

78TH GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER 21, 1974

1. PRESIDING OFFICER (SENATOR WALKER):

2. The Senate will please come to order. The prayer by  
3. Father Edward Duggan, St. John Brebeuf Church, Niles, Illinois  
4. from Senator Nimrod's district.

5. FATHER DUGGAN:

6. (Prayer by Father Edward Duggan)

7. PRESIDING OFFICER (SENATOR WALKER):

8. Reading of the Journal. Senator Soper.

9. SENATOR SOPER:

10. Mr. President, I now move that we postpone the reading  
11. and the approval of the Journal of November 20th pending  
12. the arrival of the printed Journal.

13. PRESIDING OFFICER (SENATOR WALKER):

14. Are there objections? There being none, the reading  
15. and approval are...are postponed. Resolutions.

16. SECRETARY:

17. Senate Resolution No. 559 offered by Senator Regner.  
18. It's congratulatory.

19. PRESIDING OFFICER (SENATOR WALKER):

20. Senator Regner, desire recognition.

21. SENATOR REGNER:

22. Yes, Mr. President and Members of the Senate, this is a  
23. resolution commending St. Zachary School of Des Plaines who's  
24. class won the Physical Fitness Contest with elementary schools  
25. here in Illinois and it commends them for it and I would move  
26. to suspend the rules for immediate adoption of this resolution.

27. PRESIDING OFFICER (SENATOR WALKER):

28. All in favor signify by saying Aye. Opposed Nay. The  
29. motion carries and the rules are suspended. Senator Regner,  
30. you now move for the adoption of the resolution? All in favor  
31. signify by saying Aye. Opposed No. The resolution is adopted.

32. SECRETARY:

33. Senate Resolution No. 560 offered by Senator Kosinski and

1. others. Congratulatory.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Kosinski.

4. SENATOR KOSINSKI:

5. Mr. President and Senators, this is a congratulatory

6. resolution congratulating Mr. and Mrs. Dubiel on their

7. 25th wedding anniversary. Now, I make a motion to suspend

8. the rules and move for the adoption of the resolution.

9. PRESIDING OFFICER (SENATOR WALKER):

10. Senator Kosinski moves for suspension of the rules and

11. immediate adoption of Senate Resolution No. 560. All in

12. favor signify by saying Aye. Opposed No and the rules are

13. suspended. Now, Senator Kosinski moves for adoption. Senate

14. Resolution 560. All in favor signify by saying Aye. Opposed

15. No. The resolution is adopted.

16. SECRETARY:

17. Senate Resolution No. 561 offered by Senators Harris

18. and Mitchler.

19. PRESIDING OFFICER (SENATOR WALKER):

20. Senator Harris.

21. SENATOR HARRIS:

22. Is Senator Bruce on the Floor? I really would prefer

23. to consider this while he is here. Can you go on to some

24. other business?

25. PRESIDING OFFICER (SENATOR WALKER):

26. Take it out of the record.

27. SECRETARY:

28. I have a resolution by Senator Howard Mohr, one by Senator

29. Sours.

30. PRESIDING OFFICER (SENATOR WALKER):

31. Is Senator Howard Mohr on the Floor? Senator Sours.

32. Take them out of the record. Messages from the House.

33. Senator Nimrod, desire recognition. Messages from the House.

1. SECRETARY:

2. A Message from the House by Mr. Selcke, Clerk. Mr.  
3. President, I am directed to inform the Senate that the House  
4. of Representatives has passed a bill over the Amendatory Veto  
5. of the Governor of the following title in the passage of which  
6. I am instructed to ask concurrence of the Senate to wit:  
7. House Bill 2851.

8. (Secretary reads title of bill)

9. A Message from the House by Mr. Selcke, Clerk. Mr.  
10. President, I am directed to inform the Senate that the House  
11. of Representatives has passed a bill over the Veto of the  
12. Governor of the following title in the passage of which I am  
13. instructed to ask concurrence of the Senate to wit:  
14. House Bill 2769.

15. (Secretary reads title of bill)

16. A Message from the House by Mr. Selcke, Clerk. Mr.  
17. President, I am directed to inform the Senate that the House  
18. of Representatives has adopted an amendment offered by the  
19. Governor to a bill of the following title in the adoption of  
20. which I am instructed to ask concurrence of the Senate to wit:  
21. House Bill 2220.

22. (Secretary reads title of bill)

23. A Message from the House by Mr. Selcke. Mr. President,  
24. I am directed to inform the Senate that the House of Represent-  
25. atives has adopted an amendment offered by the Governor to a  
26. bill of the following title in the adoption of which I am  
27. instructed to ask concurrence of the Senate to wit:  
28. House Bill 2667.

29. (Secretary reads title of bill)

30. A Message from the House by Mr. Selcke, Clerk. Mr.  
31. President, I am directed to inform the Senate that the House  
32. of Representatives has adopted an amendment offered by the  
33. Governor to a bill of the following title in the adoption of

1. which I am instructed to ask concurrence of the Senate to wit:  
2. House Bill 2619.

3. (Secretary reads title of bill)

4. A Message from the House by Mr. Selcke, Clerk. Mr.  
5. President, I am directed to inform the Senate that the House  
6. of Representatives has adopted the following joint resolution  
7. in the adoption of which I am instructed to ask concurrence  
8. of the Senate to wit:

9. House Joint Resolution No. 114.

10. And the resolution calls upon the Governor of the State of  
11. Illinois to proclaim a state-wide day of humiliation, fasting  
12. and prayer on August 30, 1975.

13. PRESIDING OFFICER (SENATOR WALKER):

14. Executive. For what purpose does Senator Vadalabene  
15. arise?

16. SENATOR VADALABENE:

17. On a point of personal privilege, Sir.

18. PRESIDING OFFICER (SENATOR WALKER):

19. State your point.

20. SENATOR VADALABENE:

21. Yesterday, Senate Resolution 554 was adopted. However,  
22. I would like...it's a congratulatory resolution and I would  
23. like for the Journal and the record to show just in a few  
24. words what this resolution was about. Jimmy M. Connor of  
25. Collinsville, Illinois, is a ten year old student and on his  
26. way home from school, walking along the highway in the ditches,  
27. he came across a paper bag which had thirteen thousand dollars  
28. in it of small denominations of a Spanish Am...speaking family  
29. who were leaving the State to go into another State and they  
30. had all their belongings. He found this thirteen thousand  
31. dollars and turned it over to the State Police and the State  
32. Police in turn bought him a bicycle because that's what he was  
33. going to buy out of the thirteen thousand dollars. It's a

1. congratulatory resolution. However, I want our Senate Members  
2. to know that there is some honesty in America and we ought to  
3. give this boy a stron...sound round of applause for returning  
4. thirteen thousand dollars to a poor family. Thank you.

5. PRESIDING OFFICER (SENATOR WALKER):

6. Senate Bills, second reading. SB 211

7. SECRETARY:

8. SB 211.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. No committee amendments.

11. PRESIDING OFFICER (SENATOR WALKER):

12. Are...are there any amendments from the Floor?

13. SECRETARY:

14. Amendment No. 1 offered by Senator Harber Hall.

15. PRESIDING OFFICER (SENATOR WALKER):

16. Senator Hall.

17. SENATOR HALL:

18. Mr. President and fellow Senators, SB 211, as originally  
19. introduced, would have introduced...or increased the Homestead  
20. Exemption for senior citizens from fifteen hundred dollars  
21. that it presently is up to five thousand dollars. This amend-  
22. ment recognizes the need expressed by so many of our no longer  
23. productive but long since much valued citizens who are feeling  
24. the pinch of inflation without the possibility for increased  
25. necessary income. This amendment increases the Homestead Exemp-  
26. tion to three thousand dollars. Along with the increase, it  
27. provides for the State picking up the additional cost of this  
28. increase over the presently fifteen hundred dollar amount and  
29. the cost that is now borne by taxpayers in the taxing districts  
30. that the senior citizen otherwise pays taxes in. In addition  
31. to these two provisions, this amendment would broaden the scope  
32. of the so-called Circuit Breaker by increasing the formula which  
33. presently uses the value of zero amount of income to a minimum

1. amount of two thousand dollars and it increases it to a maximum  
2. of twelve thousand dollars income...or ten thousand dollars to  
3. twelve thousand dollars. This total package then, with the  
4. increase of computation of the rent formula from twenty-five  
5. percent of rent to thirty percent of rent, to compute  
6. the grant would cost about six million dollars to the State of  
7. Illinois. The Homestead Exemption would be on the order of  
8. thirty-two to thirty-four million dollars, a total of forty  
9. million dollars. Mr. President, Ladies and Gentlemen of the  
10. Senate, we believe after studying the various potential ways  
11. to give this needed aid, give...give a tax break if you will,  
12. provide some relief for the elderly who are sometimes being  
13. forced from their real estate into less attractive and less  
14. comfortable and less holsum if you will residences, places of  
15. residence because of high taxes. We believe that this proposi-  
16. tion is the most attractive that we can come up with. Now we  
17. say that because we already have among our various statutes that  
18. would tend to give some assistance to the el...elderly. We  
19. have the Circuit Breaker presently in operation. This amendment  
20. would not further complicate the administrative work load of  
21. providing this much of the aid. Secondly, by raising the Home-  
22. stead Exemption, we also do not increase the administrative  
23. work load, the bureaucracy if you will, which is so necessary  
24. but unfortunate, we do not increase it. So, herein we have, we  
25. believe, an ideal way to make this assistance without excessive  
26. burden on other taxpayers and without additional cost. I know...  
27. I know that all of you are concerned as I am about this particular  
28. subject. I offer this sincerely. There is one other feature  
29. of this that I neglected to bring up and that is we do lower the  
30. age from sixty-five years for eligibility for this assistance to  
31. sixty-four. So, if you...I regret, if you haven't more of the  
32. detail that I've offered here, it's presented as fairly and  
33. accurately as I know how. I think it merits your support. I

1. know it's needed. I know it's...has the administrative  
2. advantages of low or no cost and I commend it for your vote  
3. this morning...this afternoon.

4. PRESIDING OFFICER (SENATOR WALKER):

5. Senator Rock.

6. SENATOR ROCK:

7. Thank you, Mr. President. A couple of questions if the  
8. sponsor will yield. I have questions, Senator, really in the  
9. form of observations. One, why was the age lowered to sixty-  
10. four? I'm just...just a matter of curiosity.

11. PRESIDING OFFICER (SENATOR WALKER):

12. Senator Hall.

13. SENATOR HALL:

14. Well, it...it obviously is a break but I would defer to  
15. Senator Clarke to respond in more detail.

16. PRESIDING OFFICER (SENATOR WALKER):

17. Senator Clarke.

18. SENATOR CLARKE:

19. Under the present Homestead Act, Senator Rock as you know,  
20. you have to be sixty-five years of age to qualify. And as you  
21. know, in the real estate process which we're finding out, it's  
22. a very slow process. So that a person who's age may be sixty-  
23. five as of a certain date, he may be sixty-six or sixty-seven  
24. before he actually gets the benefit. What we're trying to do  
25. here is actually bring the benefit in line with the promise of  
26. age sixty-five, Homestead Exemption. And that if a person is  
27. sixty-four but is going to be sixty-five in the year of the  
28. tax payment, that thereby he will be able to apply at age sixty-  
29. four. He will have the benefit when he's age sixty-five instead  
30. of age sixty-six or sixty-seven.

31. PRESIDING OFFICER (SENATOR WALKER):

32. Senator Rock, did you have another question?

33. SENATOR ROCK:

1. Yes...yes indeed, Mr. President. I would also like to  
2. know, Senator Hall, as I understand it this bill would...would  
3. apply regardless of need and it would apply only to those that  
4. own real property. Is that correct?

5. SENATOR CLARKE:

6. Well, under the present system for Homestead Exemption,  
7. the loc...local county collectors have the responsibility for  
8. insuring the qualifications of those who apply. So therefore,  
9. there is a check on these applicants.

10. SENATOR ROCK:

11. Well, it...it...it just...if you own real property and  
12. happen to be sixty-five, you have this exemption, period,  
13. whether you need it or not? That is my understanding. Now the  
14. other...the other thing that troubles me, frankly, this  
15. is obviously a form of tax relief and increase in the Homestead  
16. Exemption. Two things that trouble me. One is, obviously,  
17. there is no relief for those persons who rent and secondly,  
18. this relief is granted without any regard or respect for the  
19. question of need. And the other part is, when in fact will the  
20. benefit be received under this bill as it is now purports to  
21. be amended?

22. PRESIDING OFFICER (SENATOR WALKER):

23. Senator Hall.

24. SENATOR HALL:

25. Well, to answer your first of three questions, we do provide  
26. in this amendment for renters. It's the computation that I  
27. referred to in the Circuit Breaker bill which provides for  
28. renters and we broadened that so renters are included. And  
29. any protections as far as need, do not change. It's already on  
30. the books and applicants have to comply with the criteria  
31. presently there.

32. PRESIDING OFFICER (SENATOR WALKER):

33. Senator Rock.



1. SENATOR ROCK:

2. Well, I must have the wrong amendment then. I don't have  
3. in my...this amendment is a...is an amendment to the Homestead  
4. Act only.

5. PRESIDING OFFICER (SENATOR WALKER):

6. Senator Hall.

7. SENATOR HALL:

8. You are correct, Senator Rock, and I apologize. I was  
9. reading from another amendment that is presently...will...  
10. that'll be in the next one. This is Homestead Exemption.

11. PRESIDING OFFICER (SENATOR WALKER):

12. Senator Rock.

13. SENATOR ROCK:

14. All right. Now, the point I'm making though, Senator,  
15. it just seems to me while it is obviously a very laudatory  
16. thing to do, the question is why today with this bill? The  
17. tangible benefit, the receipt of the benefit by the recipient  
18. who is going to be sixty-five, what is the date of receipt?  
19. As I read this, it will be received some time in nineteen  
20. seventy-six. Is that correct?

21. PRESIDING OFFICER (SENATOR WALKER):

22. Senator Hall.

23. SENATOR HALL:

24. That is correct and the...of course the reason is they  
25. don't...there is...they don't have to apply to the Department  
26. of Revenue. They're already on the books and this is a...no  
27. additional administration and they would begin receiving this  
28. along with their first year tax cycle.

29. PRESIDING OFFICER (SENATOR WALKER):

30. Senator Rock.

31. SENATOR ROCK:

32. Well, let me...let me just state in conclusion, I don't...  
33. it is your bill and you are obviously entitled to amend it any

1. way you see fit. The problem that I...I am confronted with,  
2. frankly, is that we are dealing and will deal a little...a little  
3. later with the question of senior citizen tax relief. This is  
4. obviously one component. The...the only thing I question is the  
5. timing. This...this is a benefit tannngible money that will not  
6. be received until nineteen seventy-six. It just seems to me  
7. that we do not now in November of seventy-four have to deal  
8. with this program.

9. PRESIDING OFFICER (SENATOR WALKER):

10. Senator Hall.

11. SENATOR HALL:

12. Well, as you know, Senator Rock, property taxes are  
13. assessed as of the first of January each year and in order to  
14. have this become effective as soon as possible, which is January  
15. 1st, 1975 for 1975 taxes, it's the earliest possible date. We  
16. would have to adopt this now.

17. PRESIDING OFFICER (SENATOR WALKER):

18. Is there any further discussion? If not, Senator Hall  
19. moves the adoption of Amendment No. 1 to SB 211. All those in  
20. favor will signify by saying Aye. Opposed No. The amend...  
21. Amendment No. 1 to SB 211 is adopted. Are there further amend-  
22. ments? Third reading. House Bills, second reading. HB 2715.

23. SECRETARY:

24. HB 2715.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments.

27. PRESIDING OFFICER (SENATOR WALKER):

28. Are there amendments from the Floor?

29. SECRETARY:

30. Amendment No. 1 offered by President Harris.

31. PRESIDING OFFICER (SENATOR WALKER):

32. President Harris.

33. SENATOR HARRIS:

1. Mr. President, Members of the Senate, Amendment No. 1 or  
2. perhaps you ought to change the designation on the board that  
3. it is a House Bill 2715. The effect of this amendment would  
4. be to provide essentially these two changes. That in that  
5. section of the Circuit Breaker Act that is operative now, the  
6. allowance for rent expenditure can advance to twenty-five  
7. percent of a persons rent paid out for rent. In the calcula-  
8. tions for qualification of benefit under the Circuit Breaker  
9. Act, additionally, in the development of the full five hundred  
10. dollar maximum grant, under the Circuit Breaker Act, your  
11. expenditures are calculated for rent or local property tax  
12. payments with an income qualification up to ten thousand  
13. dollars. The additional effect of this amendment would  
14. increase that ceiling for expenditure for the purposes under  
15. the existing Act from that ten thousand dollar ceiling up to  
16. twelve thousand dollars so that it would extend the benefits  
17. of the present operation of the Circuit Breaker Act to senior  
18. citizens who's expenses for local property taxes or for rent  
19. to qualify for the maximum from the ten thousand dollar cut-  
20. off to twelve thousand. So that greater numbers of persons  
21. could qualify for the five thousand dollar maximum grant. Now,  
22. we suggest that HB 2715 is laudable in its purpose in its  
23. present form. Laudable in its purpose but its actual achieve-  
24. ment in the total process of government will be to misdirect  
25. an interest in the tax burden circumstance of senior citizens.  
26. If 2715 passes as it is presently before us, it will add an  
27. additional program to provide benefit for senior citizens in  
28. Illinois. There are two existing programs. We've just been  
29. talking about one in the bill that was before us a moment ago.  
30. What really can be called the Senior Citizen Homestead Exemption  
31. Act and that program is in effect and it's operative and its  
32. administrative shakedown cruise has occurred. And the local  
33. bugs have been worked out of that. The Circuit Breaker Act that's

1. been in effect for some time now has begun to have its admin-  
2. istrative bugs pretty well worked out of it. Just last year,  
3. we simplified it...we simplified...I'm sorry, not last year,  
4. this year. We simplified its operation by the passage and it's  
5. been signed in law by the Governor of twenty-seven ninety which  
6. eliminated some of the complexities in the operation of the  
7. Circuit Breaker Act now. The amendment to the Circuit Breaker  
8. Act, as proposed by 2715 as it came to us from the House, would  
9. add a third program involving it's own administrative machinery  
10. and that program would be dollar grants to senior citizens based  
11. on a top ceiling for qualification of ten thousand dollars and  
12. bracketed within the Act as proposed by the amendment to it  
13. providing for grants to the persons within those three grants.  
14. A new program in addition to the two already in existence. We  
15. are suggesting that it's far more responsible to continue to  
16. improve the existing programs and to grant really true tax  
17. relief with no increase in administrative expense. And in  
18. combination with Senator Hall's bill, the provisions contained  
19. in the amendment that I am offering to the Membership here  
20. would broaden the effectiveness of the Circuit Breaker Act.  
21. It would increase, as I've stated, the calculations for quali-  
22. fication for benefit under the Circuit Breaker Act for renters  
23. from twenty-five percent of their expense for rent to thirty  
24. percent and it would increase the ceiling for which a person  
25. could qualify for the maximum grant from ten thousand dollars  
26. to twelve. Now, there is a compensating effect as a result  
27. of the favorable consideration of the bill that Senator Hall  
28. is sponsoring that its operation raising from fifteen hundred  
29. to three thousand dollars would have the effect of reducing  
30. the existing grants, the existing grants under the Circuit  
31. Breaker Act somewhat. And so you have an offsetting result.  
32. By the favorable progress of SB 211 of actual cost in the  
33. effect of 2715 if you would adopt my amendments...my amendment,

1. singular, then you would have a very responsible program of  
2. direct and sound benefit to the senior citizens of Illinois  
3. by up-grading the effectiveness of our two programs that take  
4. special cognizance of the special problems of the elderly  
5. within the Illinois citizenry. We believe this is a far  
6. more sound approach than to add on a third program as proposed  
7. by 2715 as it is before us without my amendment. Much as we  
8. might want to minimize administrative expense, and as much as  
9. we might hope for dramatic, dynamic, administrative procedures  
10. in the administration of any program, I am confident and it  
11. very well may be debatable but I am confident that the effect  
12. of 2715 without my amendment would involve a minimum increase  
13. administrative expense of seven hundred fifty thousand dollars.  
14. I'd much prefer to see that seven hundred fifty thousand dollars  
15. which would be eaten up by the expanded bre...bureaucracy  
16. utilized within the framework of my amendment that would not  
17. add one cent to increased administrative expenditure but would  
18. direct the benefits to the people we want to help. Under  
19. Senator Hall's bill, the State would assume the burden for the  
20. first fifteen hundred dollars. And the point that I made just  
21. now would be effected only to this extent that a warrant would  
22. have to go to every one of the hundred and two counties to be  
23. spread by that county among the taxing bodies by the State's  
24. contribution of that first fifteen hundred dollar multiple of  
25. Homestead Exemption to whatever extent that would cost adminis-  
26. tratively would be lost. But I suggest it would be insignificant  
27. in comparison to the administrative expense of 2715 as it is  
28. before us. Now, I'll be happy to respond. I think I've  
29. essentially expressed our total attitude toward responsible  
30. legislative interest in the senior citizens of Illinois. And  
31. I don't quarrel at all with the purpose of 2715. It's laudable.  
32. I think the alternative that Senator Hall and I are proposing  
33. is sound from an administrative standpoint and more direct in

1. applying the benefits where we want them to go. I would urge  
2. that the Membership support Senate Amendment No. 1 to HB 2715.

3. PRESIDING OFFICER (SENATOR WALKER):

4. Does Senator Rock desire recognition? Senator Rock.

5. SENATOR ROCK:

6. Thank you, Mr. President and Members of the Senate. As  
7. the chief sponsor of HB 2715 which was introduced in April in  
8. the House, the intent of this bill is to provide sales tax  
9. relief for senior citizens. The Lt. Governor has in his office  
10. about a hundred and twenty-five thousand individual postcards  
11. and signatures from senior citizens all over the State. I stand  
12. here to oppose Senate Amendment No. 1 as offered by Senator  
13. Harris and I oppose it for a couple of reasons. Primarily  
14. because in that amendment there is provision for deletion of  
15. the Senior Citizens Tax Relief Program that the Lt. Governor  
16. has brought before the Assembly. It deletes it totally and  
17. then makes two changes in the existing Circuit Breaker Act.  
18. Now, we have had a number of meetings over the past few weeks  
19. and we are not at all unamenable to changes in the existing  
20. Circuit Breaker Act. As a matter of fact, amendments have been  
21. prepared and we are prepared to prefile bills to enlarge the  
22. scope to hopefully reach more of the senior citizens. But this  
23. program is a new program. It is a tax rebate, a cash grant, to  
24. provide some type of relief for senior citizens in this infla-  
25. tionary period. I would quarrel with Senator Harris on...on another  
26. respect. My understanding is from the Department of Revenue that  
27. there is to be no new administrative machinery, that the existing  
28. machinery will adequately work to provide also this relief. The  
29. form, instead of having one part, will have two parts. The  
30. booklet, the whole mechanics, is the same and there will be no  
31. increase cost except to the extent that additional staff,  
32. obviously, will be required to process more claims. This is a  
33. bill which is needed now and this is a bill which is needed in

1. its present unamended form. All the suggestions as to different  
2. types of enlargements or refinements or fine tuning on the  
3. existing Circuit Breaker Act can and probably will be done next  
4. Session. But relief is demanded by these senior citizens now  
5. and this bill is the vehicle. I would ask that Senate Amendment  
6. No. 1 be defeated.

7. PRESIDING OFFICER (SENATOR WALKER):

8. Senator Berning.

9. SENATOR BERNING:

10. May I...may I direct a question to the chief sponsor  
11. of the bill? What is the effective date of the proposed  
12. benefit to the senior citizens under the existing 2715?

13. PRESIDING OFFICER (SENATOR WALKER):

14. Senator Rock.

15. SENATOR ROCK:

16. When they will receive the benefit? We are...we are  
17. prepared and the Lt. Governor has been working with the  
18. Department of Revenue. Upon passage and approval by the  
19. Governor, the forms are ready to go out now and there will be  
20. tax relief within a matter of a couple of months under this  
21. program.

22. PRESIDING OFFICER (SENATOR WALKER):

23. Senator Berning.

24. SENATOR BERNING:

25. You say you are preparing forms already? Isn't that a  
26. little presumptuous?

27. PRESIDING OFFICER (SENATOR WALKER):

28. Senator Rock.

29. SENATOR ROCK:

30. No, let me say they have not, obviously, been printed. There  
31. is a form designed and it's merely a bottom perforation type  
32. copy to the existing Circuit Breaker form which is now provided  
33. by the Department of Revenue.

1. PRESIDING OFFICER (SENATOR WALKER):
2. Senator Berning.
3. SENATOR BERNING:
4. Very well. Now, you've gotten down to the very point I
5. wanted to make. This would not be immediately effective, could
6. not be immediately effective, would not be effective until May
7. or June of '75. Correct?
8. PRESIDING OFFICER (SENATOR WALKER):
9. Senator Rock.
10. SENATOR BERNING:
11. Since the...since the Circuit Breaker forms and applica-
12. tions cannot be completed until after the 1974 tax bills go
13. out, are computed and ready to go out.
14. PRESIDING OFFICER (SENATOR WALKER):
15. Senator Rock.
16. SENATOR ROCK:
17. Now, I...my understanding, Senator Berning, is that relief
18. under this program can and will be available within a matter of
19. a couple of months, in early 1975 assuming passage in its
20. unamended form.
21. PRESIDING OFFICER (SENATOR WALKER):
22. Senator Berning.
23. SENATOR BERNING:
24. Will you explain to me how that is possible when this is
25. an integral part of the Circuit Breaker Legislation which has
26. a fixed procedure already established? In my opinion, you
27. cannot deviate from what is already the existing law.
28. PRESIDING OFFICER (SENATOR WALKER):
29. Senator Rock.
30. SENATOR ROCK:
31. Yeah, Senator Berning, all I can do is relate to you the
32. understanding that I received from the Lt. Governor and from
33. the Director of Revenue.



1. PRESIDING OFFICER (SENATOR WALKER):

2. Senator Berning.

3. SENATOR BERNING:

4. Well, Mr. President, I probably am also presumptuous in  
5. attempting to imply that the Department of Revenue doesn't  
6. know what it's doing. But if I understand the Circuit Breaker  
7. Legislation as it now exists, the filing date for the Circuit  
8. Breaker for the 1974 tax year is after the mailing date of the  
9. 1974 tax bills and that is in normally May or June of 1975.  
10. Now, I fail to see how anyone with a good understanding of  
11. our procedures and without a predetermined intent to deceive  
12. the senior citizens can imply that the senior citizens or  
13. anyone else is going to get any immediate tax relief. This is  
14. a preposterous proposal designed to delude the uninformed and  
15. there's been no effort made by the press or any one of the  
16. proponents to fully inform the senior citizens and tell them  
17. point blank, you are being hoodwinked. Now, if you want to  
18. provide sales tax relief, then do it. And cut the sales tax.  
19. But I submit, Mr. President, that the more responsible way  
20. to provide the benefit, most of us if not all, would like to  
21. see accrued to the senior citizens of our State is to enhance  
22. the already existing programs which this Body enacted two and  
23. three years ago, namely the Homestead Exemption and the  
24. increased benefits of the Circuit Breaker, two laudable,  
25. workable, now fully implemented programs and not attempt to  
26. destroy or des...delude and minimize them by a fallacious type  
27. of proposal which is contained at this time in HB 2715.

28. PRESIDING OFFICER (SENATOR WALKER):

29. Senator Rock.

30. SENATOR ROCK:

31. Well, let me just respond to especially the characteriza-  
32. tion as hoodwinked or fallacious. That the thrust of this  
33. program while it is obviously another grant geared to and an

1. an integral part of the Circuit Breaker. The idea and the  
2. form, as I understand it, as presently designed, would provide  
3. that once one is able to determine one's income for the year  
4. of '74 which would hopefully be at the end of 1974, one can  
5. immediately apply for this grant and then subsequently, would  
6. send in the top half of the form upon receipt of the property  
7. tax bill.

8. PRESIDING OFFICER (SENATOR WALKER):

9. Senator Glass.

10. SENATOR GLASS:

11. Well, thank you, Mr. President. I'd like to ask Senator  
12. Rock a question also. I think Senator Berning touched on  
13. this but I...I believe it should be brought out to all the  
14. Membership and those that aren't aware of it. Senator Rock,  
15. in fact, does your bill have anything to do with the sales  
16. tax?

17. PRESIDING OFFICER (SENATOR WALKER):

18. Senator Rock.

19. SENATOR ROCK:

20. No. The intent and let me stress the word intent of  
21. the legislation is to provide an amount of money in the form  
22. of a grant which would be commensurate with the amount of  
23. sales tax one in that economic bracket would pay. Okay?

24. PRESIDING OFFICER (SENATOR WALKER):

25. Senator Glass.

26. SENATOR GLASS:

27. Well, thank you, Senator Rock. I...I think it's important  
28. to bring that out. In other words, neither this bill, that is  
29. 2715 as it stands now or as amended, have anything whatever to  
30. do with the sales tax. And the only question is if we can't  
31. afford tax relief at this time and I seriously question whether  
32. we can at all, which is the more effective way, the more workable  
33. way of providing it. I hope the Membership recognized that that

1. is the question. Neither of these bills has anything to do  
2. whatever with the Illinois State sales tax.

3. PRESIDING OFFICER (SENATOR WALKER):  
4. Senator Harber Hall.

5. SENATOR HALL:  
6. Would the sponsor of the bill yield for a question?

7. PRESIDING OFFICER (SENATOR WALKER):  
8. He indicates that he will.

9. SENATOR HALL:  
10. Senator Rock, I...I notice too, in reference to the  
11. paragraph delineating what you believe to be the intent of  
12. this amendment. I wonder, I have a little different intent  
13. if I were going to support this bill, it would be my intent  
14. to give this aid to senior citizens for the purposes of purchasing  
15. eyeglasses and false teeth. That would be the intent rather  
16. than to compensate them for the sales tax. Would you agree?  
17. If I proposed such an amendment as to my intent, wouldn't  
18. you think that would be better?

19. PRESIDING OFFICER (SENATOR WALKER):  
20. Senator Rock.

21. SENATOR ROCK:  
22. In a word, no.

23. PRESIDING OFFICER (SENATOR WALKER):  
24. Senator Weaver. Hall, had you concluded?

25. SENATOR HALL:  
26. Well, I don't like to be frivolous about a serious  
27. matter and I don't want anyone to believe that I was  
28. frivolous. I only proposed this suggestion because it is  
29. no more ridiculous to talk about assisting people in necessary  
30. purchases that they have to make, such as eyeglasses and such  
31. as false teeth, as it is to try and indicate that you believe  
32. this form of help for them is to compensate them for what they  
33. may or may not spend on sales tax. And so I think these

1. previous gentlemen have raised a very valid point and the Body  
2. should be aware that we should not take advantage of legisla-  
3. tive verbiage to mislead the public in a general manner. And  
4. I think this should be stricken from that...from the bill on  
5. that basis alone.

6. PRESIDING OFFICER (SENATOR WALKER):

7. Senator Partee or Senator Rock. Flip a coin. Senator  
8. Partee.

9. SENATOR PARTEE:

10. When you said both of us, I thought you were looking for  
11. a duet. Well, Mr. President and Members of the Senate, I  
12. think the point that Senator Glass raised with reference to  
13. the sales tax could be just amplified a little bit more.  
14. Originally, the thought and idea was to see that senior  
15. citizens did not have to pay sales tax. Now, when the bill  
16. got to the House, the House Appropriations Committee which is  
17. controlled by Members of your party thought that it would  
18. be administratively difficult to have and in the store, a  
19. division made between people over sixty-five and under  
20. sixty-five and having to prove whether they're under sixty-  
21. five or over sixty-five and on that basis, the three and a  
22. half percent came as a measure of what normally is spent by  
23. people in this category on sales tax. So, that's how the sales  
24. tax verbiage got involved. That's how the three and a half  
25. percent measure got involved. So, although, as Senator Rock  
26. says, it is indeed a grant, the grant is commensurate with  
27. what persons in this economic category would spend for sales  
28. tax and the grant comes in lieu of the sales tax. In other  
29. words, they'll pay the sales tax when they purchase their  
30. merchandise but it will be returned to them in this definitely  
31. measured kind of way without having the administrative  
32. difficulties that would be involved otherwise.

33. PRESIDING OFFICER (SENATOR WALKER):

1. Senator Weaver.

2. SENATOR WEAVER:

3. A question of the sponsor. Senator Rock, do you plan to  
4. amend the formula by which these grants are calculated or are  
5. we to understand that you're going with the formula as it is  
6. in the bill right now?

7. PRESIDING OFFICER (SENATOR WALKER):

8. Senator Rock.

9. SENATOR ROCK:

10. Well, let me say that that again came up during the  
11. negotiations over the past few months, Senator Weaver, and  
12. the point is a valid one. I have prepared and will offer  
13. the first of next year for the next Session a change in the  
14. existing formula. Now, the formula as...as it...this is the  
15. formula as it came out of the House. There...there was a  
16. seven or eight tier gradation as the bill was originally  
17. introduced. The House changed it. Obviously, we can have  
18. differences between the Houses and between the sides of the  
19. aisle as to what is the best formula. I do have an amendment  
20. prepared that I think will be more equitable, even more  
21. equitable let me say, than the current formula.

22. PRESIDING OFFICER (SENATOR WALKER):

23. Senator Weaver.

24. SENATOR WEAVER:

25. Well, Mr. President and Members of the Senate, it...under  
26. this formula in the bill and if we're talking about giving  
27. back in the way of grants that which one pays in sales tax,  
28. for example, one who has an income of three thousand, say  
29. three thousand nine hundred and ninety-nine dollars would be  
30. entitled to a hundred and thirty-nine ninety-six. But if he  
31. receives say four thousand dollars, one more dollar, then his  
32. grant drops to sixty dollars. I don't think this is really  
33. reflective of what one pays in sales tax. This...the whole

1. formula of computing these grants, I think, is very bad.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Rock.

4. SENATOR ROCK:

5. Well, I...was that a...it was at best a rhetorical  
6. question. Obviously, anytime you have a formula, anytime you  
7. draw a line, there is some form at least well meaning  
8. discrimination. It's...it's the same in...in every gradation  
9. or graduated series. Obviously, if we could construct a  
10. formula and as a matter of fact we have been working with four  
11. or five different kinds of formulas to try to better equalize  
12. it. That's a point well taken. I think the existing formula  
13. can work and it should work now.

14. PRESIDING OFFICER (SENATOR WALKER):

15. Senator Palmer. I'm sorry.

16. SENATOR PALMER:

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

18. PRESIDING OFFICER (SENATOR WALKER):

19. No, you can't do that. I told Senator Wooten I'd  
20. recognize him. The Gentleman from Rock Island, Senator  
21. Wooten.

22. SENATOR WOOTEN:

23. You wouldn't deprive me of the opportunity of being  
24. recognized by Senator Walker. I cherish that. It just seems  
25. to me that a lot of what we have said shows that we are  
26. being sidetracked in an unfortunate semantic quibble about  
27. whether it's sales tax relief or a grant. Obviously, it's  
28. a grant and it was computed according to average sales tax  
29. cost. But the thing that concerns me is more along practical  
30. lines. We have, I believe, four more legislative days  
31. remaining. If we put an amendment on this, it goes back to  
32. the House and it could very easily, very easily become lost  
33. in the remaining four days which may, I think many of us hope,

1. shrink to three. I believe that everyone concerned with the  
2. bill has been frank in stating that there are aspects to it  
3. which can be corrected and there is good will, I believe, shown  
4. on all sides to correct those things including the very  
5. formula to which illusion was just made. Since we're talking  
6. about practical things, I believe timing is what we're concerned  
7. with here. We would like to get the bill on the books and  
8. tax relief moving as rapidly as possible. This seems, under  
9. the circumstances, a reasonable and rational approach and I  
10. fear that the addition of an amendment will have the practical  
11. effect of killing the bill.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Senator Hynes, desire recognition. Senator Hynes.

14. SENATOR HYNES:

15. Mr. President and Members of the Senate, I make just a  
16. couple of comments because I think the matter has been covered  
17. fairly thoroughly. But I'd like to go back again to the  
18. point that was made that the percentages, the figures, the  
19. formula involved here is not really a matter of sales tax  
20. relief but is simply some arbitrary number that is picked out  
21. of the air. The fact is that these percentages are those that  
22. the Bureau of Labor Statistics have said amount to the expendi-  
23. ture of income by senior citizens for these necessities of life.  
24. This approach has been doc...adopted for administrative con-  
25. venience and for administrative ease. Senator Partee alluded to  
26. the serious problems there would be in any effort to remove the  
27. sales tax directly on these necessities at the level of the  
28. purchasing. It could not be done. This is, I think, a unique  
29. and an innovative way to bring about that kind of sales tax  
30. relief that all of us have been seeking. It can be effectively  
31. administered by the Department, it can be done through the  
32. existing Circuit Breaker Program. There is no problem at all  
33. in putting this program into effect and it will go into effect

1. immediately. Now, I'd really...I think we really ought to  
2. face up to what the actual issue is here. This amendment is  
3. nothing more than an effort to kill this bill and this program  
4. and tax relief for this Session and perhaps permanently because  
5. in effect, a...an affirmative vote for this amendment will do  
6. just that. And it's clear to anyone who has spent more than  
7. one hour observing the legislative process that that is so.  
8. And let's look at it. We now have and we...and we're...we've  
9. been talking about administrative convenience and ease and  
10. simplicity and so on, we now are going to try and transform  
11. this relatively straightforward simple bill into a package.  
12. We are going to have SB 211 as part of that package. We're  
13. going to have a new HB 2715. Each will require a separate  
14. appropriation bill. Each will require separate hearings.  
15. Each will have to be considered separately on the merits. The  
16. earliest possible time that either of these bills could pass  
17. out of the Senate would be tomorrow, obviously. SB 211 has  
18. never seen the light of day in the House of Representatives.  
19. And the...the most time that I would expect the House of Repre-  
20. sentatives to be in before the end of this Session is three  
21. days. That would mean that the House would have to accept  
22. this bill without any consideration or deliberation and simply  
23. pass it out. And I think anyone that would even suggest that  
24. that is possible is not facing up to the realities of the  
25. situation here. This combination, I think on the merits, is  
26. undesirable. It is cumbersome. It is not as smooth, efficient  
27. as rea...and reasonable as 2715 is. Furthermore, it has no  
28. chance whatever of passing. It cannot as a practical, mechanical  
29. matter get out of this General Assembly in this Session and we  
30. all know that. If you want to start all over again in January  
31. with new bills, back and forth between the Houses, if you want  
32. to consider this thing from the beginning again, if you want  
33. to put it off for a year, then vote for this amendment. But if



1. you want to adopt a reasonable tax relief program and do it  
2. now, vote against this amendment and let's get this bill out  
3. of here. Let's look at the issue the way it really is.

4. PRESIDING OFFICER (SENATOR WALKER):

5. Senator Bell.

6. SENATOR BELL:

7. Thank you, Mr. President, Members of the Senate. You  
8. know, the issue that we're dealing here this afternoon on  
9. HB 2715 and SB 211 is an issue that's dear to everyone of us  
10. in the Senate. And it's dear, certainly, to the population  
11. of this great State of Illinois. It's tax relief for those  
12. that are in a position that cannot increase their incomes  
13. that are living on fixed incomes and cannot compete in our  
14. society today. It's, my friends, it's like motherhood, apple  
15. pie, flag and if you will ERA. Now, I...I was very reticent  
16. to...to take the microphone in behalf of what I'm about to  
17. say, it may be construed against me but I think it does have  
18. to be said. I think probably most all of us in the Senate  
19. have read the editorial in the fine newspaper from Chicago  
20. put out by the Comptroller of the State of Illinois that draws  
21. reference to the budget of this State. And the fact that if  
22. we continue to spend in the patterns that we are, evidently,  
23. following that we're going to be called on in short order to  
24. have an income tax increase in this State and I think it has  
25. to be said. And you on the other side of the aisle, you're  
26. going to be running the show in the next two years, are you pre-  
27. pared to vote for an increase in the income tax? I hope you  
28. are because if this bill goes through and some of the others  
29. that are being talked about, the people of this State will be  
30. faced with that issue. Lord knows it's not my purpose as a  
31. Member of this Body to get up and try to take something from  
32. the senior citizens. My...my gosh, there's people in this State  
33. all over... Whether they're senior citizens or whether they're

1. on public aid or whether they're with various union groups,  
2. I mean there's people all over that have needs, crying needs  
3. all the time. You can't satisfy them all. And when we try  
4. to address ourselves to the problems and senior citizens, it's  
5. got to be done on a basis that's rational. A basis that's  
6. going to implement itself on a program that's currently exist-  
7. ing. I think we're going out and trying to trade on the  
8. weaknesses of a large body of our citizenry try...to try to attempt  
9. to make ourselves look good with 2715. And let me say further,  
10. I've had calls back in my district, Senator support 2715, we  
11. need it. And at that time, I said I see no reason that I  
12. won't support it but since I've been back here into this  
13. Session and have examined the direction that the budget of this  
14. State is going, I've had to look at it a little differently.  
15. And I wish you would too. It shouldn't be a partisan issue  
16. and yet that's what being dragged out here. Thank you, Mr.  
17. President.

18. PRESIDING OFFICER (SENATOR WALKER):

19. For being reticent, you didn't do too bad. Senator  
20. Sours and then Senator Palmer.

21. SENATOR SOURS:

22. Mr. President, since...Mr. President and Senators, may we  
23. have a little quiet while it's still constitutional, Mr.  
24. Speaker. Since even a cat can look at a king, perhaps we  
25. might take a minute or two to pause and dig into the genesis  
26. of this social legislation. It so happens we have a very  
27. affable, handsome, striking Lt. Governor who conceived the idea  
28. that he would bring forth some significant litigaga...legislation  
29. which would be attractive to a certain age segment of our  
30. society. So what do some of his competitors, they rely upon  
31. monkey see, monkey do so we're going to do the same thing.  
32. Mr. President, there's quite a lot of racket here and I've not  
33. completed my remarks yet.

1. PRESIDING OFFICER (SENATOR WALKER):

2.           Could we break it up back there in the corner? Both  
3. corners? Thank you. Proceed, Senator Sours.

4. SENATOR SOURS:

5.           So we ape and we bring out another image of the same  
6. thing because it's an eye catcher and there are many elderly  
7. people who vote. Certainly, if they were unable to vote,  
8. I doubt seriously if anybody would ever waste a second on  
9. this kind of special legislation. And I see some of the  
10. Members of our group here sort of cringing remembering the  
11. first Tuesday in this month when we deal with this block  
12. in a couple of years. Well, let me say what will happen to  
13. this legislation if it ever does become the law. The...there  
14. will be an increase as the years go by in the benefits. That's  
15. one angle. And everyone will get a brownie point. You get a  
16. pat on the back and a nice comment in the retired citizens  
17. gazette when the benefits are increased. Now, the alternative  
18. is to lower the age and the...the end of the road is simply  
19. this. We will be having a group of people, American citizenry,  
20. between the age of twenty and fifty in their productive years  
21. supporting everybody else in the United States of America.  
22. Last year was the first year, ladies and gentlemen, in the  
23. history of the Federal Income Tax and the Social Security  
24. System when the Social Security withholdings exceeded in many  
25. instances the actual income tax. What about minors? There  
26. are minors who own real estate. Are you going to have special  
27. legislation for people who are sixty or sixty-five or older  
28. and not minors? Many guardianship estates own real estate.  
29. Are you going to prefer the old against the young only because  
30. of age? And I could actually parade the horrors here to show  
31. you why we are wasting all of our time here today. We are the  
32. greatest idlers in christendom them as of this afternoon because  
33. we are appealing to the vanities of people and we're digging

1. down into the pockets of those people who are between the age  
2. of twenty and fifty or fifty-five who will pay for this long  
3. after we've left. Sure, you get a few extra votes but govern-  
4. ment was never destined or designed for that kind of deceit  
5. and insincerity and flimflam. I say to you let them go out  
6. and earn a living, those who are disabled, help them without  
7. limitation. Simply, to get their votes, that leaves me cold.  
8. PRESIDING OFFICER (SENATOR WALKER):

9. Senator Palmer.

10. SENATOR PALMER:

11. Mr. President, if we don't get to vote on this Circuit  
12. Breaker Bill pretty soon, many Senators will blow a fuse. I  
13. move the previous question.

14. PRESIDING OFFICER (SENATOR WALKER):

15. Senator Palmer has moved the previous question. All in  
16. favor signify by saying Aye. Opposed No. Senator, adoption  
17. of Amendment No. 1 to SB 2715. All in favor signify by saying  
18. Aye. Opposed No. The Ayes have it. Roll call has been  
19. requested. Senator Harris. I'm sorry.

20. SENATOR HARRIS:

21. Well, Mr. President...

22. PRESIDING OFFICER (SENATOR WALKER):

23. Mr. President, will you close the debate. Maybe you can  
24. sway a few here and we won't have to have a roll call.

25. SENATOR HARRIS:

26. Ok. Well, I...I thought it was traditional for the sponsor  
27. of the matter under consideration that has been pre-empted or  
28. that the Senate has determined to close debate that he would  
29. wind up the discussion. I do want to touch on...

30. PRESIDING OFFICER (SENATOR WALKER):

31. That...that's true, Mr. President. It's just been four  
32. years since I've presided and it slipped my mind. I'm sorry.

33. SENATOR HARRIS:

1. Okay. I want to...just briefly, wrap this up. I want to  
2. respond to Senator Lyons' comments...Hynes, I'm sorry. Well,  
3. very frankly, I think of the great skill of Tom Lyons when I  
4. think of the great skill of Tom Hynes. I have deep respect  
5. for both of those skillful Members and once a Member, always  
6. a Member - Tom Lyons and Tom Hynes. But I want to respond to  
7. the present Senator, Tom Hynes, who indicated that this amendment  
8. was only an attempt to scuttle this bill. And I want to reject  
9. that out-of-hand. This amendment attempts to eliminate burgeon-  
10. ing administrative expense. And Senator Rock's response to  
11. Senator Berning clearly states that. Senator Rock stated  
12. that the forms are already available; by what statutor...statutory  
13. authority, I don't know. But that the process for grant quali-  
14. fication would proceed on its own and that the process of  
15. Circuit Breaker qualification would be separate from that. And  
16. I just tell you that that's a very clear recital that there is  
17. administrative duplication involved in the operation of 2715,  
18. if unamended. Now, let's just think for a minute where we are.  
19. Right now, in the operation of the Circuit Breaker Act, the  
20. 1973 Property Tax, payable in '74, for which one would qualify  
21. for a grant under the existing law in '75. And that's what  
22. we're talking about in this bill, if it's not amended, would  
23. be grants payable in 1975. You cannot calculate your 1974  
24. Income Tax until January 1st, 1975, for your 1974 taxable year.  
25. And you cannot calculate your rental payments for the existing  
26. qualification under the Circuit Breaker for '74, until the last  
27. rental payment that you've made in '74, and apply it within the  
28. existing income tax bracketing for qualification under the law  
29. now. Now, there were statements made prior to November 5th  
30. that people should have sales tax relief now, before Christmas.  
31. What kind of campaign oratory is that except that it's pure  
32. baloney. There is no way 2715 provides sales tax relief at  
33. all, except the verbiage in this bill that states that it's the

1. purpose of this paragraph to provide a grant to certain  
2. citizens approximating the amounts paid annually in Retailer's  
3. Occupation Tax on clothing, home heating, food and medicines.  
4. Well, that's a laudable statement and that's got no more to do  
5. with the operation of the Sales Tax Act and the demand and  
6. requirement of Illinois citizen purchasing of retail than any  
7. other absolutely disconnected but laudable sounding verbiage.  
8. This bill is pure and simple, a grant to senior citizens  
9. which will be an add-on of program to the two existing ones.  
10. And there is no sales tax relief in this bill as it is before  
11. us. It will have no effect on the person that goes into the  
12. grocery store to make a purchase and I daresay that there are  
13. literally thousands upon thousands of people, of senior citizen  
14. qualification who think that this bill is going to give them  
15. sales tax relief at the point of purchase because of the hokum  
16. that's been connected with the promotion of this bill in its  
17. present form. Now, the absolutely conscientious intent of this  
18. amendment which we are considering is to eliminate administrative  
19. expense, and to direct tax relief where it ought to go to the  
20. senior citizens. And I suggest to you that directly connected to  
21. our proposal is a consideration of Senator Hall's bill that provides  
22. for increased tax relief for senior citizens in both the Home-  
23. stead Exemption Law which is operating now and the Circuit  
24. Breaker Law which is operating now. This is not an attempt to  
25. scuttle this bill. I would just raise one other very significant  
26. point. And that is that if this bill becomes law without this  
27. amendment, it will negate the amendments provided in the Circuit  
28. Breaker Act in 2790. The case law states very clearly that the  
29. last bill enacted shall prevail and this bill does not provide  
30. for the amendments that were operated under the enactment of  
31. 2790. So, if you really were sincere about the effect of that  
32. part of the Circuit Breaker Act and it was a sound amendment  
33. passed by both sides of the aisle in both Houses and signed by

1. the Governor, the very sound simplifying amendments to the  
2. Circuit Breaker Act in 2790, you would add into here the  
3. restatement of those principals so that those amendments  
4. would not fall to the ground. The fact is that we are not  
5. trying to scuttle this bill. We're trying to provide res-  
6. ponsible senior citizen tax relief. And I suggest that this  
7. is a sound amendment and I hope that both sides of the aisle  
8. will support it and adopt this amendment, and I ask for a  
9. favorable roll call. And it's perfectly obvious that the  
10. Membership want a roll call. And I thank you for your atten-  
11. tion and urge you to...to support the adoption of Amendment  
12. No. 1.

13. PRESIDING OFFICER (SENATOR WALKER):

14. Senator Harris moves the adoption of Amendment No. 1  
15. to HB 2715. Those in favor vote Aye. Those opposed No and  
16. the voting is open. Senator Mohr, will you record me as  
17. voting Aye. Have all voted who wish? Have all...have one  
18. Senator without a key. We've waited before as I understand.  
19. I hate to...I...you know, to preclude Senator Conolly from  
20. voting would be like precluding myself. I'm a Member of that  
21. klan, remember? Have all voted who wish? I had a premonition  
22. on that one, Senator Conolly. Have all voted who wish? On  
23. this questipn, the Ayes are twen...take the record. On this  
24. question, the Ayes are twenty-eight, the Nays are twenty-eight,  
25. those Voting Present are two. The amendment fails. Senator  
26. Nimrod has requested a verification. Is he supported in that  
27. motion? If you want a verification of the...of the negative  
28. vote or the affirmative vote, Senator Nimrod? The neg...  
29. verification of the negative vote has been requested. The  
30. Clerk please...the Secretary.

31. SECRETARY:

32. The following voted in the Negative:

33. Bruce, Buzbee, Carroll, Chew, Course, Daley, Donnewald

1. Dougherty, Kenneth Hall, Hickey, Hynes, Johns, Knuppel,  
2. Kosinski, McCarthy, Netsch, Newhouse, Nudelman, Palmer,  
3. Partee, Rock, Romano, Saperstein, Savickas, Smith, Vadalabene,  
4. Welsh, Wooten.

5. PRESIDING OFFICER (SENATOR WALKER):

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. I assume the verification is completed. In light of the  
9. fact that more than five years ago, I first espoused the  
10. concept that we shouldn't have to pay sales tax on food, drugs  
11. and necessities. I'd like to be shown as a cosponsor of this  
12. legislation.

13. PRESIDING OFFICER (SENATOR WALKER):

14. Is leave granted to...Senator Soper.

15. SENATOR SOPER:

16. Senator Rock, before you call this bill on second reading,  
17. I told you that I had an amendment to this bill. You said  
18. you'd move it today and move it back tomorrow for my amendment.  
19. That's agreed?

20. PRESIDING OFFICER (SENATOR WALKER):

21. Senator Rock.

22. SENATOR ROCK:

23. Yes, Sir, I did agree that I would move it today with the  
24. understanding that I would call it back. I intend to also  
25. resist your amendment and I told you that also.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Are there any further amendments?

28. SECRETARY:

29. Amendment No. 2 by Senator Harber Hall.

30. PRESIDING OFFICER (SENATOR WALKER):

31. Senator Hall.

32. SENATOR HALL:

33. Mr. President, this amendment gets back to the validity and



1. and the seriousness of what we do here. It's been referred to.  
2. I think it's been pretty much agreed that the verbiage as  
3. referred to...as it was referred to by Senator Partee, is  
4. merely verbiage. Accordingly, I have presented this amendment  
5. which deletes from the language of 2715 these lines and these  
6. words. It is the purpose of this paragraph to provide a grant  
7. to certain citizens approximating the amounts paid annually in  
8. Retailer's Occupation Tax on clothing, home heating, food and  
9. medicines by these citizens. It's not needed. It's elusive.  
10. It's untruthful in fact. And I move for adoption of my amend-  
11. ment.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Senator Rock.

14. SENATOR ROCK:

15. Well, I...I rise in opposition, strong opposition to this  
16. amendment and I would ask its summary defeat. The legislative  
17. intent, you may call it verbiage, call it whatever you wish,  
18. in every piece of solid new program legislation, there is, more  
19. often than not, legislative intent incorporated therein. If this  
20. doesn't meet with your satisfaction, I...I'm frankly sorry about  
21. that. The...the amount of the grant in the income categories  
22. were based upon consumer studies. It was the intent, it is the  
23. intent to compensate these persons who spend a given amount on  
24. sales tax every year. And I would urge the defeat of this amend-  
25. ment.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Senator Partee. Senator Netsch.

28. SENATOR NETSCH:

29. Mr. President, if I might, a brief comment on this amend-  
30. ment and the purpose of that statement in a bill of this sort.  
31. I think if you will look back, Senator Hall, to the...at least  
32. the last two years, you will find that almost all of what I  
33. would call the good forms of sales tax relief have recognized

1. that total elimination of the sales tax is probably not  
2. feasible and the best way to go about it is through a cash  
3. grant, a rebate kind of system. But it is indeed intended to  
4. reflect the fact that we have in Illinois a high sales tax  
5. which is applicable to everything including food. It is  
6. simply that it has been determined that the more efficient  
7. and responsible way to provide that relief is not through  
8. the sales tax itself but through a different form of rebate  
9. system. So that I think it really is quite legitimate for  
10. that sentence to describe very accurately the purpose of this  
11. cash rebate program.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. Mr. ...

16. PRESIDING OFFICER (SENATOR WALKER):

17. Senator Hall wants to respond, Senator Mitchler, then I'll  
18. recognize you. Oh, Senator Mitchler.

19. SENATOR MITCHLER:

20. Mr. President and Members of the Senate, the reason  
21. Senator Hall is asking for the deletion of that paragraph is  
22. to clear what I feel and I think that Senator Harris eluded  
23. to it in eloquent language that this is the biggest falsifica-  
24. tion of legislation upon a group of citizens, senior citizens,  
25. those persons over sixty-five and disabled persons earning less  
26. than ten thousand dollars per year. Because it tells these  
27. people by having that language in the bill that they are getting  
28. refunded on a basis of three categorical figures, percentage  
29. figures, certain amounts. And these amounts are equal to the  
30. amount spent on food, clothing, medicine and household heating.  
31. And I'll tell you why it's a misnomer and why if it's not taken  
32. out, the people are going to determine this and are going to  
33. some day when they make their claim and they get their refund

1. and they compare it with their neighbors and they compare it  
2. with what they've spent on prescription drugs and what they've  
3. spent on household heating, they're going to find that they  
4. have been hoodwinked by Lt. Governor Neil Hartigan because  
5. he's going around the State and passed out pamphlets telling  
6. them that they're going to get senior citizens sales tax relief.  
7. There's the pamphlet. Now, if you read in the bill, you have  
8. three percentages applicable. And they range from zero income  
9. up to four thousand dollars income, actually three thousand  
10. nine hundred and ninety-nine in which you apply a three point  
11. five percent applicable figure. Now, for example, you have  
12. approximately estimated eighty-five thousand eight hundred  
13. Illinois households in the three thousand to three thousand  
14. nine hundred and ninety-nine dollar income category. If the  
15. three point five percentage figure was applied with a mean  
16. income of three thousand five hundred dollars, they would be  
17. eligible, those persons, to a refund from the State of a hundred  
18. twenty-two dollars fifty cents. Now, that is supposed to be  
19. based on what they would spend on these categories like sales  
20. tax. A person earning in the area between four thousand and four  
21. thousand nine hundred and ninety-nine dollars with a... approxi-  
22. mately eighty-three thousand one hundred sixty persons with a  
23. mean income of four thousand five hundred dollars, they would  
24. have applied a one point five percent applicable percentage  
25. figure and they would receive sixty-seven dollars fifty cents.  
26. How can you tell a person earning between four and five thousand  
27. dollars and spending more money than a person in three to four  
28. thousand dollars spending less money that they get only sixty-  
29. seven dollars fifty cents back instead of a hundred and twenty-  
30. two fifty. And if you don't think that those senior citizens  
31. aren't capable of figuring that out and talking to their  
32. neighbor when they fill this out, then and only then will they  
33. find out what a distortion and a misnomer has been presented to

1. them in all of these hearings that Neil Hartigan has had  
2. around this State of Illinois.

3. PRESIDING OFFICER (SENATOR WALKER):

4. Senator Palmer.

5. SENATOR PALMER:

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

7. PRESIDING OFFICER (SENATOR WALKER):

8. Senator Palmer moves the previous question. All in  
9. favor signify by saying Aye. Opposed No. Senator Hall is  
10. recognized to close the debate.

11. SENATOR HALL:

12. Well, Mr. President, I was truly surprised that support  
13. or objection to my amendment was iterated from certain  
14. Members of this Body when the fact is and they know it that  
15. this is deluding the people and I'm going to give one brief  
16. example similar to Se...Senator Mitchler's example and tell  
17. you what this does and you try and tell me how it relates to  
18. an...anywhere nearly accurate figure of sales tax. For example,  
19. this bill would provide someone making thirty-nine hundred  
20. and ninety-nine dollars with a cash check from the State for  
21. a hundred and thirty-nine dollars and ninety-six cents auto-  
22. matically, right away out of the State Treasury while one  
23. making four thousand dollars that is one dollar more would only  
24. get sixty dollars. That is much less than one half because he  
25. made one dollar more and he...he gets an immediate check of  
26. sixty dollars. Now, there's no relation between these figures  
27. and...in sales tax and there's no way that you can convince any  
28. sensible person that there is. It's been said that some of us  
29. don't favor this bill. That is not right. We think we have a  
30. better bill at less cost. We are not trying to kill this bill  
31. and I solicit your support for improving what may well pass and  
32. make a sensible bill by deleting the nonsense from it. I move  
33. for adoption of this amendment.

1. PRESIDING OFFICER (SENATOR WALKER):

2. Senator Harber Hall has moved for the amendment adoption  
3. ...the adoption of Amendment No. 2 to HB 2715. Those in favor  
4. will signify by voting Aye. Opposed No. A roll call vote  
5. has been requested. Those in favor vote Aye. Opposed Nay and  
6. the voting is open. Have all voted who wish? Take the record.  
7. On this question, the Ayes are thirty, the Nays are twenty-  
8. eight, Voting Present are none. And the amendment is adopted.  
9. Are there further amendments? Senator Berning.

10. SENATOR BERNING:

11. Mr. ...Mr. President and Members of the Body, I want to  
12. impose on your kind nature for just a moment. Because of my  
13. overwhelming concern for the Members of this Body on both  
14. sides of the aisle, because of my very sincere and great  
15. admiration for our fine Lt. Governor but more appropriately  
16. and more importantly because of my very sincere interest in  
17. the welfare and the well-being of our senior citizens and  
18. because they, in my opinion, are faced with a rather cruel  
19. hoax when this kind of material says sales tax relief for  
20. Illinois seniors must be a reality by Christmas and not the  
21. New Year's resolution. Knowing that this is impossible,  
22. Mr. President, under Rule 16, I move to strike the enacting  
23. clause, Mr. President.

24. PRESIDING OFFICER (SENATOR WALKER):

25. Well, first let's move HB 20...Senator Hall. Senator  
26. Kenneth Hall.

27. SENATOR HALL:

28. I'd like to ask a question, Mr. President. We just  
29. voted on 2715 and I never heard the roll call announced.

30. PRESIDING OFFICER (SENATOR WALKER):

31. The roll call was announced, Senator Hall. The amendment  
32. was adopted. The bill has not been moved to third but the  
33. roll call was announced, I think the record will so show.

1. Senator Rock desire recognition?

2. SENATOR ROCK:

3. I have been attempting for the last couple of minutes  
4. before Senator Berning's dissertation. I wish the verifica-  
5. tion of that roll call if it was...if, in fact, it was  
6. announced. I did not hear the announcement but if it was  
7. and I will take your word for that, I wish it to be verified.

8. PRESIDING OFFICER (SENATOR WALKER):

9. Senator Rock, there's another motion on the Floor at  
10. the present time and I was to strike the enacting clause.  
11. On...is there any further discussion? If not, the Clerk  
12. will take the roll. Voting is open. The motion is to strike  
13. the enacting clause of HB 2715. It requires thirty votes.  
14. All in favor vote Aye. Opposed will vote No. Senator Partee.

15. SENATOR PARTEE:

16. Parliamentary inquiry. Is that motion in writing and  
17. need it be?

18. PRESIDING OFFICER (SENATOR WALKER):

19. Senator Partee, no one has requested the motion in  
20. writing and I...

21. SENATOR PARTEE:

22. Well, Mr. President, I'm...I'm requesting that the  
23. motion be in writing because we've made some moral commitments  
24. to our senior citizens and if someone wants to strike the  
25. enacting clause to a piece of legislation to help people over  
26. sixty-five in this State, I want them to do it in writing  
27. so he can't say later that it wasn't his.

28. PRESIDING OFFICER (SENATOR WALKER):

29. Senator Partee, I have placed Senator Berning's motion.  
30. I have requested a roll...a roll call vote was requested. I've  
31. called for a roll call and that takes precedence over your  
32. motion to reduce it to writing. Senator Carroll.

33. SENATOR CARROLL:

1. Mr. President, I wish to invoke Rule 40 which says that  
2. every motion shall be in writing if any Senator desires it in  
3. which event the proponent of such motion may reduce it to  
4. writing and have action on it. We ask that it be reduced to  
5. writing under Rule 40.

6. PRESIDING OFFICER (SENATOR WALKER):

7. Senator, Senator Graham.

8. SENATOR GRAHAM:

9. Mr. President and Members of the Senate, I think to  
10. dissolve the argument and save some time, we went on...got  
11. on to the roll call, it'll all be over rapidly anyway.

12. PRESIDING OFFICER (SENATOR WALKER):

13. In response to Senator Carroll, during a roll call no  
14. motion except the motion to postpone shall be in order until  
15. after the announcement of the results of the vote. We're  
16. now on a roll call so let's proceed with it. I declared that  
17. the voting was open on the roll call vote. Senator Berning.

18. SENATOR BERNING:

19. Mr. President, again because of my overwheening concern  
20. for the welfare of this Body and out of deference to my good  
21. friend over there, the Assistant Minority Leader, I will  
22. withdraw my motion.

23. PRESIDING OFFICER (SENATOR WALKER):

24. Is there unanimous consent to withdraw the motion? Senator  
25. Rock.

26. SENATOR ROCK:

27. My motion to verify that roll call now in order?

28. PRESIDING OFFICER (SENATOR WALKER):

29. The board has been cleared, Senator Rock.

30. SENATOR ROCK:

31. That...that really is, frankly, immaterial.

32. PRESIDING OFFICER (SENATOR WALKER):

33. We...We have proceeded to another order of business but...

1. SENATOR ROCK:
2. No, we...no we have not, Sir.
3. PRESIDING OFFICER (SENATOR WALKER):
4. All right. Ver...Verification of the roll call has been
5. requested.
6. SENATOR ROCK:
7. Verification of the affirmative votes.
8. PRESIDING OFFICER (SENATOR WALKER):
9. Affirmative roll call. Will the Clerk please...
10. SECRETARY:
11. The following voted in the Affirmative:
12. Bartulis, Bell, Berning, Clarke, Conolly, Davidson,
13. Fawell, Glass, Graham, Harber Hall, Knuepfer, Latherow,
14. McBroom, Merritt, Mitchler, Howard Mohr, Don Moore, Nimrod,
15. Ozinga, Regner, Roe, Schaffer, Scholl, Shapiro, Sommer,
16. Soper, Sours, Walker, Weaver, Mr. President.
17. PRESIDING OFFICER (SENATOR WALKER):
18. The roll has been verified. The Yeas are...Ayes are
19. thirty, the Nays are twenty-eight and the amendment is
20. adopted. Are there further amendments? Third reading.
21. Senator Palmer.
22. SENATOR PALMER:
23. I had a point of information before you made that
24. announcement. What is the status of an amendment when the
25. Presiding Officer did not ask to take the record and no roll
26. call was announced? What is the status of that amendment?
27. PRESIDING OFFICER (SENATOR WALKER):
28. The record will show that the record was taken, Senator
29. Palmer.
30. SENATOR PALMER:
31. Can we be shown that the record so shows? How do you do
32. that?
33. PRESIDING OFFICER (SENATOR WALKER):



1. There's a transcript, a tape, and if you wish to listen
2. to that, you will find that the...the record...
3. SENATOR PALMER:
4. Well, I'm raising my point of information at this moment.
5. Can I have a...a replay of that tape right now? Because I
6. don't think there was a record taken and the vote was not
7. announced.
8. PRESIDING OFFICER (SENATOR WALKER):
9. The record was taken, Senator Palmer. And we just recalled
10. the affirmative votes, Senator Palmer. Senate Bills third
11. reading. Senator Rock.
12. SENATOR ROCK:
13. We're on the order, I think, Mr. President, House Bills
14. second. How about 2716? Can I have that read a second time?
15. PRESIDING OFFICER (SENATOR WALKER):
16. We'll return to the order of House Bills on second
17. reading. HB 2716. Senator Rock.
18. SECRETARY:
19. HB 2716.
20. (Secretary reads title of bill)
21. 2nd reading of the bill. No committee amendments.
22. PRESIDING OFFICER (SENATOR WALKER):
23. Are there any amendments from the Floor? Third reading.
24. The rec...the record will show Senator Knuppel as cosponsor
25. on HB 2716. To the order of Senate Bills on third reading.
26. SB 1682.
27. SECRETARY:
28. SB 1682.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER (SENATOR WALKER):
32. Senator Glass.
33. SENATOR GLASS:

1. Thank you, Mr. President and Ladies and Gentlemen of the  
2. Senate. This is a bill prepared by the Legislative Reference  
3. Bureau and with a concurrence both sides of the aisle has been  
4. brought to third reading. The purpose of it is to update our  
5. Illinois Revised Statutes and eliminate many of the duplicate and  
6. acts where the Statutes contain three or four printings of the  
7. same section of the Statute in order that the Statutes when they  
8. are printed in 1975 will not contain these duplications. This  
9. bill is being introduced at the present time. It makes nonsub-  
10. stantive changes. I'd be happy to answer any questions and if  
11. there are none ask for a favorable roll call.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Is there any further discussion? If not, the question is  
14. shall SB 1682 pass. Those in favor vote Aye. Those opposed will  
15. vote Nay and the voting is open. Will Senator Moore please vote  
16. me correctly. Have all voted who wished? Take the record. On  
17. that question, the Ayes are fifty, the Nays are none, those voting  
18. Present are none. SB 1682 having received the constitutional  
19. majority is hereby declared passed. The bill having received the  
20. affirmative vote of three-fifths of the Members elected is effective  
21. immediately upon its becoming a law. Will now...the Senate will  
22. now go to the order of motions on veto messages. The Secretary's  
23. requested we go right down the Calendar. SB 265. Senator Weaver.

24. SENATOR WEAVER:

25. Mr. ...Mr. President and Members of the Senate, this...this  
26. bill has been before us, before the General Assembly, since 1969  
27. that I know of. This would change that which the State charges  
28. local governments for collecting the sales tax from four percent  
29. down to two percent. The present charge by the Department of  
30. Revenue is equal to at least one-third of the cost of operating  
31. the entire department. Local governments are basically paying  
32. millions and millions of dollars for the privilege of having the  
33. State collect that one percent that they get. In this last year,

1. year of 1974, the cost of collection was less than one  
2. percent of the dollars collected for these municipalities and  
3. counties. I can give you the facts and figures on how many dollars  
4. we're talking about. The Department should be charging local  
5. governments about two point three million dollars which is the  
6. actual cost, however, they are charging twelve and a half million  
7. or ten million dollars in excess of...of the cost of collection.  
8. We've been over this many times. It's passed both Houses several  
9. times always to be vetoed by the Governor. So, I would move that  
10. SB 265 do pass the veto of the Governor to the contrary notwithstand-  
11. ing.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Senator...Senator Daley.

14. SENATOR DALEY:

15. I would like to ask the Senate sponsor a question.

16. PRESIDING OFFICER (SENATOR WALKER):

17. He indicates that he'll yield.

18. SENATOR DALEY:

19. Senator Weaver, this will bring as stated about ten million  
20. dollars back into the counties and local governments?

21. PRESIDING OFFICER (SENATOR WALKER):

22. Senator Weaver.

23. SENATOR WEAVER:

24. That's true.

25. PRESIDING OFFICER (SENATOR WALKER):

26. Senator Daley.

27. SENATOR DALEY:

28. That's spread throughout the hundred and two counties in the  
29. State?

30. PRESIDING OFFICER (SENATOR WALKER):

31. Senator Weaver.

32. SENATOR WEAVER:

33. Those counties and also every municipality that gets the one

1. percent.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Daley.

4. SENATOR DALEY:

5. Thank you.

6. PRESIDING OFFICER (SENATOR WALKER):

7. Senator Partee.

8. SENATOR PARTEE:

9. Well, certainly, I, too, live in a county and certainly we  
10. are all interested in seeing those local governments from which  
11. we come receive some reimbursement for collecting municipal and  
12. count...county retailers occupation and service occupation taxes.  
13. The thing that bothers me is that there seems to be some wide  
14. disparity of opinion as to what the actual costs are. Now, Senator  
15. Weaver says that it's about one to one and a half percent is all  
16. that is necessary to collect it and we get the report from the  
17. Governor's office that this is not the fact that it takes, it's  
18. approximately four percent is what it costs the State to administer  
19. these taxes. I...I am just bewildered in terms of which of these  
20. figures is correct and I take a position that we ought to re-examine  
21. this entire concept and have some evidence presented as to the cost  
22. factor so that we can intelligently vote and if there is this  
23. disparity and if it does not really cost four percent, then, of  
24. course, this is viable and very desirable legislation. But as of  
25. this moment, because of the indecision to which I've alluded and  
26. because of the lack of proof to me in terms of how much it does,  
27. in fact, cost, I am going to move to...I'm going to vote in that  
28. fashion which would sustain the Governor's veto. I promise you,  
29. Sir, that come January in the next Session, we will in...examine  
30. this question in depth and we will make a judgement based on all  
31. of the then available facts as to the amount necessary. And if we  
32. find that the amount as set forth in your statement is what it is,  
33. you may be assured that we'll be supportive of it. But as of this

1. time, we cannot.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Weaver.

4. SENATOR WEAVER:

5. Well, in order to answer Senator Partee's inquiry, we go back  
6. to the Page 240 of the accountability budget for Illinois where it  
7. clearly states the cost of collecting taxes. It goes back to  
8. fiscal year 1970 through '75. The percentage has gone in 1970 from  
9. .894 percent. In '74, it's .704 percent... .704 percent. So, if  
10. you have any credibility in this publication, I think your questions  
11. answered, Senator Partee.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Is there any further discussion? If not, the question is  
14. shall SB 265 pass the veto of the governor to the contrary notwith-  
15. standing. Those in favor vote Aye. Those opposed Nay. And the  
16. voting is open. Have all voted who wish? Take the record. On  
17. that question, the Yeas are thirty-seven, the Nays are thirteen,  
18. those Voting Present are none. SB 265 having received the required  
19. three-fifths vote is declared passed, the veto of the Governor to  
20. the contrary notwithstanding. SB 408.

21. SECRETARY:

22. House...motion. I move that SB 408 pass notwithstanding the  
23. veto of the Governor. Signed, Senator Frank M. Ozinga.

24. PRESIDING OFFICER (SENATOR WALKER):

25. Senator Ozinga.

26. SENATOR OZINGA:

27. Mr. President, Members of the Senate, SB 408 amends the  
28. Consumer Installment Loan Act. This was one of the bills that  
29. was passed in the closing hours of the Senate and I think it was  
30. misconstrued by the Governor. All that this bill really does, it  
31. increases the amount that can be lent from five thousand to ten  
32. thousand dollars. It increases the allowable maturity from sixty-  
33. one to a hundred and twenty-one months and it maintains the present

1. rate in the Act with the rate actuarially declining from eighteen  
2. point seven two at sixty-one months to seventeen point eighty-two  
3. at a hundred and twenty-one months. Now, that is a decline in the  
4. rate, not an increase. This will not cost the State of Illinois  
5. any money. And the Governor, when he vetoed it, stated that this  
6. bill as it was was not in existence in some of the bigger States  
7. well, if that were the case, why we never would be able to have any  
8. Governor at any time ever sign any legislation if it was not in  
9. another State. However, he's in error in some of his examples and  
10. using his reasoning, why I believe that this bill should be passed  
11. at this time as he has signed similar legislation and therefore, I  
12. don't think that he really analyzed the bill. If we look at some  
13. of the legislation that he did sign with HB 2107 authorize the in-  
14. crease for the credit unions of exactly the same sort of a situation  
15. and also in SB 353 which was the increase in the Installment Loan  
16. Act. Therefore, I believe, that in all candor, we should. And perhaps  
17. shall I say, the most troubling reasons in his veto is that the...  
18. these increases are not necessary. Well, under the present time,  
19. you know that today's economy, many people are in need of cash  
20. credit. The Governor by his action restricts some of these people  
21. from obtaining the credit possibly forcing them into bankruptcy.  
22. People who do not qualify at a bank or credit union are left with  
23. no legal source. And therefore, Mr. President, with all due respect  
24. to the Governor's veto, I would move that the Senate pass SB 408  
25. notwithstanding the veto of the Governor and would ask a favorable  
26. roll call.

27. PRESIDING OFFICER (SENATOR WALKER):

28. Gentleman from Decatur, Senator McCarthy.

29. SENATOR MCCARTHY:

30. Yes, Mr. President and Members of the Body, I rise to speak  
31. that this veto be sustained. Senator Ozinga inferentially made  
32. the...state...made the statement that inferentially led to the con-

33.

1. clusion that the Governor didn't know what he was doing when he  
2. signed this bill by way of veto. I can shed some light on that,  
3. Senator Ozinga, because I talked to the Governor before he vetoed  
4. the bill. We talked about it and he indicated to me that he was  
5. persuaded that this bill was not in the best interest of the  
6. borrower. And I think that thought of the Governor certainly was  
7. shared by the Members of this Senate on at least two occasions.  
8. I don't want to beleaguer it too much but this was one of the three  
9. bills that passed on Sunday, June 30. One of the three bills that  
10. passed on Sunday, June 30, and it received a total of thirty votes,  
11. thirty votes, and a bare majority on the concurrence with the House  
12. amendment. Now, what the bill does, of course, is to...is to  
13. allow people to encumber themselves in consumer debt, not for five  
14. thousand dollars but for ten thousand dollars, put them deeper in  
15. debt twice as much and allow them to repay it, not in five years  
16. but in ten years. So, this increases the load and the strain on  
17. the borrowers pocketbook, further, it allows them to borrow the  
18. first eight hundred dollars which is prohibited at the present time.  
19. One of the chief causes, I think, for the economic disruptions that  
20. we're having in this country has been an alarming increase in con-  
21. sumer credit. This certainly is it. The bill was well debated and  
22. I don't mean to take too much time except that to say that when we  
23. were tr...if we assume that we're going to be doing the public a  
24. favor by overriding the Governor's veto to allow people to go into  
25. debt for ten thousand dollars for ten years at an average interest  
26. rate of seventeen point eighty-two percent, then your idea of doing  
27. a favor to the public is different than mine. And I'm going to make  
28. this next statement and perhaps it's out of order but I don't believe  
29. it's out of order and I make it...I recall back to June 30th when  
30. three bills were passed here that I call narrow, selfish, special  
31. interest bills. SB 1010 raising the interest rates on home loans  
32. from eight to nine and a half percent passed on Sunday when the  
33. working people were tired and gone to church and were resting but

1. the Legislature was at work and the lobbies were crowded with the  
2. lobbyists representing the lending institutions. The public utility  
3. bill passed on Sunday, June 30th, where you weren't allowed to pass  
4. onto the telephone user, pass onto the electricity user, the chari-  
5. table contributions of the big public utilities, a narrow, selfish,  
6. special interest bill, and this bill passed late in the afternoon  
7. that takes more money in the long run out of the pockets of the  
8. people. I mention that as a historical fact and think it is quite  
9. inappropriate, Mr. President, that we have the consumer finance  
10. industry today asking us to get thirty-six votes together, the last  
11. chance they're going to have, the last chance they're going to have  
12. to put together thirty-six votes for at least two years because they  
13. know what happened at the election booth two weeks ago last Tuesday  
14. when the people turned to the Democratic Party as the party of the  
15. consumer. And I think that we, as a Party, should stand like we did  
16. on Sunday, June 30, for the people who had worked all week, who  
17. had gone to church on family picnics and we stand here today and  
18. sustain the Governor's veto rather than go through a rerun of letting  
19. the consumer finance corporations go deeper in the pockets of the  
20. working people. I urge a no vote.

21. PRESIDING OFFICER (SENATOR WALKER):

22. Senator Sours.

23. SENATOR SOURS:

24. Senator McCarthy, would you yield to a question please?

25. PRESIDING OFFICER (SENATOR WALKER):

26. He indicates that he will.

27. SENATOR SOURS:

28. I'm reluctant to suggest that on those crocodile tears there's  
29. dangling a ten dollars gold piece, but may I say to you, have you  
30. hired a plumber lately, a working class plumber? Do you know what  
31. his hourly rate is?

32. SENATOR McCARTHY:

33. Do you?



1. SENATOR SOURS:  
2. I sure do. I just paid a bill.  
3. SENATOR McCARTHY:  
4. How much was it?  
5. SENATOR SOURS:  
6. Fifteen dollars an hour. Now, that's the working class,  
7. isn't it? We'll get into lawyers in a minute, too. Have you  
8. hired an electrician lately?  
9. SENATOR McCARTHY:  
10. Yes.  
11. SENATOR SOURS:  
12. Do you know what the rate is?  
13. SENATOR McCARTHY:  
14. Tell me.  
15. SENATOR SOURS:  
16. Thirteen. That's the working class people. I'm refering to  
17. a plumber whose only overhead is his residential telephone because  
18. he carries his stilts and wrenches in the trunk of his car. His  
19. overhead is one residential telephone. He charges fifteen dollars  
20. an hour and are you espousing his cause? That's six hundred dollars  
21. a week. That's thirty thousand a year and you're telling me that  
22. he shouldn't pay interest? Now, I'd like a candid answer to that  
23. Senator because you made a very impassioned plea to set class against  
24. class and economic stratum against economic stratum. Now, tell me  
25. how you feel about that kind of poor stiff on the street.  
26. PRESIDING OFFICER (SENATOR WALKER):  
27. Senator McCarthy.  
28. SENATOR McCARTHY:  
29. Well, I...I don't know what plumbers and electricians who  
30. are craft...craft regulated people relate to the bill that has an  
31. application here to every individual who is on the borrowing end  
32. and I, personally, believe, Senator Sours, since...because it is  
33. peripheral to the issue and you've asked the question. I'll give

1. you an answer. I don't believe the cause of this country has been  
2. served by craftsmen engaging in close apprentice programs that have  
3. really taken themselves out of the market of...of utility for the  
4. people. As a matter of fact, my experience with union plumbers and  
5. union electricians are that...that they really don't engage in house  
6. calls that you have to do the best you can in the free and open market.  
7. What I'm talking about and the plea in which I'm saying is that you're  
8. going to have plumbers demanding more, you're going to have electri-  
9. cians demanding more, you're going to have people on Public Aid demand-  
10. ing more as they were last week, you're going to have senior citizens  
11. demanding more as you...your side of the aisle talked about about an  
12. hour ago, you're going to have all of the middle class demanding more  
13. unless and until you control the exorbitant cost of money because,  
14. Senator, you understand as I understand as the Detroit bank, the First  
15. National Bank in Detroit finally admitted that when you raise the cost  
16. of money, you raise the cost of goods, merchandise, things that money  
17. buy. And that is a cause of inflation and the people, like the  
18. electricians and the plumbers and the poor stiff that works in the  
19. Firestone or the Caterpillar plant reacts to it in the only way that  
20. he knows how, save for one. That poor stiff that works at Firestone  
21. or Caterpillar in Decatur or Peoria has some people working for him and  
22. those people sit on the Floor of this Senate. And it isn't the lobbyists,  
23. it isn't the lobbyists for the financial institutions that work for  
24. that man, it isn't the lobbyists for the small loan company, and their  
25. the ones that are behind this bill and I say it's time that we say no.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Senator Sours.

28. SENATOR SOURS:

29. Senator, if one were to ascribe to a segment of our government  
30. which might be almost the sole cause of our inflation, it is the  
31. Democratic Congress in Washington ever since 1932, only four years  
32. of which the Democrats where not in absolute, total control. So, when  
33. you talk to me about the poor stiff on the street, I tell him to look

1. to those Democrat Congressmen and those Democrat Senators who have  
2. gotten us in this miserable mess we find ourselves today.

3. PRESIDING OFFICER (SENATOR WALKER):

4. Senator McCarthy.

5. SENATOR MCCARTHY:

6. Thank you, Mr. President. Just to respond, just to respond,  
7. Senator Sours says that our inflation has been caused by the Democratic  
8. Congressmen in Washington. Now, I admit that that statement has been  
9. made and made, said and said, printed and printed, repeated and repeated,  
10. but Senator Sours, it's been proven not true, not true at the election  
11. two weeks ago because Congress was sent back overwhelmingly Democrat  
12. by people eighty-two percent of whom thought inflation was the number  
13. one problem in the country and the people have better judgement and  
14. they sent the Democratic Congress back by a greater majority. So, I  
15. only mention that to you that what you repeat and what you state as a  
16. truism does not necessarily blend as factual with me and it's contrary to  
17. the certified results of the elections of November 5.

18. PRESIDING OFFICER (SENATOR WALKER):

19. Senator Palmer.

20. SENATOR PALMER:

21. I...I have a question of Senator Sours. I'd like to ask Senator  
22. Sours how he would protect those plumbers that do not make house calls.

23. PRESIDING OFFICER (SENATOR WALKER):

24. Senator Sours.

25. SENATOR SOURS:

26. As a...as a matter of fact today, only last month, my favorite  
27. plumber came in with a bill from a doctor who sent him a bill for ten  
28. dollars for a house call. And I said to this client of mine, how in  
29. the world can you object to this ten dollar house call, how long was  
30. the doctor there? He said only an hour and a half. I carefully ex-  
31. plained to this gentleman, and he's a gentleman plumber if there ever  
32. were one, that he...that the doctor had to go out of his office to his  
33. parking lot to get his car to go to the other end of town and take care

1. of our hero's wife. Then he had to go back to the parking lot, put  
2. his car and walk up to his office and he stayed there until eight  
3. o'clock that night, I was told, because he was interrupted during the  
4. daytime. Now, that is the gratitude...that is the gratitude of the  
5. people today who are so emulated by the learned Senator formerly from  
6. Lincoln and now from Macon County. I don't need any of them. You  
7. want to know what's going on today in the building trades, you and I  
8. can hardly afford to build a house and a man who's been employed at  
9. U. S. Steel, for example, for ten years doesn't earn what the common  
10. laborer gets who sweeps up after the bricklayer goes home.

11. PRESIDING OFFICER (SENATOR WALKER):

12. Senator Wooten. Senator Wooten.

13. SENATOR WOOTEN:

14. Yes, I think much eloquence has been spent on this and I,  
15. obviously, subscribe wholeheartedly to the statements of Senator  
16. McCarthy. I...I merely think it's quite often in a somewhat dramatic  
17. body, we go to the most dramatic example, the gentleman plumber and  
18. so on. The plain fact is, this legislation effects people who don't  
19. make fifteen dollars an hour or making closer to three bucks an hour  
20. and I think it weighs very heavily on them. I thought it was a sad  
21. day, as a matter of fact, I have not been able to get that Sunday out  
22. of my mind since it happened. I felt it was a blot on the State, a  
23. blot on us.' I'm very happy to have a chance to turn one of these bills  
24. around.

25. PRESIDING OFFICER (SENATOR WALKER):

26. Senator Buzbee.

27. SENATOR BUZBEE:

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

29. PRESIDING OFFICER (SENATOR WALKER):

30. Senator Buzbee has moved the previous question. Senator Soper.

31. SENATOR SOPER:

32. Senator Buzbee, would you hold that till I have...I just have one  
33. ...one minute. I just want to recommend that we're talking about

1. interest rates here and extension of time for...for con...consumer  
2. loans. I would...I would advocate that you use the Bohemian method  
3. and the check method, see, and you put a hundred percent down and no  
4. payments and you would have no interest to pay. And if you don't want  
5. to do that, then maybe you need a little more time. Thank you.

6. PRESIDING OFFICER (SENATOR WALKER):

7. Senator...Senator Buzbee.

8. SENATOR BUZBEE:

9. Move the previous question.

10. PRESIDING OFFICER (SENATOR WALKER):

11. Senator Buzbee has moved the previous question. All in favor  
12. signify by saying Aye. Opposed No. Senator Ozinga is recognized to  
13. close the debate.

14. SENATOR OZINGA:

15. Well, before I close the debate, I thought that Senator Sours  
16. was going to tell the story about his plumber with the plumber where...was  
17. there for an hour and a half and handed him a bill for seventy-five  
18. dollars and he gasped twice and he says, man alive, I don't even make  
19. that much in the law business. And the plumber turned back to him and  
20. he says, that's why I gave up the law business. But in closing the  
21. debate on this subject, rest assured, number one, this does not increase.  
22. any rates in any way, shape, or form. All that this does, it increases  
23. the amount that can be lent from five thousand to ten thousand. It  
24. increases the length of term from sixty-one to a hundred and twenty-one  
25. months. It maintains this present rate in the act with the rate actually  
26. declining slightly from eighteen point seventy-two to seventeen point  
27. eighty-two. Now, that's a decline, not an increase. And in reflecting  
28. around, if you will just...instead of going to Texas and to New York  
29. and all of the California, Massachusetts, Ohio, States that are far  
30. away from Illinois. Let's just look at our neighboring States, Indiana  
31. has a twenty-seven thousand five hundred dollar ceiling and no restric-  
32. tions at all on maturity with an eighteen percent rate. Wisconsin,  
33. twenty-seven thousand five hundred ceiling, no restrictions on maturity.

1. Eighteen percent rate. Iowa, thirty-five thousand dollar ceiling.  
2. No restrictions on maturity. Rate in excess of twenty percent.  
3. Gentlemen, Ladies, this bill is in conformity with the times and I  
4. would implore you to give a favorable vote, the Governor's veto not-  
5. withstanding.

6. PRESIDING OFFICER (SENATOR WALKER):

7. The question is shall SB 408 pass the veto of the Governor to  
8. the contrary notwithstanding. Those in favor will vote Aye. Opposed  
9. will vote No. And the voting is open. Have all voted who wish?  
10. Take the record. On that question, the Ayes are thirty-six, the Nays  
11. are fourteen. SB 408 having received the...SB 408 having received  
12. the required three-fifths vote is declared passed, the veto of the  
13. Governor to the contrary notwithstanding. A roll call has been re...  
14. a verification of the roll call has been requested by Senator McCarthy.

15. SECRETARY:

16. The following voted in the affirmative:

17. Bartulis, Bell, Berning, Chew, Clarke, Conolly, Course, Davidson,  
18. Fawell, Graham, Harber Hall, Kenneth Hall, Knuepfer, Kosinski, Latherow,  
19. McBroom, Merritt, Mitchler, Howard Mohr, Don Moore, Nimrod, Ozinga,  
20. Partee, Regner, Roe, Romano, Schaffer, Scholl, Shapiro, Sommer, Soper,  
21. Sours, Vadalabene, Walker, Weaver, Mr. President.

22. PRESIDING OFFICER (SENATOR WALKER):

23. The roll call has been verified. The Yeas are thirty-six, the  
24. Nays fourteen. Those Voting Present are none. SB 876. HB 876.  
25. SB 876. Senator Conolly.

26. SECRETARY:

27. SB 876. I move that SB 876 do pass the veto of the Governor to  
28. the contrary notwithstanding. Signed, Senator John Conolly.

29. SENATOR CONOLLY:

30. Mr. Speaker, I mean, pardon me, Mr. President, having served  
31. with you in the House and as you, my speaker, I now rise here to ask  
32. you and the Members of the Senate, to consider the override of a veto  
33. on HB 876. I'm sure there was confusion when the veto message was

1. written on this matter. It only changes the tax rate allowed by the  
2. North Shore Sanitary District. And that North Shore Sanitary District  
3. is within only the district with only in Lake County, with only in  
4. Senator Berning's district and my district. It changes the amount  
5. by which the voters of that district can raise the tax upon them by  
6. referendum. It changes it from .166 to .35. We have had a capital  
7. improvement there of about a hundred and twenty-five million dollars  
8. so we do not continue to pollute Lake Michigan, that we handle  
9. our pollution problem by modern efficient methods. And therefore,  
10. since there was confusion upon this matter, that there was some talk  
11. about how the bill was drafted, but the language of the bill which was  
12. passed in 1911 have not been changed, only the rate has been changed.  
13. This ideal is worthwhile that are Members support this measure and  
14. then it'll be up to the voters of that district to decide whether or  
15. not they want this tax increase. So therefore, at this time, I would  
16. ask that the Members of this Body vote to override the veto notwith-  
17. standing of this measure. And at this time, I would ask support on  
18. this measure.

19. PRESIDING OFFICER (SENATOR WALKER):

20. Is there any further discussion? Senator Conolly, you know five,  
21. ten minutes ago when we had Senators McCarthy and Sours warming up  
22. there, I thought we were back in the House. It reminded me of Repre-  
23. sentative Ewell and Borchers on occasions. The question is shall  
24. SB 876...I'm sorry. Senator Douglas. Bruce.

25. SENATOR BRUCE:

26. If...if Bruce Douglas had to run in my district, I'm sure he  
27. would not be elected. So, we...we...we should make sure we have the  
28. distinction there. Although he is a nice fellow, he would not be elected  
29. in my district. I just have a question. You...you did not bring up  
30. the Governor's veto explicitly and that is he says that this tax rate  
31. could be applied without a referendum. Do you feel that there would  
32. be a referendum required?

33. PRESIDING OFFICER (SENATOR WALKER):

1. Senator Conolly.

2. SENATOR CONOLLY:

3. As I said, we have not changed the law one bit but to reaffirm  
4. the thoughts of the board, the Board of the North Shore Sanitary  
5. District, has already passed a resolution stating that they will not  
6. impose any tax of op...operating tax without a referendum because they  
7. just...there...they can't understand who ought to be told but just to  
8. reassure the people, they said they would...they have passed a resolu-  
9. tion among themselves, a public resolution, that they will not raise  
10. any operating tax and this is what we're talking about without referen-  
11. dum. So if the language of the existing law of 1911 is ambiguous, they  
12. have already publicly stated they would not pass any tax upon the person  
13. without a referendum.

14. PRESIDING OFFICER (SENATOR WALKER):

15. Senator Bruce.

16. SENATOR BRUCE:

17. Well, the only problem I have is that the Statute itself seems  
18. to be very clear that a referendum is not required to go from .083  
19. to .35. It says the Board may levy that and I don't know if I can  
20. get Senator Sours as my attorney to read that for me. It seems to  
21. say that they can do that without referendum so the...the Statute is  
22. clear at least in my reading that they can levy a tax up to .35. Now,  
23. they may have adopted a resolution. My question is, has there been any  
24. discussion then that that resolution be rescinded because their not  
25. bound by...once a Statute is passed, anything goes.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Senator Conolly.

28. SENATOR CONOLLY:

29. If you say that from your reading that this allows referendum,  
30. you're the first...I mean this allows them to pass a tax without referen-  
31. dum, you are the first or second person who has said that. The attorney  
32. for the EPA appointee, appointed by the Governor who happens to live  
33. in Waukegan has expressed that it's not un...he is clear in his mind



1. that it takes a referendum. I'm sorry that, you know, you happen to  
2. feel that it takes a...it can be passed without a referendum but no  
3. way in my thinking, the way I introduced the bill, any way, can it be  
4. done, this tax be raised without a referendum.

5. PRESIDING OFFICER (SENATOR WALKER):

6. Senator Bruce. The question is shall SB 876 pass the veto of  
7. the Governor on the contrary notwithstanding. Those in favor will vote  
8. Aye. Opposed No. The voting is open. Have all voted who wish? Have  
9. all voted who wish? Take the record. On that question, the Ayes are  
10. thirty-eight, the Nays are four, Voting Present are five. SB 876  
11. having received the required three-fifths vote is declared passed, the  
12. veto of the Governor to the contrary notwithstanding. Senator Bruce,  
13. my humble apologies to you as a fellow AOPA'er, I should have known  
14. better. Senator Berning.

15. SENATOR BERNING:

16. Thank you, Mr. President. I rise on a point of personal privi-  
17. lege solely for the purpose of introducing to the Body and asking the  
18. Body to recognize the presence of some visitors from up my way. We  
19. have with us Sylvia Sommoian, the wife of the head coach of Glenbrook  
20. North High School in Northbrook which...which high school is playing  
21. East St. Louis for the Class 5-A Big School championships at Illinois  
22. State University Saturday and with her is Esther Sherman, wife of the  
23. other coach. Also accompanying Mrs. Sommoian is Tommy.

24. PRESIDING OFFICER (SENATOR WALKER):

25. Under motions on items reduced, SB 1323. Senator Partee, would  
26. you wish to proceed with SB 1323?

27. SENATOR PARTEE:

28. Yes, Sir, that's a very good bill. I'm trying to get the file  
29. here for a moment. Oh, here, this is a pension restoration like all  
30. the other pension restorations, this is for the Lt. Governor's office.  
31. I'd appreciate a restoration of the amount involved. I think it's  
32. about thirteen hundred dollars.

33. SECRETARY:

1. I move that the item on Page 1, lines 11 and 12 of SB 1323  
2. be restored, the item reduction of the Governor to the contrary  
3. notwithstanding. Signed, Sen...Senator Cecil A. Partee.

4. PRESIDING OFFICER (SENATOR WALKER):

5. The question is shall the item on Page 1, line 11 and 12 of  
6. SB 1323 be restored, the item reduction of the Governor to the  
7. contrary notwithstanding. Those in favor will vote Aye. Those  
8. opposed will vote No and the voting is open. Senator Moore, will  
9. you please get my switch. Have all voted who wish? On that question,  
10. the Aye...take the record. On that question, the Ayes are fifty-four,  
11. the Nays are none, Voting Present none. Item on Page 1, lines 11, 12,  
12. SB 1323 having received the required majority vote of the Senators  
13. elected is declared restored, the item reduction of the Governor not  
14. ...to the contrary notwithstanding. SB 1323. SB 1346. Senator  
15. Weaver.

16. SENATOR WEAVER:

17. Mr. ...Mr.. President and Members of the Senate, I would ask  
18. leave to consider all these line items in one motion. These are all  
19. restorations of retirement line items. The total amount would be  
20. sixteen thousand five hundred and twenty-seven dollars.

21. PRESIDING OFFICER (SENATOR WALKER):

22. Leave has been requested to consider all of these line items in  
23. one motion. Senator Weaver, is that correct?

24. SENATOR WEAVER:

25. That's correct.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Leave has been granted.

28. SENATOR WEAVER:

29. Mr. President, I would move that the item on Page 1, lines 13  
30. and 14 and the item on Page 1, lines 27 and 28 and the item on Page 2,  
31. lines 7 and 8 and the item on Page 2, line 21 and 22 and the item on  
32. Page 2, lines 34 and 35 and the item on Page 3, line 11 and 12 of  
33. SB 1346 be restored, the item reduction of the Governor to the contrary

1. notwithstanding.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Is there further discussion? The question is shall the items  
4. on Page 1, lines 13 and 14, Page 1, lines 27 and 28, Page 2, lines  
5. 7 and 8, Page 2, lines 21 and 22, Page 2, lines 34 and 35, and Page  
6. 3, lines 11 and 12 be restored, the item...the reduction of the Governor  
7. to the contrary notwithstanding. Those in favor will vote Aye. Those  
8. opposed will vote Nay. And the voting is open. Have all voted who  
9. wish? Take the record. On that question, the Ayes are fifty, the  
10. Nays are none, Voting Present are one. The items on Pages 1, 2, and  
11. 3 of...having received the required vote of the...majority vote of the  
12. Senators elected are declared restored, the item reductions of the  
13. Governor to the contrary notwithstanding. SB 1351.

14. SECRETARY:

15. SB 1351. I move that the item on Page 1, lines 13 and 14 of  
16. SB 1351 be restored, the item reduction of the Governor to the contrary  
17. notwithstanding. Signed, Senator Weaver.

18. PRESIDING OFFICER (SENATOR WALKER):

19. Senator Weaver.

20. SENATOR WEAVER:

21. Mr. President and Members of the Senate, this is a restoration  
22. of the retirement item in the Treasurer's Office in the amount of  
23. ten thousand, four hundred and twenty dollars and I'd move that the  
24. item on Page 1, line 14...13 and 14 of SB 1351 be restored, the item  
25. reduction of the Governor to the contrary notwithstanding.

26. PRESIDING OFFICER (SENATOR WALKER):

27. If there's no further discussion, the question is shall the item  
28. on Page 1, lines 13 and 14 of SB 1351 be restored, the item reduction  
29. of the Governor to the contrary notwithstanding. Those in favor will  
30. vote Aye. Opposed No. And the voting is open. Have all voted who  
31. wish? Take the record. On that question, the Ayes are fifty-two,  
32. the Nays are none, Voting Present are none. The items on Page 1, lines  
33. 13 and 14 of SB 1351 having received the required majority vote of the

1. Senators elected is declared restored, the item reduction of the  
2. Governor to the contrary notwithstanding. SB 1381.

3. SECRETARY:

4. SB 1381. I move, that the item on Page 1, lines 14 and 15 of SB 1381  
5. be restored, the item reduction of the Governor to the contrary not-  
6. withstanding. Signed, Senator Weaver.

7. PRESIDING OFFICER (SENATOR WALKER):

8. Senator Weaver.

9. SENATOR WEAVER:

10. Mr. President and Members of the Senate, this is a restoration of  
11. nine hundred and eighty-three dollars and I would move that item...  
12. that the item on Page 1, line 14 and 15 of SB 1381 be restored, the  
13. item reduction of the Governor to the contrary notwithstanding. So  
14. move.

15. PRESIDING OFFICER (SENATOR WALKER):

16. Senator Hall, desire recognition? We're doing a little roll  
17. call shooting down here, Senator Hall. Why don't you proceed.

18. SENATOR HALL:

19. Oh, thank you, Mr. President. Mr. President and fellow Senators,  
20. a few minutes ago when we were considering the vote, or when we were  
21. voting and the vote was taken on SB 1346, the first pension bill called,  
22. I inadvertently pushed the present button on Senate...on Senator  
23. Latherow's, desk. He was recorded, therefore, Present. I was reaching  
24. to get some papers of mine that were on his desk. He is not...if those  
25. of you who are interested in this would like to see the papers.  
26. Accordingly, I would like...I would like the oral record of the vote  
27. showing that Senator Latherow voted Present, show too that I inadvertently  
28. had pressed it. He was off the Floor at that moment. Thank you, Mr.  
29. President.

30. PRESIDING OFFICER (SENATOR WALKER):

31. The transcript will so show. Senator Chew, we'll have to be at  
32. ease for just a few seconds here. We've got a couple of plumbers.  
33. The question is shall the item on Page 1, lines 14 and 15 of SB 1381

1. be restored, the item reduction of the Governor to the contrary not-  
2. withstanding. Those in favor will vote Aye. Opposed will vote No.  
3. And the voting is open. Have all voted who wish? Have all voted who  
4. wish? Take the record. On that question, the Ayes are fifty-two,  
5. the Nays are one, Voting Present are none. The item on Page 1, lines  
6. 14 and 15 of SB 1381 having received the required majority vote of the  
7. Senators elected is declared restored, the item reduction of the  
8. Governor to the contrary notwithstanding. SB 1382.

9. SECRETARY:

10. I move that the item on Page 1, lines 11 and 12 of SB 1382 be  
11. restored, the item reduction of the Governor to the contrary notwith-  
12. standing. Signed, Senator Stanley Weaver.

13. PRESIDING OFFICER (SENATOR WALKER):

14. Senator Weaver.

15. SENATOR WEAVER:

16. Mr. President, this is a restoration of forty-two thousand eight  
17. hundred and eighty-one dollars. And I would move that item on Page 1,  
18. lines 11, 12, of SB 1382 be restored, the item reduction of the Governor  
19. to the contrary notwithstanding.

20. PRESIDING OFFICER (SENATOR WALKER):

21. Senator Chew.

22. SENATOR CHEW:

23. It says capital development. Does that mean that the Capitol  
24. Building here?

25. PRESIDING OFFICER (SENATOR WALKER):

26. Senator Weaver.

27. SENATOR WEAVER:

28. Senator Chew, this is a Capital Development Board. That's all  
29. those high priced architects and engineers that we have designing and  
30. constructing the projects throughout the State of Illinois.

31. SENATOR CHEW:

32. Then on this...this building and it hasn't improved yet. I mean,  
33. what...what do you want to give them more money for? I can't...I can't

1. support this.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Weaver.

4. SENATOR WEAVER:

5. I know Senator Chew is much concerned about these people and  
6. their retirement so I know he's going to support this bill.

7. PRESIDING OFFICER (SENATOR WALKER):

8. Is there any further discussion? If not, the question is shall  
9. item...shall the item on Page 1, lines 11 and 12 of SB 1382 be restored,  
10. the item reduction of the Governor to the contrary notwithstanding.  
11. Those in favor will vote Aye. Those opposed will vote No. The voting  
12. is open. Have all voted who wish? Have all voted who wish? Take  
13. the record. On that question, the Ayes are fifty-two, the Nays are  
14. none, Voting Present are one. No Members are recorded absent. The  
15. item on Page 1, lines 11 and 12, SB 1382 having received the required  
16. majority of the votes of the Senators elected is declared restored,  
17. the item reduction of the Governor to the contrary notwithstanding.  
18. SB 1382...80...1560. SB 1560.

19. SECRETARY:

20. I move that the item on Page 1, lines 13, 14 and the item on  
21. Page 1, lines 22, 23 and the item on Page 2, lines 15 and 16 and the  
22. item on Page 2, lines 25 and 26 and the item on Page 3, lines 4 and 5,  
23. and the item on Page 3, lines 18 and 19 and the item on Page 4, lines  
24. 6 and 7 and the item on Page 4, lines 17 and 18 and the item on Page 4,  
25. lines 24 and 25 and the item on Page 5, lines 5 and 6 of SB 1560 be  
26. restored, the item reduction of the Governor to the contrary notwith-  
27. standing. Signed, Senator Weaver.

28. PRESIDING OFFICER (SENATOR WALKER):

29. Senator Weaver.

30. SENATOR WEAVER:

31. Mr. President, I would ask leave so that all of these line items  
32. may be considered in one motion. Is there leave?

33. PRESIDING OFFICER (SENATOR WALKER):

1. Proceed, Senator Weaver.

2. SENATOR WEAVER:

3. This is a restoration in the amount of twenty-three thousand two  
4. hundred and eighty-seven dollars and I would move that the item on  
5. Page 1, lines 13, 14 and the item on Page 1, lines 22 and 23 and the  
6. item on Page 2, lines 15 and 16 and the item on Page 2, line 25 and  
7. 26 and the item on Page 3, lines 4 and 5 and the item on Page 3, lines  
8. 18 and 19 and the item on Page 4, lines 6 and 7 and the item on Page 4,  
9. lines 17 and 18 and the item on Page 4, lines 24 and 25 and the item  
10. on Page 5, lines 5 and 6 of SB 1560 be restored, the item reduction of  
11. the Governor to the contrary notwithstanding.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Is there further discussion? If not, the question is shall the  
14. items just read by Senator Weaver on SB 1560 be restored, the item  
15. reduction of the Governor to the contrary notwithstanding. Those in  
16. favor will vote Aye. Those opposed will vote No. And the voting is  
17. open. Have all voted who wish? Have all voted who wish? Take the  
18. record. On that question, the Ayes are fifty-two, the Nays are none,  
19. Voting Present are none. The items read by Senator Weaver on SB 1560  
20. having received the required majority vote of the Senators elected are  
21. declared restored, the item reduction of the Governor...the item reduc-  
22. tions of the Governor to the contrary notwithstanding. On the order of  
23. items vetoed and reduced. SB 1345.

24. SECRETARY:

25. I move that the item on Page 1, lines 12 and 13 and the item on  
26. Page 1, lines 27 and 28 and the item on Page 3, lines 3 and 4 and the  
27. item on Page 3, lines 15 and 16 and the item on Page 4, lines 3 and 4  
28. and the item on Page 4, lines 15 and 16 and the item on Page 4, lines  
29. 27 and 28 and the item on Page 5, line...lines 5 and 6 and the item on  
30. Page 5, lines 17 and 18 and the item on Page 5, lines 29 and 30 and the  
31. item on Page 6, lines 9 and 10 and the item on Page 7, lines 3 and 4  
32. and the item on Page 7, lines 26 and 27 and the item on Page 8, lines  
33. 3 and 4 and the item on Page 8, lines 25 and 26 and the item on Page 9,

1. lines 9 and 10 and the item on Page 9, lines 10 and 11 and the item  
2. on Page 9, lines 11 and 12 of SB 1345 be restored, the item reductions  
3. of the Governor to the contrary notwithstanding.

4. PRESIDING OFFICER (SENATOR WALKER):  
5. Senator...Senator Weaver.

6. SENATOR WEAVER:  
7. Mr. President, I'd ask leave to consider all these line items in  
8. one motion.

9. PRESIDING OFFICER (SENATOR WALKER):  
10. Is there leave?

11. SENATOR WEAVER:  
12. Senator Rock has a...

13. PRESIDING OFFICER (SENATOR WALKER):  
14. Senator Rock, inquiry.

15. SENATOR ROCK:  
16. Yeah, I don't have any objections. These are all...concern  
17. themselves with pension restoration. Is that correct?

18. SENATOR WEAVER:  
19. That's true, Senator Rock. The total amount is a million, one  
20. hundred and fifty-two thousand one hundred dollars. I would move that  
21. the items just read by the Secretary be restored, the item reduction  
22. of the Governor to the contrary notwithstanding.

23. PRESIDING OFFICER (SENATOR WALKER):  
24. The Secretary will make a correction in his reading of the motion.

25. SECRETARY:  
26. The item on Page 9, line 10, the item on Page 9, line 11, the  
27. item on Page 9, line 12 of SB 1345 be restored.

28. PRESIDING OFFICER (SENATOR WALKER):  
29. The question is shall the items just read by Senator Weaver and  
30. the Clerk on SB 1345 be restored, the item reductions of the Governor  
31. to the contrary notwithstanding. Those in favor will vote Aye. Those  
32. opposed vote Nay. And the voting is open. Have all voted who wish?  
33. Have all voted who wish? Take the record. On...on that question,



1. the Ayes are fifty-three, the Nays are none, Voting Present are none.  
2. The items just read by the Secretary on SB 13...1345 having received  
3. the required majority vote of the Senators elected is declared...are  
4. declared restored, the item reductions of the Governor to the contrary  
5. notwithstanding.

6. SECRETARY:

7. I move that the item on Page 15, lines 1...1 through 4 of SB 1345  
8. be restored, the item reduction of the Governor to the contrary not-  
9. withstanding. Signed, Senator David Shapiro.

10. PRESIDING OFFICER (SENATOR WALKER):

11. Senator Shapiro.

12. SENATOR SHAPIRO:

13. Mr. President, there are two motions to be made on this item  
14. reduction. The other one is Page 15, lines 15 to 17. They both concern  
15. the restoration of an Amtrak run from Chicago to Fulton. I would like  
16. to ask leave of the Senate that both motions be considered in the  
17. same roll call.

18. PRESIDING OFFICER (SENATOR WALKER):

19. Is there leave?

20. SENATOR SHAPIRO:

21. One re...one restores the line item. The other restores the  
22. reduction for the total paragraph.

23. PRESIDING OFFICER (SENATOR WALKER):

24. Leave has been granted, Senator Shapiro. Ready to go.

25. SENATOR SHAPIRO:

26. Mr. President and Ladies and Gentlemen of the Senate, this motion  
27. to override an item reduction involves an Amtrak run from Chicago to  
28. Fulton and the restoration is in the amount of four hundred thousand.  
29. The Governor reduced the line item from four hundred and twenty-four  
30. thousand to twenty-four thousand to provide for a feasibility study.  
31. A feasibility study for this run was conducted in 1972 and the study  
32. showed that the run was viable and would be feasible. I'm therefore  
33. asking that the Senate concur with me and move that the items on Page 15,

1. lines 15 and 17 and Page 15, lines 1 to 4 of SB 1345 be restored, the  
2. item reductions of the Governor to the contrary notwithstanding.

3. PRESIDING OFFICER (SENATOR WALKER):

4. The question is shall all the items on Page 15, lines 1 to...1 to 4  
5. and 15 to 17 of SB 1345 be restored, the item reductions of the Governor  
6. to the contrary notwithstanding. Those in favor will vote Aye. Opposed  
7. will vote No. And the voting is open. Have all voted who wish? Have  
8. all voted who wish? Take the record. On that question, the Ayes are  
9. thirty, the Nays are nineteen, Voting Present are two. The items on  
10. Page 15, lines 1 to 4 and 15 to 17 of SB 1345 having received the  
11. required majority vote of the Senators elected are...are declared  
12. restored, the item reductions of the Governor to the contrary notwith-  
13. standing. Senate Bill...

14. SECRETARY:

15. I move that the item on Page 3, line 30 and 31, the item on  
16. Page 13, line 32, the item on Page 13, lines 33 and 34 of SB 1345  
17. be restored, the item reduction of the Governor to the contrary not-  
18. withstanding.

19. PRESIDING OFFICER (SENATOR WALKER):

20. Senator Latherow. I'm sorry.

21. SENATOR LATHEROW:

22. Well, Mr. President, I...I just wanted to recognize a while ago  
23. when Senator Harber Hall was saying that he pushed the wrong button  
24. on...of mine. And that's exactly right. I wanted to be recorded as  
25. Aye on that particular bill. I was off the Floor in a conference and  
26. I know it's impossible for me to be recorded other than on the record.

27. PRESIDING OFFICER (SENATOR WALKER):

28. That verifies Senator Hall's story, Senator Latherow. Senator  
29. Hynes.

30. SENATOR HYNES:

31. Inquiry, Mr. President. Are we taking all three of these items  
32. on one motion?

33. PRESIDING OFFICER (SENATOR WALKER):

1. Is there leave? Senator Hynes.

2. SENATOR HYNES:

3. Mr. President and Members of the Senate, this is a motion to  
4. over...override the reduction veto of the...the Governor with respect  
5. to three items totaling fifteen million dollars. It involves a...an  
6. increase in the allocation of motor fuel tax funds to counties, road  
7. districts and municipalities. It is the funding, the appropriation,  
8. for a substantive bill, HB 2792, which we passed overwhelmingly and  
9. which passed overwhelmingly in the...in the House of Representatives.  
10. The House of Representatives earlier today overrode the veto of HB 2792  
11. so that substantive bill will be before us for consideration. And this  
12. is the funding necessary to implement that. I might point out that  
13. we are talking about motor fuel tax funds, not General Revenue, that  
14. it is a one year...it is a one year proposition. It is not a permanent  
15. change in the formula. And I would ask for your favorable support.

16. PRESIDING OFFICER (SENATOR WALKER):

17. Senator Schaffer.

18. SENATOR SCHAFFER:

19. That's pronounced Schaffer, Senator. I rise in support of this  
20. motion along with Senator Hynes. This is an important amount of money.  
21. Our, particularly in the downstate area, our township and county high-  
22. way superintendents need this money and I urge a concurrence in this  
23. vote.

24. PRESIDING OFFICER (SENATOR WALKER):

25. The question is shall the items on Page...Senator Harris.

26. SENATOR HARRIS:

27. Well, I just want to make the Members of this side of the aisle  
28. mindful of the fact that I think this is very sound legislation,  
29. particularly the downstate Members that...the...the road situation  
30. is so critical insofar as the local road capability of funding and  
31. I just know that we ought to be aware of the significance of this  
32. and I'm going to certainly vigorously and enthusiastically support  
33. this motion as it been put by Senator Hynes or Senator Schaffer. All

1. right. Co-sponsored by and I'm with both of you.
2. PRESIDING OFFICER (SENATOR WALKER):
3. Senator Hynes.
4. SENATOR HYNES:
5. Without further adieu, then Mr. President, I would move that
6. the item on Page 13, lines 30 and 31, the item on Page 13, line 32
7. and the item on Page 13, lines 33 and 34 of SB 1345 be restored, the
8. item reductions of the Governor to the contrary notwithstanding.
9. PRESIDING OFFICER (SENATOR WEAVER):
10. The question is shall the items just read by Senator Hynes of
11. SB 1345 be restored, the item reductions of the Governor to the
12. contrary notwithstanding. Those in favor will vote Aye. Opposed
13. will vote No. And the voting is open. Senator McBroom.
14. SENATOR MCBROOM:
15. Mr. President and Members of the Senate, I just wanted to call
16. to Senator Hynes' attention, I voted Aye.
17. PRESIDING OFFICER (SENATOR WALKER):
18. Have all voted who wish? On that question, the A...take the
19. record. On that question, the Ayes are fifty-one, the Nays are none,
20. Voting Present are none. The items read by Senator Hynes of SB 1345
21. having received the required majority vote of the Senators elected
22. are declared restored, the item reductions of the Governor to the
23. contrary notwithstanding. The Secretary will inform the House of the
24. action on all the bills that we have taken so far. SB 1357.
25. SECRETARY:
26. I move that the item on Page 1, line 11 and the item on Page 1,
27. line 24 and the item on Page 1, line 35 and the item on Page 2, line
28. 17 and the item on Page 2, line 19 and the item on Page 3, line 9 and
29. the item on Page 3, line 11 and the item on Page 3, line 30 and the
30. item on Page 4, line 5 of SB 1357 be restored, the item reduction of
31. the Governor to the contrary notwithstanding. Signed, Senator Stanley
32. Weaver.
33. PRESIDING OFFICER (SENATOR WALKER):

1. Senator Weaver.

2. SENATOR WEAVER:

3. Mr. President, I would ask leave that we take on one motion on  
4. all these line items.

5. PRESIDING OFFICER (SENATOR WALKER):

6. Is there leave? Proceed, Senator Wea...Senator Rock, desire  
7. recognition?

8. SENATOR WEAVER:

9. These are all a reduction...

10. SENATOR ROCK:

11. My standard question, they're all pension restorations, I take  
12. it?

13. SENATOR WEAVER:

14. That's true and the amount is seventy-nine thousand seven hundred  
15. and fourteen dollars. And I would move that the items just read by  
16. the Secretary be restored, the item reduction to the Governor...of the  
17. Governor to the contrary notwithstanding.

18. PRESIDING OFFICER (SENATOR WALKER):

19. The question is shall the items read by the Secretary on SB 1357  
20. be restored, the item reductions of the Governor to the contrary not-  
21. withstanding. Those in favor will vote Aye. Those opposed vote Nay.  
22. And the voting is open. Have all voted who wish? Have all voted who  
23. wish? Take the record. On that question, the Ayes are forty-nine,  
24. the Nays are none, Voting Present are none. The items just read by  
25. the Secretary on SB 1357 having received the required majority vote  
26. of the Senators elected are declared restored, the item reductions  
27. of the Governor to the contrary notwithstanding. And the Secretary  
28. will so inform the Clerk of the House.

29.

30.

31.

32.

33.

1. PRESIDING OFFICER (SENATOR WALKER) :

2. Senate Bill 1424.

3. SECRETARY:

4. I move that the item on page 23, lines 3 through 10 of  
5. SB 1424 be restored. The item reduction of the Governor to the  
6. contrary notwithstanding. Signed Senator Tom Merritt.

7. PRESIDING OFFICER (SENATOR WALKER) :

8. Senator Merritt. Senator Merritt desire recognition?

9. SENATOR MERRITT:

10. Yes, Mr. President. There's two motions regarding...has  
11. to do with the Chicago Regional Port District. Senator Dougherty  
12. if you will remember was handling one and in the midst of it  
13. yesterday we were waiting on Senator Fawell for another item. I  
14. prefer not to go with my motion until Senator Dougherty is also  
15. on the floor inasmuch as they are both intertwined. If you don't  
16. mind holding it a few minutes at least, Senator Dougherty might  
17. be back here on the floor.

18. PRESIDING OFFICER (SENATOR WALKER) :

19. Take it out of the record. On the order of amendatory vetoes,  
20. Senate Bill 1519.

21. SECRETARY:

22. I move to accept the specific recommendations of the Governor  
23. as to Senate Bill 1519 in the manner and form as follows: (Secretary  
24. reads recommendations of Governor).

25. PRESIDING OFFICER (SENATOR WALKER) :

26. Senator Partee.

27. SENATOR PARTEE:

28. I didn't know we were going to get to this series of...there  
29. are a few others in this series and the President has indicated to  
30. me that we are going to be leaving about 5:30. This was probably  
31. going to take a little time. I'm just wondering if Senator Mohr  
32. might want to hold these until tomorrow, or we can get to all of  
33. them at once. It's going to take a little time...we're going to

1. probably get involved a little bit in this.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Mohr. He's been wanting to leave Senator Partee,  
4. so I'm sure he's going to acquiesce.

5. SENATOR MOHR:

6. Senator Partee, I have been giving the Presiding Officer today  
7. a little bit of the treatment that I received the entire session,  
8. you know, how long we are going to be here, when are we going home.  
9. And I'm anxious to get out of here today too. If you want to hold  
10. it until tomorrow, that's fine, but we are going to have to get into  
11. them...sooner or later, so if you want to go until tomorrow,  
12. that's all right.

13. PRESIDING OFFICER (SENATOR WALKER):

14. Thank you Senator Partee. Take it out of the record. For  
15. what purpose does Senator Graham arise?

16. SENATOR GRAHAM:

17. Mr. President, I'm trying to locate Senator Rock. Senator  
18. Rock made a motion yesterday to postpone action on Senate Bill 1291.  
19. It's an amendatory veto. They called it up yesterday Senator  
20. Dougherty. They were short some votes...there was a little con-  
21. fusion on our side of the aisle with regards to the importance of  
22. this bill. And behalf of Senator Dougherty and myself, members of  
23. the Election Laws Commission and speaking for you, I'm sure  
24. Senator Rock...I think that we are ready to go on this and that we  
25. might as well get it off of the calendar, it will tickle Senator  
26. Dougherty to death. So, if we can move on that motion of Senator  
27. Rock's on 1291.

28. PRESIDING OFFICER (SENATOR WALKER):

29. Senator Graham.

30. SENATOR GRAHAM:

31. The importance of this thing that we lost sight of yesterday  
32. when the motion that I made affected the judges of election. The  
33. precincts DuPage County was the fact that one amendment to this

1. takes charge of the orderly transition of the Chairman of the  
2. State Board of Elections and without the passage of this motion  
3. they...they per chance will go into another state of limbo and  
4. we think that is not necessary at this time, so I do stand with  
5. Senator Dougherty...will on this motion ask for a favorable Aye  
6. vote on this side of the aisle.

7. PRESIDING OFFICER (SENATOR WALKER):

8. Senator Dougherty.

9. SENATOR DOUGHERTY:

10. Senate Bill 1291 in its form it now is. There was...  
11. an amendment that the Governor put on there which we ...failed  
12. to override. SB 1291 is in the shape it was in when we originally  
13. passed it. And I urge that we concur in the Governor's amendatory  
14. veto. Maybe the bill as it was would have left this Senate. I  
15. would appreciate a most favorable roll call.

16. PRESIDING OFFICER (SENATOR WALKER):

17. The...as I understand the clerk read the bill yesterday,  
18. Senator Dougherty. Question is: Shall Senate accept the  
19. specific recommendations of the Governor as to SB 1291, in the  
20. manner and form just read by Senators Graham and Dougherty. Those  
21. in favor vote Aye. Those opposed vote No. Voting is open. Have  
22. all voted who wish? Have all voted who wish? Take the record.  
23. On that question the Ayes are 52, the Nays are none...voting  
24. Present are none. Specific recommendation of the Governor to  
25. SB 1291, having received the required majority votes of the  
26. Senators elected are declared accepted.

27. SECRETARY:

28. I move that the item on Page 23, lines 3 through 10 of SB 1424  
29. be restored. The item reduction of the Governor to the contrary  
30. notwithstanding. Signed by Senator Merritt.

31. PRESIDING OFFICER (SENATOR WALKER):

32. Senator Merritt.

33. SENATOR MERRITT:



1. Mr. President, I think so that we can go on the order that  
2. we went properly yesterday, Senator Dougherty should go with his  
3. motion first on that if it is agreeable with the Body.

4. PRESIDING OFFICER (SENATOR WALKER):

5. Senator Dougherty.

6. SENATOR DOUGHERTY:

7. Mr President, SB 1424, there's an item veto in there, a line  
8. item veto - a reduction I should say. The Chicago Regional Port  
9. District as been originally allocated three and one-half million  
10. dollars for the acquisition of land and the building of container  
11. facilities. Now, this bill originally passed two years ago. It's  
12. a Capital Bond Development Program. It's not for any cash. And it  
13. originally passed for five million dollars. The Governor vetoed  
14. it down to three and a half million dollars with my acquiescence  
15. for the reason that the money...the land was not available at  
16. that time. However, this time he again reduced it from three  
17. and one-half million to three million which will not...do the job  
18. that we think it should be done. Because in addition to that  
19. we've added another four and one-half million dollars which is  
20. the subject of another item veto reduction which will be handled  
21. by Senator Merritt. I would ask that the Senate would override  
22. and amend...add there to the five hundred thousand dollars  
23. that the Governor by his item line veto took from the Chicago  
24. Regional Port District original appropriation of three and one-  
25. half million dollars. The Governor knows about this...I just  
26. discussed it with him. And I find it necessary for my community  
27. to the State and to the Nation to have these facilities for the  
28. reason that they will contribute to the economy, the City of  
29. Chicago, the State of Illinois and the Nation in retaining a  
30. reasonable balance of trade. We in Illinois as the largest  
31. agriculture exporting nation..in the state...in the nation...  
32. we are number three in manufacturing. In order to maintain that  
33. position we must have the facilities to operate efficiently our

1. rivers and harbors and particularly the Chicago Regional Port  
2. District at the point where we have selected the acquisition of  
3. land and the building container facilities. The wharfage is in.  
4. The docks are there - the harbor has been dredged. All we need  
5. to do is acquire the land that...which it can be done...we're in  
6. the proposition of trying to do it. It will add to the every ton  
7. of cargo generates about \$20.00 in revenue in the City wherein the  
8. facility is located. This will mean untold million of dollars  
9. ...in trade, in taxes and in payrolls...I ask that the...  
10. Senate concur in restoring this five hundred thousand dollars  
11. to the original three and a half million dollars.

12. PRESIDING OFFICER (SENATOR WALKER):

13. Senator Merritt.

14. SENATOR MERRITT:

15. Mr. President, I just concur in everything Senator Dougherty  
16. has said, and I would urge the colleagues on this...my colleagues  
17. on this side of the aisle to join in this affirmative vote on  
18. this. And incidentally since this is a reduction veto it only  
19. takes thirty votes, I believe.

20. PRESIDING OFFICER (SENATOR WALKER):

21. Senator Don Moore.

22. SENATOR MOORE:

23. Thank you, Mr. President. I also rise in support of this  
24. ...of Senator Dougherty's motion. We recently went to the West Coast  
25. inspected some of the ports out there. And you take a major port  
26. like the port of Seattle, there just isn't any land available  
27. left for the port of Seattle to expand upon. If we are going  
28. to continue to have a viable port, the largest import in the  
29. United States...at the...in Chicago, it is an absolute necessity  
30. that we acquire this land so that we can go in into the contain-  
31. erization field - much larger than we are now. Out in Seattle  
32. for example, Mr. President...eighty percent of their transport  
33. their import and export is handed...is handled by containerization.

1. This is the coming thing. It is here and we in Illinois should  
2. take advantage of it. I urge support of Senator Dougherty's  
3. motion.

4. PRESIDING OFFICER (SENATOR WALKER):

5. Senator Dougherty. Senator Dougherty are your motions  
6. and Senator Merritt's the same? Will the Secretary read the  
7. motion in the record, please?

8. SECRETARY:

9. I move that the item on page 23, lines 3 through 10 of SB  
10. 1424 be restored. The item of the Governor to the contrary not-  
11. withstanding. Signed Senator Daniel Dougherty.

12. PRESIDING OFFICER (SENATOR WALKER):

13. The question is: Shall the items on page 23, lines 3 through  
14. 10 of SB 1424 be restored the item reduction of the Governor  
15. notwithstanding. Those in favor vote Aye. Those opposed will  
16. vote No. The voting is open. Have all voted who wish? Have all  
17. voted who wish? Take the record. On that question the Ayes are  
18. 44, the Nays are 4. Voting present are none. The items on Page  
19. 23, lines 3 to 10 inclusive SB 1424 having received the required  
20. majority vote of the Senators elected are declared restored. The  
21. item reductions of the Governor of the contrary notwithstanding.

22. SECRETARY:

23. I move that the item on Page 24, lines 13 through 17, of  
24. SB 1424 do pass. The item veto of the Governor to the contrary  
25. notwithstanding.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Senator Merritt.

28. SENATOR MERRITT:

29. Yes, Mr. President, members of the Senate. This is the  
30. companion motion to Senator Dougherty's. His providing for the  
31. containerization facilities. This particular bill came about  
32. originally after looking at the land in question six miles in-  
33. land from Lake Michigan. It's an expensive situation to get

1. into that port, It's a full day's turn-a-round time, a very  
2. expensive tow charges. We were able to interest...Republic  
3. Steel I believe it was there...you know Youngstown...Steel  
4. who has a hundred and ninety-four acres right on Lake Michigan  
5. on the Lake front, also bordering the Calument River. It  
6. could be acquired and that's what...what this particular motion  
7. does. It will put the State of Illinois back for twenty years  
8. in my opinion to ever think about losing the fact that that  
9. land could be acquired for such a nominal sum. And the only  
10. reason it ever could be is that it would remain in the public  
11. domain. It will give us an opportunity for fine containeri-  
12. zation facilities if we are ever to be a viable port. We  
13. must handle those type of containerization facilities, it  
14. will give us room to grow in and I would certainly urge that  
15. the members join me in my motion that item on Page 24, lines  
16. 13 - 17 of SB 1424 Do Pass. The item veto of the Governor  
17. to the contrary notwithstanding. I might also add there will  
18. be absolutely no general revenue funds involved in this. It  
19. will all be Capital Development Bond Funds on a complete pay-  
20. back basis - 50% of the revenue is to be returned to the State  
21. of Illinois. I urge your joining with me in this motion.

22. PRESIDING OFFICER (SENATOR WALKER)

23. The question is: shall the items on Page 24, lines 13 to  
24. 17 inclusive of SB 1424 pass. The item veto of the Governor  
25. to the contrary notwithstanding. Those in favor vote Aye. Those  
26. opposed vote no. The vote...I'm sorry. Senator Glass.

27. SENATOR GLASS:

28. I'd like to ask Senator Merritt how much is involved here  
29. and how long the pay-back period will be.

30. PRESIDING OFFICER (SENATOR WALKER)

31. Senator Merritt.

32. SENATOR MERRITT:

33. The total amount involved is eight million dollars. The

1. number of years naturally will be governed by revenues. I  
2. would assume by the best estimates that has been given us some-  
3. thing like maybe sixteen to twenty years.

4. PRESIDING OFFICER (SENATOR WALKER):

5. The voting is open. Have all voted who wish? This requires  
6. thirty-six votes. Have all voted who wish? Take the record.  
7. On that question, the Ayes are 44, the Nays are 3, Voting Present  
8. are one. The items on page 24, lines 13 to 17, SB 1424 having  
9. received the required three-fifths vote are declared passed. The  
10. item veto of the Governor to the contrary notwithstanding.  
11. Senator Dougherty.

12. SENATOR DOUGHERTY:

13. Somebody would like to see a picture of the facility as it  
14. is. I have a picture of it right here.

15. PRESIDING OFFICER (SENATOR WALKER):

16. I think we'd all like to look at it, Dan. Will you pass  
17. it around?

18. SECRETARY:

19. I move that the item on page 11, lines 5 through 7 of en-  
20. grossed Senate Bill 1424, Public Act 78-1087, be restored. The  
21. item reduction of the Governor to the contrary notwithstanding.  
22. Signed, Senator H. W. Fawell.

23. PRESIDING OFFICER (SENATOR WALKER):

24. Senator Fawell.

25. SENATOR FAWELL:

26. Mr. President, I have two motions which pertain to reduction  
27. vetoes and I would ask leave of the Senate to have one roll call  
28. on both.

29. PRESIDING OFFICER (SENATOR WALKER):

30. Is there leave? Proceed, Senator Fawell.

31. SENATOR FAWELL:

32. The...lines 5 through 7 on Page 11 pertains to a reappropriation  
33. which we made in regard to the Debt Retirement Fund of the Capital  
34. Development Board bond bills for school construction. The Governor

1. reduced this by fifteen million dollars. It is a reappropriation,  
2. yet, does not involve any general revenue funds. It merely gives  
3. the authority to the Capital Development Board to be able to go  
4. ahead and honor commitments for school construction downstate,  
5. so that it is a very important bill for all of us downstate so  
6. that the claims for debt retirement on principal and interest on  
7. bonds and for use in the making of grants for school construction  
8. can be honored. The other reduction veto was a...again a veto  
9. that did not pertain at all to any general revenue funds. But,  
10. only involved the authority for the expenditure of bond proceeds.  
11. The Governor reduced the appropriation for this fiscal year by  
12. fifty million dollars. That means that the City of Chicago Public  
13. School System will lose twelve and one-half million dollars for  
14. School Construction Program for this fiscal year. And thirty-seven  
15. and a half million dollars downstate, for the downstate school dis-  
16. tricts. I believe this is very important, again, for both Chicago  
17. and downstate where at least in the downstate area, of course, in  
18. Chicago, we have only one public school district. And, I'm sure  
19. that in talking with Art Lehne and other Representatives of the  
20. Chicago Public Schools, you have been told that they have budgeted  
21. this money. They have made plans on the assumption that it would  
22. be available for their School Construction and Renovation Program.  
23. Downstate, at this time, we have a total stoppage of the program  
24. because of the fact that of the number of districts that have ap-  
25. plied so far, they have actually spoken for, so to speak, all of the  
26. money that is available. Without this thirty-seven and a half mil-  
27. lion, coupled also with the fifteen million that I previously re-  
28. ferréd to, you simply will have no program whatsoever of State grants  
29. to our public schools until such time as we appropriate for the next  
30. fiscal year. I think it's important because this Legislature and  
31. the Governor quite clearly promised to the Public School System through-  
32. out the State of Illinois that we would live up to our obligation  
33. of appropriating a full one hundred million per year with twenty-five

1. million going to Chicago and seventy-five million going downstate.  
2. What has happened is, apparently, the Governor has changed his  
3. mind, but the people downstate and the people in the City of Chicago  
4. had no knowledge of this, their budget. Their programs are based  
5. in good faith upon the Legislature fulfilling its obligation.  
6. And, Mr. President, based on that, I do therefore move that the  
7. items that I have referred to in reference to Senate Bill 1424  
8. be restored. The item reduction of the Governor to the contrary  
9. notwithstanding.

10. PRESIDING OFFICER (SENATOR WALKER):

11. Senator Buzbee.

12. SENATOR BUZBEE:

13. Thank you, Mr. President. Question of the sponsor...you...  
14. the...this money is not coming from General Revenue...where...  
15. where does it come from?

16. PRESIDING OFFICER (SENATOR WALKER):

17. Senator Fawell.

18. SENATOR FAWELL:

19. ...The money comes from bonds which we have authorized of  
20. one hundred million and this is the appropriation over to the  
21. Capital Development Board so that they in turn now can begin  
22. honoring the...really the hundreds of applications that have come  
23. from the various school districts throughout the State of Illinois  
24. for the matching grants under the Capital Development Board Bond  
25. Construction Program.

26. PRESIDING OFFICER (SENATOR WALKER):

27. Senator Buzbee.

28. SENATOR BUZBEE:

29. I believe in the Governor's...Veto Message that he said that  
30. perhaps I'm wrong on this, but at least I have been told that part  
31. of the problem with the...part of the reasoning behind the re-  
32. duction from one hundred million to fifty million was that Capital  
33. Development was so far behind...so tied up in the bureaucratic

1. red tape over there that they really can't spend that extra  
2. fifty million this next year...it...you have a response to  
3. that?

4. PRESIDING OFFICER (SENATOR WALKER):

5. Senator Fawell.

6. SENATOR FAWELL:

7. Yes, I do. This...simply is not the fact. In the first  
8. fiscal year operation of this program, it didn't go into ef-  
9. fect...it didn't commence until October of 1973. There was a  
10. start up staff problem; rules and regulations had to be passed.  
11. So, it wasn't until really the end of the fiscal year '73 - '74 that  
12. CDB began to really roll on this. What the Governor did, is to  
13. look at their performance in that first fiscal year and assume  
14. therefore that they would not need the full one hundred million  
15. for the second fiscal year which is clearly fallacious. Right  
16. now, downstate especially, every dollar that has been appropriated  
17. is taken up and there are...there are just other, I...at least  
18. a hundred other districts that can do nothing. CDB can do nothing  
19. at all because at this point they have run out of all authoriza-  
20. tions. And, if we do not do anything here, it is not then until  
21. the next fiscal year appropriation and the signing of that appropria-  
22. tion before anything can be done. What it means is that a total  
23. stoppage of the...of the program for any of the districts that  
24. have been really waiting since January of '73, when the program  
25. was really first announced. They have been holding off building  
26. programs for that long. Now, they're being told, I'm sorry, don't  
27. even bother to process your application. Don't even put it in here.  
28. We have no more authorization. As long as that attitude is main-  
29. tained, of course...you know...you're not going to need it. But,  
30. the downstate school districts are in a plight. Nothing is moving  
31. as far as any new applications. And in Chicago, Art Lehne can tell  
32. you that they definitely planned on a full twenty-five million dollars  
33. for this fiscal year. They're simply not getting it. There's



1. twelve and a half million dollars which will be gone and gone  
2. forever. ...So I...it...it...I cannot agree at all with the  
3. ...the reasoning the Governor had in his Veto Message.

4. PRESIDING OFFICER (SENATOR WALKER):

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. One last question. The total amount of this bond authoriza-  
8. tion, I simply don't remember, what is that...is it only for one  
9. hundred million dollars?

10. PRESIDING OFFICER (SENATOR WALKER):

11. Senator Fawell. Senator Fawell.

12. SENATOR FAWELL:

13. The total authorization over a four year period is four  
14. hundred million dollars. One hundred million dollars per year  
15. divided; twenty-five million to Chicago, seventy-five million  
16. downstate, twenty-five million of the seventy-five million  
17. downstate will be called Debt Retirement on pre-existent bonds  
18. for Capital Construction. That has been amended so that any...  
19. any balance ever left in that twenty-five million appropriation  
20. can be used for construction which is by far the most popular  
21. aspect of the program. But, I repeat, there is a total stoppage  
22. of the program now because the Governor has exercised this veto.  
23. And, if he drags his feet much longer, he'll kill the program  
24. continually ...completely because what the public school districts  
25. are, in effect, saying is that what we have here is another grandiose  
26. statement by the Legislature and by the Governor about what we  
27. plan to do. For the first time to give aid to Capital Construction  
28. of public schools and then we reneged...and they are sorely dis-  
29. appointed. Again, we're talking about the poorest districts in  
30. the State of Illinois, because they're the ones with the highest  
31. priority and they're taking 90% of the money. It's not the rich  
32. districts, it's the poorest districts that are suffering.

33. PRESIDING OFFICER (SENATOR WALKER):

1. The question is, shall the items...oh, I'm sorry. Senator  
2. Bruce.

3. SENATOR BRUCE:

4. Well, I think...I think Senator Fawell, you have spoken very  
5. eloquently on the problem of school construction. The problem  
6. is that we have appropriated fifteen million dollars in bond  
7. revenue for these projects. None of them are completed. Is that  
8. not correct? Is there a completely signed-off project with bricks  
9. and mortar up...or school children going in the doors today?

10. SENATOR FAWELL:

11. The...yes...there's one that the first dedication was just  
12. about two weeks ago. The important point is, though, that all the  
13. money has been allotted. Everything has been allotted. And...

14. SENATOR BRUCE:

15. ...And all the contracts have been let.

16. SENATOR FAWELL:

17. Well, no, not all contracts have been let.

18. SENATOR BRUCE:

19. Well, have all architects drawings have been approved and  
20. designed...designed memorandum and...exchanged between the OSA  
21. and the Office of the CDB and the supervising architect on the  
22. site with the school district? Those have all...letters of commitment  
23. are all in. Everything is done, and all we got to do is just get  
24. the structural steel and start putting it up. ...We're not  
25. really to that stage, are we? We've got a lot of money, grant  
26. approvals on line, right?

27. SENATOR FAWELL:

28. No, the...all of the money that is available has been allotted  
29. to particular districts who based upon that, of course, have passed  
30. bond referendums and it is earmarked and there. No further ap-  
31. plications of some sixty to one hundred school districts that have  
32. been standing in line and waiting for a year and a half are being  
33. accepted, processed, or even looked at because the Capital

1. Development Board has said, "Gentlemen or Ladies, we have no  
2. more money at all. We don't know if we are ever going to get  
3. it. We can't do a thing for you." It is true that downstate,  
4. we should have seventy-five million really more, or I should  
5. say in this case, thirty-seven million plus the fifteen million  
6. we are talking about here. And it's true, we should have twelve  
7. and a half million more in the City of Chicago. Based upon  
8. authorized bond sales which the Legislature has enacted, but  
9. that money has never been now, or I should say, the authority  
10. for the sale of those bonds and the appropriation of that money  
11. has never been made to the Capital Development Board, so there  
12. is nothing we can do. And we're blocked and until such time as  
13. the Legislature shall, in its wisdom once again, see fit to  
14. appropriate some of these bond authorizations, we can't do a  
15. thing. So, it's really irrelevant whether or not a given pro-  
16. ject is a steal-up or anything of that sort.

17. PRESIDING OFFICER (SENATOR WALKER):

18. Senator Chew.

19. SENATOR CHEW:

20. ...I move the previous question. They got the win out  
21. now.

22. PRESIDING OFFICER (SENATOR WALKER):

23. Senator Bruce.

24. SENATOR BRUCE:

25. Well, the point to be made is that the fact that the CDB  
26. is approved grant allotments is a lot different from approval  
27. by the local school district of the bond, the sale of the bonds,  
28. the approval of the plans, and the plans going forth. I, for one,  
29. am not convinced that in a totally new project that fifty million  
30. dollars in State expenditure is inadequate in this State. We have  
31. said, as a Legislative Body, that we are going to spend fifty million  
32. dollars on an entirely new project. The State of Illinois  
33. fronting the money for local school districts to make construction

1. projects. We do that now with the junior college district.
2. I have three on-going in my district, Senator Fawell, and if...
3. if what you say is true, I would very much like to talk to
4. your contractors. We have not been able to get structural
5. steel in Phase Two of Wabash Valley College in eleven months.
6. So...
7. PRESIDING OFFICER (SENATOR WALKER):
8. Will you conclude, Senator Bruce.
9. SENATOR BRUCE:
10. If I may just use some of Senator Chew's time and Senator
11. Fawell's time. The one point that I think should be emphasized
12. that Senator Buzbee asked was not answered. And that is in the
13. present budget for this year in FY '75, we have four point six
14. nine three million dollars in our dough - not Capital Bond De-
15. velopment. Everybody seems to think that Capital Bond Develop-
16. ment money comes from nowhere. It comes because we spend, this
17. year, in SB 1354, four point six million dollars in principal and
18. interest on this fifty million in one year. It will be back
19. next year...
20. PRESIDING OFFICER (SENATOR WALKER):
21. Senator Bruce.
22. SENATOR BRUCE:
23. ...twice as high if we go one hundred.
24. PRESIDING OFFICER (SENATOR WALKER):
25. Senator Bruce. Senator Chew.
26. SENATOR CHEW:
27. Yes, I thought you were going to perform up there like a
28. professional and the light up there is to be used. And we still
29. live under rules here in the Senate that were made for the Session.
30. I suggest that you abide by the rules or you give it back to
31. Senator Harris.
32. PRESIDING OFFICER (SENATOR WALKER):
33. Senator Chew...

1. SENATOR CHEW:

2. I move the previous question and nobody can take my time.

3. PRESIDING OFFICER (SENATOR WALKER)

4. I got so engrossed in that - that I forgot to look behind  
5. me here. The question is ... shall... shall the items mentioned  
6. by the Secretary ... of Senate Bill 1424 be restored. The item  
7. reduction of the Governor to the contrary notwithstanding. Those  
8. in favor will vote Aye. Opposed No. The voting is open. the  
9. Have all voted who wish? Senator Fawell.

10. SENATOR FAWELL:

11. I...I just have a procedural question. ...Were both motions  
12. read?

13. PRESIDING OFFICER (SENATOR WALKER):

14. ...Both motions were read Senator Fawell.

15. SENATOR FAWELL:

16. ...Just one I'm afraid.

17. PRESIDING OFFICER (SENATOR WALKER):

18. ...Oh, I'm sorry. ...I want to be procedurally correct  
19. before this goes down the drain.

20. SECRETARY:

21. The item on Page 22 and 23, lines 37 and 38 of page 22 and  
22. lines 1 and 2 of Page 23 of engrossed Senate Bill 1424 be re-  
23. stored. The item of the reduction of the Governor to the con-  
24. trary notwithstanding.

25. PRESIDING OFFICER (SENATOR WALKER):

26. Have all voted who wish? Take the record. On this question  
27. the Ayes are 24. The Nays are 6. Voting present are 8 and the  
28. items just read having failed to receive the required majority  
29. of votes as Senators elected are declared lost. Is there any  
30. further ...business to come before the Senate? Is there any  
31. further business to come before this Senate? If not, Senator  
32. Graham is recognized.

33. SENATOR GRAHAM:

I move the Senate adjourn until 9:30 in the morning.

1. PRESIDING OFFICER (SENATOR WALKER):  
2. The move by Senator Graham the Senate adjourn...  
3. SENATOR GRAHAM:  
4. 9:00 o'clock...  
5. PRESIDING OFFICER (SENATOR WALKER):  
6. ...until 9:00 o'clock...  
7. SENATOR GRAHAM:  
8. ...just a minute, I'll yield to Senator Harris.  
9. PRESIDING OFFICER (SENATOR WALKER):  
10. Senator Harris  
11. SENATOR HARRIS:  
12. ...Well...we have one important item of business. ...I  
13. wasn't aware that this motion was going to be put. Senator  
14. Conolly on the floor?  
15. PRESIDING OFFICER (SENATOR WALKER):  
16. ...Will you withhold your motion Senator Graham? I  
17. thought I would just find out where we were.  
18. SENATOR GRAHAM:  
19. I tried - got their attention.  
20. PRESIDING OFFICER (SENATOR WALKER):  
21. Senator Harris.  
22. SENATOR HARRIS:  
23. The...Governor's Office has requested the consideration  
24. during this session of a piece of legislation residing in the  
25. Transportation Committee, SB 1546. This bill as introduced  
26. provided for an appropriation to the Illinois Toll Highway  
27. Authority. It's Senator Chew's bill. Now, after some dis-  
28. cussion with the second floor with the Governor personally  
29. and ultimately with Mr. Duncan. There has been an accommodation  
30. to change the bill and appropriate the money to the Department  
31. of Transportation which eliminated some problems from this side  
32. of the aisle. We certainly want to accommodate the administration  
33. on an item that has as much interest in the area really from...I

1. would generally describe it as the Intersection of Route 23  
2. and U S 20 and down through the Fox Valley around to Joliet.  
3. There would be a Toll Road Feasibility Study conducted by the  
4. Department of Transportation, if this bill were to be enacted  
5. before adjournment on the 6th of December. It must be read a 2nd  
6. time today in order for that to be done and passed tomorrow.  
7. Now, I have not discussed it with many members of this side  
8. of the aisle. But there are many members who are interested in  
9. this study this feasibility study in the West Suburban, North  
10. Suburban and South Suburban area of the outer regions of Cook  
11. and the collar counties. The administration is anxious to  
12. have this acted on so I would defer to a motion by Senator Chew  
13. or by Chairman Conolly regard to this bill with the under-  
14. standing that it would be amended tomorrow to provide for that  
15. accommodation that was reached between me and the second floor  
16. and act on the bill tomorrow. But in order for it to make the  
17. December 6th adjournment date it has to be read a second time  
18. today.

19. PRESIDING OFFICER (SENATOR WALKER)

20. Does the Secretary have the motion?

21. SECRETARY:

22. Motion in writing. I move to discharge SB 1546 from the  
23. Committee on Transportation and Public Utilities and have it  
24. read a 2nd time and placed on the order of 3rd reading.

25. PRESIDING OFFICER (SENATOR WALKER):

26. Senator Chew.

27. SENATOR CHEW:

28. Mr. President, I would make that move that we discharge the  
29. Committee on Transportation and Public Utilities and the bill be  
30. placed on without reference to...further hearing in the committee  
31. and be placed on 2nd reading and read a 2nd time. I make that move.

32. PRESIDING OFFICER (SENATOR WALKER):

33. Senator Chew moves to discharge the committee on Transportation

1. and Public Utilities from further consideration of SB 1546.  
2. And that the bill be placed...read a 2nd time and placed on  
3. the order of 3rd reading. Does Senator Conolly desire rec-  
4. ognition? Senator Conolly.

5. SENATOR CONOLLY:

6. Mr. President, I'd just like to point out that this bill  
7. has not been heard in our committee - Senate Transportation  
8. Public Utilities Committee...but I will not oppose this motion.  
9. But I think there is interest among the Governor and various  
10. members of leadership here to have this put on and be debated  
11. by the whole House...the whole Senate. And therefore I will  
12. not oppose it; but I would just like to say that it has not  
13. been heard in the Senate Transportation Committee.

14. PRESIDING OFFICER (SENATOR WALKER)

15. Senator Harris.

16. SENATOR HARRIS:

17. Well, I would point out I'm not certain whether it was  
18. heard by...Transportation and Public Utilities; but this sub-  
19. ject matter was heard by an appropriate committee because it  
20. was the subject of an amendment to House Bill 2303, which  
21. appropriated this two hundred thousand dollars to the Transportation  
22. Study Commission. Now, that provision was vetoed out of 2303  
23. by the Governor not because of the appropriation to Transporta-  
24. tion Study Commission; but because of some language in the  
25. bill requiring a pay-back by ultimately the bond holders if  
26. the feasibility study is sustained and the bonds eventually are  
27. sold. I frankly think that that's a legal possibility but that was  
28. the objection of the Governor. In the meantime the position of  
29. this side on appropriating directly to the Toll Highway Authority  
30. was raised there is an accommodation. I really don't think  
31. the point is of great consequence about the fact that the Trans-  
32. portation Committee did not hear this. A committee did hear the  
33. subject matter and the issue has had the affirmative action of



1. this body in an other bill.

2. PRESIDING OFFICER (SENATOR WALKER):

3. Senator Schaffer:

4. SENATOR SCHAFFER:

5. Well, I'm assured by President Harris or we're fairly  
6. sure that this particular proposal does not get into McHenry  
7. County. But I want to go on record as saying that if this by  
8. some chance does get into McHenry County I sure don't want it  
9. heard without a public hearing because we'll give you a hearing  
10. you will remember. Based on those assurances I won't object  
11. to this motion but I didn't particularly like the way this  
12. baby dusted through last time without what I thought was much  
13. of a hearing. And if we are headed up that way those people  
14. want to be heard because they have something to say.

15. PRESIDING OFFICER (SENATOR WALKER):

16. Senator Partee.

17. SENATOR PARTEE:

18. The question has been asked of me and I think I would like  
19. to have someone give the public assurance that this bill neither  
20. directly or indirectly in the center of or the peripheral has any  
21. relationship to the Cross Town Expressway. Is that correct, sir?

22. PRESIDING OFFICER (SENATOR WALKER):

23. Senator Chew. Is there any further discussion. Senator  
24. Chew has moved to discharge the Committee on Transportation  
25. Public Utilities from further consideration of Senate Bill 1546.  
26. Those in favor will say Aye, opposed No. Motion is carried. And  
27. the committee...SB 1546 is discharged from committee on Transpor-  
28. tation of Public Utilities and is ordered placed on the Calendar  
29. on the order...no - to be read a 2nd time.

30. SECRETARY:

31. SB 1546. An Act making an appropriation to the Illinois  
32. State Toll Highway Authority. 2nd reading of the bill. No  
33. committee amendments.

1. PRESIDING OFFICER (SENATOR WALKER)  
2. Are there any amendments from the Floor?  
3. SECRETARY:  
4. Amendment No. 1, by Senator Chew.  
5. (Secretary reads Amendment No. 1)  
6. PRESIDING OFFICER (SENATOR WALKER):  
7. Senator Chew.  
8. SENATOR CHEW:  
9. Mr. President...the Amendment explains itself...if there  
10. are any questions on that amendment I'd be glad to answer.  
11. Otherwise I would move for its adoption.  
12. PRESIDING OFFICER (SENATOR WALKER):  
13. Senator Chew moves the adoption of Amendment No. 1 to  
14. SB 1546. Those in favor will signify by voting Aye. Senator  
15. Clarke.  
16. SENATOR CLARKE:  
17. Mr. President, he said that the amendment explains it-  
18. self, but it doesn't quite. I want to know is this a study  
19. to expand the present Tri-State Tollway?  
20. SENATOR CHEW:  
21. Corporation is going into the Department of Transportation  
22. to make the feasibility study in the Fox Valley Tollway - Fox  
23. Valley Tollway.  
24. PRESIDING OFFICER (SENATOR WALKER)  
25. Senator Clarke.  
26. SENATOR CLARKE:  
27. Does the Fox Valley have a Tollway? I didn't know they  
28. did.  
29. SENATOR CHEW:  
30. I didn't hear you.  
31. SENATOR CLARKE:  
32. Does the Fox Valley have a Tollway? I didn't know they  
33. had a Tollway.

1. SENATOR CHEW:  
2. No, this is for a study for a Tollway...Senator for the  
3. Fox Valley.  
4. SENATOR CLARKE:  
5. ...but what I am asking is this a feasibility study....  
6. SENATOR CHEW:  
7. ...yes, it is.  
8. SENATOR CLARKE:  
9. ...for a completely new Tollway System.  
10. SENATOR CHEW:  
11. Yes, it is.  
12. SENATOR CLARKE:  
13. ...completely unconnected with the Tri-State Tollway?  
14. SENATOR CHEW:  
15. I'm not aware whether it's connected with the Tri-State  
16. or not.  
17. SENATOR CLARKE:  
18. Well, we have a Tollway Authority today and you just  
19. deleted the provision that they do a study.  
20. SENATOR CHEW:  
21. The Department of Transportation is going to do the  
22. study.  
23. SENATOR CLARKE:  
24. But I'm asking what Tollway are you talking about, a  
25. new Tollway to be created, or another extension of the present  
26. Tollway System?  
27. SENATOR CHEW:  
28. I would presume that it is another extension to the  
29. present Tollway System.  
30. SENATOR CLARKE:  
31. Well, that's what I'm afraid of but I'd like to - I  
32. think we ought to know that answer before we authorize the...  
33. feasibility study...because that's...

1. SENATOR CHEW:  
2. It doesn't change the appropriation Senator...it  
3. SENATOR CLARKE:  
4. It sure as hell changes the direction of where you  
5. are going though.  
6. SENATOR CHEW:  
7. That's all right.  
8. PRESIDING OFFICER (SENATOR WALKER):  
9. Senator Harris. Senator Partee.  
10. SENATOR PARTEE:  
11. No, I'm not going to speak I'm just going to ask Senator  
12. Mohr, if he would give just a little background as to why this  
13. came about because there was a little personalities involved in  
14. this. And I think it could clear up some of the misunderstanding  
15. that some of the members may have.  
16. PRESIDING OFFICER (SENATOR WAKJER):  
17. Senator Mohr.  
18. SENATOR MOHR:  
19. Yes, Mr. President, there had been some misunderstanding in  
20. closing days of the Session. And this was really the way to go  
21. about it this time by putting this in the hands of the Department  
22. of Transportation. And many of us...several of us are members of  
23. the Tollway Advisory Commission and the feeling is that this is  
24. the proper way to handle it. Let the Department of Transportation  
25. who has the staff and the expertize in this field to go ahead and  
26. make the study. And I don't know of any objections at this  
27. point.  
28. PRESIDING OFFICER (SENATOR WALKER):  
29. Senator Berning.  
30. SENATOR BERNING:  
31. Like to ask the sponsor a question.  
32. PRESIDING OFFICER (SENATOR WALKER):  
33. He indicates he will yield.

1. SENATOR BERNING:

2. This study then to be made by the Department of Transpor-  
3. tation relative to Tollway Construction - is this being funded  
4. by an appropriation from the General Assembly.

5. SENATOR CHEW:

6. Yes, it's two hundred thousand dollars, Senator.

7. SENATOR BERNING:

8. I merely wanted to verify that because I want to vigorously  
9. emphasize that the Toll Highway Authority is a body politic with  
10. its own revenue and it ought to be able to finance any feasibility  
11. studies out of those revenues and leave the general Revenue of the  
12. State of Illinois alone. On that basis I would object to this.

13. PRESIDING OFFICER (SENATOR WALKER);

14. Further discussion? Senator Chew.

15. SENATOR CHEW:

16. I would ask for the adoption of the amendment.

17. PRESIDING OFFICER (SENATOR WALKER:

18. Senator Chew moves the adoption of Amendment No. 1 to SB  
19. 1546 and a roll call has been requested. Those in favor will  
20. vote Aye, those opposed will vote No. The Voting is open. Will  
21. someone vote my switch, Junie? Aye. Have all voted who wish?  
22. Take the record. On that question the Ayes are 33, the Nays  
23. are 15 - voting Present are 3. The Amendment No. 1 is adopted.  
24. Amendment No. 1 to SB 1546 is adopted. Senator Chew.

25. SENATOR CHEW:

26. Yes, Mr. President, if there are no further amendments  
27. move it to third, please.

28. PRESIDING OFFICER (SENATOR WALKER):

29. Are there further amendments? Third reading. Senator  
30. Howard Mohr desire recognition?

31. SENATOR HOWARD MOHR:

32. Yes, Mr. President, on the Secretary's desk I have two  
33. bills which I would like introduced and I would like to ask for  
suspension

1. of the rules for this purpose. They are bills coming out of  
2. the Space Needs Commission...dealing with the expansion of  
3. the Space Needs Commission and the Capital City Planning  
4. Commission: Both bills are needed for work that is going on  
5. now. We find ourselves in the position of one hand not knowing  
6. what the other is doing. So in the case of the first bill  
7. the Space Needs Act what we're asking here for is to broaden that  
8. by four members. The commission is made up of strictly leg-  
9. islative members and we are asking that the Governor, the  
10. Attorney General, Secretary of State, the Chairman of the  
11. Capital Development Board be a member of the Commission. The  
12. reason for that is that we have extended invitations to these  
13. officers to attend our meetings and to be a part of the Com-  
14. mission; but they are not voting members and the feeling is  
15. that they should be a part so we get a better working re-  
16. lationship. We have a lot of remodeling ahead of us in the  
17. plans for new construction and it'll just give us a better  
18. working arrangement with these other agencies then we have had  
19. in the past. So, I make the motion, Mr. President, for the  
20. suspension of the rules. And first.

21. PRESIDING OFFICER (SENATOR WALKER):

22. Senator Mohr has moved that the rules be suspended permit  
23. the introduction of two bills to be read a first time and ad-  
24. vanced to the order of 2nd reading. Those...without reference.  
25. Those in favor signify by saying Aye, opposed No. The motion is  
26. carried.

27. SECRETARY:

28. Senate Bill 1683 offered by Senators Howard Mohr, Harris,  
29. Davidson, Graham, Donnewald and Dougherty.

30. (Secretary reads title of bill)

31. 1st reading of the bill.

32. Senate Bill 1684, by the same sponsors.

33. (Secretary reads title of bill)

1. 1st Reading of the bill.

2. PRESIDING OFFICER (SENATOR WALKER):

3. The bills will be advanced to 2nd reading without reference.

4. Senator Brad Glass desire recognition?

5. SENATOR GLASS:

6. Thank you, Mr. President, I have a similar motion. The bill  
7. that is on the Secretary's desk. The four agencies charged with  
8. administrating the School Bus Safety Laws have met several times  
9. regarding the bills that passed in the last Session. And are con-  
10. cerned about several items that should be cleaned up so that they  
11. can adequately enforce the law. For example churches under the new  
12. law that operate funded school buses will have to paint them  
13. yellow. But recently they have been...told the churches have  
14. that they must paint the buses ...a different color. So  
15. what this provides is a lee-time to comply. Another provision  
16. concerns itself with the flashing red and amber light. Now,  
17. under the new law there must be an eight light flasher system...  
18. with four amber lights and those amber lights are to be activated  
19. when the buses are slowing down. But there is a six months  
20. lee-time before the buses have the amber lights so what this  
21. would do would be to permit the buses to use...the flashing red  
22. lights until such time as the amber lights must be attached to  
23. the buses. So they're procedural type changes that will assist  
24. OSPI...DOT and the State Police with the enforcement of the bill  
25. and they have requested. So, I would move Mr. President, this  
26. bill be read a 2nd time and advanced to the order of 3rd reading  
27. without reference.

28. PRESIDING OFFICER (SENATOR WALKER):

29. Senator Chew.

30. SENATOR CHEW:

31. Mr. President, I would resist that motion simply because  
32. it's a very complicated bill and it ought to be heard by the  
33. proper committee.

1. PRESIDING OFFICER (SENATOR WALKER):

2. Senator Harris.

3. SENATOR CHEW:

4. There's no...attached to it whatsoever.

5. PRESIDING OFFICER (SENATOR WALKER)

6. Just pointing out that the House is not going to be in  
7. Session beyond the sixth of December. The bill that Senator  
8. Mohr introduced and advanced was only a bill to demonstrate  
9. good faith about trying to resolve a problem with the second  
10. floor about our Space Needs Problem. Nothing more. It can't  
11. pass now. And this technical bill obviously should receive  
12. a hearing from the appropriate committee. It can't pass be-  
13. fore the adjournment...or the convention of the 79th General  
14. Assembly and to take up more time of the General Assembly  
15. on this matter is just a waste of our time. I object to it  
16. being advanced on the unanimous consent basis.

17. PRESIDING OFFICER (SENATOR WALKER):

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Yes, Mr. President and members. Here we just passed a  
21. bill - a school bus safety bill earlier this year and now we  
22. are back in a Session like this trying to amend it already.  
23. Boy, if you don't think your going to have everybody confused  
24. if you do this one. Whose next? This is ridiculous.

25. PRESIDING OFFICER (SENATOR WALKER):

26. Senator Chew.

27. SENATOR CHEW:

28. Mr. President, I know it's late but I am going to move that  
29. that motion lie on the table. Some...of this kind of maneuver  
30. will not help him accomplish what the paper said he wanted.

31. PRESIDING OFFICER (SENATOR WALKER)

32. The motion is not debatable and Senator Chew has moved  
33. that Senator Glass' motion lie on the table.



1. Those in favor signify by saying Aye, opposed No. The motion  
2. is carried. Is there any further business to come before the  
3. Senate? Charlie...Senator Harris.

4. SENATOR HARRIS:

5. I move that the Senate now stand adjourned until 9:00 o'  
6. clock tomorrow morning.

7. PRESIDING OFFICER (SENATOR WALKER):

8. Thank you, Mr. President, for the opportunity to preside.

9. All in favor of the adjournment signify by saying Aye. Opposed  
10. No. The motion is carried.

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