pay on what you receive and not on what you are eligible to re-
13. ceive. Taxation is based on the receipt of money. You might
14. be capable of making a million dollars, but if you only make a
15. hundred thousand, you pay taxes on that. Capability has nothing
16. to do with it. What you might have taken. As a matter of fact,
17. suppose you didn't take your salary at all. Suppose you gave it
18. to a charity. It would not be income to you, would it?

19. PRESIDING OFFICER (SENATOR WEAVER):

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. Well, not speaking for or against the amendment, but I
23. think there is one point that should be made, gentlemen. Now
24. all you, last year, received a copy of the Internal Revenue
25. Service Directee that said we who had not chose to receive the
26. 32 dollars a day per diem expense shall pay income tax on that
27. 32 dollars whether we take it or not, because it constructedly...
28. construed that we received it and I know of four people in this
29. Chamber that did not re...taken the per diem until the last week
30. of June and I took it to the regional office in St. Louis and
31. got the same answer. I think the man may have a legitimate ques-
32. tion. It may be the...answered by Senator Carroll by saying you
33. have to file in writing to receive it. That part I don't know,

1. but I do want to say to you gentlemen you can be construed by
2. Internal Revenue Service, at least at this regional level that
3. you would pay taxes on money that you did not receive if you
4. did not choose to take it. It's just a point of information.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Bell.

7. SENATOR BELL:

8. Well, Mr. President, I think some cute games are being
9. played here and I, for one Senator, find that I resent it. I
10. think you've checked the law, Senator Partee and Senator Mohr,
11. that you're going to find that constructive receipt is...receipt
12. is construed and that we're going to have to pay the additional
13. income tax. Now on the basis of that outlook on my part and with
14. a little bit of knowledge, certainly I'm not an income tax law-
15. yer but I'm not totally devoid of knowledge in this area, I think
16. that...I think that this...

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Let's have a little order in the Chambers, please.

19. SENATOR BELL:

20. I'm not done yet, Senator Bruce.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Let's have a little order.

23. SENATOR BELL:

24. Now I think this is undo leverage, Mr. President, and I for
25. one resent it and it's going to be something that I bear in mind
26. in reference to my dealings in the Senate in the not too distant
27. future.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Senator Bruce.

30. SENATOR BRUCE:

31. Now, if I might ask a couple of questions of the sponsor.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. He indicates he'll yield.

1. SENATOR BRUCE:

2. I haven't had this put on my desk so I will have to ask you
3. a couple of questions. At what point after this bill passed must
4. a member request of the Comptroller the additional compensation?

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Mohr.

7. SENATOR MOHR:

8. The amen...the amendment reads, Senator, in part, such
9. requests shall be made in writing to the Comptroller and is bind-
10. ing for the 2-year period for which members of the House of
11. Representatives or of the General Assembly are elected, so before
12. ...before they would receive their salary.

13. SENATOR BRUCE:

14. Now is it...would it be your opinion then that if I requested
15. this on July the second, that it would apply if I were reelected
16. in '76?

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Mohr.

19. SENATOR BRUCE:

20. Would that letter...would that letter be effective as of to-
21. day?

22. SENATOR MOHR:

23. I would...

24. SENATOR BRUCE:

25. It would be binding...

26. SENATOR MOHR:

27. ...yes, I would say if you, I don't know what...whether
28. you're going to run or be elected in '76, Senator, but...

29. SENATOR BRUCE:

30. Right, in the hypothetical.

31. SENATOR MOHR:

32. I mean, after you're elected you make the decision as to
33. whether you want it or not.

1. SENATOR BRUCE:

2. All right. Now, let's cite the example of Terry Bruce, who
3. is elected, but decides to sign the letter after Election Day in
4. 1976. Senator Bell's question becomes extremely important. At
5. that point I have personally increased my salary by 5,000 dollars.
6. The Constitution states that I cannot raise my salary during my
7. term of office. Now what the IRS say about that situation?

8. SENATOR MOHR:

9. I would say that you take it before you...you took the Oath
10. of Office, Senator. Well, I'm...you know, I might not be as
11. smart as you, Senator Bell, but I...you know, I...and I don't
12. know what, you know, what your problems are and will get into
13. what...you know your...your threats for days ahead, but this
14. Senator speaks...very rarely do I get up on the Senate Floor
15. and...and talk, you know, and I'll compare tapes with you and
16. several other members, but...all right, Senator Bruce.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Bruce.

19. SENATOR BRUCE:

20. All right. I'm not...I'm just telling you problems I see
21. with the Internal Revenue Service and I'd like to point out those
22. problems. Now assume that Terry Bruce is defeated in '76 and
23. my opponent is elected and wants to sign that letter. Now, ac-
24. cording to your language it says: shall not be paid unless such
25. increase is requested by the individual member of the General
26. Assembly. Now my opponent, when he takes office, becomes a
27. member. Under this he could not, in fact, sign a letter between
28. November and January. He is precluded. If he, in fact, signs
29. the letter after the day he takes office and says yes, Mr. Lind-
30. berg, I would like to receive twen'y-two five, he could not, in
31. fact, do that for fear that he has raised his term...his com-
32. pensation during the term of his office. Now I want to tell you,
33. this is all in frivolity, you're all having a lot of fun, but

1. the guy that replaces Terry Bruce will not be able to get addi-
2. tional 5,000 dollars if Terry Bruce is reelected and does not
3. sign the letter before he comes in he cannot take it and you are
4. saying to members sitting that does not...will not sign before
5. the day he's sworn in, you can't get it and I would point out the
6. fourth example is if I am reelected and get the money I am not
7. in fact a member of the new General Assembly until I take my
8. Oath of Office and so Senator Bell's questions about the Internal
9. Revenue questions are very, very significant. I don't think you
10. can sign it until you become a member of that General Assembly
11. and when you become a member the letter is void, so I...it's fine,
12. we'll have a lot of fun, but I hope you all have your accountants
13. in your...in your right pocket so when you sign that letter you
14. date it just at the right time.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator Mohr.

17. SENATOR MOHR:

18. Well, I've listened to a lot of lawyer jargon around here
19. for a long time, Mr. President, and you can read it any way you
20. want to read it, but I would suggest that if the amendment is
21. adopted...I've talked to the House sponsor, he's agreeable to
22. amending it, so those that are concerned about this amendment,
23. if they...if...and this is done by the Reference Bureau who I
24. have a high regard for...if you want to make some changes in it,
25. suggest them...your changes to the House sponsor.

26. PRESIDING OFFICER (SENATOR WEAVER):

27. Senator...

28. SENATOR MOHR:

29. ...but this...this merely, Mr. President, I...I just think
30. that maybe some of the people that are...that are raising these
31. questions are No votes on the pay raise. We experienced, Mr.
32. President, in the past the people that sit back and would like
33. that pay raise, but just would rather have somebody else be...

1. take the responsibility action and vote for it. So..you know, it
2. ...if you think you're worth it and can account to the people back
3. home; if you don't want it, we certainly don't want to force any
4. increase down anybody's throat. If you don't want the money, you
5. don't think you're worth it, this is a decision that each and every
6. member should make. If he doesn't need the money or he'd rather
7. donate it to his favorite charity, he would have that option, so
8. I move the adoption of the amendment, Mr. President.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. Senator Vadalabene is the last one seeking recognition.

11. Senator Vadalabene.

12. SENATOR VADALABENE:

13. Yes, Mr. President and members of the Senate. As most of
14. you know that I am Senator McBroom's lawyer. Now what I'm
15. trying to say is...is what Howard Mohr is trying to say...Senator
16. Mohr...to separate the men from the boys. Now Senator Sours has
17. always said what the Legislature does, the Legislature can undo
18. and that should settle Senator Bruce's problem, that if we do
19. have a problem we can come back here and undo it.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. The question is shall the Senate adopt Amendment No. 2 to
22. House Bill 2815. All in favor signify by saying Aye. Opposed
23. Nay. Motion carries. Those in favor of adopting amendment No.
24. 2 vote Aye. Those opposed vote Nay. The voting is open. Have
25. all voted who wish? Take the record. On that question the Ayes
26. are 28 and the Nays are 16, one voting Present. Amendment No.
27. 2 is adopted. Any further amendments? Third reading. Messages
28. from the House.

29. SECRETARY:

30. (Secretary reads message from the House.)

31. Mr. President, I am directed to inform the Senate
32. that the House of Representatives concurred with the
33. Senate in the passage of the bill of the following title:

1. Senate Bill 1262. Senator Clarke is the Senate sponsor,
2. together with House Amendment No. 1.

3. PRESIDING OFFICER (SENATOR WEAVER):

4. Secretary's Desk. House Bills on Third Reading. Senator
5. Rock.

6. SENATOR ROCK:

7. I wonder, Mr. President. Yeah, Mr. President, I wonder if
8. this seems to be the only bill in the Le...of the evening. Can
9. we call 2815 back to second for the purpose of reconsidering the
10. vote by which amendment No. 2 was adopted. I voted on the pre-
11. vailing side and wish to so move.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Rock asks leave to reconsider the vote by which
14. amendment No. 2 was adopted. Is there leave? Leave is granted.
15. Senator Rock.

16. SENATOR ROCK:

17. Thank you, Mr. President. I would move at this time, having
18. voted on the prevailing side, I have spoken with the House spon-
19. sor, he would prefer to have the bill in its rather unadulterated
20. form and I would therefore move to reconsider the vote by which
21. amendment No. 2 was adopted and once having reconsidered it I
22. would move to Table amendment No. 2.

23. PRESIDING OFFICER (SENATOR WEAVER):

24. All in favor signify by...Senator Mohr.

25. SENATOR MOHR:

26. Mr...Mr. President, I wasn't doing this to be cute. I'm
27. very serious about it and I am...I'm told that it does present
28. some problems on the other side of the House. We're in the late
29. hours of the session. I personally would hope that we could have
30. called these bills up before this hour, but I don't want to cause
31. any problems over on the other side, Mr. President. I was going
32. to vote for the pay raise either with the opt...opt in, opt out
33. or whatever. But I would point out, Mr. President, that there is

1. a roll call on there which I find quite interesting and it's very
2. interesting to see that one member that issued a press release
3. against his colleagues the last session after a pay raise was
4. passed took the money but issued a press release blasting his
5. members of the Senate. I think Senator Vadalabene hit it, it
6. separates some of the men from the boys and that Senator that
7. issued that press release, who is very opt...opt out conscious
8. didn't even vote on that measure, so I'll...I'll go along with
9. the will of the Body, Mr. President.

10. PRESIDING OFFICER (SENATOR WEAVER):

11. Senator Rock.

12. SENATOR ROCK:

13. I am in fact, I happen to agree. I am in fact moving to
14. reconsider the vote by which amendment No. 2 has been adopted.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. All in favor signify by saying Aye. Opposed Nay. Motion
17. carries.

18. SENATOR ROCK:

19. Once having reconsidered, Mr. President, I move now to
20. Table amendment No. 2:

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Rock moves to Table Amendment No. 2 to House Bill
23. 2815. All in favor signify by saying Aye. Opposed Nay. Motion
24. carries. Amendment No. 2 is Tabled. Third reading. Senator
25. Rock, do you wish to call the bill.

26. SENATOR ROCK:

27. I wish to call the bill. Would the Secretary read the bill
28. a third time, please?

29. SECRETARY:

30. House Bill 2815.

31. (Secretary reads title of bill.)

32. Third reading of the bill.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Rock.

2. SENATOR ROCK:

3. Thank you, Mr. President, I wonder if we might have a little
4. order and ask that the Sergeant at Arms ring...ring the bell.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Will the Senators please be in their seats? Let's have a
7. little order, please. Break up our caucuses. Take them to the
8. anteroom. Senator Rock.

9. SENATOR ROCK:

10. Thank you, Mr. President, ladies and gentlemen of the Senate.
11. House Bill 2815, as everybody in the world apparently knows,
12. raises the salary of the members of the General Assembly by some
13. 5,000 dollars per year. I think the raise is deserved and I
14. would move a favorable roll call. .

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Is there any discussion? Senator Harris.

17. SENATOR HARRIS:

18. Well I just want to make this unmistakably clear. I offer
19. no apologies whatsoever for the provisions in this bill, and I
20. just caution the members that there's been just a little bit of
21. frivolity here in the last few minutes. This is a terribly ser-
22. ious consideration and I would hope that the members would
23. seriously consider their positions. I'm not persuading anybody.
24. I'm going to vote for it, but I just hope that we would be in
25. our seats and be serious about the way that we make this deci-
26. sion.

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Any further discussion? Senator Fawell.

29. SENATOR FAWELL:

30. Mr. President and members of the Senate. Several days ago
31. I think I had almost rationalized enough to try to even vote for
32. this bill. In the last couple of days the actions of this Body
33. have irrevocably convinced me that we don't deserve a raise and

1. I say that very, very sincerely. With all the hooting and the
2. hollering that I might get and the righteous indignation of one
3. of our leaders that if anybody might take the position that we
4. don't deserve a raise that there's something wrong with you, that
5. you're not one of the boys, or some of that baloney that you hear
6. all of the time. Well, let me say, I have in the past voted for
7. a raise and after I have viewed, I repeat, the last couple of days
8. here, where we're actually thinking now of giving 13 and 12,000
9. dollar raises to the judges who are right sitting here on the Floor
10. of the Senate and have for several days, and...and when I think
11. of the agreements, if we want to call them that with the Governor,
12. that the highest director shall have their increases too, some
13. to the tune of 17,000 as I recall. When I think that we can say
14. yeah, we can give pensions to our felon legislators and our felon
15. judges and our felon State employees. When I think we can sit back
16. and gut the Economic Disclosure Act so the great County of Cook
17. and the City of Chicago doesn't have to abide and find that by
18. indirection we've put that also right into the Campaign Disclosure
19. Bill too. So you don't have to abide there either, I guess. And
20. when I think of the fact that we're...we're miles away from being
21. able to complete the budget and running around here; of course,
22. we've always had a circus atmosphere, but every year we think
23. that maybe it might get better and maybe it's because I'm getting
24. older, it looks to me like it's getting worse all of the time.
25. And I don't know when we can possibly close this year. We've
26. had...here we've been down here, what for seven straight days
27. and nights, and now when someone...some of our members here might
28. rather timidly suggest to our leader - I'm referring to Senator
29. Mohr here, not to Senator Harris, to our Assistant Leader - that
30. we really don't think now is the time that we are suffering from
31. inflation, that there are an awful lot of people who don't make
32. very much money at all and aren't getting any raises whatsoever,
33. and you can call it righteous indignation or whatever you want,

1. I got just a little bit sick when Senator Mohr kept twisting it,
2. trying to make it appear that if you cannot vote for something
3. like this, then he's going to say that you separate the men from
4. the boys, I suppose, by that little amendment that he had which
5. was so great that within a couple of seconds, after wasting more
6. time with something like that, we knocked it off. Now I...I just
7. ...fine, do so.

8. PRESIDING OFFICER (SENATOR WEAVER):

9. Senator Mohr.

10. SENATOR MOHR:

11. Mr. President. This member takes as little time as many
12. members in this Body and I've sat here for seven years and lis-
13. tened to Senator Fawell's political talk to the press, that
14. dialog for years and years and years and, you know, when I get
15. up and...and make a serious attempt to separate...separate
16. the men from the boys, and we can go on and talk about special
17. interest, Senator, that's the thing that is a little hard for
18. me to understand down here. The goody-goodies, if they're checked
19. out, that's where the Conflict of Interest would be. Thank you,
20. Mr. President.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. For what purpose does Senator Latherow arise?

23. SENATOR LATHEROW:

24. Well, Mr. President, I thought it was about time that some-
25. one got up and said, let's stop the castigation of one another.
26. We're going to be here awhile and I think you call a spade a
27. spade sometime in the case of what Senator Fawell said, and I
28. think I'd like to recognize the fact that I heard on one occasion
29. one man, Senator Fawell, to say I can go home and prove to my
30. people what I am worth. He's still running for office. They
31. dehorned him and he's run every time since.

32. PRESIDING OFFICER (SENATOR WEAVER):

33. Continue, Senator Fawell.

1. SENATOR FAWELL:

2. All right. Maybe I'm a little bit sharp in my comments.
3. All right. But so be it, that's the way I've been and I guess
4. I'll always be that way and if I have offended someone, I'm
5. sorry about that, but I also get a bit tired when I hear, and
6. especially under circumstances where frankly, ladies and gen-
7. tlemen, at least in my opinion, I don't think we have done the
8. job, and I understand now that apparently Campaign Disclosures
9. has been fairly gutted over in the House too. I don't know
10. what in the world as we go home we can be proud about and I
11. just plain don't think we've earned it.

12. PRESIDING OFFICER (SENATOR WEAVER):

13. Senator Knuppel.

14. SENATOR KNUPPEL:

15. I just have two or three short comments, Mr. President and
16. ladies and gentlemen. One of them is we sit here and pass the
17. so-called Ethics Bill and the very next thing we do is pass our-
18. selves and the judges of this State a pay raise. We're told
19. there are no deals; however, other members stand up and say
20. it would be a breach of faith, seeming to mean you're breaking
21. some kind of an understanding or agreement. I too have measured
22. the accomplishments of the last two weeks and I think you could
23. put them under the...under your fingernail. And until just when
24. this important piece of Ethics legislation came along and immediately
25. following that a ripoff. A ripoff for us and the judges. Now I
26. always thought ethics involved morality. That the two terms were
27. somewhat synonymous at least, the one was included within the
28. other, and I get a kind of a sick feeling in the pit of my sto-
29. mach when you talk about a pay raise being moral immediately after
30. you pass some eyewash about ethics legislation. I just don't
31. think the two go together. I think to pass this pay raise at this
32. time under those circumstances is an immoral pay raise and I...I
33. wish that the pay raise, at...at least the people have had

1. courage this time to vote on it before they're lame ducks, in
2. most instances, but I will say that...that it seems to me that
3. ...that if a pay raise is voted on that it ought not to be
4. tied to adoption of ethics legislation or to judges salaries or
5. to the Governor's code departments, or anyone else. It ought to
6. stand on its own. I think maybe that...that in downstate
7. counties at least where people spend 7 or 8 thousand dollars
8. a year for an automobile that they get very little back in
9. mileage for, that maybe they're not overpaid. I know in my
10. case I...I probably drive 25 or 30, maybe even 40,000 miles
11. a year and with the price of gas this can run up to from 5 to
12. 6,000 dollars, maybe 7,000 dollars a year in a district the size
13. that I have, and when you get done paying the income tax and the
14. retirement the fellow doesn't have much left, so I don't know
15. but what...what the...the amount might be justified but the
16. method, the method that's being used here to pass this pay raise
17. to tie it to so-called ethics legislation to say we're a bunch
18. of goody-good shoes and then stick our hands just as deep in the
19. taxpayers pocket as we can and when we watch judges, we've got...
20. say we've had 60 members on this Floor all week. When we see
21. judges here lobbying for pay raises when people who come here with
22. other legitimate lobbying interests can't get on this Floor,
23. when you're asked by judges about their pay raises, then you
24. tie this all up and you say we're...we're a bunch of goody-
25. good shoes, we're all for disclosure and ethics, maybe...maybe
26. we need that extra 5,000 dollars now to keep books on all this
27. ethics legislation. Who contributes and how much we pay out.
28. I know one thing, it's going to be a lot more expensive to run
29. a campaign and another thing is that you're going to do away
30. with people running their own campaigns. You're going to de-
31. velop a professional group who will manage campaigns. Get your-
32. self away from it just as far as you can; hire some guy that's a
33. contractual or a professional campaign manager and let him keep

1. all of the books and collect it and say well, you know...

2. PRESIDING OFFICER (SENATOR WEAVER):

3. Senator Knuppel, let's confine your remarks to the bill at
4. hand.

5. SENATOR KNUPPEL:

6. Well, I...I...I think...I think the debate was shut off
7. on the ethics legislation and I think they're all together, be-
8. cause...because they were tied together and as long as they
9. were tied together by an agreement between leadership I think
10. they're germane. Anyway, I think I've said all I want to say.
11. I think this is a ripoff in the way that it's being done, not
12. the amount, but in the way that it's being done.

13. PRESIDING OFFICER (SENATOR WEAVER):

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Yes, Mr. President and members of the Senate. Many of
17. you might wonder why I am going to vote in the negative on this
18. pay raise, and I'll tell you very simply. You know at election
19. time I go to people back in my district and I offer myself as a
20. candidate to represent them in their thinking down here in
21. Springfield, and when I sit in this seat, I'm representing 185
22. thousand plus up there in my district. I've represented them
23. down here since 1965. I've been elected to this Senate four
24. times. I look forward to getting reelected again, at least two
25. more times. Now let me tell you something. I had a battle with
26. a guy on the second floor one time because of an income tax and
27. he tried to take me on about two days before I was running for
28. reelection in the Primary up there and I beat my opponent two
29. to one, because I didn't go for an income tax and the people of
30. my district didn't want an income 'ax. The people in my district
31. have told me that they don't want me to come down here and get
32. more money than I'm getting now. Now I might think I'm worth
33. more, my wife, my family, my son, and everybody that's close to

1. me thinks that, but they don't. Now it's plain and simple as
2. that. Now I've voted for a lot of pay increases down here. I
3. voted for increases for the Clerk of the Appellate Court. I
4. know the work that Lawrence Stroats does up there in the Second
5. Appellate Court District and he's worth it and I can vote for
6. him for a pay raise and I just voted for the judges and I'm
7. going to vote for the judges pay raise. Now if you think
8. 42,500 is too much to pay a circuit judge that sits on the Bench
9. and adjudicates all of those problems that are brought to him,
10. when you've got guys sitting over here, 24 years old, Division
11. of Waterways getting 30,000 dollars a year and brought in from
12. out of State and half of them we didn't even want to confirm that
13. the Governor appointed. You're going to get up to that State
14. Officer's pay raise pretty soon too, where you want to elevate
15. Langhorn Bond up to, what is it, from 30 to 48,000. He was so
16. happy when he moved here from Washington and got 40,000 dollars,
17. he didn't know what to do with it. He told me that once. And
18. now you're going to give him 48,000. Don't...don't gripe about
19. the judges, and I've got another bill coming up here and I don't
20. care, it's no...it's not me, but it's Administrative Ass...Sec-
21. retaries to the Circuit Court Chief Judges and I think they're
22. worth a little more money. You got women working on the job and
23. why? Because a man can't afford to take a job like that and sup-
24. port a family. Now don't tell me about my own pay raise because
25. I'm voting what the people want in my district, not what I want,
26. because if you vote for a pay raise for a guy, you're gonna
27. get a guy worth seventeen, five and that's what you've got run-
28. ning around these halls, and that's a problem on some of these
29. votes. You've got a guy that's worth about 17,500 down here as
30. a State Senator and you used to have a... guy's worth a hell of a
31. lot more money than that that didn't have mortgages on their
32. home and all that stuff, had some money in the bank, and had
33. some brains in their head.

1. PRESIDING OFFICER (SENATOR WEAVER):

2. Senator Partee.

3. SENATOR PARTEE:

4. Well, Mr. President, I am not really excited about this sub-
5. ject. It's a subjective judgment, I think, that has to be made
6. by everybody here. A subjective judgment made on a personal
7. evaluation and on the basis of what it might mean to you in your
8. district. I think both of those components go into the decision.
9. I was a little disturbed about what I thought was a sheep shot
10. made about judges down here lobbying. I wasn't one of those who
11. wrote the Constitution, but I would remind you that Article I,
12. Section 5, says that the people have the right to assemble in a
13. peaceable manner to consult for the common good to make known
14. their opinions to their Representatives and to apply for redress
15. of grievances. Certainly the judges who were alluded to have
16. the right to be here in conformity with the Constitution, to make
17. their opinions known to their Representatives and to apply for
18. redress of their grievances. I would apologize to those judges
19. who have been here lobbying because they are doing precisely
20. what the Constitution says is their right, and this is nothing
21. new; this is a part of the Bill of Rights, Article I.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. For what purpose Senator Fawell arise?

24. SENATOR FAWELL:

25. A matter of personal privilege. I...all right, I want to
26. make it perfectly...I want...just one moment. It may have been
27. ...I will still rise on a matter of personal privilege and I...
28. I...I merely want to express that I am talking only about a
29. situation where any person in the State of Illinois has the
30. privilege, aside from those who have been accorded it by the rules
31. of the Senate to sit here and lobby... right on the Floor of
32. the Senate.

33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Partee may continuu.

2. SENATOR PARTEE:

3. He wasn't the fellow I was talking about, but I'll get to
4. him a little later. I don't know what your personal earning
5. capacity is, I don't know how you evaluate it. I'll say to you
6. that my personal earning capacity is a great deal more than
7. 17,500 dollars a year. I think I could go into business and
8. sell shoes or open a meat market. If I went to as many wakes,
9. if I did...wrote as many letters, curried as much favor of
10. customers or clients as I do of voters, I am sure than I or any
11. of you could have a very successful business. Many people think
12. of the Legislative activity as being confined to this hall.
13. Those of you who think about it know that that isn't so at all.
14. There are many, many days when I don't get to my office because
15. there is a committee meeting here, there's a commission meeting there,
16. people are calling you about legislative business, and you're
17. discussing it. And it leaves pitifully little time for one's
18. own business, so I don't think that a 5,000 dollar raise is a
19. great deal. We have people who are...who are in the trades, who
20. make a great deal more than this. But the time that we give in
21. what is a big business government, 8 billion dollar budget, this
22. isn't peanuts, this isn't...this is big business. You made the
23. reference, Senator Fawell, to felon judges. I would suggest to
24. you that if you'd read the Constitution you will find that the
25. ...what a man has...has put in by way of years of service cannot
26. be, under our Constitution, taken away. If a judge has an in-
27. surance policy and he's off or if he had an annuity and he's off,
28. they don't take those contracts away. They don't cancel any
29. contracts, and a contract is a contract and when a person has earned
30. for 20 years something and if you believe in rehabilitation, I've
31. heard you talk about it an awful lot, you ought to know, or I
32. think you basically feel, except that it makes good rhetoric for
33. publication, that a person who has earned something over a period

1. of years, if he makes a mistake, he's entitled, of course, to his
2. pension. You're talking about the poor people, Senator Fawell.
3. We tried here last night, just last night and maybe you've for-
4. gotten, to give poor people, people who are earning less than a
5. thousand dollars a month, which is probably 65 or 70 percent of
6. the people on the payrolls in the State of Illinois, tried to
7. give them a hundred dollar a month raise. You didn't vote for
8. that raise for them, and now you're concerned about the poor
9. people, just 24 hours later you have this concern, or at least
10. you have this expressed concern. I say to you that this is a
11. pay raise which is not the kind of pay raise that I think we are
12. entitled to. As a matter of fact, we were out in New York just
13. a few months ago and we find that the salaries there for legisla-
14. tors, particularly those in the leadership, were 21,000 a year
15. more than is paid here and we're not complaining about it. We
16. work hard and I think we are entitled to be paid.

17. PRESIDING OFFICER (SENATOR WEAVER):

18. Senator Savickas.

19. SENATOR SAVICKAS:

20. Yes, Mr. President and members of the Senate. For the last
21. four years I have sat here and listened to Senator Fawell espouse
22. on his educational philosophies and programs and it wasn't until
23. recently that I was surprised to learn that in Senator Fawell we
24. have a paid lobbyist, a man who only represents, not only re-
25. presents school boards in his practice, which to me would indicate
26. that he serves two purposes here. One as a paid lobbyist of his
27. clients and the school boards, introducing legislation regarding
28. education and one as an elected State Senator, a position very
29. few lobbyists here can attain. So when we hear this man talk about
30. the other Senators that don't need a raise, that they don't care for
31. it, that he's going to go back, and he's a goody-goody two shoe.
32. Let's look into the history of it. Why they can afford all these
33. privileges of not accepting raises, not voting for raises, let's

1. look at the clients that they have and they represent as clients
2. and not as lobbyists. I think some of these people should be
3. registered lobbyists not Senators so that the people in Illinois
4. can know where their income comes from.

5. PRESIDING OFFICER (SENATOR WEAVER):

6. Senator Graham.

7. SENATOR GRAHAM:

8. Mr. President and members of the Senate. I've sat here
9. tonight and heard the members malign each other. I've spent
10. more years around here than most of them. I've heard them
11. complain about the problems here and their dislike for the
12. Senate. A simple wire or a telegram to the Secretary of
13. State would relieve them of that problem. They might consider
14. that. I had a successful business when I came down here, at
15. 6,000 dollars a year and I got 10 cents a mile each way. I
16. could spend it any way I wanted to. We got 50 dollars every
17. two years for stamps and I could do anything with that I wanted
18. to. I shared a secretary with now Congressman McClorey, and
19. him being one of these lengthy letter writing lawyers, I got to
20. see her about once every two weeks. Not like this Senate. But
21. I had a great feeling for the fellows who have spoken here to
22. the press this evening that they have two stories already written.
23. ...Don't make any difference...what you publicity seekers...
24. attempting ... attempting to accomplish, they're going to print one
25. that did pass and the other one that didn't pass and they're
26. going to give you their own reasons why, despite what you said.
27. And that's their privilege. I think the big clamor among the
28. electorate is what have we done to abolish the opinion that people
29. have of people in public life. Wrong as it may be. I think the
30. same people who have the stories already to print had something to
31. do with that, but we sent the ethics bills with great faith...
32. disclosure bills, I'm sorry, to the House of Representatives on
33. or about midnight, and in their usual reflection upon the type of

1. legislation we send them and the debate immediately started
2. as to whether or not it took 107 votes to pass it. And that
3. debate is still going on. Now I don't think under any stretch
4. of anyone's imagination that a favorable consideration of this
5. bill, before the Disclosure bill has been passed in both
6. Houses, will meet the approval of very many people. I have
7. mixed emotions about this bill. I don't have them any more.
8. Senator Harris made his statement very clear to you, indicat-
9. ing his support and didn't ask any of you to join with him. So,
10. when we reflect upon the bad names we've called each other,
11. let us reflect on the comradeship that we have had and let us
12. look collectively at the things that we surely have done that
13. are good and I think that this Senate should consider very care-
14. fully passing any salary raise for anyone until that Disclosure
15. bill has hit the desk of No-Deal Walker and is signed.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Knuepfer.

18. SENATOR KNUEPFER:

19. Some of us, I am certain, are worth a lot more than
20. seventeen, five and some are worth less, and when we get to
21. twenty-two, five some of us are going to be worth a lot more
22. and some of us are going to be worth a lot less. I think Sena-
23. tor Savickas ought to remember that most of us are lobbyists in
24. one form or another and when I see someone working for the City
25. of Chicago who decides to vote against the Chicago bill then I
26. will know there is some independence in this Body and when I
27. see someone working for the County of Cook who is willing to
28. work and vote against a measure that they espouse, then I will
29. know we are not lobbyists but that we have some independence in
30. this Body. I guess what concerns me is the comparison of the
31. spectacle this evening with that last evening and I want to suggest
32. that last evening we were all playing the role of the populist
33. and we gave the Governor a bill for the so-called little man that

1. we knew he couldn't sign. But tonight we're in earnest. Last
2. night it was game playing. Tonight we're very serious because
3. it's our pocketbook and that to me is a charade on the business
4. of being a legislator. We should rather last night have addressed
5. ourselves to what I consider a responsible approach to the little
6. man, the so-called little man, and not only the little man, the
7. middle man, which I guess we are. I guess in our urge to assist
8. ourselves and we're all certainly interested in helping ourselves
9. along, we sometimes forget that we are just one cog in the wheel,
10. but we've got a whole State Government here. Government is dis-
11. credited enough. We need, I think, a more responsible attitude
12. and I suggest to you that in view of our last night irresponsible
13. action, hopefully tonight we can appear more responsible and when
14. we are more responsible we will have deserved the salary increase
15. that we are proposing.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator McBroom.

18. SENATOR MCBROOM:

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

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Senator McBroom, I do have four others that have asked to
22. speak on this. Senator Merritt's up, that's five. Do you want
23. to persist with your motion?

24. SENATOR MCBROOM:

25. Well, Mr. President, Senator Merritt will be the fifth one
26. after my motion? Will that end it, Mr. President? Well, I'll
27. withdraw my motion until that time.

28. PRESIDING OFFICER (SENATOR WEAVER):

29. Thank you, Senator. Senator Sommer.

30. SENATOR SOMMER:

31. Mr. President and fellow Senators. I...I represent a
32. county, I...I grew up and was born in a county that was settled
33. in this State in 1680. It was the first settlement in this State

1. and my ancestors have been there almost as long. We've been there
2. a very long time, and I...I'd suspect that...that we have a cer-
3. tain feeling for the people there, all people who are there. I...
4. I'm...I'm just a citizen legislator; I ran for office in 1971 I
5. started out. I do not intend to make it a career, certainly not
6. a career, and I would...I would hope that we could...we could serve
7. the people back home and that...that's what I'm interested in.
8. You know...I'm not...to me in our...for example, in my county
9. since 1932 we have had a grand total of 3 State Senators and it's
10. a great honor, indeed a great honor to be a State Senator or a
11. Representative from my area. I have never known a Representative
12. or a Senator from my area who was overly concerned with how much
13. he was paid. His greatest interest was to try to do the job for
14. the people who represent...he represented and come down here and
15. do his best and though he may stumble and fail, try again and
16. never be overly concerned about the amount of pay he can make,
17. and as my predecessor did, simply retire when the time comes and
18. it's too burdensome, and for that reason and from a deep feeling
19. that...that I'm here for...for service and it's a great honor to
20. be here, I do not intend to support this pay raise.

21. PRESIDING OFFICER (SENATOR WEAVER):

22. Senator Harber Hall.

23. SENATOR HALL:

24. Well, Mr. President and Senators. I suppose since we elim-
25. inated the rule that provided for explanation of votes, what each
26. of us are trying to do is rationalize and explain how we intend
27. to vote on this measure, so I think, and I'm glad, Mr. President,
28. you've seen fit to call on me, I suppose I want to explain my vote.
29. Mr. President, I've often referred, as I think som...Senator
30. Sommer just did about the honor of serving in the General Assembly,
31. a representative Body comprised of individual citizens from all
32. walks of life who come here hopefully for a relatively short per-
33. iod to pass the sound law of the State of Illinois. I regret-

1. fully see in the last few years, Mr. President, the trend to
2. make work by we, the representatives of the people. We have,
3. in the last few moments...minutes, passed bills involving large
4. sums of monies to conduct the business of the General Assembly,
5. both the Senate and the House. We hire additional staff; we
6. establish new commissions; new sub-committees; new funding for
7. the active on-going committees; we study everything we can think
8. of; and do we improve the law? I think not too much. As a
9. matter of fact there are a few lawyers today who really under-
10. stand how we do pass the law that they have to practice under.
11. It is four years after we adjourn from a regular General Assem-
12. bly session that they even catch up to what we have done. We
13. have here on the tops of our desks about 2700 bills, I think.
14. Last year was 5,000 something, not all of them passed, but we
15. made sure we spent enough time considering all of them. I think
16. we're getting away from the Representative system, and one reason
17. we do it is because we continue to increase our pay and try and
18. justify that higher pay. That is simply it. I cannot disagree
19. with those who think they work hard and sacrifice from their
20. private businesses to serve down here. That is true. I am a
21. small business man myself and I know that I do not make a profit
22. any longer in my business because of the time I spend on State
23. business but I also feel strongly that we, the General Assembly,
24. have created the situation that forces us to address ourselves
25. to the State business on a 12 month basis. That is my problem
26. with your bill. It isn't the annual salary. Certainly, if you
27. want to consider this an annual job, then vote for this. I do
28. not. I do not want to see it come to a full-time annual job.
29. I...I want to see and I yearn to see representation from all
30. walks of life sitting here, honoring the law, improving it where
31. it needs improving, and not creating new work just to justify a
32. salary. Thank you, ladies and gentlemen of the Senate.
33. PRESIDING OFFICER (SENATOR WEAVER):

1. Senator Newhouse.

2. SENATOR NEWHOUSE:

3. Thank you, Mr. President. Mr. President, I'd like to pre-
4. sume upon this Body just long enough to state the obvious and
5. that is that everyone here is tired and under those circumstances
6. I suppose that something like this had to take place and I'm
7. sure that some of the remarks that came out at vituperation don't
8. really represent any deep-seated feeling. I think that the
9. Chair is to be complimented on its patience. I know that in...
10. a recommendation now at this point to adjourn sine die would...
11. probably be out of order. I would defer to Senator Graham and
12. if there...if there is a previous question I would certainly
13. defer to the motion that that previous question be addressed at
14. this moment. I...I would not take any further time, Mr. Presi-
15. dent. My vote's going to speak for itself. Thank you very much.

16. PRESIDING OFFICER (SENATOR WEAVER):

17. Senator Roe. Senator Merritt.

18. SENATOR MERRITT:

19. Yes, Mr. President and members of the Senate. Although
20. Senator Hall alluded to it, when I first was elected to this
21. Body in '64, first sworn in and served in the '65 session, it
22. seemed to me some of the greatness of serving here was the fact
23. that we did not consider ourselves as full-time professional
24. legislators and I submit to you that was part of our greatness
25. at that time, that we could come into session for six months,
26. go home except for Commission meetings - we never heard of
27. committee meetings that ran all year long in those days. We
28. were better off and the people were certainly better off. Some-
29. times I think governing a great Nation like you might cook a
30. small fish, don't overdo it and we have certainly been overdoing
31. it at a fast rate in the past few years. I happen to come from
32. a rural area, a third generation, steeped in what I would call
33. farming and agriculture and I campaigned hard through those little

1. towns and I've...and I submit to you - you go on those little
2. streets, main streets of little America, as I call it. Little
3. cities, built with strong, strong people, and get the...get their
4. reaction as you sti...sit at the restaurant counters, go into the
5. garages, imploment shops, listen to the women having to go to
6. the supermarkets with inflation erod...eroding away so much of
7. their pay checks and they're constant saying Washington won't
8. do anything about it, what can you do? I submit to you gentle-
9. men from the bottom of my heart, it's our chance to do something.
10. To say to our people, we are going to take responsible action
11. here and say that we will be responsible to our people once again.
12. In my humble opinion we just don't earn it the way it's going right
13. now. I'm not...don't intend to influence anyone else, but I
14. certainly cannot vote for this legislation at this time.

15. PRESIDING OFFICER (SENATOR WEAVER):

16. Senator McBroom.

17. SENATOR MCBROOM:

18. Mr. President, I guess it's your pleasure. Senator Schaffer
19. asked it...asked if I would hold my motion for him. I hope no
20. other Senator asks me that. I'll be glad to hold it for Sena-
21. tor Schaffer.

22. PRESIDING OFFICER (SENATOR WEAVER):

23. Senator Schaffer.

24. SENATOR SCHAFFER:

25. I'm extremely reluctant to speak at this point and this
26. hour, but quite frankly what I have to say isn't repetitious.
27. I'm going to explain why I am going to vote for this pay raise.
28. And I'll tell you quite frankly, I don't know the count, but I
29. suspect the pay raise is in serious trouble. I could sit back
30. here and push a Present button right now and go back and whip-
31. saw everybody who voted for it in my district and have a good
32. Fourth of July speech. I won't draw a dime of this pay raise
33. if it passes until 1977. The people in my district will have

1. a chance to vote for or against me on my record, including this
2. vote in the 1966 election...70...76 election. But I'll tell you,
3. as I sit here, I think we've forgotten a couple of things in this
4. particular bill that haven't been mentioned. I've been glancing
5. back and forth at Senator Partee and Senator Harris and the rest
6. of our leadership. Quite frankly you can obviously see they're
7. both exhausted. I think we all know what kind of a schedule our
8. leadership puts up with for the whole year, particularly these
9. last months. This bill also includes a provision for them to
10. get more than reasonable compensation. They deserve every dollar
11. this bill provides and a lot dol...a lot of dollars more. I
12. think if we are going to have an effective Illinois Legislature
13. we are going to have to have an effective leadership from both
14. political parties. It's not a parttime job anymore. We can argue
15. about whether or not we as members are fulltime or parttime.
16. Quite frankly the people of my district have indicated pretty
17. strongly to me that they require all of my time, but I don't
18. think any of us can argue that the leadership is not entitled to
19. this pay raise. I don't happen to be in the leadership; I'm a
20. freshman; I haven't been down here very long; a point that is...
21. I am reminded of constantly. I think this pay raise is good.
22. I won't get a dime of it till 1977. I'm going to vote for it and
23. I would hope that everyone else would think about some of these
24. other things and give us a green vote.

25. PRESIDING OFFICER (SENATOR WEAVER):

26. Senator Mc...McBroom moves the previous question. All in
27. favor signify by saying Aye. Opposed Nay. Motion carries, and
28. Senator Rock may close debate.

29. SENATOR ROCK:

30. Thank you, Mr. President and ladies and gentlemen of the
31. Senate. I am sorry and I apologize that we got off the issue
32. and into personalities. That is unfortunate. But speaking to
33. the issue I happen to agree very strongly with Senators Partee

1. and Harris. We have, in my judgment, no apology to make to
2. anybody in this State. If this job is to be done right, it is
3. in fact a fulltime job. I suggest to you that none of us need
4. apologize and I would suggest and strongly urge a favorable
5. vote.

6. PRESIDING OFFICER (SENATOR WEAVER):

7. Question is shall House Bill 2815 pass. Those in favor
8. vote Aye. Those opposed vote Nay. The voting is open. Have
9. all voted who wish? Have all voted who wish? Take the record.
10. On that question...Senator Rock.

11. SENATOR ROCK:

12. Mr. President, I am personally and profes...professionally
13. disappointed. I would move that we postpone consideration.

14. PRESIDING OFFICER (SENATOR WEAVER):

15. Senator Rock moves to postpone consideration on House
16. Bill 2815. It will be on that order. For what purpose Senator
17. Berning arise?

18. SENATOR BERNING:

19. I move we adjourn till 10 a.m. tomorrow morning.

20. PRESIDING OFFICER (SENATOR WEAVER):

21. Will you hold your motion just a moment, please, Senator?
22. Senator Berning will you hold your motion for just a few minutes?
23. What purpose does Senator Course arise?

24. SENATOR COURSE:

25. Mr. President, this bill is on postponed consideration.
26. Is that correct?

27. PRESIDING OFFICER (SENATOR WEAVER):

28. Yes, Sir.

29. SENATOR COURSE:

30. If it's called tomorrow how many votes will it take to
31. pass it?

32. PRESIDING OFFICER (SENATOR WEAVER):

33. 30 votes to pass.

1. SENATOR COURSE:
2. Pardon, I didn't hear that.
3. PRESIDING OFFICER (SENATOR WEAVER):
4. 30 votes. Senator Clarke.
5. SENATOR CLARKE:
6. Can you explain that ruling a little bit? I'm confused.
7. PRESIDING OFFICER (SENATOR WEAVER):
8. Why do you think it would take more, Senator Clarke?
9. Senator Harris.
10. SENATOR HARRIS:
11. Mr. President...Mr. President, the question has been raised
12. about the number of votes that will be required if this matter
13. is considered tomorrow. I would point out that the effective
14. date of this legislation, presently just passed by, is in Janu-
15. ary of 1975. I think it's perfectly clear that this legislation
16. will only require the simple constitutional majority of 30 votes,
17. because of this eventual effectiveness. It's not effective
18. immediately. I would also point out that there is understanding
19. that in the three elements involved for consideration of salary
20. increase consideration, the General Assembly, the Judiciary, and
21. the Cabinet Officers, we have put in...we have put in a number
22. of hard long days. We still have a tremendous number of impor-
23. tant decisions that must be made. With respect to the budget
24. for Fiscal '75 those bills are effective immediately. We went
25. through this a year ago. We did succeed a year ago in fashioning
26. the budget. It took us until the second of July. The members
27. of the conference committees on the budget bills have been work-
28. ing most of today. It's quite possible that those conference
29. committee results can be constructed and fashioned by tomorrow
30. afternoon. What we all need is some rest and the committees on
31. the budget, the conference committees on the budget, need some
32. time tomorrow morning to work out their disagreements, put some
33. figures together, and get reports available for those important

1. bills that now will require a 3/5 vote. I therefore am going to
2. move to adjourn until 12 o'clock noon tomorrow. I would suggest
3. that the membership have their lunch needs provided for before we
4. convene. I would hope that we can crank up reasonably close to
5. noon and resolve the differences that exist between us on the
6. question of the budget. If there are any announcements from the
7. leadership or any chairmen, fine. If none, I would move to adjourn
8. until 12 o'clock noon tomorrow.

9. PRESIDING OFFICER (SENATOR WEAVER):

10. All in...all in favor signify by saying Aye. Opposed Nay.
11. The Senate stands adjourned.

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