

79TH GENERAL ASSEMBLY

REGULAR SESSION

APRIL 17, 1975

1. PRESIDENT:

2. The hour of eleven having arrived, the Senate will come to-
3. order. The prayer will be by the Reverend William E. Pruitt,
4. First United Methodist Church, Pekin, Illinois.

5. REVEREND PRUITT:

6. (Prayer given by Reverend Pruitt)

7. PRESIDENT:

8. Reading of the Journal.

9. SECRETARY:

10. ...Tuesday, March 25th, 1975.

11. PRESIDENT:

12. Senator Johns.

13. SENATOR JOHNS:

14. Good morning, Mr. President. I move that further reading
15. of the Journal of Wednesday, March 19, 1975 be dispensed with
16. and unless...oh, Journal No. 35, April 17, 1975? Pardon me,
17. Mr. President.

18. PRESIDENT:

19. Senator Johns.

20. SENATOR JOHNS:

21. I'm told to continue. I move that further reading of the
22. Journal of Wednesday, March 19, 1975 be dispensed with and unless
23. some Senator has corrections to offer, the Journal will stand
24. approved. Same as above for Thursday...oh, I see. I move that
25. further reading, that's it?

26. PRESIDENT:

27. You heard the motion. All in favor say Aye. Opposed Nay.
28. Ayes have it. The motion carries.

29. SECRETARY:

30. Thursday, March the 20th, 1975.

31. PRESIDENT:

32. Senator Johns.

33. SENATOR JOHNS:

1. All right. I move that further reading of the Journal of
2. Thursday, March 20th, 1975 be dispensed with and unless some
3. Senator has corrections to offer, the Journal will stand approved.
4. PRESIDENT:
5. You heard the motion. All in favor will say Aye.
6. SENATOR JOHNS:
7. Aye.
8. PRESIDENT:
9. Opposed Nay. The motion carries.
10. SECRETARY:
11. Monday, March the 24th, 1975.
12. SENATOR JOHNS:
13. Mr. President...
14. PRESIDENT:
15. Senator Johns.
16. SENATOR JOHNS:
17. I move that further reading of the Journal of Monday, March 24,
18. 1975 be dispensed with and unless some Senator has corrections to
19. offer, the Journal will stand approved.
20. PRESIDENT:
21. You heard the motion. All in favor will say Aye. Opposed
22. Nay. The Ayes have it. The motion carries.
23. SECRETARY:
24. Tuesday, March the 25th, 1975.
25. PRESIDENT:
26. Senator Johns.
27. SENATOR JOHNS:
28. Mr. President, I move that further reading of the Journal
29. of Wednesday, March 25, 1975 be dispensed with and unless some
30. Senator has corrections to offer, the Journal will stand as
31. approved.
32. PRESIDENT:
33. You heard the motion. All in favor will say Aye. Opposed Nay.

1. Ayes have it. The motion carries. Senator Johns.

2. SENATOR JOHNS:

3. Now, Mr. President, I move that reading and approval of
4. the Journals of Wednesday, March 26, 1975, Tuesday, April 8, 1975,
5. Wednesday, April 9, 1975, Thursday, April 10, 1975, Friday, April 11,
6. 1975, Saturday, April 12, 1975, Wednesday, April 16, 1975 be
7. postponed pending arrival of the printed Journals.

8. PRESIDENT:

9. You heard the motion. All in favor will say Aye.

10. SENATOR JOHNS:

11. Aye.

12. PRESIDENT:

13. Opposed Nay. Ayes have it. The motion carries. Committee
14. reports.

15. SECRETARY:

16. Senator Donnewald, Chairman of Assignment of Bills, assigns
17. the following to Committee:

18. Senate Bills 2...825 and 844 to Rules Committee; House Bills...
19. Agriculture, Conservation and Energy - 115; Appropriation - 2...
20. 233, 649, 722; Education - House Bills 389, 515; Executive - House
21. Bill 98, 221; Finance and Credit Regulation - House Bill 602;
22. Insurance and Licensed Activities - House Bill 223; Judiciary -
23. House Bill 162, 204, 487; Labor and Commerce - House Bill 173, 206,
24. 656; Local Government - House Bills 122, 196, 301, 302, 303 and
25. 749; Pensions, Personnel and Veterans Affairs - House Bills 532
26. and 540; Public Health, Welfare and Corrections - House Bills 147,
27. 250, 342 and 581; Transportation - House Bill 325.

28. Senator Hynes, Chairman of Appropriations Committee reports
29. out the following:

30. Senate Bill 284, 346, 403, 484, 512, 515 and 516 with the
31. recommendation Do Pass. House Bill 521 with the recommendation
32. Do Pass. Senate Bills 105, 290, 342, 343 with the recommendation
33. Do Pass as Amended. House Bill 639 with the recommendation Do Pass

1. as Amended.

2. Senator Saperstein, Chairman of Education...Committee, reports
3. out Senate Bill 168, 402, 425 with the recommendation Do Pass.
4. Senate Bill 87 with the recommendation Do Pass as Amended. Senate
5. Bills 88 and 393 with the recommendation Do Not Pass.

6. Senator Johns, Chairman of Executive Committee, reports out
7. Senate Bill 116, 207, 428 and 652 with the recommendation Do Pass.
8. Senate Bill 137 with the recommendation Do Pass and re-referred to
9. Appropriations Committee. Senate Bill 427 and 432 with the
10. recommendation Do Pass as Amended. Senate Joint Resolution No. 14
11. with the recommendation Do Not Pass.

12. Senator Savickas - Chairman of Labor and Commerce reports
13. out Senate Bill 31 be referred to Appropriations.

14. Senator Dougherty, Chairman of Local Government, reports out
15. Senate Bill 490...449 with the recommendation Do Pass. Senate
16. Bills 450 and 490...497 with the recommendation Do Not Pass.

17. Senator Course, Chairman of Revenue Committee, reports out
18. Senate Bill 338 with the recommendation Do Pass. House Bill 184
19. with the recommendation Do Pass. Senate Bill 293 with the
20. recommendation Do Not Pass as Amended.

21. Senator Smith, Chairman of Public Health, Welfare and
22. Corrections, reports out Senate Bill 301 and 641 with the
23. recommendation Do Pass. Senate Bills 398, 407, 418, 470, 669,
24. 695 with the recommendation Do Pass as Amended.

25. PRESIDENT:

26. Will the members please be in their seats and will those not
27. entitled to the Floor, including lobbyists, please remove yourselves
28. from the Floor. Will the members be in their seats and those not
29. entitled to the Floor, please leave the Floor. May I have the
30. attention of the members please. We are going to go to House
31. Bills on 1st reading. If you'll follow the Calendar and let us
32. know those who have not let the Secretary know which bills you
33. desire. House Bills on 1st reading. House Bill 59. Is there a

1. Senate sponsor? House Bill 67. House Bill 68. House Bill 71.
2. House Bill 1...Senator Glass.
3. SENATOR GLASS:
4. I'd like both those, Mr. ...67 and 68.
5. PRESIDENT:
6. 67, Senator Glass.
7. SECRETARY:
8. House Bill 67.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. PRESIDENT:
12. Senate Bill 68, Senator Glass.
13. SECRETARY:
14. House Bill 68.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. PRESIDENT:
18. Senate Bill 71...did you want that also, Senator Glass?
19. 71, did you care for that? Senate Bill 131...pardon me, that's
20. House Bill 131. House Bill 158, Senator Knuppel.
21. SECRETARY:
22. House Bill 158.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
25. PRESIDENT:
26. 220, House Bill 220, Senator Egan.
27. SECRETARY:
28. House Bill 220.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. PRESIDENT:
32. House Bill 230. House Bill 261. House Bill 271. House
33. Bill 273. House Bill 275. House Bill 305, Senator Welsh.

1. SECRETARY:
2. House Bill 305.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. PRESIDENT:
6. No, no. Is that 305? I'm sorry. Read 305 please.
7. SECRETARY:
8. House Bill 305.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. PRESIDENT:
12. House Bill 330. House Bill 333, Senator Bell.
13. SECRETARY:
14. House Bill 333.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. PRESIDENT:
18. House Bill 341. House Bill 419. House Bill 445. House
19. Bill...pardon? House Bill 455, Senator Netsch...445. 445,
20. Senator Netsch.
21. SECRETARY:
22. House Bill 445.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
25. PRESIDENT:
26. House Bill 464. House Bill 477. House Bill...House Bill 496,
27. Senator Palmer.
28. SECRETARY:
29. House Bill 496.
30. (Secretary reads title of bill)
31. 1st reading of the bill.
32. PRESIDENT:
33. House Bill 503. House Bill 531, Senator Mitchler.

1. SECRETARY:
2. House Bill 531.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. PRESIDENT:
6. House Bill 561, Senator Berning.
7. SECRETARY:
8. House Bill 561.
9. (Secretary reads title of bill)
10. 1st reading of the bill.
11. PRESIDENT:
12. House Bill 582, Senator Palmer.
13. SECRETARY:
14. House Bill 582.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. PRESIDENT:
18. House Bill 593, Senator Berning.
19. SECRETARY:
20. House Bill 593.
21. (Secretary reads title of bill)
22. 1st reading of the bill.
23. PRESIDENT:
24. House Bill 597, Senator Rock. Oh, Senator Dougherty.
25. SECRETARY:
26. House Bill 597.
27. (Secretary reads title of bill)
28. 1st reading of the bill.
29. PRESIDENT:
30. House Bill 626, Senator Palmer.
31. SECRETARY:
32. House Bill 626.
33. (Secretary reads title of bill)

1. 1st reading of the bill.

2. PRESIDENT:

3. House Bill 636. House Bill 699. House Bill...pardon me.

4. The House will be at ease for a...Senate be at ease for a moment.

5. For what purpose does Senator Sommer arise? ...(Machine cut-off)

6. ...Sommer is recognized.

7. SENATOR SOMMER:

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

9. PRESIDENT:

10. State your point.

11. SENATOR SOMMER:

12. I wish to introduce to the members of the Body, the members

13. of the Eureka Federated Women's Club down here to visit Springfield.

14. They're in the galleries and would they please rise and be recog-

15. nized.

16. PRESIDENT:

17. House Bill 710 on 1st reading. ...(Machine cut-off)...Bill

18. 710, is there a Senate sponsor? House Bill 990, Senator Clarke.

19. SECRETARY:

20. House Bill 990.

21. (Secretary reads title of bill)

22. 1st reading of the bill.

23. PRESIDENT:

24. Senate Bills on 2nd reading. Senate Bill 5, Senator Mitchler.

25. Senate Bill 9, Senator Donnewald. Senate Bill 97, Senator Regner.

26. Senate Bill 104, Senator Palmer. Senator Palmer, Senate Bill 104.

27. Do you desire that called? Senate Bill 139, Senator Knuppel.

28. Senate Bill 162, Senator Rock. Senator Rock. Read the bill:

29. SECRETARY:

30. Senate Bill 162.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. No committee amendments.

33. PRESIDENT:

1. Any amendments from the Floor? Senator Rock has an amendment.
2. Will the Page bring down the amendment. Would a Page bring the
3. amendment down please.

4. SECRETARY:

5. One Floor Amendment offered by Senator Rock.

6. PRESIDENT:

7. Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President and Ladies and Gentlemen of the
10. Senate. I do have two amendments which I will offer from the
11. Floor. They're being distributed now, I hope. I am informed
12. that Senator Don Moore, pursuant to discussion in the Executive
13. Committee, does have an amendment. I don't see Senator Moore
14. on the Floor.

15. PRESIDENT:

16. Where is he?

17. SENATOR ROCK:

18. In any event, Mr. President, I think we can proceed. Amendment
19. No. 1 is the amendment I...which I discussed in the Executive
20. Committee. This is the bill which creates the Illinois Municipal
21. Financing Agency. It...it was put in again this Session at the
22. request of the State Treasurer. Amendment No. 1 is merely a
23. technical amendment. It...it corrects one, two, three, four, five,
24. six, seven, eight typographical errors, and I would move its
25. adoption.

26. PRESIDENT:

27. Senator Rock moves the adoption of Amendment No. 1 to Senate
28. Bill 162. All in favor will say Aye. Opposed Nay. The Ayes have
29. it. The amendment is adopted.

30. SECRETARY:

31. Amendment No. 2 by Senator Rock.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
3. Amendment No. 2 would amend Senate Bill 162 on Page 15, Line 31,
4. and what this amendment does essentially is, again, during the
5. course of the Executive Committee, Mr. Dale Yung from the Depart-
6. ment of Local Government Affairs expressed some concern that
7. perhaps the wording of the bill was not as tight as it should be
8. with respect to the projects that a municipality might have in
9. mind, and...and whether or not the municipality was, in fact, or
10. did, in fact, have the financial and fiscal ability to pay the
11. principal in interest. The same concern was expressed by Senator
12. Harris. I did agree in the committee that this amendment would go
13. on, and I would at this point move its adoption.

14. PRESIDENT:

15. Any further discussion on the amendment? Senator Rock moves
16. the adoption of Amendment No. 2 to Senate Bill 162. All in favor
17. will say Aye. Opposed Nay. The amendment is adopted. Senator
18. Rock.

19. SENATOR ROCK:

20. Thank you, Mr. President. I see that Senator Moore is on the
21. Floor. I believe his would be Amendment No. 3 and I would...

22. PRESIDENT:

23. Would the Sergeant-at-Arms come to the rostrum please.

24. SECRETARY:

25. Amendment No. 3 offered by Senator Moore.

26. PRESIDENT:

27. Senat Moore, Senator Don Moore.

28. SENATOR MOORE:

29. Thank you, Mr. President and members of the Senate. This
30. changes the appointing authority of the members of...under this
31. amendment the President of the Senate, the Minority Leader of
32. the Senate, the Speaker of the House, the Minority Leader of the
33. House will now make two nominees to the Governor and then the

1. Governor shall pick one of the two from each of the four legisla-
2. tive leaders in the General Assembly. The State Treasurer had no
3. objection to this bill or to this amendment, and I'd move its
4. adoption, Mr. President.

5. PRESIDENT:

6. Any further discussion on the amendment? Senator Rock.

7. SENATOR ROCK:

8. Thank you, Mr. President. Senator Moore is quite correct.
9. The State Treasurer has no objection, nor do I, and I would urge
10. the adoption of Amendment No. 3.

11. PRESIDENT:

12. The question is shall Amendment No. 3 be adopted? All in
13. favor will say Aye. Opposed Nay. The Ayes have it. Amendment
14. No. 3 to Senate Bill 162 is adopted. Any further amendments?
15. 3rd reading. Senate Bill 247, Senator Sommer. Senate Bill 279,
16. Senator McCarthy. Read the bill.

17. SECRETARY:

18. Senate Bill 279.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Pensions, Personnel and
21. Veterans Affairs offers one amendment.

22. PRESIDENT:

23. Senator McCarthy.

24. SENATOR McCARTHY:

25. Yes, Mr. President, this is an amendment that is technical
26. that was requested by the Pension Laws Commission. I move its
27. adoption.

28. PRESIDENT:

29. Any further discussion on the amendment? The question is
30. shall Amendment No. 1 to Senate Bill 279 be adopted? All in favor
31. will say Aye. Opposed Nay. The Ayes have it. The amendment is
32. adopted. Any further amendments? 3rd reading. Senate Bill 31...
33. Senate Bill 318, Senator Bruce. Read the bill.

1. SECRETARY:

2. Senate Bill 318.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. No committee amendments..

5. PRESIDENT:

6. Senator Berning.

7. SENATOR BERNING:

8. Could I ask the...the sponsor to hold this for a moment till

9. I can talk with him?

10. PRESIDENT:

11. The...he indicates he'll yield...he will hold it. Take it
12. out of the record. Senate Bill 353, Senator Newhouse. ... (Machine
13. cut-off)...Newhouse. Senate Bill 353, Read the bill.

14. SECRETARY:

15. Senate Bill 353.

16. (Secretary reads title of bill)

17. The Committee on Pensions, Personnel and Veterans Affairs offers
18. one amendment.

19. PRESIDENT:

20. Senator Newhouse.

21. SENATOR NEWHOUSE:

22. No amendments. Move it.

23. PRESIDENT:

24. Pardon me. It's a committee amendment. Do you desire its
25. adoption? We're on Senate Bill 353. You are the principle sponsor.
26. There has been a committee...

27. SENATOR NEWHOUSE:

28. You say there's a committee amendment?

29. PRESIDENT:

30. Committee amendment has been offered. Do you move for its
31. adoption?

32. SENATOR NEWHOUSE:

33. Move its adoption.

1. PRESIDENT:
2. Any further discussion? Senator Newhouse moves the adoption
3. of Amendment No. 1 to Senate Bill 353. All in favor will say
4. Aye. Opposed Nay. The Ayes have it. The amendment is adopted.
5. Are there any further amendments? 3rd reading. Senate Bill 404,
6. Senator Saperstein. Read the bill.
7. SECRETARY:
8. Senate Bill 404.
9. (Secretary begins reading title of bill)...

10. PRESIDENT:
11. Take it out of the record. Senate Bill 438, Senator
12. Saperstein. Read the bill.
13. SECRETARY:
14. Senate Bill 438.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. The Committee on Public Health and
17. Welfare offers one amendment.
18. PRESIDENT:
19. Senator Saperstein.
20. SENATOR SAPERSTEIN:
21. I move the adoption of the amendment.
22. PRESIDENT:
23. Any further discussion on the amendment? Senator Saperstein
24. moves the adoption of Amendment No. 1 to Senate Bill 438. All
25. those in favor will say Aye. Opposed Nay. The Ayes have it. The
26. amendment is adopted. Senate Bill 444, Senator Buzbee. 3rd read-
27. ing. The bill is on 3rd reading. Senate Bill 444, Senator Buzbee.
28. Read the bill.
29. SECRETARY:
30. Senate Bill 444.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. No committee amendments.
33. PRESIDENT:

1. Any amendments from the Floor? 3rd reading. Senate Bill 454.
2. I will hold that, yes. Senator Buzbee.

3. SENATOR BUZBEE:

4. Mr. President, I think this would be a good time to say that
5. Senator Wooten is not in attendance today due to the death of his
6. mother-in-law.

7. PRESIDENT:

8. The record will so show. Senator Chew, what was the number
9. of the bill you... (Machine cut-off)... to return to the order of
10. 1st reading for the purpose of assigning a House Bill. Is there
11. leave? Leave is granted. House Bill 699 on 1st reading. Senator
12. Chew.

13. SECRETARY:

14. House Bill... House Bill 699.

15. (Secretary reads title of bill)

16. 1st reading of the bill.

17. PRESIDENT:

18. House Bills on 3rd reading. House Bill 84, Senator Vadalabene.
19. Is Senator Vadalabene on the Floor? Read the bill.

20. SECRETARY:

21. House Bill 84.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Yes, thank you, Mr. President and members of the Senate. House
28. Bill 84 appropriates twenty-five thousand dollars from the Vehicle
29. Recycling Fund to the Secretary of State for the ordinary and
30. contingent expenses of the Vehicle Recycling Board. And I would
31. appreciate a favorable vote.

32. PRESIDENT:

33. Any further discussion? The question is shall House Bill 84

1. pass? All in favor will vote Aye. Opposed will vote Nay. The
2. voting is open. Have all voted who wish? Take the record. On
3. this question, the Ayes are 44, the Nays are none. House Bill 84
4. having received a constitutional majority is declared passed.
5. PRESIDING OFFICER (SENATOR ROCK):
6. House Bill 97, Senator Harris. Read the bill.
7. SECRETARY:
8. House Bill 97.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER (SENATOR ROCK):
12. Senator Harris.
13. SENATOR HARRIS:
14. Mr. President, this bill cures a problem that resulted when
15. the Senate in its amendment to the State Officers...I'm sorry,
16. the Judicial Salary Bill back in December in the 78th General
17. Assembly. The staff used a House Amendment which stated the old
18. law, in other words, an old statute was used, not the current
19. statute which showed the salary to be nine thousand dollars. We
20. established the salary at twelve as a result of the amendment that
21. was drawn here for our consideration and adopted. The House
22. concurred in that amendment, and the effect of that was actually
23. to reduce the salary because in the meantime, the salary for the
24. judges of the Court of Claims had been amended by other legislation
25. and that passed late last year and established at sixteen thousand.
26. I communicated with the Governor's office, and they did not want to
27. amendatorily veto the bill. They preferred that we go ahead and
28. handle...react to this later on. Now, the fact is, of course, that
29. judges salaries can be increased during term. This bill, then,
30. would amend the existing law as it relates to serving members at
31. sixteen to nineteen providing for somewhat similar percentage
32. adjustment that all the rest of the judges received. As of...as
33. a result of the enactment of that bill that was passed and signed

1. by the Governor that only new member is serving at twelve thousand.
2. I...I think we would want to join me in the effort to cure this
3. problem. It will have the support of the administration. They
4. were reluctant to proceed through the amendatory veto process to
5. adjust it. I would urge your favorable support.

6. PRESIDING OFFICER (SENATOR ROCK):

7. There any further discussion? The question is shall House
8. Bill 97 pass? Those in favor will vote Aye. Those opposed will
9. vote Nay. The voting is open. Have all voted who wish? Take the
10. record. On this question, the Yeas are 38, the Nays are 3, 1
11. Voting Present. House Bill 97 having received a constitutional
12. majority is hereby declared passed. Senator Johns. Thank you.
13. 269, do you wish that...thank you. House Bill 269. Mr. Secretary,
14. read the bill.

15. SECRETARY:

16. House Bill 269.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER (SENATOR ROCK):

20. Senator Johns.

21. SENATOR JOHNS:

22. Mr. President, this bill contains a deficiency appropriation
23. for the Department of Corrections. I'm told that the cost, the
24. higher cost of commodities and other items involved with operating
25. the correctional institutions have caused the regular appropriation
26. to be nearly exhausted, and the quick passage of this deficiency
27. is of considerable urgency. I would appreciate a favorable roll call.

28. PRESIDING OFFICER (SENATOR ROCK):

29. Is there any further discussion? Senator Graham.

30. SENATOR GRAHAM:

31. Mr. President...Mr. President and members of the Senate, I
32. don't really have too much quarrel with the amount involved. I
33. have the quarrel with how we arrived at the need for this amount.

1. If you remember, we started out in a very delicate field of
2. corrections with the new look and the zero budgeting. We had
3. the bare-bones budget that didn't make the provision it should
4. have made. This coupled with the fact that we got caught in a
5. fuel energy crisis and others to the extent that the correctional
6. units that were not being correctly operated even before that time
7. became worse.

8. PRESIDING OFFICER (SENATOR ROCK):

9. Will the Senate be in order.

10. SENATOR GRAHAM:

11. We have adopted, it seems to me, an attitude that in this
12. State we prefer to lead them out on work release and furlough on
13. one week, and the next week, we decide we're going to keep them
14. in jail forever. We have established a feeling of uncertainty
15. within and without the correctional institutions of this State by
16. inability of this administration to really know what the problem
17. is in the field of corrections. I think, here again, even though
18. this is a massive amount, Senator, I think the person or persons
19. who gave you those figures had their sights too low again, and I
20. make a prediction, and I'm going to support this, I make a predic-
21. tion before this year is over that they're going to have to admit
22. that they've made a mistake or they're going to have to curtail their
23. services within these institutions or they're going to have to
24. turn the inmates out. I think we got two or three choices here,
25. and its about time that the people who are in charge of this face
26. up to their responsibility to do the job that they said they would
27. do when they took their oath of office. Gentlemen, as we consider
28. this, I want to tell you that I think we're a million and a half
29. dollars short to do the job that we are required to do, and when
30. you vote for this, remind...I want to remind you that they'll be
31. back again before the year is over.

32. PRESIDING OFFICER (SENATOR ROCK):

33. Any further discussion? Senator Johns may close the debate.

1. Senator Johns.

2. SENATOR JOHNS:

3. Yes, with a...a deep amount of respect that I vouch for
4. Senator Graham. He's been very, very good in this department.
5. His expertise is always welcomed. I'm merely doing a...a job
6. trying to bring that deficiency to the correctional institutions
7. and I will be watching with a great deal of concern about just
8. what you said. And maybe I can learn just a little bit more of
9. what you have already obtained.

10. PRESIDING OFFICER (SENATOR ROCK):

11. The question is shall House Bill 269, as amended, pass? Those
12. in favor will vote Aye. Those opposed will vote Nay. The voting
13. is open. Senator Partee, will you vote me Aye, please. Have all
14. voted who wish? Have all voted who wish? Take the record. On
15. that question, the Yeas are 49, the Nays are none, 1 Voting Present.
16. This bill having received a constitutional majority is hereby
17. declared passed. House Bill 307. Mr. Secretary, read the bill.

18. SECRETARY:

19. House Bill 307.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER (SENATOR ROCK):

23. Senator Nimrod.

24. SENATOR NIMROD:

25. Mr. President and fellow Senators, this bill basically is one
26. which allows the townships to set the salaries of the highway
27. commissioner as they have done in the past, but it does eliminate
28. the maximum. In other words, the elected officials of the town
29. board would set the salary like they do for other officials, and
30. instead of coming back each year or two to increase this limit, then
31. there's...because there's such a wide disparity between the amount
32. of township roads that are required for each of the different
33. townships, it necessitates that that the town board be consistent

1. with all officials and set their salaries, and I would be glad
2. to answer any questions, otherwise, I would move for adoption and
3. passage of this bill.

4. PRESIDING OFFICER (SENATOR ROCK):

5. Is there any further discussion? The question is shall House
6. Bill 307 pass. Those in favor will vote Aye. Those opposed will
7. vote Nay. The voting is open. Have all voted who wish? Have all
8. voted who wish? Senator Nimrod, for what purpose do you arise?

9. SENATOR NIMROD:

10. Yes, I was just reminded that I had agreed to an amendment,
11. and I thought it was on, and is it still possible to take this out
12. of the record so I...for the purpose of putting that on for
13. Senator Latherow? I'd agreed to do that.

14. PRESIDING OFFICER (SENATOR ROCK):

15. I think at this point, we would have to postpone consideration,
16. and I'd be...consideration will be postponed.

17. SENATOR NIMROD:

18. Let her go.

19. PRESIDING OFFICER (SENATOR ROCK):

20. Well...

21. SENATOR NIMROD:

22. Let the votes go.

23. PRESIDING OFFICER (SENATOR ROCK):

24. Have all voted who wish? Take the record. On that question,
25. the Ayes are 39, the Nays are 8, 6 Voting Present. House Bill 307
26. having...having received a constitutional majority is hereby
27. declared passed. If I might have the attention of the Chamber,
28. the Chair will in this instance exercise its prerogative and wish
29. to announce to the members of the Senate that the Chamber is
30. graced this morning by the beautiful and gracious wife of the
31. President, Paris Partee, Mrs. Partee. Senator Saperstein, do you
32. wish to call 352? Yes. Mr. Secretary, 352. Read the bill, please.

33. SECRETARY:

1. House Bill 352.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR ROCK):

5. Senator Saperstein.

6. SENATOR SAPERSTEIN:

7. Mr. President and Ladies and Gentlemen of the Senate, 352
8. is a deficiency appropriation for the Commission on the Status
9. of Women. The statement on the deficiency has been distributed
10. to the leadership and the staff of both sides of the aisle, and
11. in explanation of the reason for the deficiency is the increased
12. activity of the commission. They have received very, very numerous
13. requests for their annual report which requires additional printing.
14. They have incurred the expenses of the...

15. PRESIDING OFFICER (SENATOR ROCK):

16. May we have...excuse me, Senator. Will those persons not
17. entitled to the Floor please vacate and could we have some order,
18. please. Proceed, Senator.

19. SENATOR SAPERSTEIN:

20. Their...they do not have an office, and their secretaries
21. work in their own homes, and they have incurred expenses. They
22. have increased activity with state-wide organizations in order
23. not to...to repeat duplication of programs. The...they have not
24. obligated their funds beyond the original appropriation of twenty
25. thousand dollars, however, they need additional funds for additional
26. annual reports. They need additional funds for travel because the
27. twelve member commission is now meeting every month. They need...a
28. sum of six thousand dollars...six thousand, seven hundred dollars
29. for a total for their present needs and a sum of three thousand,
30. three hundred dollars for continuing the program that they feel is
31. important to the development of the commission and its work. I
32. urge your support.

33. PRESIDING OFFICER (SENATOR ROCK):

1. Senator Donnewald.

2. SENATOR DONNEWALD:

3. Yes, Mr. President and members of the Senate, now I...in the
4. past several years, I know that you all realize that I've been
5. called a male chauvinist pig many times, which I don't mind too
6. much. I have thick hide. But I want Senator Person Netsch and
7. Senator Saperstein, Senator Hickey and...and whoever else is
8. interested in the Gallery that I want to support this bill one
9. hundred percent.

10. PRESIDING OFFICER (SENATOR ROCK):

11. Senator Course.

12. SENATOR COURSE:

13. Well, Senator Donnewald, maybe you can support it, but I
14. can't support it, and I'd like to ask some questions. What was
15. the...original appropriation, Senator Saperstein?

16. PRESIDING OFFICER (SENATOR ROCK):

17. Senator Saperstein.

18. SENATOR SAPERSTEIN:

19. Twenty thousand dollars.

20. PRESIDING OFFICER (SENATOR ROCK):

21. Senator Course.

22. SENATOR COURSE:

23. Now, this makes it...this makes it thirty thousand..

24. PRESIDING OFFICER (SENATOR ROCK):

25. Senator Saperstein.

26. SENATOR SAPERSTEIN:

27. For this year.

28. PRESIDING OFFICER (SENATOR ROCK):

29. Senator Course.

30. SENATOR COURSE:

31. What is it for next year, about a hundred thousand dollars?

32. PRESIDING OFFICER (SENATOR ROCK):

33. Senator Saperstein.

1. SENATOR SAPERSTEIN:

2. I'm really don't know because the bill for next year will
3. originate in the House. So, I do not know what they're asking
4. for.

5. PRESIDING OFFICER (SENATOR ROCK):

6. Senator Course.

7. SENATOR COURSE:

8. I thought the annual reports were supposed to go to members
9. of the Legislature and now you're sending out thousands and
10. thousands of annual reports all over the...the State and all over
11. the country. How much of this money is...how much of this money
12. was spent to promote ERA?

13. PRESIDING OFFICER (SENATOR ROCK):

14. Senator Saperstein.

15. SENATOR SAPERSTEIN:

16. Not one cent.

17. PRESIDING OFFICER (SENATOR ROCK):

18. Senator Course.

19. SENATOR SAPERSTEIN:

20. Now, I am...

21. PRESIDING OFFICER (SENATOR ROCK):

22. Oh, excuse me. Senator Saperstein.

23. SENATOR SAPERSTEIN:

24. As you know, I am chairman emeritus and not the chairman of
25. the Commission on the Status and...any more, and I have a statement
26. here by the present chairman which states the only contribution,
27. if you call it contribution, to the ERA was a simple recommendation
28. that they support it, not one cent was used to propagandize for
29. ERA.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Senator Course.

32. SENATOR COURSE:

33. Well, my only concern is this, it started out with twenty

1. thousand dollars. It's up to thirty thousand dollars now, and
2. next year it'll be fifty thousand, and the year after that, it'll
3. be a hundred thousand dollars, and I'm opposed to this kind of
4. legislation.

5. PRESIDING OFFICER (SENATOR ROCK):

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, thank you, Mr. President and members of the Senate. I
9. just want to alert Senator Saperstein that although Senator
10. Donnewald has been termed in our area newspapers as a chauvinist
11. pig, they labeled me as a Senator who was hopeless. So, I am
12. happy as a hopeless Senator to support this deficiency appropriation.

13. PRESIDING OFFICER (SENATOR ROCK):

14. Senator Buzbee.

15. SENATOR BUZBEE:

16. Well, we've heard two from one side, now we're going to
17. have one from the other side. I am one who has supported all
18. along the Equal Rights Amendment and have been very much in
19. favor of complete equality as far as opportunity is concerned
20. for women and men. Now, I have an objection. I'd like to know
21. how much the Commission on the Status of Men this appropriation
22. is. I wonder if the Senator could answer that?

23. PRESIDING OFFICER (SENATOR ROCK):

24. Sponsor indicates she will yield. Senator Saperstein.

25. SENATOR SAPERSTEIN:

26. This question was asked to...asked me by one of the Senators
27. why aren't men included in this commission, and I say that once
28. we pass ERA, we will not need a commission for either men or
29. women.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Well, I submit that if we are operating in the day of equality

1. of opportunities for the sexes that we no more need a commission
2. for women than we need a commission for men. You know, after a
3. while, well, we can have a commission for monkeys and a commission
4. for dogs and...and we can just go right on down the gammon. Now,
5. yesterday in Appropriations Committee, I got very upset with
6. one branch of the Governor's administration for overspending their
7. budget. I also got very upset with the Comptroller's office for
8. overspending their budget, and raised a considerable amount of
9. cane with both of those...both of those executive branches for
10. not staying within the confines of their budget as they proposed
11. to this General Assembly about a year ago. Now, in this particular
12. case, it's not much money - ten thousand dollars, but it's my
13. understanding that the reason for this deficiency appropriation is
14. that this commission deliberately went out and overspent their
15. budget because they were sending their propoganda which I submit
16. not many people probably read to start with. They've sent their
17. propoganda all over the State when they knew they were running out
18. of money to...and...and could not support their...could not stay
19. within the confines of their budget. So, it seems to me that this
20. is the sort of legislation that we ought to kill. I just really
21. don't understand why this commission cannot stay within the confines
22. of their budget, and I think it would be inconsistent of me to
23. knock the executive branch for not staying within their budget and
24. then come back and vote for a legislative body that hasn't stayed
25. within their budget.

26. PRESIDING OFFICER (SENATOR ROCK):

27. I just wish to announce that there are five members who
28. have thus far additionally requested to speak. Senator Netsch
29. requested and she is not at her desk and she will be stricken
30. from the list. Senator Mitchler.

31. SENATOR MITCHLER:

32. Mr. President and members of the Senate, I had the privilege
33. of serving on the Commission on the Status of Women for a number

1. of years when Senator Saperstein was the Chairman. And I enjoyed
2. serving on that commission, and I speak highly of it. I did
3. attend some of the national...conferences of the National
4. Commission on the Status of Women and I found that the commission
5. was very interesting and did a lot of good in the anti-discrimina-
6. tory programs and laws that we had in the State of Illinois.
7. However, I think that really their work terminated not with ERA
8. but with the enactment of the new 1970 Illinois Constitution
9. because in the new 1970 Illinois Constitution, and I'd like to
10. quote, Article I, Bill of Rights, Section 18, "No discrimination
11. on the basis of sex. The equal protection of the laws shall not
12. be denied or abridged on account of sex by the State or its units
13. of...local government and school districts." Now, that's a quote
14. out of the Constitution of the State of Illinois, and that is the
15. bulwark by which there is no discrimination whatsoever because of
16. sex in the State of Illinois. Now, from there on, I don't know
17. how you're going to implement it other than the...the fact that
18. we are people and persons and it's up to the people to implement
19. the Constitution. Any violation can be corrected when brought to
20. the attention either through the courts or through the statutes
21. that we now have in progress. Now, I'd like to ask the...sponsor
22. a question.

23. PRESIDING OFFICER (SENATOR ROCK):

24. She indicates she will yield. Senator Mitchler.

25. SENATOR MITCHLER:

26. Senator Saperstein, you indicated that the Commission on the
27. Status of Women did not spend any of their appropriation for the
28. promotion of the Equal Rights Amendment to the United States
29. Constitution. However, would you say that the Commission on the
30. Status of Women did spend some money in clearing up some of the
31. laws that were...on the statute and this resulted in a large
32. series of bills introduced by one of the members, Representative
33. Chapman?

1. PRESIDING OFFICER (SENATOR ROCK):

2. Senator Saperstein.

3. SENATOR SAPERSTEIN:

4. This is absolutely correct that they had a...a young person
5. research all the statutes working with the Legislative Advisory...
6. Legislative Advisory Bureau...Legislative Bureau, and they have
7. introduced in the House eighty-one bills that do exactly what you
8. have recommended.

9. PRESIDING OFFICER (SENATOR ROCK):

10. Senator Mitchler.

11. SENATOR MITCHLER:

12. Very good, Senator. Now, I want to point out then in that
13. series of bills, I have one of the bills in front of me now, and
14. I'd like to bring this to attention of everyone. House Bill 1199,
15. it's a part of this eighty-one series, and what this does, it amends
16. the Washroom Act. Now, this was something that we said that under
17. ERA we wouldn't do, that you know we wouldn't say you have to all
18. have the same restroom facilities, but here, this commission amends
19. the statutes on the Washroom Act of the State of Illinois to say
20. that floor space necessary for men to dress in such washrooms shall
21. not be less than seven square feet per measure...

22. PRESIDING OFFICER (SENATOR ROCK):

23. For what purpose...excuse me, Senator.

24. SENATOR MITCHLER:

25. ...and it's amended...

26. PRESIDING OFFICER (SENATOR ROCK):

27. Excuse me, Senator. For what purpose does Senator Bloom
28. arise?

29. SENATOR BLOOM:

30. A point of order. Is this germane to what's in front of us?

31. PRESIDING OFFICER (SENATOR ROCK):

32. Senator Bloom's point is well taken. Senator, will you
33. conclude or otherwise desist.

1. SENATOR MITCHLER:

2. I'd...I'd like to point out that the men has been stricken
3. and the bill has been amended to say employees, that means in all
4. factories no longer can you have a men's restroom. It has to be
5. employees. I asked why didn't you change it, and say the same
6. would apply for women. Now, you're just going contrary to what
7. you've been preaching about this ERA and I want to make that point
8. clear, but that's one of the innocuous bills in that eighty-one
9. series that they're coming up with.

10. PRESIDING OFFICER (SENATOR ROCK):

11. Senator Netsch.

12. SENATOR NETSCH:

13. I will yield to Senator Partee.

14. PRESIDING OFFICER (SENATOR ROCK):

15. Senator Partee.

16. SENATOR PARTEE:

17. Thank you very much. Mr. President and members of the Senate,
18. there's an old expression that you shouldn't swallow a gnat and
19. strain at a camel or swallow a camel and strain at a gnat and that's
20. what we're doing here this morning. We're talking about everything
21. except what the bill really is about. The bill started out with
22. a requested appropriation of sixty thousand dollars. When the
23. bill was passed and signed by the Governor, that sum had been
24. reduced to twenty thousand dollars. We talked to them when they
25. made presentation for this supplemental appropriation in the
26. Executive Committee, and I personally, and I think the members there
27. because it came out almost overwhelmingly, were convinced that they
28. did make a good case for the spending of the money. There was a
29. caveat expressed and we told them and warned them that they could
30. not under any future circumstances go above what they had been given.
31. They understand that, and there will be no repetition of this kind
32. of a deficiency, but the fact of the matter is, and I would not like
33. to associate it with ERA or disassociate it from ERA, but I do want

1. you to know that the money was not spent for the prolongation of
2. ERA concept. What they did, it seems to me, was a wholly, justi-
3. fiable thing. In the course of their deliberation, they came up
4. with, and this is of course what caused the additional cost because
5. they had a lot more meetings than they've ever held before, they
6. came up with a package of bills of eighty-one bills. There are
7. those of us who say that ERA can be taken care of of the...con-
8. ceptually satisfied by statutory legislation. They proffered that
9. legislation, and it is in this Session of the Legislature. It does
10. not make sense, it seems to me, to isolate or even to talk about
11. the bills in their individual capacity. What they came up with are
12. bills that we'll be confronted with and we will take them one at a
13. time. We will either accept them or reject them, but the fact of
14. the matter is the time was spent in proffering and preparing that
15. package. For those of you who are opposed to ERA, it would occur
16. to me that you would think that this was a worthwhile kind of an
17. arrangement. To say to them, okay, we cannot have ERA, then we
18. shall offer those bills which will, in your judgement, make ERA
19. unnecessary, and that is precisely what they have done. They under-
20. stand that they went over. I think it's...it's reasonable under
21. these circumstances. When they ask for sixty thousand dollars,
22. they base the figure of sixty thousand dollars on the projected
23. cost of running the commission and formulized it by giving one cent,
24. one penny for every woman in the State, and that would have given
25. them a sixty thousand dollar appropriation. They're now down to
26. a half cent when this bill is passed. It's de minimis. It's
27. nothing. We're straining at a gnat and swallowing a camel. It's
28. nothing. Let's go on and get it passed and get it behind us.

29. PRESIDING OFFICER (SENATOR ROCK):

30. Senator Graham defers Senator McCarthy. Senator McCarthy.

31. SENATOR McCARTHY:

32. Yes, Mr. President and members of the House, I...I would like
33. to take Senator Partee's advice. I think we are doing that which

1. he describes, a penny a person, but I...I do feel impelled to...to
2. make some verbalization on this issue because it does point out
3. the difference. Here...this is a legislative proposal. We're
4. asked to vote on a law funding the commission of women, and I
5. haven't tried to tell you people in the Legislature, but more
6. importantly the people in the district that I represent that
7. passing a law is an entirely different thing than adding an amend-
8. ment to the United States Constitution because so far as I know,
9. parts of the United States Constitution are not easily excised.
10. The only excision from the United States Constitution that I've
11. seen was the repeal of prohibition and the abolition of slavery,
12. but here we're dealing with legislation, Commission on Status of
13. Women and appropriation, and this is the legislative approach which
14. is the approach that should be done. And so, I'm happy to support
15. Senator Saperstein. The only thing in a more facetious...in a more
16. facetious manner, I might make inquiry of her, not that I demand
17. a response from her or request a response from her is that she might
18. consider a name change in the title and rather than the Commission
19. on the Status of Women, it might be the Commission on the Status
20. of Person, but that's her prerogative as to whether or not she wishes.
21. But since this is a legislative proposal as opposed to driving some-
22. thing into the Constitution, this is the type of thing that should
23. be supported.

24. PRESIDING OFFICER (SENATOR ROCK):

25. Senator Shapiro.

26. SENATOR SHAPIRO:

27. Mr. President, Ladies and Gentlemen of the Senate, what I
28. would like to point out to the Senate is that this is a commission
29. that was created by the General Assembly and all the commission
30. members are appointed by the legislative leaders of the General
31. Assembly. If there was any mistake made, it's when the commission
32. was created, and this is no way to do away with the commission. If
33. we create a commission, we better be assured that it's going to be

1. an active commission, and the reason they are here for a deficiency
2. is because they have been active. The bulk of this supplemental
3. appropriation is due to the fact that they have had many requests
4. for their report and the Attorney General has ruled that they cannot
5. charge for that report. Another great item of...of expense is pro-
6. spective travel for the members of the commission so that they can
7. hold three or four meetings before the end of this fiscal year. And
8. for those reasons and those reasons alone, I am going to support
9. this supplemental appropriation.

10. PRESIDING OFFICER (SENATOR ROCK):

11. Senator Harber Hall.

12. SENATOR HALL:

13. Mr. President and fellow Senators, as one unabashed four year
14. critic of the Equal Rights Amendment. When I saw this bill intro-
15. duced for supplementary appropriation for the Status on Women, I
16. took the trouble to ask our staff to show me what the expenditures
17. had been made from the original appropriation thinking that it might
18. have been used as a vehicle for promoting one side of this question
19. of Equal Rights Amendment. I found that it wasn't. I think the
20. Status of...on Women have done a great service to those of us who
21. have maintained that legislation is the answer to moving forward the
22. discrimination of women so that we eliminated in the State of Illinois
23. where we need to eliminate it, and for that reason, I certainly want
24. to support this additional appropriation having noted the introduc-
25. tion of eighty-one separate measures that do just what we have been
26. saying could be done.

27. PRESIDING OFFICER (SENATOR ROCK):

28. Senator Newhouse.

29. SENATOR NEWHOUSE:

30. Thank you, Mr. President. I want to call the question so that
31. I can vote for this bill, but I understand we're being recorded.
32. Is that accurate?

33. PRESIDING OFFICER (SENATOR ROCK):

1. The entire proceedings are on tape.

2. SENATOR NEWHOUSE:

3. Yeah, I see. There have been several references to s-e-x. I
4. wonder if we could get that deleted from the record?

5. PRESIDING OFFICER (SENATOR ROCK):

6. The Chair will make note of that. Senator Saperstein may
7. close the debate.

8. SENATOR SAPERSTEIN:

9. I think that several of the Senators have expressed valid
10. reasons why the deficiency appropriation should pass. I want to
11. say too, it maybe the last time that I can address myself to the
12. problem of the Commission on the Status of Women, I was Chairman
13. for ten years, and I think through the ten years as so many of you
14. have expressed that the Commission has served a great purpose, not
15. only to women, but to men in the State of Illinois, and I urge your
16. support.

17. PRESIDING OFFICER (SENATOR ROCK):

18. The question is shall House Bill 352 pass. Those in favor will
19. vote Aye. Those opposed will vote Nay. The voting is open. Have
20. all voted who wish? Have all voted who wish? Take the record. On
21. that question, the Ayes are 43, the Nays are 6, 2 Voting Present.
22. House Bill 352 having received a constitutional majority is declared
23. passed. House Bill 523, Senator Vadalabene. Mr. Secretary, read
24. the bill.

25. SECRETARY:

26. House Bill 523.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER (SENATOR ROCK):

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, thank you, Mr. President and members of the Senate. House
33. Bill 523 as amended supplements the fiscal '75 ordinary contingent

1. expenses appropriation for the Secretary of State by adding a total
2. of one million, seven hundred and twelve thousand, five hundred and
3. fifty-eight dollars to his current budget, and I would appreciate
4. a favorable vote.

5. PRESIDING OFFICER (SENATOR ROCK):

6. Might we have some order, including our guests in the Gallery,
7. both the press and public gallery. Senator Weaver.

8. SENATOR WEAVER:

9. Mr. President, will the sponsor yield for a question?

10. PRESIDING OFFICER (SENATOR ROCK):

11. Indicates he will yield.

12. SENATOR WEAVER:

13. Senator Vadalabene, how much of this supplemental appropriation
14. is personal service?

15. PRESIDING OFFICER (SENATOR ROCK):

16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. The personal services, retirement, and social security increase
19. is nine hundred and seventy-three thousand, six hundred dollars.

20. PRESIDING OFFICER (SENATOR ROCK):

21. Senator Weaver.

22. SENATOR WEAVER:

23. Well, Mr. President, I think it's very obvious and Senator...
24. (Machine cut-off)...due to, you know, pay raises that were not
25. granted for a while or not figured on that...here's the Secretary
26. of State needing almost another million dollars for salaries. Yes-
27. terday it was the Comptroller, Auditor General, so, I think...I
28. think it's very obvious that many departments were not fully funded
29. last year so I intend to support this.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Any further...Senator Berning.

32. SENATOR BERNING:

33. Mr. President, I...I'd like to ask the sponsor for clarification,

1. my understanding is that the bill was amended in the House. The
2. Calendar in that event is not correct or am I misinformed?
3. PRESIDING OFFICER (SENATOR ROCK):
4. Indicates he will yield. Senator Vadalabene.
5. SENATOR VADALABENE:
6. Yes, it would not show a House amendment, Senator Berning, on
7. the Calendar.
8. PRESIDING OFFICER (SENATOR ROCK):
9. Senator Berning.
10. SENATOR BERNING:
11. Has the amendment been incorporated, and is this figure then
12. wrong?
13. PRESIDING OFFICER (SENATOR ROCK):
14. Senator Vadalabene.
15. SENATOR VADALABENE:
16. It was absorbed in the bill, Senator Berning.
17. PRESIDING OFFICER (SENATOR ROCK):
18. Senator Berning still has the Floor. Senator Berning.
19. SENATOR BERNING:
20. Thank you, Mr. President. The Calendar, obviously, is wrong.
21. PRESIDING OFFICER (SENATOR ROCK):
22. Senator Vadalabene.
23. SENATOR VADALABENE:
24. Yes, I would appreciate a favorable vote. This bill is
25. effective immediately.
26. PRESIDING OFFICER (SENATOR ROCK):
27. Any further discussion? The question is shall House Bill 523
28. pass. Those in favor will vote Aye. Those opposed will vote Nay.
29. The voting is open. Have all voted who wish? Have all voted who
30. wish? Take the record. On that question, the Yeas are 55, the
31. Nays are none, none Voting Present. House Bill 523 having received
32. a constitutional majority is declared passed. For what purpose does
33. Senator Graham arise?

1. SENATOR GRAHAM:
2. Just for a point of personal privilege to make an observation.
3. PRESIDING OFFICER (SENATOR ROCK):
4. Make your point, Senator.
5. SENATOR GRAHAM:
6. If you want to get an appropriation bill through here quickly
7. make it large.
8. PRESIDING OFFICER (SENATOR ROCK):
9. Point is well taken, Senator. For what purpose does Senator
10. Nimrod arise?
11. SENATOR NIMROD:
12. Mr. President, I would...having voted on the prevailing side
13. on House Bill 307, I would move to reconsider the vote by which it
14. was taken.
15. PRESIDING OFFICER (SENATOR ROCK):
16. Senator Nimrod has moved to reconsider the vote by which House
17. Bill 307 has passed. All in favor signify by saying Aye. All
18. opposed. The Ayes have it. It is reconsidered. It will be shown
19. on the Calendar on the order of 3rd reading. Senator Nimrod.
20. SENATOR NIMROD:
21. In...I move...ask that this bill return to 2nd reading for the
22. purpose of an amendment.
23. PRESIDING OFFICER (SENATOR ROCK):
24. Well, we...we're going to have a physical problem here. Can
25. we hold...hold that off a minute? If we could have the attention
26. of the Body. For what purpose does Senator Partee arise?
27. SENATOR PARTEE:
28. For an announcement, Mr. President, and I'd like the attention
29. of the membership cause this is a question that several of the members
30. have asked me about and I'm sure they have been waiting for the
31. answer. The Sergeant-at-Arms has a Senate schedule which I would
32. ask them to pass out at the moment for next week. Now, hopefully, we
33. would have given you a schedule for the next two weeks or up to the

1. 2nd of May which, of course, is the final day to get Senate Bills
2. out of committee. Because we cannot evaluate how much will be
3. done next week, we certainly cannot then make a schedule for the
4. following week. We will give you the schedule for next week. We
5. will reevaluate what is left at that time and the schedule of then,
6. of course, might be the same but it probably could be different from
7. the next week that follows. But the schedule is that Monday, the
8. ...the 21st, we will come in at 12:00 noon. There will be a Session
9. from 12:00 noon till 1:30. From 1:30 to 2:30 there is an hour
10. provided for lunch where there will be no activity. Then, from 2:30
11. to 5:00 p.m. there are three committees scheduled as you will see
12. from your schedule. We will break then at 5:00 o'clock for dinner.
13. 5:00 to 7:00 before dinner, then we will come back at 7:00 for the
14. committees that will be then scheduled in the evening. There will
15. three of them in the evening. That is the general schedule for the
16. week of April 21st through the 25th. The idea is to have a short
17. Session and that could be changed if a need was shown that there
18. had to be more committee meetings, but any event, the hours of 1:30
19. to 2:30 for lunch and the hours of 5:00 to 7:00 p.m. for dinner will
20. remain sacred as far as I can see so that those of you who have to
21. come back in the evening would of course have time for dinner and you
22. won't have to work straight through and...on your committees. Now,
23. that is the schedule for next week. Now, while I'm on my feet, Mr.
24. President, I would move that the six day rule be waived until May 3rd,
25. 1975. We have remaining two full weeks for committee hearings. The
26. posting of bills for the next two weeks would create a problem if we
27. are going to dispose of all Senate Bills in committee before the
28. May 2nd deadline. Hence...hence, there is this...asking...seeking
29. leave to waive the six day rule until May 3rd, 1975.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Senator Partee has requested the suspension of the rules for
32. the purpose of waiving the six day notice for the periods stated
33. the next two weeks. All those in favor signify by saying Aye. All

1. those...I'm sorry. Senator Harris.

2. SENATOR HARRIS:

3. Well, I just wanted to make certain this hadn't had any
4. discussion among the membership on this side. I join Senator Partee
5. in this motion that I think it...the only way we can proceed and,
6. of course, the motion is operative only through May 2nd so that we'll
7. be able to get our work done the next two weeks, and I would want this
8. side to support the motion.

9. PRESIDING OFFICER (SENATOR ROCK):

10. The motion is for the suspension of the rules to accomplish
11. the waiver of the six day posting requirement. All those in favor
12. will signify by saying Aye. All those opposed. The Ayes have it.
13. So ordered. Any discussion on the...any further discussion? Senator
14. Partee.

15. SENATOR PARTEE:

16. No, Senator Clarke.

17. PRESIDING OFFICER (SENATOR ROCK):

18. I'm sorry. Senator Clarke.

19. SENATOR CLARKE:

20. Mr. President, driving down here I was thinking about this
21. mass of bills. I'd just like to make a suggestion, and the not
22. so much for the Senate as for what comes later. It seems to me
23. that collectively, the two hundred and thirty-five legislators have
24. acted very irresponsibly in introducing somewhere between four and
25. five thousand bills, and for that reason, because it seems to me that
26. we adopted joint rules setting up strict time schedules that there...
27. it is a physical impossibility, and I think the House is facing it
28. the next two weeks. We're going to face it some time in June, a
29. physical impossibility to actually address ourselves carefully to
30. all of these bills, and so I just want to throw out the suggestion
31. that we ought to relinquish some of our individual authority to
32. some group which are the leaders and probably the Rules Committee
33. and the respective bodies to make some priority decisions because I

1. think we're going to kill some our members if we don't, if we try
2. to address ourselves to all these bills, or we are going to pass a
3. mass of bills without the consideration they deserve and pass some
4. bad bills, or we're going to lose some good bills that should be
5. passed. So, I just want to throw that out for your consideration.

6. PRESIDING OFFICER (SENATOR ROCK):

7. Senator Partee.

8. SENATOR PARTEE:

9. Well, Senator, I'm...I'm just glad you opened that subject
10. because this is a subject that we've given some real thought to.
11. You know there are some states that have limitations on the number
12. of bills that a Senator can introduce. That to me is autocratic
13. and that to me is not democratic. I think that if a member comes
14. here for his district, if he's asked to put in a hundred bills, then
15. he ought to have the right to do it. Recognizing of course that it
16. discombobulates the whole process, and certainly, he can't get all
17. of those bills heard. The other thing I am told is a leader in one
18. state told me that they had a rule that there was a minimum of
19. twenty bills that could be put in by...I mean a maximum of twenty
20. bills that could be put in by any member, and the rule worked to
21. their disadvantage because there were members who might not have
22. put in but two or three bills who felt a compulsion to put in twenty
23. less...less when they go home, somebody say you didn't even introduce
24. as many bills as you could have. So, there are two sides, of course,
25. to the coin and we can, of course, just struggle along with the
26. system that we have because until a better one is found, I...I'm sure
27. we'll just have to abide it. But I appreciate your thought and the
28. thought you have given to it because it is a very serious problem.
29. Now, Mr. President, I have a motion...pardon me.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Pardon me, Senator...Senator Partee has requested leave to
32. proceed to the order of motions. Leave granted? Senator Partee.

33. SENATOR PARTEE:

1. Senator Harris is...

2. PRESIDING OFFICER (SENATOR ROCK):

3. Oh, I'm sorry. Senator Harris.

4. SENATOR HARRIS:

5. Before we proceed to that question, we did adopt a motion just
6. a few minutes ago here that was universal in its application I
7. believe, and I just...want to raise this question. The ordinary and
8. contingent expense bills, appropriation bills, are exempted from the
9. deadline requirements of our joint rule. And further, I am...I've
10. just been further pondering what we have done. The question
11. relating to House Bills under consideration now, it seems to me that
12. we ought to reconsider the motion that we adopted and eliminate
13. House Bills from the waiver of the six day notice rule. For this
14. reason, those bills are becoming closer to being law here, and it's,
15. I think, quite important for us to provide adequate notice to the
16. public as relates to House Bills, and they're not under the pressure
17. of the May 2nd deadline. Now, I offer that thought for evaluation,
18. and having voted on the prevailing side, I would...I would, if
19. acceptable, move to reconsider and restate your motion to exclude
20. those two bills from the...those two kinds of bills, appropriation
21. bills implementing the State budget and House Bills from our blanket
22. waiver of the six day notice rule.

23. PRESIDING OFFICER (SENATOR ROCK):

24. The...the Chair will recollect that I think it was stated that
25. ...the terms of the motion stated Senate Bills, at least...

26. SENATOR HARRIS:

27. Oh, I'm sorry. I...I did not have that awareness. If the
28. motion is that precise, that's fine, but I...I...I would further
29. state that I think there is some value particularly as relates to
30. agencies, and I know that we can communicate with them, but they
31. do check our bulletin boards, and we...we are not under the same
32. embargo problem as relates to ordinary and contingent appropriation
33. bills.

1. PRESIDING OFFICER (SENATOR ROCK):

2. Senator Partee.

3. SENATOR PARTEE:

4. Yes, it does relate only to Senate Bills, but your idea is
5. well taken so much so that we have even in discussion when our
6. chairmen have made this discussion with reference to not even call-
7. ing House Bills until all Senate Bills are out of the Senate. Our
8. ...Senate Bills are priority items during this period.

9. PRESIDING OFFICER (SENATOR ROCK):

10. With respect, Senator Partee, with respect to Senator Harris'
11. suggestion, then, as to appropriation bills, how shall we handle
12. that? Do you still wish to move to reconsider the vote by which...

13. SENATOR PARTEE:

14. Well, I think our general rules cover that anyway. The...they
15. are already exempt and this would not change that. But if you want
16. to formulize this so there will be no question about it, we can
17. restate it.

18. PRESIDING OFFICER (SENATOR ROCK):

19. Senator Harris.

20. SENATOR HARRIS:

21. Well, I would only point out there...they are exempt from the
22. deadline, but they have now been exempted from the posting rule as
23. well, and it does seem to me that there's some value to requiring
24. that as long as possible.

25. PRESIDING OFFICER (SENATOR ROCK):

26. Senator Hynes. Senator Hynes.

27. SENATOR HYNES:

28. Well, one comment. If you're going to make a special rule for
29. appropriation bills, I think we ought to get a clarification of
30. what the joint rules mean because it...it...they speak in terms of
31. the appropriations for the ordinary and contingent expenses of
32. State Government which would seem to imply the regular departmental
33. budget bills, therefore, all of the so-called stray appropriation

1. bills might not be exempt and thus we would be in a position of...
2. of having to post for some and not for others. Is that what your
3. intention is?

4. PRESIDING OFFICER (SENATOR ROCK):

5. Senator Harris.

6. SENATOR HARRIS:

7. Well, I think the point that Senator Hynes has raised is right
8. on the mark that nonbudget bills by the terms of the joint rules
9. exempting ordinary and contingent expense bills not being required
10. to meet the deadline cut-off dates nonbudget bills, individual
11. bills proposed, I think would be waived from notice...under the
12. suggestion I've made. This is not a...an issue for which to
13. litigate to the United States Supreme Court. I just thought we
14. ought to have some acknowledgement of it if there is not that kind
15. of concern, so be it. I think the thing that was important that I
16. wanted to raise was the question of House Bills.

17. PRESIDING OFFICER (SENATOR ROCK):

18. Senator Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President. Inasmuch as Senator Partee has
21. commented on the...the question of putting a limitation on the
22. number of bills legislators can introduce, I would just like to
23. say that my reaction to this is different than his. I would like
24. to, in fact, have a dialogue and...and hopefully place a limitation
25. on the number of bills legislators can introduce, and I just mention
26. it now cause I would hope the membership would consider that and at
27. the appropriate time would...would like to offer an amendment to
28. that effect. And the numbers that I was considering would be
29. twenty in the Senate and fifteen in the House per member, and I
30. don't want to get into a long discussion of it now. I recognize
31. that it may be somewhat autocratic, on the other hand, I think
32. perhaps after the next two weeks of work, we may feel differently
33. than we do today.

1. PRESIDING OFFICER (SENATOR ROCK):

2. Any further discussion? Senator Partee.

3. SENATOR PARTEE:

4. Well, they wouldn't have any meaning, of course, until the
5. next Session. So, I'd like to see, and I'm sure the members of the
6. Rules Committee would like to see your suggestion in writing, and
7. I'm sure it will be taken up because it is a question that has
8. caused us a lot of problems.

9. PRESIDING OFFICER (SENATOR ROCK):

10. Senator Hynes.

11. SENATOR HYNES:

12. Just by way of clarification, and the rule now is that with
13. respect to all Senate Bills, any kind, the six day notice requirement
14. is...is waived?

15. PRESIDING OFFICER (SENATOR ROCK):

16. That is correct. Leave has been granted to proceed to the order
17. of motions. The Chair will recognize Senator Partee.

18. SENATOR PARTEE:

19. Mr. Chairman, I have a little motion here this morning that I
20. hope won't excite a great deal of rhetoric. It's a matter that we've
21. talked about before, and I'm sure that most of the members are
22. familiar with it and more or less know how they desire to vote.
23. Some time ago, I offered a motion for a rule change of rule...
24. Temporary Senate Rule 37 which...which related to Temporary Rule 10
25. on the question of proxies, and that's what this is about. You will
26. recall by way of history that there were two approaches offered to
27. the Body of the question. The main question was to rid our Body
28. of the proxy system. There were two possible ways to go in the
29. main and one was to eliminate them entirely or to take what I prefer
30. to call a more judicious course of eliminating them with some res-
31. trictions. Some restrictions which would accomodate the basic needs
32. and conveniences of the members of this Body. Now, it is true that
33. in the House the proxies have been...could you hold your voice down

1. please, sir. It is true that in the House the proxies have been
2. completely eliminated. We're asking that it be altered here to
3. satisfy certain terms and conditions. Now, a comparison between a
4. complete elimination in the House and a complete elimination in the
5. Senate is an odious comparison because there is a basic and funda-
6. mental difference between what happens in the House on committees
7. and what happens here on committees. The members in the Senate are
8. assigned to four committees. The House members are generally assigned
9. to but two committees. That is a substantial difference and the
10. need for a proxy when you're assigned to two committees diminishes
11. considerably. The need for a proxy when you are...when you are
12. assigned to three, four committees and are handling bills at the
13. same time increases considerably. Now, if you by this rule change,
14. we would still have in effect the basic consideration of no proxies
15. except under these circumstances, a person would be entitled to
16. proffer a proxy. Where an...unavoidable conflict exists between
17. the committee or the subcommittee meeting and another committee or
18. subcommittee meeting. And then it says, no conflicts shall be
19. deemed as unavoidable unless, and there are three requirements to
20. show that it is an unavoidable conflict. First, the Senator asking
21. to...for using his proxy must be the principle sponsor of a bill or a
22. resolution which is set in some other committee and actually intends
23. to present that bill for hearing. Two, he must personally appear and
24. ask for the use of the proxy and he must demonstrate to the committee
25. or subcommittee that he has attempted to resolve the conflict and then
26. when he makes a request, it must be given by the...the committee must
27. give leave for its use. Now, yesterday for example, I was in
28. Executive Committee. I had a very important bill in Education. The
29. two of them were meeting at the same time. It is absolutely impossible
30. to be two places at once. Now, had I had the limited proxy, I might
31. have gone first to...Executive, asked for leave to leave my proxy to be
32. voted on the certain bill and then gone to Education for the purpose of
33. handling that bill and return. Now, that seems to me to be sensible.

1. It seems to me to be very rational. To expect a member to at this
2. stage of the development not vote on a lot of bills that are impor-
3. tant to him because he cannot have a limited proxy, I think, takes
4. advantage of every member of this Body. I can see what will happen
5. if a member is locked into a particular committee and cannot go to
6. another committee to vote and if that other committee has several
7. bills of interest and impact on his constituency, you're going to
8. have someone running against you with a list of bills of importance,
9. of impact to your constituency which you didn't vote on, and then,
10. your answer as lame as it is, will be, well, I was...yes, I was on
11. that committee but I was in another committee at the time. The
12. question then might intelligently be asked of you, well, why didn't
13. you choose the other committee, Committee B, rather than Committee A
14. to be in. It's just a sensible kind of approach to a situation
15. that is fraught with danger, fraught with difficulty because
16. members cannot be two places at once. The proxy system, I think,
17. is and has the disfavor of people generally and that is why we
18. said we were going to eliminate proxies, but they must be eliminated
19. under some reasonable, logical process, and that is what we are
20. offering in this rule change.

21. PRESIDING OFFICER (SENATOR ROCK):

22. Senator Harris.

23. SENATOR HARRIS:

24. Well, Mr. President, I rise in opposition to this amendment to
25. Temporary Rule 37. Now, we've gone through this debate. I don't
26. want to take up too much time of the Senate on this question, but
27. two years ago this question was thoroughly debated. There had been
28. a meeting of the Rules Committee on the question of proxies and a
29. motion from that side of the aisle was put following a meeting of
30. the Rules Committee which had adopted a recommendation to permit
31. proxies and to continue what has been custom and usage of this
32. Body since I would speculate since 1819, and we...that side of the
33. aisle opposed...proposed the absolute abolition of proxies. That

1. was in the early part of 1973. I would suggest that on January 8th
2. this year, Senator Partee stated in written communication to the
3. media that for one thing that he would recommend to the Senate Rules
4. Committee that the Senate abolish proxy voting in committee an
5. abhorrent practice which the House eliminated several years ago. We
6. did have a great deal of debate on this subject on the 6th of March
7. which was the day we adopted our present Temporary Rule 37. I would
8. beg the time of the Senate to read to you the transcript of that
9. day since Senator Nudelman is absent today, but I think he made a
10. lot of sense about the language of this proposed amendment to
11. Temporary Rule 37. Senator Nudelman stated on the 6th of March that
12. he didn't understand the philosophy of the amendment and the amend-
13. ment that he...was under consideration was this precise language
14. that is now being offered for consideration by President Partee.
15. The amendment says that if you have to be in two places at once
16. and if you cross your heart and hope to die and tell the teacher
17. that you have another unremitting obligation, you can leave. Now,
18. I would question the sponsor which I think on that day was Senator
19. Rock, what happens if you have a bill in some other committee which
20. is susceptible of being put over. If you don't put it over, have
21. you fulfilled your commitment or are you allowed to go to the other
22. committee to present your bill. I don't know what I would be swear-
23. ing to if I swore I did everything I could, but I didn't ask to have
24. my bill put over. Another question I have - it seems to me that the
25. philosophy as follows by the proponents of this amendment is that
26. you owe the duty to somebody, and I don't quite know who, to sit
27. there and listen to witnesses. I'm a big boy and I can read the
28. bills and I can make my own decisions and sometimes I don't have to
29. agree with the witnesses. I don't owe them anything as a Senator.
30. The third thing, if you were obliged to do that, how do you...how do
31. you fulfill that obligation and how have you listened to the
32. witnesses if you are on occasion permitted to go to another committee?
33. And then in his closing remarks, Senator Nudelman urged that we

1. reject this amendment to Temporary Rule 37. Now, I would suggest
2. one other point which is technical in nature relating to the
3. language proposed by this amendment to Temporary Rule 37, and that
4. as that that deliniation of the requirement that an unavoidable
5. conflict exists between the committee or subcommittee meeting and
6. another committee or subcommittee meeting when these elements set
7. forth in Paragraph Numbered 1, 2 and 3 under Paragraph A of the
8. proposed new Temporary Rule 37. It is not clear to me, and I think
9. anyone reading it would agree that it's not clear, whether these
10. three qualifications are in the conjunctive or disjunctive. It's
11. not clear, and I would suggest that that's a valid criticism of the
12. motion before us. If the proposed amendment is in the conjunctive,
13. it's a better amendment that if it is in the disjunctive. I would
14. like to have a response to that. I'm not satisfied that it's clear
15. at all. I would take you back then to the opening points I've
16. made and that is that proxies are an abhorrent practice and those
17. are not my words, and we've operated now since the 6th of March
18. without them. And it's perfectly clear that the members of this
19. Body are doing a much better job of performing their responsibility.
20. I like it the way it is, and I think we look better doing it that
21. way, and yes, of course, we have conflicts. Even though the House
22. members serve on only two committees, they also have conflicts, and
23. they have been able to live with them without this abhorrent practice
24. for many years.

25. PRESIDING OFFICER (SENATOR ROCK):

26. Senator Partee in response to Senator Harris' question.
27. Senator Par_ee.

28. SENATOR PARTEE:

29. Senator Harris says that he doesn't know whether this is in
30. the conjunctive or disjunctive. He obviously didn't read the para-
31. graph that starts, no proxy voting shall be allowed in any Senate
32. committee or subcommittee. That's the third paragraph, Senator.
33. Except when authorized by a majority vote of all members of the

1. committee or subcommittee and then only, and this is the language,
2. when all of the following criteria are met. Now, that is certainly
3. in the conjunctive when all of the following criteria are met.
4. PRESIDING OFFICER (SENATOR ROCK):
5. Senator Harris.
6. SENATOR HARRIS:
7. My question is does all refer to Paragraph A, B and C which I
8. think it does?
9. SENATOR PARTEE:
10. Yes.
11. SENATOR HARRIS:
12. And so, the language within Paragraph A is not clear that it is
13. in the conjunctive and I...I sincerely offer that suggestion that
14. the language of Paragraph A ought to be clear that it's conjunctive
15. within its body, and I...I agree to you that the word all is used
16. in the first paragraph that we are referring to but it is not clear
17. within Paragraph A that the provisions 1, 2 and 3 are conjunctive,
18. and I...I make that sincere point.
19. SENATOR PARTEE:
20. Well, ...Senator, I know that...
21. PRESIDING OFFICER (SENATOR ROCK):
22. Senator Partee.
23. SENATOR PARTEE:
24. ...you're sincere. I've never known you to be picayunish
25. about anything. I would certainly say to you, Senator, that if it's
26. ...if it's a linguistic problem, we can certainly alter that to
27. satisfy the clarity that you demand. Now, once we have done that,
28. is your position altered...
29. PRESIDING OFFICER (SENATOR ROCK):
30. Senator...
31. SENATOR PARTEE:
32. ...or are you still opposed?
33. PRESIDING OFFICER (SENATOR ROCK):

1. Senator Harris.

2. SENATOR HARRIS:

3. I announced that I would like to refer back or I stated that

4. I would like to refer back to my original position, and that is

5. that if, in fact, the Senate were to adopt this proposed amendment,

6. I would hope that it would be unmistakably clear that the amendment

7. is conjunctive as it relates to Paragraph A. I'm opposed to any

8. change in the rule as relates...

9. SENATOR PARTEE:

10. No matter how it's phrased.

11. SENATOR HARRIS:

12. Pardon?

13. SENATOR PARTEE:

14. No matter how it's phrased.

15. SENATOR HARRIS:

16. That...that's correct.

17. SENATOR PARTEE:

18. Alright.

19. SENATOR HARRIS:

20. And I...I just point out that that there ought to be an under-

21. standing of whether Paragraph A is in the conjunctive or disjunctive.

22. I would not "Bartulize" the matter. I...I am opposed philosophi-

23. cally. I believe this abhorrent practice should be eliminated.

24. PRESIDING OFFICER (SENATOR ROCK):

25. Senator Partee.

26. SENATOR PARTEE:

27. I'm happy that you laughed, Senator. I...I understand what

28. you're about. I only hope this, and I'm going to probably have

29. occasion to say this, I only hope that this is not an attempt to slow

30. down the legislative process. I heard a statement last night made

31. which did give me some concern and perhaps some pain that we were

32. going to be here until the middle of July, and if this is an attempt

33. to slow down the process for that purpose, then I certainly understand

1. it. I do not buy it but I certainly understand the methodology
2. that might be employed to do that. I don't think that you'd
3. want to be disruptive of the process, but I can see no other reason
4. for this absolute kind of opposition to what is a very sensible, to
5. me, a very sensible rule.

6. PRESIDING OFFICER (SENATOR ROCK):

7. Senator Morris. Senator Morris, did you...did you seek
8. recognition? Senator Graham, there are...for what purpose do you
9. arise, Senator Graham? Senator Graham.

10. SENATOR GRAHAM:

11. Senator Partee, I have a problem should this amendment prevail,
12. and I want to ask you if it seems apparent to you that there should
13. be some consideration given to minority spokesmen of committees as
14. opposed to prime sponsors. I had that problem yesterday. I had
15. three committees at the same time with minority spokesmen in one
16. and it went for two and a half hours. Is that going to be recog-
17. nizable? Would it be as a reason for voting a proxy in another
18. committee or would it not? ...Keeping in mind that the minority
19. spokesman is in that committee as a member and as a spokesman for
20. his party.

21. PRESIDING OFFICER (SENATOR ROCK):

22. Senator Partee.

23. SENATOR PARTEE:

24. I'm not sure I understood the question. There were some
25. extraneous noises, but if I understood it, it...you're saying that
26. as a minority spokesman, you ought to have the right to a proxy
27. to go to another committee with the leave of the committee?

28. SENATOR GRAHAM:

29. I...I'm asking, I really only want to clarify in your proposal
30. that you would be excusable by a majority vote of the committee if
31. you were a sponsor of a bill in another committee. I think maybe
32. that there should be...

33. SENATOR PARTEE:

1. Well, I...I think I understand. In other words, you're saying
2. that perhaps in some instance out of...peak or out of frustration
3. or something, the majority of members on a committee would deny a
4. minority member the right to use his proxy, well, I can only go by
5. history, Senator. As long as I have been here and as long as we had
6. the proxy system which did involve one going to a committee asking
7. for leave to go somewhere else, I have never seen a member, majority
8. or minority denied when he asked, made the request and set forth
9. where he was going on his proxy, and I would certainly think that
10. that would obtain. That is absolutely essential that that should
11. obtain, a minority member or...as well as a majority member would...
12. would have certainly equal rights under those circumstances. And I
13. don't...never contemplate any committee refusing the right of a
14. member to go to another committee when he has made the proxy...
15. proffered the proxy. I...does that answer your question?

16. PRESIDING OFFICER (SENATOR ROCK):

17. The Chair will indicate that there are five members who have
18. sought recognition so far. Senator Morris.

19. SENATOR MORRIS:

20. Thank you. On this issue, I...I first of all want to congratulate
21. Senator Harris for finally seeing the light. I came to
22. Springfield, not as a legislator, and I observed the way the
23. committees were conducted the past Session when Senator Harris was
24. the Leader of the Senate. And as a reporter, I was embarrassed to
25. have to report back home that many of the members of the Senate did
26. not attend committees and many times a bill was decided by three or
27. four people sitting in a room with a handful of proxies. I am under
28. the impression that we work under a committee system and that is
29. where we have hearings on legislation, and I think the only way to
30. get a fair hearing for all of the members of the Senate and for the
31. people who ask for bills is to have the Senators who sought appointment
32. to committees and sit on committees to attend those committees
33. and make their decision. And I think until we get to that, the

1. public relations and the image of the Legislature will continue
2. to be lull, and I think if we have any respect for the other
3. members of this Body in trying to improve the image of the Legis-
4. lature, we should try and live with the elimination of proxy voting
5. as it is now and improve the legislative process and improve the
6. way we work. And I will oppose any effort to change the system
7. which we approved several weeks ago which is the complete elimina-
8. tion and I'd welcome Senator Harris who has finally seen the light
9. in joining those of us who saw it a long time ago.

10. PRESIDING OFFICER (SENATOR ROCK):

11. For what purpose does Senator Newhouse arise?

12. SENATOR NEWHOUSE:

13. Thank you, Mr. President. I rise on a point of personal
14. privilege.

15. PRESIDING OFFICER (SENATOR ROCK):

16. State your point.

17. SENATOR NEWHOUSE:

18. Behind me in the Gallery is a group of students from the
19. Douglas School in Chicago and I'd like them to rise and be
20. recognized.

21. PRESIDING OFFICER (SENATOR ROCK):

22. Senator Mitchler, for what purpose do you arise? There are
23. five additional Senators who have requested...

24. SENATOR MITCHLER:

25. A point of personal privilege, Mr. President.

26. PRESIDING OFFICER (SENATOR ROCK):

27. State...state your point, Senator.

28. SENATOR MITCHLER:

29. In the President's Gallery are four constituents of mine from
30. up in Kane County. They flew down this morning for the Governor's
31. Prayer Breakfast. Brooks Wilson, Bill Mason, Bill Thomas and Major
32. Britcher of the Aurora Salvation Army. I would like to have them
33. rise and be recognized by the Senate.

1. PRESIDING OFFICER (SENATOR ROCK):

2. For what purpose does Senator Knuppel arise?

3. SENATOR KNUPPEL:

4. A matter of personal...privilege. We've accomplished so
5. little, so little in the last hour that I just move we recess until
6. about 2:15 so we have fifteen minutes before we go to committee
7. so we can all get lunch.

8. PRESIDING OFFICER (SENATOR ROCK):

9. That motion is ruled out of order. Senator Kenneth Hall.

10. SENATOR HALL:

11. Thank you, Mr. President and members of the Senate. I won't
12. take much time, but I just want to...to thank Senator Partee for
13. putting this motion before the House. I just want to tell you
14. yesterday evening, I was on the Labor Committee and the Education
15. Committee. The Labor Committee was meeting across the street in
16. 1-A. Education Committee was meeting in 122-B. I had a bill in the
17. Executive Committee in Room 212 and another bill in Room 400. Now,
18. it was utterly impossible for me to be in four places at the same
19. time. The Education Committee did not adjourn until almost quarter
20. to eleven last night. I imagine that with me jumping up and
21. running in and out of that room and people wondering how I was
22. listening or paying attention to the witnesses. This is something
23. that we should do, and I think that I've got a good record while
24. I was in the House and also in the Senate as attending these
25. committees, and it's just impossible for us to get around and take
26. care of the business that we are sent here for unless there is
27. some relief. I wholeheartedly support this motion.

28. PRESIDING OFFICER (SENATOR ROCK):

29. Senator Howard Mohr.

30. SENATOR MOHR:

31. Yes, Mr. President, just a couple of brief comments. Senator
32. Morris named Senator Harris in his remarks saying that Senator Harris
33. has finally seen the light. This is a process that has gone on for

1. many years, and I don't know at...during Senator Morris' young
2. life he has had occasion to observe the Senate when his party was
3. in the majority a few years back, when, Senator, there were hearings
4. that were called and witnesses drove for many miles to appear before
5. a committee and then were told that they would not hear that bill
6. that particular day. People got in their cars and drove home and
7. only to find out the next day that their bill had, in fact, been
8. called as soon as they left the drive. So, you know, it...it all
9. depends on...on where you sit, I guess, at a particular time. But
10. the League of Women Voters who came out very strong for this support
11. of the abolition of proxies, in my district, I had all kinds of
12. mail from these women, and although I don't always agree with all
13. of their proposals, I did agree with this and am on record in
14. writing that I did support the doing away with the proxy voting. Now,
15. and, it was, you know, Senator Partee gave such a persuasive argu-
16. ment that he really sold all members of...of the Body to...to support
17. doing away with proxies. Now, we're back here and I think if the
18. truth were known the reason for it is that some of the...some of the
19. members may be not attending committee hearings for reasons best
20. known to them and the majority finds themself sometimes at these
21. committee hearings in the minority, and I...I can see where that
22. would present a problem. So, I...I'm going to support the League
23. of Women Voters and Senator Partee's earlier stand and Senator
24. Morris' stand on...on this issue and would hope that all members
25. would continue to do away with proxy voting. And I would especially
26. like to hear from some of the women on the other side of the aisle
27. that are members of the League of Women Voter...Voters as to how they
28. feel. The League spends countless hours researching and studying
29. the legislative process, and I think we should pay some attention
30. to...to their recommendations.

31. PRESIDING OFFICER (SENATOR ROCK):

32. Senator Mohr, the spokesman for the League of Women Voters.
33. For what purpose does Senator Davidson arise?

1. SENATOR DAVIDSON:

2. ... (Machine cut-off) ... privilege.

3. PRESIDING OFFICER (SENATOR ROCK):

4. State your point, Senator.

5. SENATOR DAVIDSON:

6. Mr. President and members of the Senate, I'd like to present
7. to you a group of people who I have a little extraordinary pride
8. in, the freshman class from the Springfield High School, but the
9. extraordinary pride is one of the those is a boy named John Davidson
10. who happens to be my son in that group, but please stand so the
11. Senate can recognize the freshman class of Springfield High School.

12. PRESIDING OFFICER (SENATOR ROCK):

13. Senator Palmer.

14. SENATOR PALMER:

15. Mr. President, it's my intention at this time to move the
16. previous question, but I and listening to some of the recent
17. remarks, I reminded myself of the Senator that occupied this seat
18. who you remember who was appalled quite often, and I am appalled
19. at the leadership on the other side who formally had the majority
20. and I...I wonder, Senator Harris and Senator Mohr, where was this
21. eloquence of yours, and you have made eloquent presentation of your
22. stand today on proxies, where was it when you had the leadership
23. and the majority? Why did you not institute and ask for the
24. abolishment of the proxies when you had the...the...the soldiers
25. and the votes to do so. You just recently had the majority and you
26. could have done it. You also remarked that you...we've had proxies
27. for thirty years, and I think this great State of Illinois survived
28. and not only survived but operated very, very properly, and like I
29. remarked when this subject was first brought up, I remarked that the
30. proxy is a necessary and very useful procedure for legislative
31. process. I move the previous question, Mr. President.

32. PRESIDING OFFICER (SENATOR ROCK):

33. Senator, I would ask that you withhold that motion. It is...

1. well, it's customary. There are five individual Senators who have
2. sought recognition and are listed, and I would just ask that you...
3. you...are you...are you...

4. SENATOR PALMER:

5. Are you...are you asking...

6. PRESIDING OFFICER (SENATOR ROCK):

7. I am requesting that you hold that...

8. SENATOR PALMER:

9. I'll withdraw.

10. PRESIDING OFFICER (SENATOR ROCK):

11. ...that motion. Thank you. Senator Hickey. Senator Hickey.

12. SENATOR HICKEY:

13. Mr. President and colleagues, I certainly did appreciate the
14. tribute to the League of Women Voters from my colleague across the
15. aisle, and it's partly because of what I learned in the League of
16. Women Voters that I know that the committee system is probably one
17. of the weakest things about the Illinois Legislature, and I think
18. that proxy voting is...

19. PRESIDING OFFICER (SENATOR ROCK):

20. The Senate will please be in order.

21. SENATOR HICKEY:

22. ...and I think that proxy voting has a great deal to do with
23. that weakness. However, since we may have...may do away with
24. proxy voting, I'm going to do something that apparently relates to
25. a new word I've just heard for the first time today. I'm going to
26. offer an amendment to the motion in case the proxy voting does pass
27. to make it somewhat more workable. I'm sorry that you don't have
28. copies of this before you, but in Section I, under A of the motion,
29. in the first line I would insert the word after proxy in writing and
30. then insert a sentence at the end of Section I which says the bill
31. number and committee or subcommittee shall be recorded in the request.
32. Then in Section II under A, I would add after the Senator personally
33. appears and submits the request of his proxy. So, that it reads,

1. the Senator asking for use of his proxy in writing is the
2. principle sponsor of a bill or resolution set for hearing in the
3. other committee or subcommittee and intends to actually call such
4. bill or resolution for hearing. The bill number and committee or
5. subcommittee shall be recorded in the request. And number two,
6. the Senator personally appears and submits the request of his
7. proxy. I ask for a favorable vote.

8. PRESIDING OFFICER (SENATOR ROCK):

9. Senator Hickey has moved the adoption of Amendment No. 1 to
10. Senator Partee's motion. Senator Partee.

11. SENATOR PARTEE:

12. Yes, I have seen the amendment, and it would formalize what
13. would normally been done in a proxy. The form that we have used
14. which indicates the time, place and that information and that it
15. is in writing. I have no objection to the amendment.

16. PRESIDING OFFICER (SENATOR ROCK):

17. Senator Mohr.

18. SENATOR MOHR:

19. Well, Mr. President, this is all well and good, but I think
20. that we ought to have copies of this new proposal on our desks and
21. copies of the...the...the finished...finished product so we know
22. what we're going to vote on, and I would also like to hear if it's
23. in order, Mr. President, from Mrs. ...or Senator Netsch who was in
24. support of doing away with the...the proxies based on her study and
25. her involvement with the legislative process. And I would like, Mr.
26. President...

27. PRESIDING OFFICER (SENATOR ROCK):

28. Point of order. Point of order.

29. SENATOR PARTEE:

30. We are on the question of the adoption of this amendment.
31. Now, Senator Netsch has nothing to do with this amendment, and this
32. is my original proposition. How did we get everybody else involved
33. here? Point of order.

1. PRESIDING OFFICER (SENATOR ROCK):

2. Point...point is well taken. Senator Mohr, please restrict
3. yourself to the question of the adoption of Senator Hickey's
4. amendment.

5. SENATOR MOHR:

6. Well, I...I would like to see that amendment, Mr. President,
7. and I have to go back and listen to these women badger me about
8. these changes in rules and how come we're going to permit proxies
9. again. I'd...I'd like perhaps a letter drafted by Senators Netsch
10. and Hickey that I could send copies of that letter to my members
11. of the League of Women Voters who are so vocal on this issue. It
12. would be very helpful. I'd...you know, we all have to go home and
13. answer to these people.

14. PRESIDING OFFICER (SENATOR ROCK):

15. Senator Hickey indicates that she will provide copies of the
16. amendment and will hold the amendment until copies are provided.

17. SENATOR MOHR:

18. And also a copy of the letter that would explain how...how
19. this came about would be very helpful if she would do that. I
20. know that's an unusual request.

21. PRESIDING OFFICER (SENATOR ROCK):

22. I...I will relay the message to Senator Netsch that you wish
23. to hear from her personally. Senator Davidson.

24. SENATOR DAVIDSON:

25. Mr. President, on my point of personal privilege, I inadvertently
26. did not mention both high schools which are here. It's both
27. Springfield High School and Southeast High School which make up the
28. freshmen class at Lawrence School. Kids stand up again and we'll
29. get Southeast recognized too.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Senator Harber Hall. Senator Soper, could you move that
32. distinguished conference over a few feet. Senator Harber Hall.

33. SENATOR HALL:

1. Well, Mr. President, there's no question that this General
2. Assembly is bogged down with excessive number of bills that appear
3. to be destined to not get sufficient committee hearing, however,
4. I don't think the problem that we have to solve should mean solving
5. it by going back to an abhorred system of proxy voting that we
6. have done away with hopefully once and for all. I would remind those
7. particularly on this side of the aisle that even though proxy voting
8. existed in the last General Assembly, Senator Harris personally
9. objected to proxy voting on many times and voted that way. However,
10. I would ask Senator Partee if he received from me a suggestion that
11. I put to him in writing some time ago about the possibility of...
12. alleviating the problem by reducing the number of committees served
13. by each Senator and thereby the size of each committee so that we
14. wouldn't be involved with having to be two places at one time. The
15. bills would get good hearing from a full compliment of committee...
16. members present and we could hear more bills then in equal amount
17. of time...any given amount of time. I would ask him that now.
18. PRESIDING OFFICER (SENATOR ROCK):

19. Senator indicates he will yield. Senator Partee.

20. SENATOR PARTEE:

21. Yes, I received your suggestion and let me tell you that I
22. empathize with the concept involved. To tell you the truth, I
23. think perhaps we could exist with fewer committees than we have
24. without question. If we had fewer committees, it would, of course,
25. mean that the members would have less committee assignments and the
26. problem raised by this entire issue would be substantially diminished.
27. I think, very honestly and sincerely, that if I am involved in
28. leadership in the next Session of the Legislature, I will make a
29. very, very concerted effort to reduce the number of committees.
30. There are several functions that can be logically combined and we
31. can have a smaller number of committees. That, of course, does one
32. other thing. That eliminates the titles of a lot of people in the
33. Legislature who are either chairman or vice-chairman. I am not

1. unaware of that, but you are becoming more and more persuasive in
2. terms of the efficiency of this organization. And, I think personally
3. that the efficiency certainly in my mind preponderates the
4. individual feeling of the legislators. Of course, we are all elected
5. from districts. We all have the right to be representative of our
6. people. But I think really when it comes to the bottom line, the
7. efficiency of the legislative process is the first, foremost and a
8. priority consideration, and I think you're very right that we could
9. very well reduce the number of committees.

10. PRESIDING OFFICER (SENATOR ROCK):

11. Senator Bruce.

12. SENATOR BRUCE:

13. Thank you, Mr. President and members of the Senate. When we
14. start talking about partial proxies, it reminds me of the joke about
15. the girl who was a little pregnant. There is no such thing as a
16. partial proxy. We're either going to have it, or we're not going to
17. have it. Now, let my...let me make myself clear on what's going to
18. happen in the next couple of weeks. I have been attempted to be
19. persuaded not to oppose this motion on the basis that in the next
20. couple of weeks we'll have a traumatic Session, and we'll have a great
21. deal of problems. Gentlemen, we are...we are going to have trauma.
22. We are going to have problems. Member's bills are going to be
23. killed in committee because they're not there. Bills are going to
24. die in committee because membership can't attend, but I'm not
25. afraid of that trauma and I'm not afraid of the problems generated
26. by the fact that proxies are eliminated because out of that trauma,
27. I believe that we could have some change, and the change can be
28. for the better. The President just spoke about eliminating the
29. number of committees. You're not going to do that as long as you
30. make it easy for the members to sit on twelve or thirteen different
31. committees in the Senate. It's only when they realize that they
32. can't do that that they're going to be willing to give up the title
33. of chairman and vice-chairman and say let's have six committees.
34. Now, the House has eliminated the proxy, and the President has now

1. said to compare us to the House is an...is an odious comparison
2. citing example that members only serve on two committees and we
3. serve on four. He also forgot to mention, however, the number of
4. committees in the House as opposed to the numbers of committees in
5. the Senate. Secondly, we're not talking about eliminating just
6. conflict, we're talking about when a fellow has a bill. House
7. members introduce more bills. They have more committees to attend
8. and yet they make it to all those committees, handle all those
9. bills, and some how get their bills passed without proxies, and
10. perhaps some of those bills are not passed because they don't have
11. proxies and perhaps that's a good thing. Now, before this Body
12. was organized, we had press releases put out by the now President
13. saying that proxies would be eliminated. It wasn't a Philadelphia
14. lawyer draft that we would eliminate some of them or part of them
15. or on Mondays, Wednesdays and Fridays or Tuesdays and Thursdays. It
16. said proxies would be eliminated, nothing has changed, absolutely
17. nothing. We haven't gotten into the tough part of the Session so
18. there hasn't been a test of whether proxies can be utilized effec-
19. tively by this Body. We're just starting and before we ever start,
20. we give up. Now, we talk about proxies and its results. Let me
21. give you just five things that I think might result from proxies.
22. First of all, we might develop committee expertise. Sam Gove and
23. his book on the Illinois Legislature in Chapter Two says the one
24. thing about the Illinois Legislature is the fact that we don't have
25. committee seniority, members bounce from committee to committee, four
26. years is a long time on a committee before a member moves on as
27. opposed to that is this...is this analysis of Congress. A gentleman
28. is put on Appropriations Committee and stays there like my Congressman
29. for eighteen consecutive years. We bounce. We don't develop a man
30. who knows about labor because as soon as he has three years on labor,
31. he goes over to Appropriations. So, that might be a good effect.
32. Why will that come about? Because members will only handle bills in
33. their committee. They're not going to be running like Senator Hall
34. who...who cited his own self as an example into four different

1. committees whose going to say I don't want that bill, I'm in Education
2. and Labor. That's my area. That's what I know. That's what I'll
3. handle. They may become more profficient at questioning sponsors and
4. witnesses. I think Senator Glass might lessen the number of
5. introduction of bills if sponsors know that they can only hear
6. bills in their committees, then they're not going to introduce
7. forty-six or eighty-six bills, they're going to stay in their area.
8. I think one thing that might happen is work flow in this Body.
9. Bills will be introduced earlier because sponsors know that they
10. may have bills in four committees. They will schedule bills earlier
11. for hearing. Not only will they introduce it earlier, but they'll
12. make sure that they don't have the last two week crunch. Now, that
13. hasn't happened yet. I'm guilty with all the rest of you introducing
14. a lot of bills on the last day, but if we stay with the proxies, next
15. year perhaps I and a lot of other people may change their habits.
16. Finally and not the least significant point is the fact that
17. members might be there to hear testimony. That's not an un-nice
18. kind of development for committee to have people there to hear
19. testimony of sponsors and to hear witnesses who've come a great
20. distance. So, with all of these things in mind, I think the proxies
21. are great. We're going to have a hell of a bad time in the next
22. two or three weeks, and I think out of that very bad time, we might
23. have some change for the betterment of this Body.

24. PRESIDING OFFICER (SENATOR ROCK):

25. Senator Nimrod.

26. SENATOR NIMROD:

27. Mr. President, I think there's two things I would like to
28. just bring to our attention. This...this includes subcommittees
29. and this could cause some serious problems because there's generally
30. only three members on one of these subcommittees and it seems that
31. those could be scheduled at other times than regular meetings so
32. there really wouldn't be any conflict. And following up a little
33. bit with what Senator Graham had said, if in fact a person meets all

1. of these criteria, then why do we have to have a vote of the
2. majority of the members? If he's going to...if he meets all the
3. criteria, then why have a vote?
4. PRESIDING OFFICER (SENATOR ROCK):
5. Senator Bradley Glass.
6. SENATOR GLASS:
7. Thank you, Mr. President. My comment can be made in fifteen
8. seconds. I think we can summarize all of the debate today and the
9. last time we voted on this by saying simply that the way to
10. eliminate proxies is to eliminate proxies. We've done it once.
11. Let's do it again.
12. PRESIDING OFFICER (SENATOR ROCK):
13. Twelve seconds. Senator Glass has set an example to be
14. emulated by all. Twelve seconds. Senator Hickey, are you prepared
15. with your amendment?
16. SENATOR HICKEY:
17. Yes, I...I'm ready for a vote on the motion.
18. PRESIDING OFFICER (SENATOR ROCK):
19. Chair...Chair recognizes Senator Hickey. All those in favor
20. of the adoption of the amendment indicate by saying Aye. All those
21. Opposed, Roll call has been...this is on the question of the
22. adoption of the amendment as offered by Senator Hickey. Those in
23. favor will vote Aye. Those opposed will vote Nay. The voting is
24. open. For what purpose does Senator Harris arise?
25. SENATOR HARRIS:
26. Parliamentary inquiry. There is some confusion. This is on
27. the adoption of Senator Hickey's amendment to Senator Partee's
28. motion. Is that not correct?
29. PRESIDING OFFICER (SENATOR ROCK):
30. That is correct.
31. SENATOR HARRIS:
32. Yes.
33. PRESIDING OFFICER (SENATOR ROCK):

1. It was so stated at least on three occasions by the Chair.
2. I know you heard it, and I know I heard it. Have all voted who
3. wish? Take the record. On that question, the Yeas are 45, the
4. Nays are 5, those Voting Present are 2. The Amendment No. 1 to
5. Senator Partee's motion prevails and is adopted. On the question
6. ...the question now is the adoption of the amendment to...to
7. Temporary Senate Rule 10 as proposed by Senator Partee. Is there
8. any further discussion? Senator Harris.

9. SENATOR HARRIS:

10. Just a question, Mr. President. I assume that it takes thirty
11. votes to adopt this motion.

12. PRESIDING OFFICER (SENATOR ROCK):

13. That is correct.

14. SENATOR HARRIS:

15. That...okay, thank you.

16. PRESIDING OFFICER (SENATOR ROCK):

17. Senator Partee may close the debate.

18. SENATOR PARTEE:

19. We've had enough debate. Take the...take the record.

20. PRESIDING OFFICER (SENATOR ROCK):

21. Those in favor will vote Aye. Those opposed will vote Nay.

22. The voting is open. Is it that time already? Have all voted who

23. wish? Have all voted who wish? Have all voted who wish? Take

24. the record. On that question, the Yeas are 28, the Nays are 27.

25. The motion fails. Senator...Senator...for what purpose does Senator
26. Harris arise?

27. SENATOR HARRIS:

28. Having voted on the prevailing side, I now move to reconsider
29. the vote by which that motion lost be reconsidered.

30. PRESIDING OFFICER (SENATOR ROCK):

31. Senator Harris moves to reconsider the vote by which the
32. amendment failed. Senator Glass moves to Table. All those in

33. favor signify by saying...for what purpose does Senator Palmer arise?

1. SENATOR PALMER:

2. I have a point of information. I submit to the...to the
3. President that that...vote was carried. You had a majority of
4. the people voting in favor and that carried that vote. That's...
5. this was not a bill. This was in the nature of an amendment.

6. PRESIDING OFFICER (SENATOR ROCK):

7. It was...it was, in fact, an amendment to the Senate rules.
8. The Chair has...

9. SENATOR PALMER:

10. That's right...

11. PRESIDING OFFICER (SENATOR ROCK):

12. The Chair has ruled, and I think...

13. SENATOR PALMER:

14. ...and...and it does not require thirty votes. It requires
15. a majority of those voting, and I submit to the Chair that that
16. motion was carried.

17. PRESIDING OFFICER (SENATOR ROCK):

18. Senator Palmer, I have taken your suggestion into account.
19. It is an amendment to the Senate rules and as such requires thirty
20. votes. Senator ParTEE.

21. SENATOR PARTEE:

22. I don't know if I heard someone make a motion to reconsider
23. the vote by which that lost, but if such a motion is made, I
24. just want to make it perfectly clear that I consider that under
25. these circumstances an act of personal discourtesy.

26. PRESIDING OFFICER (SENATOR ROCK):

27. Such a motion has been made and Senator Glass...Senator Harris.

28. SENATOR HARRIS:

29. Mr. President, I...I'm disappointed that that comment was
30. made, but let me assure my friend, President ParTEE, that operating
31. under the rules should not be construed as being discourteous any
32. time, but since he has described it so, I withdraw my motion and I
33. am disappointed.

1. PRESIDING OFFICER (SENATOR ROCK):
2. The motion and Senator Glass' accompanying motion have been
3. withdrawn. We will now with leave of the Body revert to the order
4. of business, Senate Bills on 3rd reading. It is not yet time...
5. Senate...for what purpose does Senator Saperstein arise?
6. SENATOR SAPERSTEIN:
7. If this is time to make a motion to discharge the Rules
8. Committee from further consideration of Senate Bill 825 for the
9. purpose of Tabling.
10. PRESIDING OFFICER (SENATOR ROCK):
11. Oh, that's always in order.
12. SENATOR SAPERSTEIN:
13. Pardon me?
14. PRESIDING OFFICER (SENATOR ROCK):
15. That...that kind of a motion is always in order, Senator.
16. Senator Saperstein moves to discharge the Committee on Rules from
17. further consideration of Senate Bill 825. All those in favor
18. signify by saying Aye. Opposed Nay. The Ayes have it. The bill
19. is discharged. Senator Saperstein now moves to Table Senate Bill
20. 825. All those in favor signify by saying Aye. All those Opposed.
21. The Ayes have it. The bill is Tabled. Senator Dougherty, for what
22. purpose do you arise?
23. SENATOR DOUGHERTY:
24. Mr. President, I have a request that Senate Bill 677 now in
25. the Committee on Local Government be...be discharged from further
26. consideration and reassigned to the Committee on Revenue.
27. PRESIDING OFFICER (SENATOR ROCK):
28. Senate Bill 677, is that correct, Senator?
29. SENATOR DOUGHERTY:
30. That is correct.
31. PRESIDING OFFICER (SENATOR ROCK):
32. Senate Bill...Senator Dougherty has moved to discharge the
33. Committee on Local Government from further consideration of Senate

1. Bill 677. All those in favor signify by say Aye. Opposed. The
2. Ayes have it. The bill is discharged. He now moves to re-refer
3. Senate Bill 677 to the Committee on Revenue. All those in favor
4. signify by saying Aye. All those Opposed. The Ayes have it. So
5. ordered. Senator Harris.

6. SENATOR HARRIS:

7. Mr. President, on a point of personal privilege.

8. PRESIDING OFFICER (SENATOR ROCK):

9. State your point.

10. SENATOR HARRIS:

11. I would like the Senate to acknowledge the presence of Mrs.
12. Dorothy Forney who is a research and administrative assistant to
13. the minority caucus of the Commonwealth of Pennsylvania. She is
14. visiting us here in Illinois today. She is seated back here with
15. Senator Ozinga. Please stand Mrs. Forney and be recognized.

16. PRESIDING OFFICER (SENATOR ROCK):

17. We will now with leave of the Body revert to the order of
18. Senate Bills on 3rd reading. When we stopped the other day, we
19. indicated that we would commence on the Calendar where we left off,
20. so parenthetically. So, we will begin with Senate Bill 260, Senator
21. Egan. Mr. Secretary, Senate Bill 260. Senate Bill 260 on 3rd
22. reading. Read the bill, Mr. Secretary. Mr. Secretary. The
23. microphone apparently is not functioning properly.

24. SECRETARY:

25. Senate Bill 260.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. SENATOR EGAN:

29. Thank you, Mr. President...

30. PRESIDING OFFICER (SENATOR ROCK):

31. Senator Egan.

32. SENATOR EGAN:

33. Thank you, Mr. President and members of the Senate. This is a

1. companion appropriation bill to Senate Bill 261 which passed out
2. of the Body without opposition the week before last under the
3. sponsorship of Senator Hynes. It...that bill in...in substance
4. would raise the minimum retirement benefit from fifty dollars to
5. one hundred dollars. The same legislation passed last year for
6. the downstate school system. I know of no opposition. I would
7. ask for a favorable roll call.

8. PRESIDING OFFICER (SENATOR ROCK):

9. Is there any further discussion? The question is shall
10. Senate Bill 260 pass. Those in favor will vote Aye. Those opposed
11. will vote Nay. The voting is open. Have all voted who wish? Take
12. the record. On that question, the Ayes are 54, the Nays are none,
13. none Voting Present. Senate Bill 260 having received a constitu-
14. tional majority is hereby declared passed. Senator Soper, Senate
15. Bill 283. Mr. Secretary. He has to read the bill, Senator. Senate
16. Bill 283.

17. SECRETARY:

18. Senate Bill 283.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER (SENATOR ROCK):

22. Senator Soper.

23. SENATOR SOPER:

24. Mr. President and members of the Senate, this is the...the bill
25. that recreates the Local Government...Tax Study Commission. It's
26. a product that Local Government Committee, and I think it had the
27. support of the whole committee, and...and Senator Dougherty I think
28. is the cosponsor on this bill.

29. PRESIDING OFFICER (SENATOR ROCK):

30. Senator indicates affirmatively. Any further discussion?
31. The question is shall Senate Bill 283 pass. Those in favor will
32. vote Aye. Those opposed will vote Nay. The voting is open. Have
33. all voted who wish? Take the record. On that question, the Ayes

1. are 50, the Nays are none, there are none Voting Present. Senate
2. Bill 283 having received a constitutional majority is hereby
3. declared passed. Senator Fawell. Just wait till we get mechanically
4. straightened out here. 292, Mr. Secretary.

5. SECRETARY:

6. Senate Bill 292.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER (SENATOR ROCK):

10. Senator Fawell.

11. SENATOR FAWELL:

12. Yes, Mr. President, members of the Senate, Senate Bill 292 is
13. the annual appropriation bill for the Children's Commission. I
14. think it had unanimous approval by the Appropriations Committee.
15. I know of no opposition and ask for the...the approval by this
16. Body.

17. PRESIDING OFFICER (SENATOR ROCK):

18. There any further discussion? The question then is shall
19. Senate Bill 292 pass. Those in favor will vote Aye. Those opposed
20. will vote Nay. The voting is open. Have all voted who wish? Take
21. the record. On that question, the Yeas are 50, the Nays are none,
22. there are none Voting Present. House...Senate Bill 292 having
23. received a constitutional majority is hereby declared passed. Senate
24. Bill 298, Senator Ozinga. Senator Ozinga.

25. SENATOR OZINGA:

26. Mr. President, I would like to suspend the rules at this time
27. for the purpose of bringing Senate Bill 298 back to 2nd reading for
28. the purpose of an amendment.

29. PRESIDING OFFICER (SENATOR ROCK):

30. Senator Ozinga has asked leave to bring 298 back to 2nd reading
31. for the purpose of an amendment. Is leave granted? Senator...

32. SENATOR OZINGA:

33. The...it has been called to my attention...pardon me. It has

1. been called to my attention that Senate Bill 298 incorporates the
2. words, books, periodicals, films and recordings into this bonding
3. power and it's the will of the consensus opinion of the library
4. people that these words should be taken out of there and not be
5. part of that...construction cost, and therefore, I would move that
6. the Amendment No. 1 be adopted.

7. PRESIDING OFFICER (SENATOR ROCK):

8. Any discussion? Senator Ozinga moves that Amendment No. 1 to
9. Senate Bill 298 be adopted. All those in favor signify by saying
10. Aye. All those Opposed. The Ayes have it. The amendment is adopted.
11. Any further amendments from the Floor? 3rd reading. 299, Senator
12. Ozinga, do you wish to...

13. SENATOR OZINGA:

14. Yes.

15. PRESIDING OFFICER (SENATOR ROCK):

16. 299, Mr. Secretary. Read the bill please.

17. SECRETARY:

18. Senate Bill 299.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER (SENATOR ROCK):

22. Senator Ozinga.

23. SENATOR OZINGA:

24. Senate Bill 299 is the simple bill that...all it...it really
25. does is to allow a library association to annex or add to its
26. district, the territory that is annexed by a municipality that is
27. contiguous territory which was previously annexed by the municipality.
28. And I would accept a favorable roll call.

29. PRESIDING OFFICER (SENATOR ROCK):

30. Any discussion? The question is shall Senate Bill 299 pass.
31. Those in favor will vote Aye. Those opposed will vote Nay. The
32. voting is open. Ring the bell, Mr. Sergeant-at-Arms. Have all
33. voted who wish? Have all voted who wish? Take the record. On that

1. question, the Yeas are 46, the Nays are 2, 1 Voting Present.
2. Senate Bill 299 having received a constitutional majority is
3. declared passed. Senator, you wish to return to 298? Okay.
4. 298, Mr. Secretary:

5. SECRETARY:

6. Senate Bill 298.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. SENATOR OZINGA:

10. The...this bill now amends the Public Library District Act
11. provides that when a new library is constructed or an existing
12. library is remodeled at the cost of equipping such facility shall
13. be included in the cost of such construction if the board of trustees
14. so determines within five years after the completion of such
15. construction or the remodeling of the new, existing library facility.
16. This bill and the previous bill were...were...were asked for by the
17. Illinois Library Association, and they are fully behind both of
18. these bills. And I would...yes, Harber.

19. PRESIDING OFFICER (SENATOR ROCK):

20. You're not...you're not...yeah.

21. SENATOR OZINGA:

22. ... (Unintelligible)...I'm sorry. Go ahead. I would accept
23. a favorable roll call.

24. PRESIDING OFFICER (SENATOR ROCK):

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Sponsor yield to a question?

28. PRESIDING OFFICER (SENATOR ROCK):

29. Indicates he will yield.

30. SENATOR BUZBEE:

31. Senator Ozinga, I know that you just amended the bill, in fact,
32. now what...what items other than the capital construction of the
33. building itself, what can now be bonded under Senate Bill 298?

1. PRESIDING OFFICER (SENATOR ROCK):

2. Senator Ozinga.

3. SENATOR OZINGA:

4. Such as electra...the...a lot of these libraries are incor-
5. porating the electronic data storage et cetera which are really
6. equipment that are being put into them after they're reconstructed
7. or after they're built, and if they decide to put in this data
8. processing materials why it is sometimes...expensive and therefore
9. they can incorporate that in after construction.

10. PRESIDING OFFICER (SENATOR ROCK):

11. Senator Buzbee.

12. SENATOR BUZBEE:

13. So data processing storage units, in other words, computers,
14. are the only thing that can be bonded now besides capitol construc-
15. tion?

16. PRESIDING OFFICER (SENATOR ROCK):

17. Senator Ozinga.

18. SENATOR OZINGA:

19. The reason for the previous amendment so they...we've taken
20. out that books, periodicals, files and this kind of...the films and
21. this kind of stuff.

22. PRESIDING OFFICER (SENATOR ROCK):

23. Senator Harber Hall.

24. SENATOR HALL:

25. Well, I...this is a continuation of the same line of question-
26. ing. I haven't seen the amendment. I would like to ask specifically
27. if the amendment refers to data processing equipment only.

28. PRESIDING OFFICER (SENATOR ROCK):

29. Senator Ozinga.

30. SENATOR OZINGA:

31. In the data processing, but we've taken out that first four
32. or five words ahead of that, Harber. We've taken out books,
33. periodicals, films and recordings. In other words, the...the...the

1. books and things like that but we've left in the data processing.
2. PRESIDING OFFICER (SENATOR ROCK):
3. Senator Harber Hall.
4. SENATOR HALL:
5. Have you left anything else in besides data processing?
6. PRESIDING OFFICER (SENATOR ROCK):
7. Senator Ozinga.
8. SENATOR OZINGA:
9. I...well, the...the...the storage and retrieval facilities.
10. In other words, everything that goes with this...the equipment that
11. goes with it for the data processing in connection therewith. We've
12. ...we've left everything in just the way they desired it. We've
13. taken out in the parenthesis there.
14. PRESIDING OFFICER (SENATOR ROCK):
15. Senator Latherow.
16. SENATOR LATHEROW:
17. Thank you, Mr. ...President. I have a question. I wonder if
18. the Senator would yield.
19. PRESIDING OFFICER (SENATOR ROCK):
20. Indicates he will yield.
21. SENATOR LATHEROW:
22. When you're talking about the constructing of a new library
23. building, apparently, you have also a relationship throughout this
24. of a bond, and then, with that you're going to equip it five years
25. later if you find out it's necessary. How are you going to determine
26. by that bonding power that you need that bond at that time?
27. PRESIDING OFFICER (SENATOR ROCK):
28. Senator Ozinga.
29. SENATOR OZINGA:
30. It would be determined on the cost of the necessity of the
31. equipment that you're going to be putting in there. That's the...
32. the crux of the bill. That's the reason for adding it into this
33. particular section of the bill.

1. PRESIDING OFFICER (SENATOR ROCK):
2. Senator Latherow.
3. SENATOR LATHEROW:
4. Well, why do you...why do you find it necessary to give your-
5. self a five year period to decide what you're going to put in it?
6. PRESIDING OFFICER (SENATOR ROCK):
7. Senator Ozinga.
8. SENATOR OZINGA:
9. This is exactly the point. Some of these are old buildings
10. that have been reconstructed and the new data processing ideas have
11. come into existence now where they were not in existence before, and
12. some of this equipment is rather expensive. And this...this is the
13. type of thing that has just come in and they've been experimenting
14. with over the years, and now, it has been made available to
15. libraries.
16. PRESIDING OFFICER (SENATOR ROCK):
17. Senator Latherow.
18. SENATOR LATHEROW:
19. Well, could this be called an accelerated library program then?
20. PRESIDING OFFICER (SENATOR ROCK):
21. Senator Ozinga.
22. SENATOR OZINGA:
23. Not...not really. It's...it's in a...it's aiding and abetting
24. the library system.
25. PRESIDING OFFICER (SENATOR ROCK):
26. Any further discussion? Any further discussion? Senator
27. Ozinga, do you wish to close the debate? Senator Ozinga does not
28. wish to close the debate. The question is shall Senate Bill 298
29. pass. Those in favor will vote Aye. Those opposed will vote Nay.
30. The voting is open. Have all voted who wish? Have all voted who
31. wish? Take the record. On that question, the Yeas are 36, the Nays
32. are 4, those...6 Voting Present. Senate Bill 298 having received
33. a constitutional majority is declared passed. Senate...313, Senator

1. Dougherty, do you wish that called?
2. SENATOR DOUGHERTY:
3. I do.
4. PRESIDING OFFICER (SENATOR ROCK):
5. Mr. Secretary, 313 please.
6. SECRETARY:
7. Senate Bill 313.
8. (Secretary begins reading title of bill)...
9. PRESIDING OFFICER (SENATOR BRUCE):
10. Senator Dougherty.
11. SENATOR DOUGHERTY:
12. Mr. ...
13. PRESIDING OFFICER (SENATOR BRUCE):
14. One minute, Senator Dougherty.
15. SECRETARY:
16. Senate Bill 313.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. PRESIDING OFFICER (SENATOR BRUCE):
20. Senator Dougherty.
21. SENATOR DOUGHERTY:
22. Mr. President and members of the Senate, Senate Bill 313
23. merely provides a language change in the present language which
24. now sets forth the operations would be under the State Housing
25. Board. There...the State Housing Board has now declared the
26. Illinois Housing Development Authority and these former duties of
27. former housing boards are now being transferred to the Department
28. of Local Government. It's merely a language change and it cleans
29. up the...the...the digest to some extent.
30. PRESIDING OFFICER (SENATOR BRUCE):
31. Is there further discussion? The question is shall Senate
32. Bill 313 pass. Those in favor vote Aye. Those opposed vote Nay.
33. The voting is open. Have all voted who wish? Take the record. On

1. that question, the Ayes are 51, the Nays are none. Senate Bill 313
2. having received a constitutional majority is declared passed.
3. Senator Johns, Senate Bill 324. Senator Johns.

4. SENATOR JOHNS:

5. Mr. President, have a little housekeeping here to do on a
6. couple of bills. The Secretary of the Senate has conferred with
7. me. And I would like to bring Senate Bill...324 back to 2nd reading
8. for the purpose of Tabling an amendment.

9. PRESIDING OFFICER (SENATOR BRUCE):

10. Senator Johns asks leave of the Senate to bring Senate Bill 324
11. back to the order of 2nd...reading for the purpose of Tabling an
12. amendment. Is there leave? Leave is granted.

13. SENATOR JOHNS:

14. Now, Mr. President, I move to reconsider the vote on which
15. Amendment No. 1 to Senate Bill 324 was passed.

16. PRESIDING OFFICER (SENATOR BRUCE):

17. Can you explain the amendment briefly, Senator Johns?

18. SENATOR JOHNS:

19. Well, I doubt it because I don't have a copy of it with me.

20. PRESIDING OFFICER (SENATOR BRUCE):

21. I'm told by the Clerk that...by the Secretary of Senate that
22. the wrong amendment was adopted to this bill. Senator Johns has
23. moved to reconsider the vote by which Amendment No. 1 was adopted
24. to Senate Bill 324. All those in favor say Aye. Opposed. The
25. motion is reconsidered. Now, Senator Johns moves to Table Amendment
26. No. 1 to Senate Bill 324. All in favor say Aye. Aye. Amendment
27. No. 1 is Tabled. Now, Senator Johns.

28. SENATOR JOHNS:

29. Mr. President, I have a like situation on Senate Bill...
30. (Machine cut-off)...

31. PRESIDING OFFICER (SENATOR BRUCE):

32. Is there further amendments to 324? 3rd reading. Senate Bill
33. 326, Senator Johns.

1. SENATOR JOHNS:
2. Thank you again, Mr. President. I would like to bring to
3. ...leave to bring back...Senate Bill 326 from 3rd reading to 2nd
4. reading for the purpose of adopting a committee amendment.
5. PRESIDING OFFICER (SENATOR BRUCE):
6. Senator Johns moves that...asks leave of the Body to have
7. Senate Bill 326 brought back to the order of 2nd reading. Is
8. there leave? Leave is granted. Senator Johns.
9. SENATOR JOHNS:
10. Now, I move for the adoption of the committee amendment, Mr.
11. President.
12. PRESIDING OFFICER (SENATOR BRUCE):
13. Senator Johns adopts...moves the adoption of Committee
14. Amendment No. 1 to Senate Bill 326. All those in favor say Aye.
15. Opposed. Amendment is adopted. Further amendments? 3rd reading.
16. SENATOR JOHNS:
17. Thank you, Mr. President.
18. PRESIDING OFFICER (SENATOR BRUCE):
19. Senate Bill 324, Senator Johns.
20. SENATOR JOHNS:
21. Senate Bill 324 is a move to appropriate...oh, I'm sorry.
22. Forgive me, Mr. Secretary.
23. SECRETARY:
24. Senate Bill 324.
25. (Secretary reads title of bill)
26. 3rd reading of the bill.
27. PRESIDING OFFICER (SENATOR BRUCE):
28. Senator Johns.
29. SENATOR JOHNS:
30. To my colleagues, this bill has been discussed. Time is short.
31. You voted for its approval. I would recommend that you do it again.
32. Appreciate a favorable roll call.
33. PRESIDING OFFICER (SENATOR BRUCE):

1. Is there further debate? The question is shall Senate Bill 324
2. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
3. is open. Have all voted who wish? Take the record. On that
4. question, the Ayes are 41, the Nays are none, 1 Voting Present.
5. Senate Bill 324 having received a constitutional majority is declared
6. passed. Senator Savickas.

7. SENATOR SAVICKAS:

8. I want to verify the roll call. I understand there's no proxy
9. voting allowed here.

10. PRESIDING OFFICER (SENATOR BRUCE):

11. Senator...

12. SENATOR SAVICKAS:

13. I'd like to question Senator Hickey's attendance.

14. PRESIDING OFFICER (SENATOR BRUCE):

15. Senator Savickas has asked for verification of the roll call
16. on Senate Bill 324. Roll call will be verified. Affirmatives or
17. the negatives, Senator Savickas?

18. SENATOR SAVICKAS:

19. The affirmative vote.

20. PRESIDING OFFICER (SENATOR BRUCE):

21. The Clerk will call the affirmative votes.

22. SECRETARY:

23. Those...those voting in the affirmative were:

24. Berning, Bloom, Bruce, Buzbee, Carroll, Chew, Clarke, Course,
25. Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Glass, Kenneth
26. Hall, Harris, Hickey, Hynes, Johns, Joyce...

27. PRESIDING OFFICER (SENATOR BRUCE):

28. Senator Savickas. Is Senator Hickey on the Floor? Take her
29. off the roll call.

30. SECRETARY:

31. Kosinski, Lane...

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Senator Savickas, did you wish to question any others?

1. SENATOR SAVICKAS:
2. No further objection.
3. PRESIDING OFFICER (SENATOR BRUCE):
4. There are other members who wish to verify the roll call.
5. Continue, Mr. Secretary.
6. SECRETARY:
7. McCarthy, Merritt, Mitchler, Mohr, Morris, Netsch, Newhouse,
8. Nimrod, Palmer, Rock, Romano, Saperstein, Savickas, Lemke, Vadalabene,
9. Welsh and Mr. President.
10. PRESIDING OFFICER (SENATOR BRUCE):
11. Is Senator Saperstein on the Floor? Take her off the roll call.
12. Any other questions? On that question, the Ayes are 39, the Nays
13. are none, 1 Voting Present. Senate Bill 324 having received the
14. constitutional majority is declared passed.
15. PRESIDENT:
16. Senate Bill 326, Senator Johns.
17. SECRETARY:
18. ...6...Senate Bill 326.
19. (Secretary reads title of bill)
20. 3rd reading of the bill.
21. SENATOR JOHNS:
22. Mr. President, I feel that this bill would put Illinois into
23. a very good position with its sister states in...in entering into a
24. interstate mining compact. This will allow us to develop and pool
25. the experience in dealing with mining problems. You voted for its
26. approval before, I recommend a favorable roll call, and I'll thank
27. you very much.
28. PRESIDENT:
29. Any further debate? The question is shall Senate Bill 326 pass.
30. All in favor will vote Aye. Opposed will vote Nay. The voting is
31. open. Have all voted who wish? Take the record. On this question,
32. the Ayes are 47, the Nays are none. Senate Bill 326 having received
33. a constitutional majority is declared passed. Senate Bill 328,

1. Senator Dougherty.

2. SECRETARY:

3. Senate Bill 328.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDENT:

7. Senator Dougherty.

8. SENATOR DOUGHERTY:

9. Mr. President and members of the Senate, Senate Bill 328 merely
10. provides that the duties that have been formerly assigned to the
11. Department of Revenue will now be assigned to the Department of
12. Local Government. It's just a language change is all it is.

13. PRESIDENT:

14. Any further debate? The question is shall Senate Bill 328 pass.
15. All in favor will vote Aye. Opposed will vote Nay. The voting is
16. open. Have all voted who wish? Take the record. On this question,
17. the Ayes are 46, the Nays are 3. Senate Bill 328 having received
18. a constitutional majority is declared passed. ... (Machine cut-off)
19. ...purpose does Senator Johns arise?

20. SENATOR JOHNS:

21. Mr. President, just like for the record, record me as Aye on
22. that vote please. Missed the button.

23. PRESIDENT:

24. Let the record so show. Senator Welsh.

25. SENATOR WELSH:

26. Mr. President, I rise to announce a Democratic caucus in the
27. President's office immediately after adjournment.

28. PRESIDENT:

29. Thank you. Let the Chair take this opportunity to announce that
30. there will be a Floor Session tonight commencing at 7:30. I have
31. the understanding with Senator Harris that there will be no contro-
32. versial bills called tonight. We are trying to move the Calendar
33. and get things moved. Senator Course.

1. SENATOR COURSE:
2. Yes, Mr. President, I'd like unanimous consent to recommit
3. Senate Bill 293 which was defeated in Revenue Committee yesterday
4. to recommit it to the Revenue Committee please.
5. PRESIDENT:
6. Is there leave? Leave is granted. Senator Buzbee.
7. SENATOR BUZBEE:
8. Mr. President, I think Senator Course was not finished. I
9. will yield to him.
10. PRESIDENT:
11. No, he...he was finished. Were you not, sir?
12. SENATOR COURSE:
13. No, I have...I'd like to Table a bill, Mr. President.
14. PRESIDENT:
15. Oh, you have another motion?
16. SENATOR COURSE:
17. Yes, I'd...
18. PRESIDENT:
19. Fine. Senator Course.
20. SENATOR COURSE:
21. I'd like to discharge the Transportation Committee from consi-
22. deration of Senate Bill 411 for the purpose of Tabling the bill.
23. PRESIDENT:
24. Senator Course moves to...
25. SENATOR COURSE:
26. Discharge the...
27. PRESIDENT:
28. ...discharge the Committee on Transportation of Senate Bill
29. 411.
30. SENATOR COURSE:
31. And then, I'd like...
32. PRESIDENT;
33. Is there leave? Leave is granted. Senator Course now moves

1. to Table Senate Bill 411. Is there leave? Leave is granted.

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President, I'd just like to question the procedure by
5. which we just took this 293. Now, that was on the Do Not Pass
6. motion. Was the procedure that was followed here in proper form?
7. I think you need to take it from the Table.

8. PRESIDENT:

9. I think, technically, the motion should be...

10. SENATOR NIMROD:

11. To take it from the Table.

12. PRESIDENT:

13. ...to take it from the Table. Senator Course, would that be
14. your pleasure to move to take Senate Bill 293 from the Table?

15. SENATOR COURSE:

16. That's correct. I'd like it...

17. PRESIDENT:

18. And re-referred...

19. SENATOR COURSE:

20. ...take 293 from the Table and refer...re-refer it to the
21. Revenue Committee.

22. PRESIDENT:

23. Recommit it to the Revenue Committee. Is there leave? Leave
24. is granted. Senator Buzbee.

25. SENATOR BUZBEE:

26. Yes, Mr. President, a point of personal privilege. Given the
27. announcement of the Session this evening, I am one who is very
28. conscious of attending Sessions and registering my vote each time.
29. Unfortunately, I have a hearing scheduled in my district this even-
30. ing that's been scheduled for about three or four weeks with some
31. four hundred people expected in attendance, a hearing that I called
32. and I feel that I cannot miss that hearing. So, therefore, my name
33. will not be appearing as one of those voting tonight because I will

1. not be in attendance at Session, not knowing that that Session
2. was going to be scheduled until yesterday.

3. PRESIDENT:

4. The record will so show. Senator Johns.

5. SENATOR JOHNS:

6. Mr. President, I'd like to introduce a young lady - Jane Atkins
7. is back in the back. She's taking the reservations for the trip to
8. southern Illinois this weekend. Jane would you come up just to...
9. one of my constituents. They grow them great in southern Illinois.

10. PRESIDENT:

11. Right on.

12. SENATOR JOHNS:

13. ... (Machine cut-off) ... reservation for this weekend.

14. PRESIDENT:

15. Senator Mohr. Senator Howard Mohr.

16. SENATOR MOHR:

17. Yes, I know that there were a lot of people that had plans,
18. Mr. President, for this evening but they could probably be persuaded
19. to change it. I just wonder how big the train is.

20. PRESIDENT:

21. Senator Demuzio.

22. SENATOR DEMUZIO:

23. If...if it's in order, I'd like leave of the Body to get off
24. two...two Senate Bills.

25. PRESIDENT:

26. To do what, sir?

27. SENATOR DEMUZIO:

28. To get off of two Senate Bills, leave of the Body, Senate
29. Bill 546 and 942.

30. PRESIDENT:

31. To withdraw as a cosponsor?

32. SENATOR DEMUZIO:

33. Yes, sir.

1. PRESIDENT:

2. 942 and what other?

3. SENATOR DEMUZIO:

4. And 546.

5. PRESIDENT:

6. Senator Demuzio moves...asks...seeks leave to withdraw his
7. name as a cosponsor of 942 and 546, both Senate Bills. Is there
8. leave? Leave is granted. Senator Sommer.

9. SENATOR SOMMER:

10. Mr. President, I move to discharge the Committee on Revenue
11. of Senate Bill 93 for the purpose of Tabling.

12. PRESIDENT:

13. Senator Sommer seeks leave to discharge Committee on Revenue
14. of Senate Bill 93. Is there leave? Leave is granted. Senator
15. Sommer now moves to Table Senate Bill 93. All in favor say Aye.
16. Motion carries. Senator Harris.

17. SENATOR HARRIS:

18. Mr. President, I move for the suspension of Temporary Rule 2
19. which authorizes permission to be on the Floor to accommodate
20. Senator Johns' constituent.

21. PRESIDENT:

22. The Chair moves...the Chair rules that you're in order. The
23. motion carries. Senator Berning.

24. SENATOR BERNING:

25. Mr. President, I beg leave of the Body to have my name stricken
26. as one of the cosponsors for Senate Bill 490.

27. PRESIDENT:

28. Senate...Senator Berning seeks leave to be removed as a cosponsor
29. of Senate Bill 490. Is there leave? Leave is granted. Senator
30. Nimrod.

31. SENATOR NIMROD:

32. Mr. President, I might ask if it's in order for me to move the
33. ...yes, I wonder if it's in order for me to move that Bill 307 to

1. 2nd reading for the purpose of an amendment. I had brought that
2. back, the vote was to reconsider by the vote by which it was taken
3. and we never did get back to that business, and I wonder if it might
4. be in order for me to do that.

5. PRESIDENT:

6. Well, can we hold it cause we're trying to get out. We're
7. ..we're trying to get to the 2:30 committee hearings and we're
8. trying to...take announcements right now. ...(Machine cut-off)....
9. business to come before the Senate? Senator Regner.

10. SENATOR REGNER:

11. Yes, Mr. President, I'd like to ask leave of the Senate to
12. be removed as a cosponsor of Senate Bill 696.

13. PRESIDENT:

14. Senator Regner seeks leave to be removed as a cosponsor of
15. Senate Bill 696. Is there leave? Leave is granted. Resolution.

16. SECRETARY:

17. Senate...Senate Joint Resolution 32 by Senator Rock.

18. (Secretary reads Senate Joint Resolution 32)

19. PRESIDENT:

20. Senator Rock.

21. SENATOR ROCK:

22. Thank you, Mr. President. This is the adjournment resolution.
23. It calls for us to return on Monday, April 21st at noon when we
24. leave this evening, and I would move its adoption.

25. PRESIDENT:

26. Senator Rock moves the adoption of the adjournment resolution.
27. All in favor will say Aye. Opposed Nay. The Ayes have it. The
28. resolution is adopted. Any further business to come before the
29. Senate? The Senate will stand in recess until 7:30 this evening.

30. RECESS

31. AFTER RECESS

32. PRESIDENT:

33. The hour of 7:30 having arrived, the Senate will come to order.

1. Committee reports.

2. SECRETARY:

3. Senator Donnewald, Chairman of Assignment of Bills, assigns...
4. assigns the following to committee:

5. Agriculture, Conservation and Energy - House Bill 542;
6. Education - House Bill 496; Elections and Reapportionment - House
7. Bill 333; Executive - House Bill 597; Executive Appointments and
8. Administration - House Bill 445; Insurance and Licensed Activities -
9. House Bills 4...556 and 593; Judiciary - House Bills 68, 220, 582,
10. 626; Local Government - House Bill 158; Public Health, Welfare and
11. Corrections - House Bill 67; Revenue - House Bills numbered 305,
12. 699 and 990; Transportation - House Bill 531.

13. Senator Romano, Chairman of Insurance and Licensed Activities
14. Committee, reports out Senate Bill 319, 377 with the recommendation
15. Do Pass. Senate Bills rather, 319 and 377. Senate Bills 37, 121
16. and 370 with the recommendation Do Pass as Amended.

17. Senator Kosinski, Chairman of Elections and Reapportionment,
18. reports Senate Bill 30...733 with the recommendation Do Pass.

19. Senator Newhouse, Chairman of Pensions, Personnel and Veterans
20. Affairs, reports Senate Bills 295, 296, 386, 442, 457, 501 and 612
21. with the recommendation Do Pass. Senate Bills 302, 445 and 490
22. with the...recommendation Do Pass as Amended.

23. Senator Chew, Chairman of Transportation Committee, reports
24. out Senate Bills 339, 340, 375 and 401 with the recommendation Do
25. Pass. Senate Bill 190, 291 and 374 with the recommendation Do Not
26. Pass.

27. PRESIDENT:

28. Messages from the House.

29. SECRETARY:

30. A Message from the House by Mr. O'Brien, Clerk.

31. Mr. President - I am directed to inform the House that
32. the Senate of...House of Representatives has passed bills of the
33. following titles, in the passage of which I am instructed to House...

1. instructed to ask the concurrence of the Senate, to-wit:

2. House Bills 79, 128 and 591.

3. A Message from the House by Mr. O'Brien, Clerk.

4. Mr. President - I am directed to inform the Senate that
5. the House of Representatives has concurred with the Senate in the
6. passage of a bill with the following title, to-wit:

7. Senate Bill 294 together with the following amendment, in the
8. ...adoption of which I am instructed to ask the concurrence of the
9. Senate, to-wit.

10. PRESIDENT:

11. Secretary's Desk. Senate Bills on 2nd reading. Senate Bill 5,
12. Senator Mitchler. Senate Bill 9, Senator Donnewald. Senate Bill 97,
13. Senator Régner. Senate Bill 104, Senator Palmer. 2nd reading.
14. Desire to move it? Senate Bill 139, Senator Knuppel. Pardon me, you
15. want to move 104, sir? Read the bill.

16. SECRETARY:

17. Senate Bill 104.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. No committee amendments.

20. PRESIDENT:

21. Any amendments from the Floor? 3rd reading. Senate Bill 247,
22. Senator Sommer. Senate Bill 318, Senator Bruce. Senator Berning
23. on the Floor? What is your pleasure, Senator Bruce? The Chair
24. recognizes Senator Nimrod.

25. SENATOR NIMROD:

26. Mr. President, I would ask leave to move House Bill 307 to
27. 2nd reading for purpose of amendment.

28. PRESIDENT:

29. And is on the order of 3rd reading?

30. SENATOR NIMROD:

31. It's on the order of 3rd reading now.

32. PRESIDENT:

33. Is there leave to change the order of business to move House

1. Bill 307 to the order of 2nd reading for the purpose of amendment?

2. Is there leave? Leave is granted. Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President and fellow Senators, this was a...an amendment I
5. had agreed to put on at the committee time...in committee for
6. Senator Latherow, and we have brought the bill back and haven't
7. added it. It has to do with the salaries of the Highway Commis-
8. sioner. And it makes two changes - it sets the minimum...it raises
9. the minimum from seventy-five hundred to ten thousand, and it
10. changes the per diem from thirty-five to forty-five. I would move
11. for the adoption of this amendment.

12. PRESIDENT:

13. Any further discussion? Senator Joyce.

14. SENATOR JOYCE:

15. The minimum is going to be how much?

16. SENATOR NIMROD:

17. Senator Joyce, the minimum is raised from seventy-five hundred
18. to ten thousand.

19. SENATOR JOYCE:

20. The...the minimum then would be, Senator, the...minimum would
21. be ten thousand dollars?

22. SENATOR NIMROD:

23. Ten thousand.

24. SENATOR JOYCE:

25. There...there's...

26. PRESIDENT:

27. Senator Nimrod. I think he wants to know if that's optional
28. or mandatory. Senator Nimrod.

29. SENATOR NIMROD:

30. This is for a full-time highway commissioner. Any...commis-
31. sioner does not change those that are part-time or it makes those
32. per diem thing, but it's only if you're a full-time highway commis-
33. sioner and put all your time at that job then the minimum is ten

1. thousand dollars.

2. PRESIDENT:

3. Senator Joyce.

4. SENATOR JOYCE:

5. Senator, I...I...just how...how do we define a full-time
6. highway commissioner then?

7. PRESIDENT:

8. Senator Nimrod.

9. SENATOR NIMROD:

10. Senator Joyce, it's already been the law and it says the
11. highway commissioner who is paid an annual salary of more than
12. presently seven thousand dollars full-time to the performance of
13. his duties, the board shall fix the compensation. So, that means
14. that's...that's the present law now, and that means that anyone
15. who has any other income or job or position, he does not work his
16. full eight hours a day, then of course, he's not. But this has been
17. existing law and I'm not changing that, but it does demand the
18. full-time, and it does not allow you to have any other employment.
19. And that's the way it's been termed to me.

20. PRESIDENT:

21. Any further discussion? Senator Nimrod moves Amendment No. 1
22. to House Bill 307. All in favor will say Aye. Opposed Nay. The
23. Ayes have it. The amendment is adopted. Any further amendments?
24. 3rd reading. An announcement - an oldsmobile 98 with the Illinois
25. license plate 5597 is blocking someone's exit. Okay. Problem
26. solved. Senator Graham.

27. SENATOR GRAHAM:

28. Mr. President, I feel real sorry for those people that are
29. blocked. I think they ought to stay blocked till next week because
30. they're in a parking place that was reserved for somebody else. As
31. far as I'm concerned, they ought to stay there till Sunday. They
32. don't belong there. It's marked clearly for them. I know the space
33. and I don't care if he stays there till next week.

1. PRESIDENT:

2. Senator Graham, I understand. You know what my father used
3. to tell me that locks were for honest people and not for other
4. people. I understand what you're saying. Same theory, same theory.
5. Senator Davidson. Resolutions. Senator Davidson.

6. SECRETARY:

7. Senate Resolution 54. It's congratulatory by Senator Davidson.

8. PRESIDENT:

9. Senator Davidson.

10. SENATOR DAVIDSON:

11. Mr. President and members of the Senate, this is a congratulatory
12. resolution for SIU Medical School which obtained yesterday
13. something which has never been obtained before in the history of
14. the United States and medical education or any other education that
15. it received full accreditation three years ahead of the proposed
16. schedule. I am the lead sponsor. Senator Buzbee is cosponsor since
17. SIU Carbondale is involved, I ask all of you to join in forming...in
18. the joint sponsor of this resolution because this is an outstanding
19. accomplishment for an institution in Illinois and ask to suspend the
20. rules for immediate consideration.

21. PRESIDENT:

22. Senator Davidson moves for the immediate suspension of the rules
23. for the immediate consideration of this resolution. All in favor
24. will say Aye.

25. SENATOR DAVIDSON:

26. Aye.

27. PRESIDENT:

28. Opposed. The Ayes have it. Senator Davidson now moves for
29. the immediate adoption this resolution. All in favor will say Aye.
30. Opposed Nay. The resolution is adopted. It's a great thing for
31. Illinois.

32. SECRETARY:

33. Senate...Senate Resolution 55 introduced by Senator Bloom and

1. all members. And it's congratulatory.

2. PRESIDENT:

3. Senator Bloom.

4. SENATOR BLOOM:

5. Yes, Mr. President, this resolution congratulates Caterpillar

6. Tractor Company for having been in corporate existence for fifty

7. years and providing many jobs to the citizens of all parts of the

8. State, not just Peoria but Joliet and up in the...you know, the

9. metropolitan northeast and I took the liberty of saying all other

10. Republican Senators are...strike that...all other Senators. If

11. there any objections, please voice them.

12. PRESIDENT:

13. You're asking that all members be...

14. SENATOR BLOOM:

15. I'm asking leave, yeah, that all members...

16. PRESIDENT:

17. You're asking all leave...all members be shown as sponsors.

18. Is there leave? Leave is granted. Senator Bloom moves for the

19. suspension of the rules for the immediate consideration of this

20. resolution. All in favor will say Aye. Opposed Nay. The resolution

21. is under consideration. All in favor of the immediate adoption of

22. the resolution will vote Aye. Opposed Nay. The resolution is adopted.

23. SECRETARY:

24. Senate...Senate Joint Resolution No. 33 introduced by Senator

25. Berning.

26. PRESIDENT:

27. Executive. Senator Knuppel.

28. SENATOR KNUPPEL:

29. Is this what we came back for this evening?

30. PRESIDENT:

31. Senator Knuppel, you certainly look well.

32. SENATOR KNUPPEL:

33. I'm deeply, deeply moved. I...I can't understand if this is

1. what we're going to do why we should bother with night Session.

2. PRESIDENT:

3. Senator Knuppel, you are a fine gentleman and we are going to
4. start in a moment on 3rd reading bills. We would have started a
5. little earlier had you been earlier. Now, let's move it. House
6. Bills on 3rd reading. House Bill 307, Senator Nimrod. For what
7. purpose does Senator Hynes arise?

8. SENATOR HYNES:

9. Well, when we were on the order of resolutions, I...Senator
10. Savickas asked if...if I would move the adoption of the resolution
11. that he has on the Secretary's Desk, but we can wait till later if
12. you wish.

13. PRESIDENT:

14. We'll get back to it. House Bill 307. We have to...Senator
15. Hynes, in the absence of Senator Savickas, you can proceed with the
16. resolution. We have to get the bill back, 307, for Senator Nimrod.
17. Resolution.

18. SECRETARY:

19. Senate...Senate Resolution 56 introduced by Senators Savickas,
20. Daley and Lemke. It's congratulatory.

21. PRESIDENT:

22. Senator Hynes.

23. SENATOR HYNES:

24. This resolution honors Reverend Edward Flannery upon his
25. fortieth anniversary in the priesthood and I would move for the
26. suspension of the rules and the immediate consideration and adoption
27. of this resolution.

28. PRESIDENT:

29. Senator Hynes moves for the immediate suspension of the rules
30. for the immediate consideration and adoption of this resolution.
31. All in favor will say Aye. Opposed Nay. Ayes have it. Senator
32. Hynes now moves for the immediate consideration...for...for the
33. adoption...immediate adoption of this resolution. All in favor will

1. say Aye. Opposed Nay. Tell Senator Savickas that I voted for
2. it in his absence. I almost Voted Present, tell him. House Bills on
3. 307, intervening business having obtained, House Bill 307.

4. SECRETARY:

5. House Bill 307.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Nimrod.

10. SENATOR NIMROD:

11. Mr. President and fellow Senators, this is the bill that we
12. passed this afternoon that I did bring back for the amendment, and
13. the amendment was explained. If there's any questions, I'll be
14. happy to answer them, if not, I would ask for a favorable roll call.

15. PRESIDENT:

16. The question is shall House Bill 307 be passed. All in favor
17. will vote Aye. Opposed will vote Nay. The voting is open. And
18. this is the bill that passed today, is that right sir? Fine.

19. SENATOR NIMROD:

20. Thirty-nine votes.

21. PRESIDENT:

22. Have all voted who wish? Take the record. On this question,
23. the Ayes are 34, the Nays are 3, 2 Voting Present. House Bill 307
24. having received a constitutional majority is declared passed.
25. Senate Bills on 3rd reading. Senate Bill 326, Senator Johns. I'm
26. sorry, that bill has been passed. Senate Bill 329, Senator Knuppel.
27. 329. Senat Bill 332, Senator Demuzio. Read the bill. Senator...

28. SECRETARY:

29. Senate Bill 332.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Demuzio.

1. SENATOR DEMUZIO:

2. I think there's a committee amendment that's been added. It's
3. a home rule amendment. Oh, yeah. Okay. What this...what this...

4. PRESIDENT:

5. You're on 3rd reading.

6. SENATOR DEMUZIO:

7. Yeah, what this...what this bill does is it's...it's basically
8. a housekeeping bill. It allows municipal cities, city governments,
9. townships and counties to accept and receive and disperse money under
10. the Federal Comprehensive Employment and Training Act, and it simply
11. adds these...this wording to the...to the statute and ask for a
12. favorable consideration, be able to answer any questions.

13. PRESIDENT:

14. Any further discussion or debate on this bill? The question
15. is shall Senate Bill 332 pass. All in favor will vote Aye. Opposed
16. will vote Nay. The voting is open. Have all voted who wish? Have
17. all voted who wish? This your first bill? He says yes. It's his
18. first bill traditionally. Have all voted who...have all voted who
19. wish? Take the record. On this question, there's an overwhelming
20. 30, 1 Nay, 4 Voting Present. This bill, Senate Bill 332, having
21. passed with a constitutional majority is declared passed. We're
22. going backward to Senate Bill 272 on 3rd reading. Senator Rock, he
23. was presiding that day when he reached this point and he didn't call
24. his own bill. Senate Bill 272, Senator Rock.

25. SECRETARY:

26. Senate Bill 272.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Rock.

31. SENATOR ROCK:

32. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
33. This is an amendment to the Illinois Inheritance Tax Act which was

1. given to me by our State Treasurer, Alan Dixon. It follows the
2. recommendations made by the Auditor General in the last two audits
3. of this State agency, and what it does it...it substitutes the
4. Department of Revenue for the State Treasurer in the administration
5. of this tax. There are, I am told, two employees involved. The
6. Auditor feels that they would be better...the people would be better
7. served were these persons transferred to the Department of Revenue.
8. There is an agreement between the Director of the Department of
9. Revenue, Director Alphin and the State Treasurer. The bill was put
10. in at the State Treasurer's request. There was an amendment added
11. in committee to assure the fact that the status of the personnel
12. transferred whether under the Personnel Code or under any other law
13. is not...their status is not affected at all by this bill. That
14. amendment was added at the request of Senator Nimrod. There's no
15. known opposition to this bill, and I would move a favorable roll call.
16. PRESIDENT:

17. Is there any discussion? The question is shall Senate Bill 2...
18. pardon me. Oh, Senator Howard Mohr. I'm sorry.

19. SENATOR MOHR:

20. I'm sorry, I was distracted for a few...few minutes and don't
21. like to do this, but I would like the sponsor to hold this if he
22. would until Monday. I'm...I'm sorry...

23. PRESIDENT:

24. He...he indicates that he will hold it. Take it out of the
25. record. Senate Bill 351, Senator Dougherty.

26. SECRETARY:

27. Senate Bill 351.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Dougherty.

32. SENATOR DOUGHERTY:

33. Thank you, Mr. President. Mr. President and members of the

1. Senate, this bill is really is a House committee amendment. It
2. provides that the...the taxing of private car line companies. It's
3. been here before. It's been done by the Department of Revenue.
4. These transfers...these...this taxation has now been transferred and
5. the duties thereof into the Department of Local Government. I ask
6. for a favorable roll call. There's no objections. It's merely a
7. bookkeeping transaction.

8. PRESIDENT:

9. Any further discussion on this bill? The question is shall
10. Senate Bill 351 pass. All in favor will vote Aye. Opposed will
11. vote Nay. The voting is open. Have all voted who wished? Take
12. the record. On this question, the Ayes are 33, the Nays are none.
13. Senate Bill 351 having received a constitutional majority is
14. declared passed. Senate Bill 359, Senator Knuppel. Senate Bill 365,
15. Senator Knuppel. Senate Bill 368, Senator Nimrod.

16. SECRETARY:

17. Senate Bill 368.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Nimrod.

22. SENATOR NIMROD:

23. Mr. President and fellow Senators, this is a bill which
24. clarifies a procedure that is already being followed by the township
25. supervisors. The township supervisor pays the general assistant's
26. account and in that account, he does...he pays that without having
27. to have approval by the town board of auditors, but all other bills,
28. of course, are approved. But they do audit these accounts and in
29. order to avoid any mistake in the statute, what we're going...just
30. clarify and said that in...in the case of his general assistants,
31. they do not have to be audited at the...before the...the bills are
32. paid. If there's any questions, I'd be happy to answer them.

33. PRESIDENT:

1. Any further discussion on this bill? The question is shall
2. Senate Bill 368 pass. All in favor will vote Aye. Opposed will
3. vote Nay. The voting is open. Have all voted who wish? Take
4. the record. On this question, the Ayes are 31, the Nays are none.
5. Senate Bill 368 having received a constitutional majority is
6. declared passed. Senate Bill 381, Senator Davidson. Read the
7. bill.

8. SECRETARY:

9. Senate Bill 381.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:

13. Senator Davidson.

14. SENATOR DAVIDSON:

15. Mr. President and members of the Senate, this bill is only to
16. expand the ROTC scholarship part of the code to the ROTC Navy and
17. Air Force candidate if they want to participate. When this bill
18. was...statute was enacted, the only thing available then was the
19. Army ROTC for the Illinois National Guard. This was requested by
20. the University of Illinois ROTC Program. I know of no opposition
21. to it. Appreciate a most favorable roll call.

22. PRESIDENT:

23. Any further debate on the bill? The question is shall Senate
24. Bill 381 pass. All in favor will say...will vote Aye. All opposed
25. will vote Nay. The voting is open. Have all voted who wish? Take
26. the record. Senate Bill 381 is on postponed consideration. Senate
27. Bill 385, Senator Rock.

28. SECRETARY:

29. Senate Bill 385.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. Thank...thank you, Mr. President and Ladies and Gentlemen of
3. the Senate. This is a transfer in the FY '75 appropriation for the
4. Illinois Legislative Investigating Commission. The total transfer
5. is thirteen thousand dollars. There is no new money. We are just
6. transferring between line items. I would ask for a favorable vote.

7. PRESIDENT:

8. Any further discussion? The question is shall Senate Bill 385
9. pass. All in favor will vote Aye. Opposed will vote Nay. The
10. voting is open. Have all voted who wish? Take the record.
11. ... (Machine cut-off) ... this question, the Ayes are 36, the Nays are
12. none. Senate Bill 385 having received a constitutional majority
13. is declared passed. 388, Senator Fawell. 391, Senator Harber Hall.
14. 416, Senator...420, Senator Hynes. Read the bill.

15. SECRETARY:

16. Senate Bill 420.

17. (Secretary reads title of bill)

18. PRESIDENT:

19. Senator Hynes.

20. SENATOR HYNES:

21. Mr. President, this is a transfer of funds within the appro-
22. priation of the Board of Governors. It specifically affects Chicago
23. State University and transfers from personal services to contractual
24. services one hundred twenty-five thousand dollars. The purpose of
25. this being to provide Chicago State with the funds to pay its share
26. of the...the cooperative consortium that was set up by the Board of
27. Governors universities. And I'd...I'd ask your favorable support.
28. I don't know of any objection to the bill.

29. PRESIDENT:

30. Any further discussion? The question is shall Senate Bill 420
31. pass. All in favor will vote Aye. Opposed will vote Nay and the
32. voting is open. Have all voted who wish? Take the record. On this
33. question, the Ayes are 35, the Nays are none. Senate Bill 420 having

1. received a constitutional majority is declared passed. ...
2. (Machine cut-off)...42...26, Senator Johns.
3. SECRETARY:
4. Senate Bill 426.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDENT:
8. Senator Johns.
9. SENATOR JOHNS:
10. Mr. President, this bill amends the public act to the annual
11. appropriation, the Department of Agriculture. It is to transfer
12. a hundred thirty thousand dollars from personal services for part
13. time veterinarians and field investigators to contractual services
14. effective at once.
15. PRESIDENT:
16. Any further discussion? The question is shall Senate Bill 426
17. pass. All in favor will vote Aye. Opposed will vote Nay. The
18. voting is open. ... (Machine cut-off)...voted who wish? Take the
19. record. On this question, the Ayes are 37, the Nays are none.
20. Senate Bill 426 having received a constitutional majority is declared
21. passed. Senate Bill 431, Senator Palmer.
22. SECRETARY:
23. Senate Bill 431.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. PRESIDENT:
27. Senator Palmer.
28. SENATOR PALMER:
29. Mr. President and members of the Senate, Senate Bill 431
30. appropriates eleven million, five hundred and fifty-eight thousand,
31. five hundred from Federal funds to Board of Vocational Education
32. and Rehabilitation for that program. These funds were not available
33. at the time the last budget was passed and prepared. These funds are

1. now available and approved by the Appropriations Committee, and I
2. ask for a favorable roll call. It is effective immediately.

3. PRESIDENT:

4. Senator Berning.

5. SENATOR BERNING:

6. Yes, thank you, Mr. President. I'd just like to try to determine
7. if the sponsor would. Is this going to be restricted solely to the
8. ...the current appropriation the '75 fiscal year or will this carry
9. over? In other words, we need additional funding for vocational
10. education, but I don't believe we're going to be able to spend this
11. in, what, three months. Will we...will we have the opportunity to
12. retain control of these funds after July 1?

13. PRESIDENT:

14. Senator Palmer.

15. SENATOR PALMER:

16. Senator Berning, we will try our best to spend it within the
17. time.

18. PRESIDENT:

19. Any further discussion? Senator Hynes.

20. SENATOR HYNES:

21. I...I...Mr. President, anything I would say would be anticli-
22. mactic. I think we ought to call the roll.

23. PRESIDENT:

24. The question is shall Senate Bill 431 pass. All in favor will
25. vote Aye. Opposed will vote Nay. The voting is open. Did you say
26. this was noncontroversial? Have all voted who wish? Take the
27. record. On this question, the Ayes are 35, the Nays are 2. Senate
28. Bill 431 having received a constitutional majority is declared
29. passed. ... (Machine cut-off)...455, Senator Egan.

30. SECRETARY:

31. ... (Machine cut-off)...455.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Egan.

3. SENATOR EGAN:

4. Thank you, Mr. President and members of the Senate. Senate
5. Bill 455 is an appropriation transfer within the Bureau of the
6. Budget. It received the unanimous approval in the Appropriations
7. Committee. There was no objection, and I would ask simply for a
8. favorable roll call.

9. PRESIDENT:

10. Any further discussion? The question is shall Senate Bill 455
11. pass. All in favor will vote Aye. Opposed will vote Nay. Take the
12. record. Just proves I'm human. Everybody's talking to me. The
13. question is shall Senate Bill 455 pass. All in favor will vote Aye.
14. Opposed will vote Nay. The voting is open. Have all voted who wish?
15. Take the record. Senate Bill 513, Senator Smith.

16. SECRETARY:

17. Senate Bill 513.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Smith.

22. SENATOR SMITH:

23. Mr. President and members of the Senate, it has so happened
24. that in recent years, the FEPC Commission of the State of Illinois
25. has received certain grants from the Federal Equal Employment
26. Opportunity Commission, and it doesn't just so happen. It's a
27. tribute to the efficiency of the Illinois State FEPC Commission.
28. The grants that have been made have been made on a calendar year
29. basis. And like the bill that was just handled by Senator Palmer,
30. it pertains to Federal funds only, and no State funds involved in
31. relationship to this particular bill. The grants for calendar year
32. nineteen hundred and seventy-five is a hundred and seventy-five
33. thousand dollars. The commission after capital study sees fit to

1. ask for seventy-seven thousand dollars of the monies granted by
2. the Federal commission for fiscal year 1975. And...rather doing
3. the last calendar year, 1974, a supplementary appropriation of ten
4. thousand dollars was made to the commission. The ten thousand
5. together with the seventy-seven thousand requested makes the amount
6. that you see on the face of the bill eighty-seven thousand dollars.
7. I accept as Senator Mohr...

8. PRESIDENT:

9. Any further discussion on the bill? The question is shall
10. Senate Bill 513 pass. All in favor will vote Aye. Opposed will
11. vote Nay. The voting is open. Have all voted who wish? Take the
12. record. On this question, the Ayes are 32, the Nays are 2. Senate
13. Bill 513 having received the constitutional majority is declared
14. passed. Senate Bill 631, Senator Donnewald.

15. SECRETARY:

16. Senate Bill 631.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Donnewald.

21. SENATOR DONNEWALD:

22. This was advanced without reference to...my consent of both
23. sides of the aisle. It's an easement bill. It does exactly what
24. it says in the Calendar and I would solicit your support.

25. PRESIDENT:

26. Any further discussion? The question is shall Senate Bill 631
27. pass. All...Senator Berning.

28. SENATOR BERNING:

29. Still here, Mr. President, suffering along with you. Just one
30. question in establishing a...an access right. Are we contravening
31. at all the intent of expressway status which obviously may be
32. involved here and involves the State Highway Department? How do they
33. respond to a state aid route access right?

1. PRESIDENT:
2. Senator Donnewald.
3. SENATOR DONNEWALD:
4. We're not disturbing that, Senator.
5. PRESIDENT:
6. Any further discussion? The question is shall Senate Bill 631
7. pass. All in favor will say Aye...will vote Aye. Opposed will vote
8. Nay. The voting is open. ... (Machine cut-off)...voted who wished?
9. Take the record. On this question, the Ayes are 37, the Nays are
10. none. Senate Bill 631 having received a constitutional majority
11. is declared passed. Any other bills with questions on 3rd reading?
12. Senator Hickey, Senate Bill 322, Senator Hickey. Read the bill.
13. SECRETARY:
14. Senate Bill 330...322.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. PRESIDENT:
18. Senator Hickey.
19. SENATOR HICKEY:
20. Mr. President, this bill is in the interest of preserving
21. some of the few undisturbed prairie vegetation spots in the State
22. which are located in abandoned cemeteries where no one has been
23. buried for seventy-five years. This gives permission to county
24. boards to designate these cemeteries as nature preserves afterward
25. a hearing will be held to find any objections. But, there's no
26. real objection to this bill that I know of. There is...would be
27. very little cost. The two that have already been so dedicated have
28. been taken care of by local people interested in the...in the saving
29. of this original prairie vegetation. I'd be glad to answer any
30. questions. I doubt if there's any opposition, and I call for a
31. favorable roll call.
32. PRESIDENT:
33. Senator Knuppel.

1. SENATOR KNUPPTEL:

2. Yes, I...I happen to object. I intend to be buried in one of
3. those abandoned cemeteries some day and I just don't like the idea
4. of wild animals being running around digging down into those graves
5. and knocking over the tombstones. Those people wanted to be buried
6. there. They were buried in a very simple way, and I...I...I can't
7. see why we can't maintain those cemeteries rather than to turn them
8. back and let them grow up in weeds and brush and everything.

9. PRESIDENT:

10. Senator Hickey.

11. SENATOR HICKEY:

12. Those cemeteries have not been maintained for seventy-five
13. years, the prairie grass is growing there as it was when the people
14. ...when the last people were buried seventy-five years ago. This
15. would do really just the opposite. If Senator Knuppel wants to get
16. into one of those cemeteries, I think he'd find that probably some
17. of the local people might put a fence around it which isn't there
18. now would keep the animals out and preserve his grave along with the
19. original prairie vegetation.

20. PRESIDENT:

21. Senator Knuppel.

22. SENATOR KNUPPTEL:

23. No way. I've got all kinds of them around where I live - small
24. family cemeteries where people were buried years ago and these
25. cemeteries should be taken care of, the fact that they haven't been,
26. many of them are better taken care of today than they were when I
27. was a boy, and I think ultimately all of them will. One of the
28. nicest old cemeteries that's not cared for is the cemetery where
29. Edgar Lee Masters got most of the tombstones that he wrote the
30. Spoonriver Anthology from in the city of Petersburg, but I'm not
31. about ready yet because from a research standpoint and otherwise,
32. I...I'm not about to just turn that back over and let it grow up
33. prairie grass. I keep hoping that the county and other...through

1. one means or another, we'll be able to take these back over and
2. in some degree help restore them, and who's going to be making
3. these decisions, the county board, well, who are they? I mean,
4. I personally think that you'll see a lot of people like myself who
5. will want to go back, be buried in some of these ancient cemeteries
6. rather than to be buried in the new ones. I...I would much prefer
7. to go back and be buried with forebearers that settled here a hundred
8. and twenty-five, a hundred and fifty years ago rather than to have
9. it turned over to prairie grass.

10. PRESIDENT:

11. Senator Latherow.

12. SENATOR LATHEROW:

13. Well, I just wonder, Mr. ...Mr. President, if we hadn't ought
14. to assume that this is controversial. If it is classified, otherwise
15. I want to talk against it. I think we ought to skip it.

16. PRESIDENT:

17. Senator Hickey.

18. SENATOR HICKEY:

19. I didn't hear what...

20. PRESIDENT:

21. The question was do you consider this bill controversial. I
22. would only indicate to you that four other people have indicated
23. they want to speak on the bill. If you desire to keep it in the
24. record, we can. It would be my judgement that we might take it
25. out of the record because it perhaps has excited some controversy.

26. SENATOR HICKEY:

27. That...if...if that's your advice, I'd be glad to do that. I
28. do, however, want to point out the difference between the cemeteries
29. that I am talking about and those which have been mowed. If any
30. of the Senators are talking about cemeteries which have ever been
31. cared for, they do not fall into this category at all. It's only
32. the ones which have never been...

33. PRESIDENT:

1. My judgement...my judgement is that this argument may be
2. reserved for the time when it's called next because there are...
3. there is some opposition. I see this and we said we're going to...
4. SENATOR HICKEY:
5. All right. Take it from the record.
6. PRESIDENT:
7. Thank you. Take it out of the record. What purpose does
8. Senator...Vadalabene arise?
9. SENATOR VADALABENE:
10. Well, I wanted to say something, Mr. President.
11. PRESIDENT:
12. On that bill? The bill is out of the record.
13. SENATOR VADALABENE:
14. Well...
15. PRESIDENT:
16. The bill is taken out of the record.
17. SENATOR VADALABENE:
18. Yeah, but I had my hand, I was just...I wasn't...it wasn't a
19. controversial statement, but I headed the cemetery...
20. PRESIDENT:
21. The bill is taken out of the record. If you would please
22. reserve those beautiful remarks for the next time the bill is
23. called, you will have...ample opportunity to have everyone listen-
24. ing. The bill is not in the record. Senator Vadalabene.
25. SENATOR VADALABENE:
26. I...I rise then on a point of personal privilege.
27. PRESIDENT:
28. State your point.
29. SENATOR VADALABENE:
30. It was possible that the information that I was going to give
31. Senator Hickey, she would not...
32. PRESIDENT:
33. The point is not well taken. Is there any other further

1. business to come before the Senate? Will the members be in their
2. seats. There is a death resolution to be called. Will the members,
3. including Senator Nimrod, be in their seats. Death resolution and
4. it is also an adjournment resolution.

5. SECRETARY:

6. Senate Resolution 57 introduced by Senator Don Moore and
7. Graham.

8. PRESIDENT:

9. Senator Don Moore.

10. SENATOR MOORE:

11. Thank you, Mr. President and members of the Senate. This
12. is a death resolution for a man who I'm sure many of the members
13. of this side of the aisle and that side of the aisle, both in the
14. House and Senate, knew - a very close personal friend of mine,
15. Mr. Charlie Barr, who resided in my district. I think that many
16. of us are aware of his interest in attempting to reform our
17. election laws that we had in the State of Illinois. He was a
18. member of the Illinois Election Laws Commission for many, many
19. years serving as a public member and was a very close personal
20. friend of mine. I first would like to ask unanimous consent,
21. Mr. President, to have all members of the Senate shown as cospon-
22. sors...

23. PRESIDENT:

24. Is there leave? Leave is granted.

25. SENATOR MOORE:

26. I now would ask for unanimous consent for the suspension
27. of the rules so...for the immediate consideration and adoption
28. of this resolution after Senator Graham.

29. PRESIDENT:

30. Senator Graham.

31. SENATOR GRAHAM:

32. Mr. President and members, is Senator Dougherty here - he is.
33. Senator Dougherty, I'm sure, will join with me when I say to

1. you that in the years that we have worked in an attempt to get
2. a sensible revision of the Election Laws. When we have worked
3. tirelessly in an attempt to consolidate the Election Laws, Charlie
4. Barr was a man that stood with Senator Dan Dougherty and John
5. Graham and others. It is devotion to a principle of clean elections
6. and a consolidation of Election Laws to the extent that the elections
7. would be wholesome and clean and pure in numbers. We're going
8. to miss Charlie Barr. Our Election Laws are going to miss him, too.
9. We passed a resolution, all of us, and I want to join with Senator
10. Don Moore in the adoption of this resolution, and say to you that
11. those who have a dedication for revision of the Election Code in
12. Illinois will miss Charlie Barr. Thank you, very much.

13. PRESIDENT:

14. Senator Dougherty.

15. SENATOR DOUGHERTY:

16. President and members of the Senate, I join with Senator
17. Graham and Senator Moore and ask for the adoption of this
18. resolution. Charlie Barr and I started out a number of years
19. ago in adversary positions and we soon became long friends, good
20. friends, and he did serve...serve and served well on behalf of
21. the people of the State of Illinois in trying to clean-up what
22. they call the so-called election problems, and it establishes the
23. State Electoral Board and in trying to devise an Election Code for
24. the people of the State of Illinois. I would like to ask even all
25. members to join in this resolution.

26. PRESIDENT:

27. Senator Merritt.

28. SENATOR MERRITT:

29. Mr. President, I know, and members of the Senate, the hour
30. is late but I would feel amiss if I did not put in what few words
31. I may for certainly one of the great, dedicated public servants in
32. Illinois. Mr. President, you too served along with me and from your
33. side of the aisle, Senator Dougherty, Senator Johns, from our

1. side, Senator Weaver, Senator Don Moore on the Commission for
2. Economic Development, and we're certainly, I think some of the
3. development of our foreign offices in that department can be
4. attributed to the dedicated, hard working energies of that great
5. sturdy stock that came out of Kansas, known as...as Charlie Barr.
6. When the going was roughest on our commission, and I said we
7. don't have the money to do this Charlie, I refuse to go in for
8. a deficiency appropriation. He said - I do too. Let's just...
9. let's just go out and raise the money in the private sector. If
10. it's good for Illinois, it's good for our business and industry
11. in Illinois. That was the type of man Charlie Barr was, and I'm
12. happy to join with others in this resolution.

13. PRESIDENT:

14. Except for the fact that I stand here, I would say a great
15. deal more about Charlie Barr. I would prefer to say what I have
16. to say from my normal seat. Suffice it to say that I join all
17. of you who have paid accolades and encomiums to him. He was a
18. fine man, a Republican, a dedicated Republican, but a fine dedicated
19. Illinoisan. The motion is for the immediate suspension of the rules
20. for the immediate consideration of this resolution. All in favor
21. will say Aye. Opposed Nay. The resolution is now under considera-
22. tion. All in favor of the immediate adoption of this resolution
23. will vote Aye by arising. The resolution is adopted. Senator
24. Donnewald moves the Senate stands adjourned until Monday, April 21st,
25. 1975 at 12:00 noon.

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