

79TH GENERAL ASSEMBLY

REGULAR SESSION

FEBRUARY 28, 1975

1. PRESIDENT:

2. The hour of 11:00 having arrived, the Senate will be in  
3. order. The members will be in their seats. Prayer will be by  
4. the Reverend Kenneth McNeil, Grace United Methodist Church,  
5. Springfield, Illinois.

6. REVEREND KENNETH MCNEIL:

7. (Prayer given by Reverend McNeil)

8. PRESIDENT:

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Good morning, Mr. President. I move that reading and  
12. approval of the Journal of Thursday, February the 27th, 1975,  
13. be postponed pending arrival of the printed Journal.

14. PRESIDENT:

15. You heard the motion. All in favor say Aye. Opposed.  
16. The motion carries. Committee reports.

17. SECRETARY:

18. Senator Donnewald, Chairman of Assignment of Bills, assigns  
19. the following bills to Committee:

20. Agriculture, Conservation and Energy - Senate Bill 193;  
21. Education - Senate Bill 197; Executive - Senate Bills 185, 195,  
22. 199, 200 and 207; Insurance and Licensed Activities - Senate  
23. Bills 192 and 196; Judiciary - Senate Bills 194, 201, 202, 204  
24. and 205; Local Government - Senate Bills 189, 191 and 206; Public  
25. Health, Welfare and Corrections - Senate Bill 203; Revenue - Senate  
26. Bill 198; Transportation - Senate Bills 187 and 190.

27. Senator Hynes, Chairman of the Appropriations Committee, reports  
28. out Senate Bills 60, 16...141, 143, 166 and 170 with the recommen-  
29. dation Do Pass. Senate Bill 47, with a recommendation Do Pass As  
30. Amended.

31. Senator Course, Chairman of Revenue Committee, reports out  
32. Senate Bill 13 with the recommendation Do Not Pass.

33. Senator Kosinski, Chairman of Elections and Appropriations

1. Committee, reports out Senate Bill 145 and 146 with the recom-  
2. mendation Do Pass. Senate Bill 8 and Senate Bill 35, with the  
3. recommendation Do Pass As Amended.

4. Senator Chew, Chairman of Transportation Committee, reports  
5. out Senate Bill 33 with the recommendation Do Pass As Amended.

6. PRESIDENT:

7. Resolutions.

8. SECRETARY:

9. Senate Joint Resolution No. 16.

10. (Secretary reads HJR No. 16)

11. PRESIDENT:

12. Heard the resolution. All in favor...yes...Senator Weaver.

13. SENATOR WEAVER:

14. Mr. President, I thought Secretary said the 3rd. Is that  
15. the 3rd or the 4th?

16. PRESIDENT:

17. For the Senate, it's the 4th at 1:30. The 3rd is the House.

18. SECRETARY:

19. Senate Resolution No. 21 introduced by Senator Berning. It's  
20. congratulatory.

21. PRESIDENT:

22. Senator Berning.

23. SENATOR BERNING:

24. Thank you, Mr. President and members of the Senate. This is  
25. a congratulatory resolution for a little, old, gentle woman, who  
26. just celebrated her one hundredth birthday. Her life span covers  
27. half of the history of these United States. I would invite all  
28. members to join in this congratulatory resolution, and Mr. President,  
29. I'd like to move for the suspension of the rules for the immediate  
30. consideration of this resolution.

31. PRESIDENT:

32. Question is, Senator Berning moves for the suspension of the  
33. rules for the immediate consideration of this resolution. All in

1. favor say Aye. Opposed. The motion carries. Senator Berning  
2. now moves for the immediate adoption of this resolution and ask  
3. that all Senate members be listed as sponsors. On that question...  
4. All in favor say Aye. Opposed. The resolution is adopted.  
5. SECRETARY:  
6. Senate Joint Resolution 17. It's introduced by Senator  
7. Berning. It's extending the reporting date for the Deaf and  
8. Hard of Hearing Study Commission.  
9. PRESIDENT:  
10. Senator Berning.  
11. SENATOR BERNING:  
12. Yes, thank you, Mr. President. As you may know, because of  
13. some delays in the completion of the appointment of the members  
14. of this special study commission, we will be unable to meet our  
15. reporting deadline of March 15th. Therefore, it's imperative  
16. that the deadline be extended for two months. I, therefore,  
17. respectfully move that the...does this take suspension of the  
18. rules?  
19. PRESIDENT:  
20. No. Is there leave? Leave is granted.  
21. SENATOR BERNING:  
22. Move for the adoption of the resolution.  
23. PRESIDENT:  
24. Senator Berning moves for the adoption of the resolution.  
25. All in favor say Aye. Opposed. The resolution is adopted.  
26. Message from the Governor.  
27. SECRETARY:  
28. Message form the Governor by Michael P. Duncan, Assistant to  
29. the Governor.  
30. Mr. President...  
31. PRESIDENT:  
32. Excuse me for one moment. For what purpose does Senator  
33. Merritt arise?

1. SENATOR MERRITT:  
2. Mr. President, if it might be in order, I had a motion  
3. similar to that of Senator Berning's on another commission.  
4. Might I ...  
5. PRESIDENT:  
6. State your motion.  
7. SENATOR MERRITT:  
8. I'd...I'd like...like to ask leave of the Body to extend  
9. the reporting date on the Illinois Commission for Economic  
10. Development from March 1st, 1975 to April 1st, 1975 brought  
11. about because of some printing difficulties in getting the final  
12. report out.  
13. PRESIDENT:  
14. Senator, I... I would agree, but I think it has to be in the  
15. form of a resolution. I think it has to be written. So that it  
16. can be journalized, you see. So...if you get to...  
17. SENATOR MERRITT:  
18. All right.  
19. PRESIDENT:  
20. ...if you get it done, we can get it done this morning, but just  
21. get them to...  
22. SENATOR MERRITT:  
23. Shall I wait till we convene on Tuesday or...  
24. PRESIDENT:  
25. Or you could do it today. Either one. It'll only take a  
26. moment, and we can Journalize when, if it's in writing.  
27. SENATOR MERRITT:  
28. All right. Thank you.  
29. SECRETARY:  
30. Message from the Governor by Michael P. Duncan, Assistant to  
31. the Governor.  
32. Mr. President - The Governor directs me to lay before the  
33. Senate the following message.

1. To the Honorable members of the Senate, 79th General Assembly,  
2. I have nominated and appointed the following named persons to the  
3. offices enumerated below and respectfully ask concurrence in and  
4. confirmation of these appointments by your Honorable Body.

5. PRESIDENT:

6. Executive Appointments. May I have your attention. On your  
7. desk is an item left by the Secretary, which is seeking information  
8. for compiling the Handbook. The Secretary would be delighted if  
9. you could fill it out today, and make certain that your filled  
10. copy gets to his office. It would facilitate the compiling  
11. of the Handbook and I would like your cooperation. Introduction  
12. of bills.

13. SECRETARY:

14. Senate Bill 208 introduced by Senator Nimrod.

15. (Secretary reads title of bill)

16. 1st reading of the bill.

17. Senate Bill 209 introduced by Senator Nimrod.

18. (Secretary reads title of bill)

19. 1st reading of the bill.

20. Senate Bill 210 introduced by Senators Wooten, Kosinski,  
21. Buzbee, Morris, Welsh, Hickey, McCarthy and Kenneth Hall.

22. (Secretary reads title of bill)

23. 1st reading of the bill.

24. Senate Bill No. 211 introduced by Senators Davidson, Merritt,  
25. Weaver, Johns and Vadalabene.

26. (Secretary reads title of bill)

27. 1st reading of the bill.

28. PRESIDING OFFICER (SENATOR BRUCE):

29. Senator Graham.

30. SENATOR GRAHAM:

31. Mr. President, I'd like to have the Journal reflect the fact  
32. today that, Senator Jim Bell is absent due to the fact that he is  
33. on an assignment in Washington D.C. on a meeting of the Council of

1. State Governments.
2. PRESIDING OFFICER (SENATOR BRUCE):
3. It will so note.
4. SENATOR GRAHAM:
5. Thank you.
6. SECRETARY:
7. Senate Bill No. 212 introduced by Senators Hall, Partee,
8. Donnewald, Rock and Bruce.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. Senate Bill 213 introduced by Senators Morris, Joyce, Regner,
12. Bloom, Mitchler, Schaffer, Moore, Don Moore, Clarke, Philip, Berning,
13. Bell, Hall, Sommer and Fawell.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. PRESIDING OFFICER (SENATOR BRUCE):
17. Senate Bills, 2nd reading. Senator Berning.
18. SENATOR BERNING:
19. Thank you very much.
20. SECRETARY:
21. Senate Bill No. 19.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments. One Floor
24. Amendment offered by Senator Berning.
25. PRESIDING OFFICER (SENATOR BRUCE):
26. Senator Berning.
27. SENATOR BERNING:
28. Thank you, Mr. President. This is the amendment which was
29. agreed upon in committee and makes those changes requested by
30. the members of the committee, so I offer Amendment No. 1 to Senate
31. Bill 19.
32. PRESIDING OFFICER (SENATOR BRUCE):
33. Is there any discussion? Senator Dougherty.
34. SENATOR DOUGHERTY:

AB 71  
2nd reading  
2-28-75

1. Mr. President and members of the Senate, I have discussed the  
2. amendment offered by Senator Berning, and the...I suggest that Senator  
3. Morris was in complete agreement...with Senator Berning. I move  
4. the adoption of this amendment.

5. PRESIDING OFFICER (SENATOR BRUCE):

6. Any further discussion? Senator Dougherty has moved the  
7. adoption. All those in favor say Aye. Opposed. Amendment No. 1  
8. is adopted. Any further amendments? 3rd reading. Senator Nudelman,  
9. Senate Bill 48. Senator Saperstein, Senate Bill 71.

10. SECRETARY:

11. Senate Bill No. 71.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. No committee amendments. One Floor  
14. Amendment offered by Senator Saperstein.

15. PRESIDING OFFICER (SENATOR BRUCE):

16. Senator Saperstein.

17. SENATOR SAPERSTEIN:

18. Thank you, Mr. President, Ladies and Gentlemen. This  
19. amendment puts the Board of Election under the ...takes it from  
20. under the Finance Department, because it is also created by, as  
21. a result of the 1970 Constitution. It is a constitutional office,  
22. therefore, I move the adoption of the Amendment No. 1.

23. PRESIDING OFFICER (SENATOR BRUCE):

24. Senator Graham.

25. SENATOR GRAHAM:

26. I'm happy to support Senator Saperstein in this amendment  
27. in conformance with what Senator Dougherty and I have...believe  
28. is right for a long while with regard to the State Board of Elections.  
29. Senator Saperstein, this is one of the few times in our many years of  
30. service here that I am really for you.

31. PRESIDING OFFICER (SENATOR BRUCE):

32. Senator Saperstein.

33. SENATOR SAPERSTEIN:

34. Senator Graham, I never give up.

1. PRESIDING OFFICER (SENATOR BRUCE):  
2. Further discussion? On a motion to adopt Amendment No. 1,  
3. all those in favor say Aye. Opposed. Amendment is adopted.  
4. Any further amendments? 3rd reading. Senator Shapiro, are you  
5. handling Senate Bill 44 for Senator Fawell? Senate bills, 3rd  
6. reading. Senator Schaffer. Senate Bill 85, Senator Vadalabene.  
7. SECRETARY:  
8. Senate Bill No. 85.  
9. (Secretary reads title of bill)  
10. 3rd reading of the bill.  
11. PRESIDING OFFICER (SENATOR BRUCE):  
12. Senator Vadalabene.  
13. SENATOR VADALABENE:  
14. Yes, thank you, Mr. President and members of the Senate. This  
15. will amend the County Zoning Act which will allow the corporate  
16. authorities to determine the compensation for their members of the...  
17. of the Board of Appeals. This is a step that we have been taking  
18. in the long time that we get faced with the problems of a...of a  
19. establishing salaries for County Board members and so forth, the  
20. sheriff's. This will put the monkey on the...on the County Board's  
21. that got out of Local Government's Committee without any opposition,  
22. and I would approve a favorable vote.  
23. PRESIDING OFFICER (SENATOR BRUCE):  
24. Senator Davidson.  
25. SENATOR DAVIDSON:  
26. I'd like to rise in support of this amendment and this changed  
27. the Constitution, for this is an item which County Board's must  
28. wrestle with in relation with paying the County Board of Appeals  
29. and allows them, as Senator Sam has so amply said, let's the County  
30. Board get the monkey on our back, and rather have us establish  
31. the pay, whether that County could or could not pay that much to  
32. that board member.  
33. PRESIDING OFFICER (SENATOR BRUCE):  
34. Senator Vadalabene. Any further discussion? The question is,



1. shall Senate Bill 85 pass. Those in favor vote Aye. Those opposed  
2. vote Nay. The voting is open. Have all voted who wish? Take  
3. the record. On that question, the Ayes are 46, the Nays are  
4. none. Those voting Present, one. Those absent, twelve. Senate  
5. Bill 85 having received a constitutional majority is declared  
6. passed. Senator Chew, we cannot change the record, however, if  
7. you wish to stand and make the statement into the record that  
8. your key was missing, you will then be shown on the Journal.

9. SENATOR CHEW:

10. I would ask that the Secretary record me as voting Aye. I  
11. did not have my key turned to the activated position.

12. PRESIDING OFFICER (SENATOR BRUCE):

13. Thank you. Senator Egan.

14. SENATOR EGAN:

15. I don't have my key, Mr. President. I'm sorry, but I would  
16. like to be recorded as voting Aye in the last roll call.

17. PRESIDING OFFICER (SENATOR BRUCE):

18. The Journal will show that you wished...wish to have voted  
19. Aye. Senator Graham.

20. SENATOR GRAHAM:

21. We have another Senator in Washington on the NS...NCSL meeting  
22. which he is a director, Senator Bill Harris, a minority leader is  
23. absent and duties in Washington. I told my constituents I elected  
24. Crane to do my work up there, so I'm here.

25. PRESIDING OFFICER (SENATOR BRUCE):

26. All right. The record will show that Senator Harris is in  
27. Washington on State business. Resolutions.

28. SECRETARY:

29. Senate Joint Resolution No. 17 introduced by Senator Merritt.  
30. It's extending the reporting date of the Illinois Commission for  
31. Economic Development.

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Senator Merritt moves the adoption of the resolution.  
34. Senator Merritt.

1. SENATOR MERRITT:

2. ...ask for unanimous consent, suspend the rules and immediate...  
3. consideration of the resolution.

4. PRESIDING OFFICER (SENATOR BRUCE):

5. Is there approval of the suspension of the rules? All those  
6. in favor of the adoption of the resolution say Aye. Opposed. The  
7. resolution is adopted.

8. SECRETARY:

9. Senate Resolution...Senate Joint Resolution No. 18 introduced  
10. by Senator Carroll, and it's extending the reporting date to April  
11. the 15th, 1975, on the Legislative Advisory Committee to the Northern  
12. Illinois Planning Commission.

13. PRESIDING OFFICER (SENATOR BRUCE):

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President. I would ask leave to suspend  
17. the rules to allow for the immediate consideration and adoption  
18. of the Senate Joint Resolution, which would extend the reporting  
19. date of the Legislative Advisory Committee to Nipsey to April 15th.

20. PRESIDING OFFICER (SENATOR BRUCE):

21. Is there leave for suspension of the rules? All those in  
22. favor of the immediate consideration say Aye. Opposed. The  
23. resolution is adopted. Introduction of bills.

24. SECRETARY:

25. Senate...Senate Bill No. 214 introduced by Senators Glass and  
26. Palmer.

27. (Secretary reads title of bill)

28. 1st reading of the bill.

29. Senate Bill No. 215 introduced by Senators Mitchler, Bell,  
30. Roe, Don Moore, Bloom, Regner, Harber Hall, Nimrod, Schaffer,  
31. Shapiro, Davidson, Weaver, Kosinski, Ozinga, Sommer, Philip,  
32. Demuzio, Romano, Vadalabene and Course.

33. (Secretary reads title of bill)

1. 1st reading of the bill.

2. PRESIDING OFFICER (SENATOR BRUCE):

3. Assignment of bills. Any further business to come before  
4. the Senate? Senator Glass.

5. SENATOR GLASS:

6. Thank you, Mr. President. Just by way of announcement, as  
7. many of you already know, on March 12th there will be a dinner  
8. honoring the retirement of Loren "Pete" Bobbitt from the Illinois  
9. Legislative Reference Bureau. That's March 12th, 6:30 p.m.,  
10. reception, 7:30 p.m., dinner. Senator Welsh has tickets - anyone  
11. on the Democratic side wants to obtain them, and I have them on  
12. our side of the aisle. Thank you.

13. PRESIDING OFFICER (SENATOR BRUCE):

14. Senator Davidson.

15. SENATOR DAVIDSON:

16. Mr. President and members of the Senate, I'd like to take  
17. this opportunity to express on the behalf of my wife and myself  
18. and our family, for the courtesy and the sympathy and the bouquet  
19. sent to my father-in-law; last week, funeral when he passed away.  
20. This expression from the family, we appreciate all the kindness  
21. extended to us by the Senate. Thank you.

22. PRESIDING OFFICER (SENATOR BRUCE):

23. Senator Mitchler.

24. SENATOR MITCHLER:

25. Mr. President and members of the Senate, I'd like to rise  
26. on a point of personal privilege. In the President's Gallery, is  
27. the Illinois Department of the American Legion, Commander John B.  
28. Mahoney. Also, accompanying him are many of the officers, chairmen  
29. of committees and representatives of the Veterans of Foreign Wars,  
30. the AMVETS, the World War I and other leading veterans organizations.  
31. I'd like to have these gentlemen stand and be recognized by the Senate.

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Senator Newhouse.

1. SENATOR NEWHOUSE:
2. Mr. President, Senators, I'd like to announce that the Committee
3. on...gentlemen...
4. PRESIDING OFFICER (SENATOR BRUCE):
5. Can we have some order, please?
6. SENATOR NEWHOUSE:
7. The Committee on Pensions and Personnel will meet Thursday
8. morning at 8:30 a.m. Any Senators who have bills they wish to be
9. heard, if they'd notify my secretary, I'd appreciate it and we'll
10. here them at that time.
11. PRESIDING OFFICER (SENATOR BRUCE):
12. Senator Weaver.
13. SENATOR WEAVER:
14. Mr. President, I'd like the record to show that Senator Nimrod
15. is absent today, because of a meeting in Washington, also.
16. PRESIDING OFFICER (SENATOR BRUCE):
17. The Journal will so show. Any further business to come before
18. the Senate? Senator Vadalabene.
19. SENATOR VADALABENE:
20. Thank you, Mr. President. The Committee on Appointments and
21. Administration Executive Committee will be meeting in Room 212 at
22. 2:30 on March 4th.
23. PRESIDING OFFICER (SENATOR BRUCE):
24. Thank you. If there's no further business, the Senate...
25. Introduction of bills.
26. SECRETARY:
27. Senate Bill No. 216 introduced by Senators Netsch...Senators
28. Hickey, Netsch and Saperstein.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. Senate Bill No. 217 introduced by the same sponsors.
32. (Secretary reads title of bill)
33. 1st reading of the bill.

1. PRESIDING OFFICER (SENATOR BRUCE):  
2. Committee on Assignment of bills. Resolutions.  
3. SECRETARY:  
4. Senate Resolution No. 22 introduced by Senator Vadalabene.  
5. It's congratulatory.  
6. PRESIDING OFFICER (SENATOR BRUCE):  
7. Senator Vadalabene.  
8. SENATOR VADALABENE:  
9. Yes, thank you, Mr. President. This is a congratulatory  
10. resolution announcing the retirement of our Democratic County  
11. Chairman in Madison County. I would appreciate if we would  
12. have immediate consideration and adoption of this resolution.  
13. PRESIDING OFFICER (SENATOR BRUCE):  
14. Is there leave for suspension of the rules? Leave is granted.  
15. Motion for the ...immediate consideration and adoption of the  
16. resolution. All in favor say Aye. Opposed. The resolution is  
17. adopted. Senator Vadalabene.  
18. SENATOR VADALABENE:  
19. Yes, and I would like if all the members of the Senate would  
20. be added to this resolution.  
21. PRESIDING OFFICER (SENATOR BRUCE):  
22. Is there leave? Leave is granted. No further business to  
23. come before the Senate, we stand adjourned until March the 4th at  
24. 1:30 p.m. 1:30. Senator Graham.  
25. SENATOR GRAHAM:  
26. I'd like...Senator Partee, was that adjournment date in  
27. conformity with the conversation you had with...I'm sure you can't  
28. hear, but we'll try. Was that adjournment date, Tuesday, in  
29. conformity with your conversation with Senator Harris?  
30. SENATOR PARTEE:  
31. It...it is.  
32. SENATOR GRAHAM:  
33. Yes. Thank you, very much.