

Regular Session
78th General Assembly
November 6, 1973

1. PRESIDING OFFICER (SENATOR MOHR):

2. The Regular Session will now come to order. Reading
3. of the Journal.

4. SECRETARY:

5. Monday, October 29, 1973.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Soper.

8. SENATOR SOPER:

9. Well, I believe we've got to postpone the reading of
10. the Journal of...you got the one? All right. I'll move
11. that we dispense with the further reading of the Journal
12. of October 29 and if there are no additions or corrections
13. to be made that the Journal stand approved.

14. PRESIDING OFFICER (SENATOR MOHR):

15. Senator Soper moves that the Journal of October 29th
16. stand approved as read unless there are additions or corrections.
17. Hearing none, stand approved as read.

18. SECRETARY:

19. Tuesday, October 30, 1973.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Soper.

22. SENATOR SOPER:

23. Move that we...dispense with the further reading of
24. the Journal of October 30th unless there's some additions or
25. corrections to be made that the Journal stand approved.

26. PRESIDING OFFICER (SENATOR MOHR):

27. Senator Soper moves that the Journal of October 30th
28. stand approved as read unless there are additions or corrections.
29. Hearing none the Journal is approved.

30. SECRETARY:

31. Wednesday, October 31, 1973.

32. PRESIDING OFFICER (SENATOR MOHR):

33. Senator Soper.

1. SENATOR SOPER:
2. Move that we dispense with the further reading of the
3. Journal of October 31st and unless there are some corrections
4. or additions to be made the Journal stand approved.
5. PRESIDING OFFICER (SENATOR MOHR):
6. Senator Soper moves that the Journal of...October 31st
7. stand approved as read unless there are additions or corrections
8. hearing none the Journal is approved. Resolutions.
9. SECRETARY:
10. Senate Resolution 274 by Senator Vadalabene, and it's
11. congratulatory.
12. PRESIDING OFFICER (SENATOR MOHR):
13. Senator Vadalabene.
14. SENATOR VADALABENE:
15. Thank you Mr. President, this is a congratulatory
16. resolution honoring the VFW and I would move...whatever to
17. suspend the rules.
18. PRESIDING OFFICER (SENATOR MOHR):
19. Senator Vadalabene moves to suspend the rules and
20. ask the immediate adoption of resolution. All those in favor
21. signify by saying aye. Opposed. The resolution is adopted.
22. SECRETARY:
23. Senate Resolution 275 by Senators Kosinski, Romano,
24. Swinarski, Daley and Rock. It's congratulatory.
25. PRESIDING OFFICER (SENATOR MOHR):
26. Senator Kosinski.
27. SENATOR KOSINSKI:
28. Mr. President and members of the Senate this is a
29. congratulatory resolution congratulating the Polish Women's
30. Alliance of America which consists of 86,000 members and they
31. will be celebrating their 75th Jubilarian Anniversary. It
32. is a great organization and I wish that each and everyone
33. of you join me in the resolution. Thank you Mr. President.

1. PRESIDING OFFICER (SENATOR MOHR):

2. All members will be shown as sponsors. Senator
3. Kosinski moves the suspension of the rules. All those
4. in favor signify by saying aye. Opposed. The rules...
5. rules have been suspended. Now Senator Kosinski moves
6. the adoption of Resolution 275. All those in favor
7. signify by saying aye. Opposed. The resolution is
8. adopted.

9. SECRETARY:

10. Senate Resolution 276 by Senator. Partee and it
11. commends the Illinois Retail Merchant's Association for
12. attacking the serious problem of shoplifting in Illinois.

13. PRESIDING OFFICER (SENATOR MOHR):

14. Senator Partee.

15. SENATOR PARTEE:

16. Mr. President and members of the Senate, I would really
17. like your attention on this because this is where industry
18. ...where industry is trying along with several other groups
19. to bring about a cessation or at least a diminution of a very
20. drastic situation that's taking place and I just would like
21. to take a minute to read this resolution. It's very short.
22. Whereas theft in retail store and businesses have become
23. America's fastest growing crime and whereas the cost in
24. Illinois alone resulting from shoplifting has been estimated
25. in the neighborhood of an...of an astounding \$800,000,000
26. annually and whereas the respected Illinois Retailer
27. Merchant Association is currently leading a war against store
28. thefts with retailers throughout the State committed to an
29. educational program aimed at... showing the public that
30. shoplifting cost the consumers and whereas the week of November
31. 11 - 17 will be known as everything has a price week and with
32. proclamations being issued by the Governor, by the Mayor of
33. Chicago and numerous other Illinois mayors. And whereas the

1. Merchant's Group is working with schools, parental groups,
2. news media, law enforcement officials and the judiciary in
3. this continuing educational program. And there is a resolve
4. clause which in the main says that we should send a copy of
5. this resolution to the Retail Merchants Association. NOW
6. let me just say that the aspect of theft from stores has
7. really become a real problem but those of us and those of you
8. who are consumer oriented certainly have to know the more
9. that is ripped off as the current expression goes the more
10. the cost to those of us who have to make the other purchases.
11. Terrible thing in terms of consumer economics to know that
12. there is some \$800,000,000 taken every years. So I would
13. ask that this resolution be immediately considered and
14. adopted so that we can go on record as showing our support
15. to these...to the media and to the Merchants Association
16. to all of those at schools and other places who are interested
17. in trying to bring some solution out of this maelstrom of
18. thievery. And I would ask for immediate consideration and
19. adoption of this resolution.

20. PRESIDING OFFICER (SENATOR MOHR):

21. Senator Partee ask for the suspension of the rules for
22. consideration of Senate Resolution 276. Is there leave?
23. Rules have been suspended. Now Senator Partee moves the
24. adoption of Senate Resolution...276 all those in favor
25. signify by saying aye. Opposed? The Resolution is adopted.

26. SECRETARY:

27. Senate Resolution 27...

28. PRESIDING OFFICER (SENATOR MOHR):

29. ...Senator Partee.

30. SENATOR PARTEE:

31. I don't know if I neglected to say but I...I would assume
32. that all members of the Body would like to be on that
33. Resolution.

1. PRESIDING OFFICER (SENATOR MOHR):

2. All members will be shown, Senator.

3. SECRETARY:

4. Senate Resolution 277 by Senator Nimrod. It's
5. congratulatory.

6. PRESIDING OFFICER (SENATOR MOHR):

7. Senator Nimrod.

8. SENATOR NIMROD:

9. ...Mr. President, fellow Senators, this Resolution
10. congratulates the Niles North Township High School for
11. having been awarded an All-American Rating, the highest
12. award to their newspaper publication and I would ask for
13. the suspension of the rules and the adoption of this
14. Resolution.

15. PRESIDING OFFICER (SENATOR MOHR):

16. Senator Nimrod ask leave of the Body to suspend the
17. Rules to consider Senate Resolution 277. All those in
18. favor signify by saying aye. Opposed. The rules have
19. been suspended. Now Senator Nimrod moves the adoption of
20. Senate Resolution 277. All those...all those in favor
21. signify by saying aye. Opposed? The Resolution is adopted.

22. SECRETARY:

23. Senate Resolution 278 by Senator Partee.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Senator Partee.

26. SENATOR PARTEE:

27. I won't take the time to read this resolution but this
28. resolution is for one of the very hard working and dignified
29. members of this Body who is celebrating his 35th birthday.
30. A very learned erudite gentleman by the name of Thomas C.
31. Hynes. Happy Birthday. Ask for the adoption of this
32. resolution and reading the...the reading be suspended and
33. the immediate consideration and adoption of the resolution

1. and all members be shown as cosponsors.

2. PRESIDING OFFICER (SENATOR MOHR):

3. Do...do you want to give the Senator a few minutes
4. maybe he'd like to...

5. SENATOR PARTEE:

6. Not really but give him the air.

7. PRESIDING OFFICER (SENATOR MOHR):

8. All right. Senator Hynes.

9. SENATOR HYNES:

10. Thank you Mr. President and my leader. I...I am a
11. little concerned that I might dissuade the Body from
12. adopting it if I go on but it's interesting that now I've
13. reached my 35th birthday that just the other day I was
14. inquiring of Senator Romano what the pension situation was
15. and so on of the General Assembly. I think it's a milestone
16. I've enjoyed my time here and I think this is a magnificent
17. Body and I thank you very much for the honor you pay me
18. today.

19. PRESIDING OFFICER (SENATOR MOHR):

20. You're going to have to be around for a while, Senator
21. and I...I think you will show your age if we continue at the
22. pace we're...been going. Senator Partee moves the suspension
23. of the rules to consider Senate Resolution 278. All those in
24. favor by saying aye. Opposed? The rules have been suspended.
25. Now Senator Partee moves the adoption of Senate Resolution
26. 278. All those in favor signify by saying aye. You never
27. know what's controversial these days. Resolution is adopted.
28. Senator Chew.

29. SENATOR CHEW:

30. Oh, I'm old enough to...'by Frank. Mr. President, I
31. rise to ask the Body here for special privilege to cope with
32. what I feel is an emergency has arisen in Chicago. You know
33. we are down here on several special sessions and a regular
session. I have consulted with several of my colleagues and

1. especially my leader and in my opinion this is an emergency.
2. In our school code we have a resident requirement of five
3. years before one is able to serve as a member of the Board
4. of Education in the City of Chicago, possibly statewide. Now
5. in Chicago the screening committee has given to the mayor
6. names of persons that they deem qualified to be members of
7. the School Board. It was discovered through a hearing of
8. the Chicago City Council that one of the members did not meet
9. the resident's requirement of five years - he has resided in
10. the City of Chicago for three years - and I've felt very
11. strongly about this insomuch as the named nominee is eminently
12. qualified and no one has disputed that and I'm asking the
13. Senate for the privilege of suspending the rules for the
14. purpose of introducing a bill to reduce the resident's re-
15. quirement of candidates for the Board of Education in the
16. City of Chicago. The Secretary has the bill on his desk and
17. I might add if this is granted me and I do want a roll call
18. on it Mr. President then I would further ask that we bypass
19. committee and put it on second reading. And I move...I request
20. the Senate to suspend the rules and allow the introduction of
21. this bill. It's a very simple bill. It's not a controversial
22. bill at all and I would ask for that suspension of the rules.

23. PRESIDING OFFICER (SENATOR MOHR):

24. Senator Harris.

25. SENATOR HARRIS:

26. Well, Mr. President, do I understand the motion is to
27. suspend the rules?

28. PRESIDING OFFICER (SENATOR MOHR):

29. That is the motion, Senator.

30. SENATOR HARRIS:

31. Yeah. Without the suspension of course the procedure is
32. for this bill while filed on the Secretary's desk it would go
33. to the Rules Committee for its determination. I just point

1. out that the...urgency and the...significance and importance
2. of this bill can not be underestimated or questioned. What is
3. in question from my judgment is the matter of orderly pro-
4. cedure and opening up the Regular Session to all manner of other
5. equally worthwhile matters that a case for immediate consideration
6. can be made. I don't want to go into specifics but I happen
7. to have a couple of bills that meet that criteria myself but
8. I anticipate introducing them at a time later on. I would
9. have to resist the motion to suspend for the purpose of
10. introduction beyond consideration by the Rules Committee and
11. just want to say there is the understanding by me that this
12. is somewhat urgent matter but I think it on an orderly basis
13. go to the Rules Committee and receive the evaluation of whether
14. or not it then should be introduced under the Rules that have
15. operated since our bill introduction cutoff date of last Spring.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Chew.

18. SENATOR CHEW:

19. Mr. President, certainly I can appreciate what the
20. President of the Senate has said but I sat here for the last
21. three or four weeks and everytime somebody goes to bed at
22. night they dream up a bill and it's introduced. NOW several
23. bills have been introduced here Mr. President you know had no
24. significant emergency attached whatsoever. Here we're talking
25. about a very simple thing to qualify this eminently qualified
26. nominee whereby he will be able to serve on the School Board.
27. I do consider it...an emergency because the fate lies right
28. here in our hand and if we fail to do anything about it here
29. again we may lose what could be absolutely...absolutely sig-
30. nificant to the growth of Chicago schools and the policy making.
31. So I ask for so little here Mr. President until I think it's
32. ...it's sufficient, I think it's an emergency to suspend the
33. rules, introduce the bill and for that Mr. President based on

1. what I have said I would request a roll call on suspension
2. of the rules.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Senator Harris.

5. SENATOR HARRIS:

6. Well, I just want to make the record clear that there
7. have been no bills introduced in the Regular Session this
8. Fall. All legislative proposals that have been introduced
9. have been in the Special Sessions this Fall. I would urge
10. those of you on both sides of the aisle that want to militate
11. against expanding the Regular Session and keeping us here
12. until January 9th be careful about this vote. I would urge
13. that we resist the motion to suspend the rules and that the
14. bill go to the Rules Committee for determination by that
15. Committee.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Is Senator...this is not debatable. Is Senator Chew
18. joined by another Senator in the motion to suspend the rules
19. for request for a roll call? He is joined. Senator Chew.

20. SENATOR CHEW:

21. The question has been answered so I ask for a roll call.

22. PRESIDING OFFICER(SENATOR MOHR):

23. Senator...All those voting for the suspension of the
24. rules will vote aye that are voting with Senator Chew. All
25. those opposed will vote no. It takes 30 votes. Senator Rock.

26. SENATOR ROCK:

27. No...that was my inquiry Mr. President, it takes 30 votes.

28. PRESIDING OFFICER (SENATOR MOHR):

29. 30 affirmative votes. The Secretary will call the
30. roll.

31. SECRETARY:

32. Bartulis, Bell, Berning, Bruce, Buzbee, Carroll,
33. Chew, Clarke, Conolly, Course, Daley, Davidson, Donnewald,

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

9. PRESIDING OFFICER (SENATOR MOHR):

10. On that question the yeas are 19 the nays are 6. The
11. motion fails. Senator Chew.

12. SENATOR CHEW:

13. Mr. President, now am I to understand since this motion
14. was defeated that it does now in fact go to the Rules Committee?

15. PRESIDING OFFICER (SENATOR MOHR):

16. ...Yes, it will be in the Rules Committee.

17. SENATOR CHEW:

18. Can I urge the Rules Committee to get this out yesterday?

19. PRESIDING OFFICER (SENATOR MOHR):

20. They have been urged. Senator Scholl.

21. SENATOR SCHOLL:

22. Let me just say that I hope our Rules Committee moves
23. a little faster than Tom Keene's Rules Committee.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Gentlemen the hour is late...Senator Chew...

26. SENATOR CHEW:

27. Yes. Yes. It's been late for a long time. The distinguished
28. gentleman from the northwest suburb apparently he got along
29. very well under the Tom Keene Rules Committee. That's why
30. they chased him out.

31. PRESIDING OFFICER (SENATOR MOHR):

32. Think you also were a member of that Committee Senator.

33.

1. PRESIDING OFFICER (SENATOR MOHR):

2. We'll now go to the Calendar on Concurrences in House
3. Action on Amendatory Vetoes. HB 311, Senator Carroll.

4. SENATOR CARROLL:

5. Thank you Mr. President, I would move that the
6. Senate Do Concur with the Governor's recommendations
7. for change in HB 311. HB 311 dealt with the area of
8. professional...the use of professional strike breakers and
9. also had included provisions as to the concept of a
10. professional picketeer. The Governor's Amendatory Veto
11. which was accepted by the House takes out the reference
12. to what had been defined as a professional picketeer on
13. the concept that under the wording it might have been
14. possible to have conceived of a business agent for the
15. union to have been a professional picketeer. In addition
16. to that it might have been possible to say that where
17. unions ask some of their pensioners to come in and help
18. out in cases of a picket, to man a picket line, that
19. they may also have been considered professional
20. picketeers because their pension income would not
21. have been formulated into a formula as to what is their
22. principal source of business. What we're attempting to
23. do by this legislation is to say that a company cannot
24. come in and hire what have been called goons to walk
25. in and break up a strike. They have every right to
26. legitimately replace a striking employee if they are
27. going to do it with any degree of permanency, but not
28. to come in and hire what have been seen around the
29. country to be a professional type of strike breaker.
30. I think the Governor's recommendations for change were
31. good changes. I know that organized labor goes along
32. with this, and I would urge it's adoption.

33. PRESIDING OFFICER (SENATOR MOHR):

1. Senator Mitchler.

2. SENATOR MITCHLER:

3. Mr. President, Members of the Senate what Senator
4. Carroll is doing is arguing the merits of HB 311 as
5. it originally came to the Senate. Now Senator Carroll
6. maybe you didn't refer to your file or refresh your
7. memory, but as sponsor of HB 311 in the Senate, I believe
8. you know full well that the chief sponsor in the House
9. Senator...or rather Representative Hanahan agreed to
10. the Amendment No. 3, that was placed on HB 311 and
11. because of that mutual agreement by the chief sponsor
12. in the House and the sponsor in the Senate and members
13. of the Senate Industry and Labor Committee, that bill
14. was put in a form in which it passed this Body, that
15. was concurred to in the House. Now the bill goes down
16. to the Governor and when it gets to the Governor according
17. to the Governor's veto message dated September 21, 1973
18. that I have before me now he points out that such languages
19. contained in Amendment No. 3 as agreed to by Gentlemen
20. in both Houses so that this bill could pass is not acceptable
21. to him. But I am looking at paragraph 3 of the Governor's
22. Amendatory Veto Message dated September 21, 1973 and
23. he said because of these serious defects that he pointed
24. out in paragraph 2, I have been asked by the sponsor of
25. the bill. Now is Representative Hanahan going back on
26. the word and the agreement that he made to have his
27. legislation passed out of here. Now does he run down
28. to poppa Governor and say, daddy I didn't mean what I
29. said to the boys. I think the sponsor of this bill is
30. breaking his word. And it also says, and by a number
31. of union leaders around the State, appealed to the
32. Governor to exercise his Amendatory Veto power to
33. change this law. Now that is a break of ethics. Now

1. you know and I know that we agree to the Amendment that
2. was put on. Then to run down and get this Amendatory
3. Veto is wrong. Now what this is - to prohibit stranger
4. pickets is no more unfair than to prohibit strike
5. breakers. And that was what was agreed to. If you're
6. going to keep out these fellows that are professional
7. strike breakers from coming in, primarily to...printing
8. plants, this has been down here ever since I've been
9. down here since 1965, we've had this bill. And if you're
10. going to prohibit these fellows, strike breakers to
11. come in you're also going to prohibit stranger pickets
12. from coming in and appearing on the outside, and that's
13. what this amendment did. And it was agreed to between
14. management and labor, and then to go down to the Governor
15. and use his Amendatory Veto to break the word, absolutely
16. we cannot concur with the Amendatory Veto of Governor
17. Walker. If you'd like any further explanation I'd be
18. glad to answer any questions.

19. PRESIDING OFFICER (SENATOR MOHR):

20. Senator Glass.

21. SENATOR GLASS:

22. Thank you, Mr. President. Briefly in support of what
23. Senator Mitchler has said this I...I believe Senator
24. Carroll you will recall both on the Floor and in Committee
25. was a condition of a number of us voting for this bill,
26. that the language which the Governor has deleted be in
27. the bill. And that is to ban the professional picketer
28. And I...I would add that the Governor is certainly wrong
29. in the reasoning that he gives for vetoing the bill. He
30. states that the prohibition against professional picketing
31. is a threat to organized labor because it could be used...
32. it could be the basis for keeping a business agent off
33. the picket line, and nothing could be further than the

1. truth because professional picketer is...is defined
2. as any person who regularly and habitually earns a
3. major portion of his livelihood by entering into
4. employment to picket sites where lock-outs or strikes
5. exist. Simple equity and fairness that this amendment
6. was added and taking it out, I certainly agree with
7. Senator Mitchler is a breach of the agreement and...
8. therefore, this motion should be defeated.

9. PRESIDING OFFICER (SENATOR MOHR):

10. Senator Schaffer.

11. SENATOR SCHAFFER:

12. Very briefly, I rise in defense of my colleague
13. from the 33rd District, Representative Hanahan. In
14. all deference to Senator Mitchler, if Representative
15. Hanahan gives you his word he'll keep it, and Senator
16. Mitchler, to the best of my knowledge he and the Governor
17. are still not speaking to each other.

18. PRESIDING OFFICER (SENATOR MOHR):

19. Senator Carroll.

20. SENATOR CARROLL:

21. Thank you, Mr. President. I had attempted to get
22. your attention while Senator Mitchler was speaking.
23. That was also my information that Representative Hanahan
24. does not speak very readily or...or often to the Governor,
25. and I do know of the negotiations which...to which Senator
26. Mitchler speaks. And I do know that I in fact was not
27. called by the Governor's Office. My first knowledge of
28. it was when the newspapers called me after the Amendatory
29. Veto was filed. I do know however, in my checking that
30. certain labor officials who were not present during
31. those negotiations had suggested to the Governor
32. that the exact verbage used by the Amendatory Veto might
33. have been interpreted and could very easily be interpreted

1. to exclude business agents as professional picketeers
2. because their income as business agents does include
3. negotiations and picketing and it was presumed by their
4. legal counsel that they would fall within this definition.
5. I don't know if they're right or wrong but I...I do know
6. that the Governor's feeling was that that at least needed
7. cleaning up if not totally excluding it. I do know
8. that the definition of lock-out or strike was not
9. discussed in any of our negotiations, as to what was
10. a lock-out and what was a strike and the Governor in
11. his Amendatory Veto does discuss it, and in his opinion
12. those particular phrases are much too narrow in their
13. definition and therefore he excluded them. I don't
14. think these are stranger picketeers as has been suggested
15. by Senator Mitchler. When you say a former employee or
16. an employee working next door in a plant is a stranger
17. to that operation or pensioneer is a stranger to that
18. operation who may have worked there thirty, forty
19. years, that's no stranger. He's been involved in the
20. operation of that plant and he's been involved in
21. the operation of that union and not to allow that
22. person to also engage in the picketing is wrong. I
23. think what we're still saying is that we do not want
24. out of State people coming in, strictly for the purposes
25. of breaking up a strike. Nobody has talked about the
26. businesses legitimate use of new employees to replace
27. striking employees. That's allowed under this legislation
28. and should be allowed. All we're saying is that if
29. you're going to be fair, if you're going to allow
30. the businesses to go out and...and replace employees,
31. ok. Unions should be allowed to have pensioners
32. come in and help them on the picket lines. I think
33. the Governor's Amendatory Veto is totally in line,

1. I think that...he was right by his action and I would urge
2. the adoption of the Governor's recommendations for change.

3. PRESIDING OFFICER (SENATOR MOHR):

4. Any further discussion? The question is shall the
5. Senate accept the specific recommendations of the Governor
6. as to HB 311 in the manner and form just indicated by
7. Senator Carroll. And on that question the Secretary
8. will call the roll.

9. SECRETARY:

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

20. PRESIDING OFFICER (SENATOR MOHR):

21. Newhouse, aye. Request to call the absentees.

22. SECRETARY:

23. Bartulis, Bell, Conolly, Course, Davidson, Fawell,
24. Kenneth Hall, McBroom, Don Moore, Nimrod, Ozinga, Romano,
25. Scholl, Shapiro, Sommer, Soper, Walker, Wooten, Mr. President.

26. PRESIDING OFFICER (SENATOR MOHR):

27. On that question, the yeas are twenty-five, the
28. nays are fifteen. The specific recommendations of the
29. Governor as to HB 311 having failed to receive the
30. required majority vote of Senators elected is declared
31. lost. Senator Donnewald on HB 660.

32.
33.

1. SENATOR DONNEWALD:

2. Yes Mr. President this is an amendatory veto on 660
3. has to do with the drilling of water wells. Originally
4. prior to the introduction of this legislation the fee of
5. \$10 was paid subsequent to the drilling of certain water
6. wells. What the amendatory veto does...of the amendatory
7. ...action of the Governor does is to make the \$10 fee
8. payable in advance on all water wells. Now the reason for
9. when you start to drill a water well you don't know whether
10. it's going to go below the glacial drift or stay in it and
11. in order that everyone be treated equally the fee
12. paid prior to the drilling and issuance of a permit for
13. the...for the drilling of a water well and I think Senator
14. Latherow has some comments on that. That's all the comment
15. that I have.

16. PRESIDING OFFICER (SENATOR MOHR):

17. Senator Latherow.

18. SENATOR LATHEROW:

19. Thank you Mr. President, members of the Senate. I've
20. talked twice with the Department concerning this piece of
21. legislation. I can't help but think that possibly this may
22. have been their intent when they introduced this but I can't
23. for the sake of me in my own mind determine that this was
24. the real reason for the piece of legislation. I don't have
25. any great objections to it as far as the people on this side
26. is concerned. I...in a manner would say that I probably think
27. there's nothing wrong with it although I'm not going to support
28. the legislation myself.

29. PRESIDING OFFICER (SENATOR MOHR):

30. Any further discussion? Senator Donnewald.

31. SENATOR DONNEWALD:

32. Well I would...in closing very briefly I would be the
33. first to object if they attempted to license everybody that

1. drilled a water well and I would urge that the Governor's
2. amendment be adopted. Ask for a favorable roll call.

3. PRESIDING OFFICER (SENATOR MOHR):

4. The question is shall the Senate accept the specific
5. recommendations of the Governor as to House Bill 660 in
6. the manner and form just indicated by Senator Donnewald
7. and on that question the Secretary will call the roll.

8. SECRETARY:

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

19. PRESIDING OFFICER (SENATOR MOHR):

20. Sours, aye. Smith, aye. Schaffer, aye. Shapiro, aye.
21. Scholl, aye. On that question the yeas are 32. The nays are
22. 3. The specific recommendations of the Governor as to House
23. Bill 660 having received the required...required majority
24. vote of Senators...Senator McBroom.

25. SENATOR MCBROOM:

26. Want to make an inquiry of the Chair, Mr. President.
27. Is the Public Transportation Committee still going to meet at
28. 3 o'clock this afternoon?

29. PRESIDING OFFICER (SENATOR MOHR):

30. It's scheduled for 3 o'clock, yes. It's like Amtrak
31. Senator it's a little behind. Senator Sours, HB 1491.

32. SENATOR SOURS:

33. Mr. President, Ladies and Gentlemen of the Senate, the

1. Governor's veto of HB 1491 took out certain language so
2. that it would be similar if not identical to the Civic
3. Center Bill that was passed by Senator Mitchler. Now I
4. believe I should state there are two Peoria Civic Center
5. Bills. I...I filed one here and sponsored it, went through
6. the Senate and the House...it was vetoed in its entirety.
7. I filed a motion and my bill is presently over in the
8. House having passed the Senate to override the Governor's
9. veto. That bill in my judgment was superior to the one
10. we're talking about now but we have an impasse which be-
11. comes rather discomfoting. My bill is over in the House
12. and apparently there weren't enough members in the House
13. there today to proceed to override the Governor's veto.
14. This bill we're talking about now, HB 1491, if Peoria is
15. going to have a civic center at all we'll have to pass one
16. or the other. Now the witching hour on the instant bill
17. is today and the witching hour on my bill is tomorrow. I
18. cannot predict if there'll be...enough House members in the
19. House tomorrow to pass my bill so on that basis I have to be
20. content to take what I would think would be a lesser bill
21. but nevertheless something the City of Peoria and its
22. people desire. Thirty votes are required. I'd appreciate
23. a favorable roll call of a simple majority.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Any further discussion? The question is shall the
26. Senate accept the specific recommendations of the Governor
27. as to HB 1491 in the manner and form just indicated by
28. Senator Sours and on that question the Secretary will call
29. the roll.

30. SECRETARY:

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

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

8. PRESIDING OFFICER (SENATOR MOHR):

9. Mitchler, aye. Hynes, aye. Kosinski, aye. Daley,
10. aye. Bruce, aye. Welsh, aye. Regner, aye. Savickas,
11. aye. On that question the yeas are 39 the nays are 2.

12. The specific recommendations of the Governor as to HB 1491
13. having received the required majority vote of Senators elected is
14. declared accepted. Any further business to come before the
15. Regular Session? Senator Knuepfer.

16. SENATOR KNUEPFER:

17. ...I just have an announcement. The...Public...
18. the meeting scheduled by the Public Health Committee with
19. the Department of Children and Family Services which was
20. originally for 4 o'clock because of the delay of this Body
21. has been rescheduled 'til next week. We will send you all
22. notices telling you when and where but it will be next week
23. not this week.

24. PRESIDING OFFICER (SENATOR MOHR):

25. Transportation Committee will meet in 15 minutes after
26. adjournment in Room 212. Will the members please be in their
27. seats? ...Are there further announcements? We have a Death
28. Resolution. Members please be in their seats and unauthorized
29. persons please get off the Floor. Senator Graham.

30. SENATOR GRAHAM:

31. Mr. President, immediately following the reading and
32. the adoption of the Death Resolution I will then move you that
33. the Regular Session do stand adjourned until 11 o'clock tomorrow

1. morning as to the reading and adoption of that Resolution.
2. PRESIDING OFFICER (SENATOR MOHR):
3. Members please be in their seats. Secretary will
4. read the Resolution.
5. SECRETARY:
6. Senate Resolution 280 by Senators Newhouse, Smith,
7. Chew, Partee and Kenneth Hall.
8. (Secretary reads Death Resolution)
9. PRESIDING OFFICER (SENATOR MOHR):
10. Senator Newhouse.
11. SENATOR NEWHOUSE:
12. Thank you Mr. President. The Resolution that was
13. just read memorializes an individual who in our community
14. commanded a great deal of respect and I would move at this
15. time that this Body suspend the rules for the immediate
16. adoption of this Resolution.
17. PRESIDING OFFICER (SENATOR MOHR):
18. All those in favor of the adoption of the Resolution
19. please rise. Resolution is adopted. Senator Newhouse.
20. SENATOR NEWHOUSE:
21. ...Mr. President, I would...I would...I would hope
22. that all the members of this Body would join in the Resolution
23. that has just been adopted.
24. PRESIDING OFFICER (SENATOR MOHR):
25. All members will be shown. The Regular Session stands
26. adjourned until 11 a.m. tomorrow morning. Senator...Nudelman.
27. The first meeting of the Third Special Session at 10 a.m.
28. ...this stands adjourned.
29.
30.
31.
32.
33.