

79TH GENERAL ASSEMBLY

REGULAR SESSION

MAY 13, 1975

1. PRESIDENT:

2. The hour of ten having arrived, the Senate will come to
3. order. Will our guests in the Gallery please stand while we
4. have the prayer by Father George Nellis...Nelis, I'm sorry,
5. St. Patrick's Church, Springfield, Illinois.

6. FATHER NELIS:

7. (Prayer given by Father Nelis)

8. PRESIDENT:

9. Reading of the Journal.

10. SECRETARY:

11. Wednesday, April 23rd, 1975 and Thursday, April 24th, 1975.

12. PRESIDENT:

13. Senator Johns.

14. SENATOR JOHNS:

15. Mr. President, I move that further reading of the Journal
16. of Wednesday, April 23rd, Thursday, April 24th, 1975 be dispensed
17. with and unless some Senator has corrections to offer, the Journal
18. will stand approved.

19. PRESIDENT:

20. Heard the motion. All in favor will say Aye. Opposed Nay.
21. The Ayes have it. The motion carries. Senator Johns.

22. SENATOR JOHNS:

23. Mr. President, I move that reading and approval of the Journals
24. of Friday, April 25th, Monday, April 28th, Tuesday, April 29, Wednes-
25. day, April 30th, Thursday, May the 1st, Friday, May the 2nd, Tuesday,
26. May the 6th, Wednesday, May the 7th, Thursday, May the 8th and Monday,
27. May the 12th, 1975 be postponed pending arrival of the printed
28. Journals.

29. PRESIDENT:

30. You heard the motion. All in favor will say Aye. Opposed Nay.
31. The Ayes have it. The motion carries. Committee Reports.

32. SECRETARY:

33. Senator Donnewald, Chairman of Assignment of Bills, assigns the

REGULAR SESSION

1957

1. following to Committee:

2. Agriculture, Conservation and Energy - House Bill 1341 and
3. 1355; Education - House Bill 1126; Finance and Credit Regulations -
4. House Bill 1686; Judiciary - House Bill 1685; Local Government -
5. House Bill 1500; Pensions, Personnel and Veterans Affairs - House
6. Bill 1085; Public Health, Welfare and Corrections - House Bills...
7. House Bill 1691; Transportation - House Bills 1163 and 1370.

8. Senator Knuppel, Chairman of Agriculture, Conservation and
9. Energy, reports out the following bills:

10. House Bills 54, 114, 335, 527 with the recommendation Do Pass.

11. Senator Sayickas, Chairman of Labor and Commerce Committee,
12. reports out House Bills 3, 173, 516, 517 and 656 with the recommenda-
13. tion Do Pass. House Bill 79 with the recommendation Do Pass as Amended.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Messages from the House.

16. SECRETARY:

17. Message from the House, Mr. O'Brien, Clerk.

18. Mr. President - I am directed to inform the Senate that the
19. House of Representatives has passed bills of the following titles,
20. in the passage of which I am instructed to ask the concurrence of
21. the Senate, to-wit:

22. House Bills 643, 663, 668, 689, 692, 696, 705, 736, 742, 846,
23. 850, 1097, 1157, 1161, 1282, 1283, 1291, 1332, 1335, 1352, 1353,
24. 1476, 1495, 1529, 1577, 1695, 1761, 1789, 1834, 1860, 1885, 1888,
25. 1940, 1961, 1988, 2042, 2085, 2086, 2126, 2159, 2181, 2182, 2191,
26. 2207, 2215, 2216, 2230, 2255, 2266, 2370, 2384, 2392, 2395, 2410,
27. 2427, 2468, 2595, 2606, 2622, 2707, 2721, 2839, 2914 and 2915.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Graham, for what purpose do you arise?

30. SENATOR GRAHAM:

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

32. PRESIDING OFFICER: (SENATOR ROCK)

33. State your point, Senator.

1. SENATOR GRAHAM:

2. I think, Mr. President, that you and the entire Senate
3. join with me in suggesting to our many people in the...outside
4. in the rotunda and those in the Galleries and in the halls that
5. we welcome them to Springfield. They came down on a purpose
6. today that was dear to their hearts. They've accomplished that
7. purpose. I think that while we pay tribute to them that they
8. would be willing to pay tribute to the Illinois State Senate,
9. and I know that you join with me in welcoming them to the Senate
10. Chambers environs today. And will those people stand and let us
11. recognize you, please.

12. SENATOR CARLOS, CHAIRMAN OF HOUSE AND SENATE COMMITTEE,
PRESIDING OFFICER: (SENATOR ROCK)

13. Will our guests in the Gallery please rise. House Bills on
14. 1st reading. Will those members who wish to pick up a House Bill
15. please indicate to the Secretary. House Bill 6, Senator Egan.

16. SECRETARY:

17. House Bill 6.

18. (Secretary reads title of bill)

19. 1st reading of the bill.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. 44. 111. 112. 119. 15...House Bill 152. House Bill 152,
22. Senator Nimrod.

23. SECRETARY:

24. House Bill 152.

25. (Secretary reads title of bill)

26. 1st reading of the bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. House Bill 174, Senator Savickas.

29. SECRETARY:

30. House Bill 174.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. House Bill 396, Senator Kenneth Hall. 396.
2. SECRETARY:
3. House Bill 396.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. House Bill 416, Senator Donnewald.
8. SECRETARY:
9. House Bill 416.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. House Bill 534, Senator Davidson.
14. SECRETARY:
15. House Bill 534.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDING OFFICER: (SENATOR ROCK)
19. House Bill 600, Senator Dougherty.
20. SECRETARY:
21. House Bill 600.
22. (Secretary reads title of bill)
23. 1st reading of the bill.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. House Bill 601, Senator Dougherty.
26. SECRETARY:
27. House Bill 601.
28. (Secretary reads title of bill)
29. 1st reading of the bill.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. House Bill 697, Senator Savickas.
32. SECRETARY:
33. House Bill 697.

1. (Secretary reads title of bill)
2. 1st reading of the bill.
3. PRESIDING OFFICER: (SENATOR ROCK)
4. House Bill 713. 713, Senator Course.
5. SECRETARY:
6. House Bill 713.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. PRESIDING OFFICER: (SENATOR ROCK)
10. House Bill 731. 731, Senator Smith.
11. SECRETARY:
12. House Bill 731.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. House Bill 743. 743, Senator Vadalabene.
17. SECRETARY:
18. House Bill 743.
19. (Secretary reads title of bill)
20. 1st reading of the bill.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. House Bill 826, Senator Fawell.
23. SECRETARY:
24. House Bill 826.
25. (Secretary reads title of bill)
26. 1st reading of the bill.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. House Bill 827, Senator Fawell.
29. SECRETARY:
30. House Bill 827.
31. (Secretary reads title of bill)
32. 1st reading of the bill.
33. PRESIDING OFFICER: (SENATOR ROCK)

1. House Bill 903.

2. SECRETARY:

3. House Bill 9...excuse me.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Davidson, House Bill 903.

6. SECRETARY:

7. House Bill 903.

8. (Secretary reads title of bill)

9. 1st reading of the bill.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. House Bill 1038, Senator Hall, Kenneth Hall.

12. SECRETARY:

13. House...House Bill 1038.

14. (Secretary reads title of bill)

15. 1st reading of the bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. House Bill 1039, Senator Kenneth Hall.

18. SECRETARY:

19. House Bill 1039.

20. (Secretary reads title of bill)

21. 1st reading of the bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. House Bill 1040, Senator Vadala...I mean, Senator Kenneth Hall.

24. SECRETARY:

25. House Bill 1040.

26. (Secretary reads title of bill)

27. 1st reading of the bill.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. House Bill 1112, 1-1-1-2, Senator Vadalabene.

30. SECRETARY:

31. House Bill 1112.

32. (Secretary reads title of bill)

33. 1st reading of the bill.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. House Bill 1148, Senator Vadalabene.
3. SECRETARY:
4. House Bill 1148.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. House Bill 1149, Senator Vadalabene.
9. SECRETARY:
10. House Bill 1149.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. PRESIDING OFFICER: (SENATOR ROCK)
14. 1305, Mr. Secretary. House Bill 1305, Senator Latherow.
15. SECRETARY:
16. House Bill 1305.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. House Bill 1351, Senator Harber Hall.
21. SECRETARY:
22. House Bill 1351.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Hall, do you wish to move that without reference?
27. Senator Hall moves...or asks leave to move House Bill 1351 to
28. the order of 2nd reading without reference. All those in favor
29. signify by saying Aye. All those Opposed. The Ayes have it.
30. So ordered. 1447, Mr. Secretary. House Bill 1447, Senator Johns.
31. SECRETARY:
32. House Bill 1447.
33. (Secretary reads title of bill)

1. 1st reading of the bill.
2. PRESIDING OFFICER: (SENATOR ROCK)
3. House Bill 1449, Senator Johns.
4. SECRETARY:
5. House Bill 1449.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. House Bill 1474, Senator Johns.
10. SECRETARY:
11. House Bill 1474.
12. (Secretary reads title of bill)
13. 1st reading of the bill.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. House Bill 1482, Senator Course.
16. SECRETARY:
17. House Bill 1482.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. House Bill 1-4-9-0, 1490, Senator Graham.
22. SECRETARY:
23. House Bill 1490.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. House Bill 1-5-1-8, 1518. 1-5-1-8, Senator Donnewald.
28. SECRETARY:
29. House Bill 1518.
30. (Secretary reads title of bill)
31. 1st reading of the bill.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. House Bill 1519, Senator Donnewald.

1. SECRETARY:
2. House Bill 1519.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senate Bill 1637, Senator Regner.
7. SECRETARY:
8. Senate Bill 1637...
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. ...It's House...House Bill, excuse me.
11. SECRETARY:
12. House Bill 1637.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. House Bill 1768, Senator Rock. He has to read the bill.
17. Secretary will read the bill.
18. SECRETARY:
19. House Bill 1768.
20. (Secretary reads title of bill)
21. 1st reading of the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Rock.
24. SENATOR ROCK:
25. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
26. House Bill 1768 concerns itself with obviating the necessity of an
27. election for the Clerk of the Circuit Court in the County of Cook.
28. I have discussed this with Senator Harris. I'm asking at this time
29. because it is in the nature of an emergency that this bill be moved
30. to the order of 2nd reading without reference to committee.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. You've heard the motion. Is...Senator Graham.
33. SENATOR GRAHAM:

1. Pardon me, Senator Rock. The...you're...you're bill...bill
2. number please. I couldn't hear you, and I'm sorry.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. 7...House Bill 1768, Senator. Is there leave? 2nd reading.
5. House Bill 2204, Senator Vadalabene. Read the bill.
6. SECRETARY:
7. House Bill 2204...
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Just...just a moment. Senator Graham, for what purpose do
10. you arise?
11. SENATOR GRAHAM:
12. I'd like to ask...Senator Rock is here, I'll ask him now.
13. Go ahead.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Proceed, Mr. Secretary.
16. SECRETARY:
17. House Bill 2204.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. House Bill 2238, Senator Knuppel. Read the bill.
22. SECRETARY:
23. House Bill 2238.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. House Bill 187, Senator Bell. Read the bill. Just...just a
28. moment. For what purpose does Senator Knuppel arise?
29. SENATOR KNUPPEL:
30. I'd like to ask that House Bill 2238 be set for hearing before
31. the Appropriations Committee tomorrow and the notice be waived.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. You've heard...is there leave? Is there leave? Just a moment.

1. SENATOR KNUPPEL:

2. The bill, so that he knows, this is the bill for the...this
3. is the Comptroller's bill. It's been more or less agreed to for
4. the contractors who furnish services and materials to the State
5. Fair last summer except the two who were blackened or...or who
6. were supposed not to be paid by the Grand Jury of Sangamon County.
7. This has been prepared and drawn up for payment of all those other
8. people except those two contractors who furnished goods and services
9. last summer.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Now, is it your request to have the...bill heard immediately
12. or to advance it without reference, Senator?

13. SENATOR KNUPPEL:

14. I'd like to have it heard by the Appropriations Committee
15. tomorrow afternoon.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there leave? Leave is granted. Just a moment. Senator
18. Graham, for what purpose do you arise?

19. SENATOR GRAHAM:

20. First of all, I'd like to hear and when I can't hear Senator
21. Knuppel things are getting bad around here. Was he asking...

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. I believe you're right. Will the Sergeant-at-Arms acquire
24. quiet?

25. SENATOR GRAHAM:

26. Was he asking to waive the six day rule so this bill could
27. be heard tomorrow afternoon? Is that what we're talking about?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. That's exactly what he did, Senator.

30. SENATOR GRAHAM:

31. All right.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there leave? Leave is granted. Just a moment. Senator

1. Savickas, for what purpose do you arise?
2. SENATOR SAVICKAS:
3. Mr. President, as House Bill 174 was inadvertently assigned
4. to me, Senator Lane wished to pick up House Bill 174.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Is there leave to have Senator Lane...Lane as sponsor to
7. House Bill 174? Leave is granted.
8. SECRETARY:
9. No.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. I've been...House Bill 187, Senator Bell. Read the bill.
12. SECRETARY:
13. House Bill 187.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. House Bill 928, Senator Bell. Read it.
18. SECRETARY:
19. House Bill 928.
20. (Secretary reads title of bill)
21. 1st reading of the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. House Bill 1363, Senator Vadalabene. Read the bill.
24. SECRETARY:
25. House Bill 1363.
26. (Secretary reads title of bill)
27. 1st reading of the bill.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. House Bill 1364, Senator Vadalabene. Read the bill.
30. SECRETARY:
31. House Bill 1364.
32. (Secretary reads title of bill)
33. 1st reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Committee reports.
3. SECRETARY:
4. Senator Vadalabene, Chairman of Executive Appointments and
5. Administration, reports out House Bill 445 with the recommendation
6. Do Pass. Also, reports out advise and consent to the following
7. appointments of the Governor's Message of February the...17th, 1975.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Vadalabene.
10. SENATOR VADALABENE:
11. Yes, thank you, Mr. President and members of the Senate. I
12. move that the Senate resolve itself into Executive Session for the
13. purpose of acting on the Governor's appointments set forth in the
14. Governor's Message of February 17th, 1975.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. You've heard the motion. Senator Vadalabene moves to...resolve
17. the Senate into Executive Session. All those in favor say Aye.
18. Senator Weaver...or Senator Harris. Do you...Senator, do you object
19. to our resolving ourselves into Executive?
20. SENATOR HARRIS:
21. Yes.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Oh.
24. SENATOR HARRIS:
25. Yes, I do, and I'm requesting about, and I know that this is
26. going to involve at least twenty minutes or so, I would like to have
27. leave of the Senate for a recess of from twenty to thirty minutes
28. for a Republican Caucus.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Partee. Senator Welsh.
31. SENATOR HARRIS:
32. If...
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just a moment.

2. SENATOR WELSH:

3. Mr. President...

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator...Senator Welsh.

6. SENATOR WELSH:

7. I rise to announce a Democratic Caucus to be held in the
8. President's office immediately. Immediately.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Weaver.

11. SENATOR WEAVER:

12. A Republican Caucus will be in Room 400 immediately. 400.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. The Senate will stand in recess for twenty minutes or more.

15. (RECESS)

16. (AFTER RECESS)

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Will the members please be in their seats. The order of
19. business at the time we recessed was Senator Vadalabene had moved
20. that we resolve ourselves into Executive Session. The Chair now
21. recognizes Senator Vadalabene.

22. SENATOR VADALABENE:

23. Yes, thank you, Mr. President and members of the Senate. I
24. withdraw my motion to go into Executive Session at this time.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there leave? Chair recognizes Senator Vadalabene.

27. SENATOR VADALABENE:

28. Yes, Mr. ...Mr. President, I would like to take the reading
29. of the Executive Committee on Appointments out of the record at
30. this time.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there leave? Take it out of the record.

33. SENATOR VADALABENE:

1. Mr. President.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Just a moment. Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, while I'm on my feet, in the northwest Gallery of the
6. President's Gallery in the northwest, Brother John Lamb and members
7. of the Central Baptist Church of Granite City, would they please
8. rise for recognition.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Please rise. Senate Bills on 2nd reading. Senate Bill 863,
11. Senator Wooten. Read the bill.

12. SECRETARY:

13. Senate Bill 863.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Education offers one
16. amendment.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Excuse me, Senator. May we have some order and will those
19. not entitled to the Floor please vacate. Question is the adoption
20. of Amendment No. 1. Senator Wooten.

21. SENATOR WOOTEN:

22. Mr. President, as was pointed out the last time we addressed
23. this subject, there are several technical errors in the committee
24. amendment. The Enrolling and Engrossing requested that we redraft
25. the amendment, and so I would move to Table Committee Amendment No. 1.
26. and then I will offer the same substance in a corrected form.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Wooten has moved to Table Amendment No. 1. All those
29. in favor signify by saying Aye. All those Opposed. The Ayes have
30. it. The amendment is Tabled. Amendment No. 2 on the Secretary's
31. Desk, Senator Wooten.

32. SENATOR WOOTEN:

33. Amendment No. 2 is the committee amendment in corrected form.

1. What it provides is optional review by the State Board of
2. Education. Any judgements on rules and regulations by the
3. State Certification Board which are not accepted by petitioners
4. can be appealed to the State Board of Education. This is a
5. recourse that was not open to them previously and it is an
6. answer to some objections which were raised principally by
7. private and teacher colleges...public teacher colleges. I
8. would move the adoption of Amendment No. 2.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Wooten has moved the adoption of Amendment No. 2
11. to Senate Bill 863. All those in favor signify by saying Aye.

12. SENATOR WOOTEN:

13. Aye.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All those Opposed. The Ayes have it. The amendment is
16. adopted. Any further amendments? Any amendments from the Floor?
17. 3rd reading. Senator Glass, for what purpose do you arise?

18. SENATOR GLASS:

19. I was seeking your attention, Mr. President. I do have an
20. amendment. It's on the...Secretary's Desk.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right. We'll revert back. We'll bring Senate Bill 863...
23. is there leave to bring it back to the order of 2nd reading? Leave.
24. 2nd reading. Senate Bill 863. Question is the adoption or non-
25. adoption of Amendment No. 3. We have some order please. Senator
26. Glass.

27. SENATOR GLASS:

28. Mr. President, on Amendment No. 3, this bill, I think, as most
29. of the membership is aware, would turn the certification of teachers
30. over to the Certification Board and...and take it away, in effect,
31. from the State Board of Education. Now, what...what the amendment
32. would do would...

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Excuse me, Senator. For what purpose Senator Wooten arise?

2. SENATOR WOOTEN:

3. I believe that's a misstatement, Senator. Takes if from
4. the State Superintendent of Public Instruction.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Glass.

7. SENATOR GLASS:

8. Thank you for the correction, Senator Wooten. From the
9. State Superintendent of Instruction and...and places the certifi-
10. cation of teachers responsibility in the Certification Board. What
11. the amendment does is to make this applicable to the City of Chicago
12. also. In other words, if it is a good idea for teachers to be
13. certified by the Certification Board state-wide, then it ought to
14. apply to the Chicago teachers as well. So, this would include the
15. Chicago teachers in the bill, and I would urge support of this
16. amendment.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Wooten.

19. SENATOR WOOTEN:

20. Mr. President, I would resist this amendment. It...people
21. who have preceded me in this Body have chosen to separate Chicago
22. and the rest of the State, not only in this function but in many
23. others, and I have no desire to...to do violence to a process which
24. ...which has been operating amicably for some time. I would resist
25. this amendment.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Partee.

28. SENATOR PARTEE:

29. Mr. President, members of the Senate, there's a great deal
30. of noise on the Floor, and I'm just not certain and...many of the
31. members know what's going on. This is a bad amendment. We would
32. ask those on this side of the aisle to oppose it, and I just wanted
33. to alert everybody that we're getting ready to do something of a

1. rather substantial nature without the attention, I think, of
2. many of the members, and Mr. President, there are many people
3. on the Floor who do not deserve to be on the Floor and this...
4. that is the source of a great deal of our noise.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Thank you, Senator. The point is well taken. Will those
7. not entitled to the Floor please vacate. And will those members
8. who have conferences please take those off the Floor. Is there
9. any further discussion? Senator Glass.

10. SENATOR GLASS:

11. Well, thank you, Mr. President. In...in closing the debate,
12. I would certainly disagree with Senator Partee that this is a bad
13. amendment. Unless this amendment is adopted, the certification
14. for teachers...the City of Chicago would pass to the State Board
15. of Education. Now, what Senator Wooten is doing with Senate Bill
16. 863, if...if that bill should pass, the teachers throughout Illinois
17. would be certified in accordance with the standards set by the
18. Certification Board, and the point that this amendment would make
19. is simply that if that is a proper procedure for teachers through-
20. out Illinois, then let's make it apply state-wide and include the
21. City of Chicago, and this bill would...would add the City of Chicago,
22. and I would urge your Aye vote on the bill...on the amendment.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Debate has been closed. Senator Wooten, for what purpose
25. do you arise?

26. SENATOR WOOTEN:

27. Simply, another correction that the State Certification Board
28. now certifies teachers.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. The question is, Senator Glass moves the adoption of Amendment
31. No. 3 to Senate Bill 863. All those in favor signify by saying Aye.
32. All those Opposed. The Nays have it. Roll call is requested. Those
33. in favor of the adoption of Amendment No. 3 to Senate Bill 863 will

1. vote Aye. Those opposed will vote Nay. The voting is open.
2. Have all voted who wish? Take...take the record. On that question,
3. the Ayes are 21, the Nays are 31. The amendment fails. Any further
4. amendments? 3rd reading. For what purpose Senator Savickas
5. arise?

6. SENATOR SAVICKAS:

7. Mr. President, I would just like the record to show that I
8. inadvertently hit the yes button. I wish to be recorded No on that
9. roll call.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. The Journal will so indicate.

12. SENATOR SAVICKAS:

13. On Senate Bill 863...

14. PRESIDING OFFICER: (SENATOR ROCK)

15. ...The...the record will...

16. SENATOR SAVICKAS:

17. ...2nd reading, Amendment No. 3.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Savickas wishes to have been recorded No on Amendment
20. No. 3 to Senate Bill 863. The record will so indicate. Senator
21. Graham, for what purpose do you arise?

22. SENATOR GRAHAM:

23. Mr. ...Mr. President, I feel that the quests in the Gallery
24. and in the Senate today had they wanted to go to a circus, they
25. would have bought a ticket to one. I think that this is taking
26. on the air of some circus atmosphere. I think if the Senate is
27. going to do the work they should be doing, let's have some order
28. and go to work.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator, your point is well taken. On the order of Senate
31. Bills on 2nd reading, Senate Bill 193, Senator Sommer. Read the
32. bill, Mr. Secre...

33. SECRETARY:

1. Senate...Senate Bill 193.
2. (Secretary reads title of bill)
3. 2nd reading of the bill. No committee amendments. One Floor
4. Amendment offered by Senator Sommer.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Is there an amendment, Senator Sommer.

7. SENATOR SOMMER:

8. Mr. President, yes, but Senator Knuppel is offering the
9. amendment. I am not.

10. SECRETARY:

11. Amendment No. 1 by Senator Knuppel.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Change the board. Amendment No. 1 to Senate Bill 193.
14. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Mr. Chairman, the Pages are now passing out a proposed
17. amendment which includes in the bill country grain elevators
18. in communities of less than twenty-five hundred established
19. in an operation prior to the effective date of the Environmental
20. Protection Act. There are approximately thirty elevators in
21. the State of Illinois which are confronted with spending sums
22. from fifty to well over one hundred thousand dollars to meet
23. the noise pollution requirements of the Environmental Protection
24. Agency, and there's no assurance with when...when and after they've
25. spent these amounts of money, and this is primarily for just drying
26. equipment, that they can meet the sound requirements by the EPA.
27. This doesn't apply to newly built elevators or elevators in larger
28. communities where it might affect more people, often. In one partic-
29. ular...one community of four hundred,..less than four hundred people
30. is...having to spend over one hundred thousand dollars and it's the
31. only industry in that town at all. They employ eight or nine people
32. and everybody else in that town has to go out of town. I move the
33. adoption of this amendment.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any discussion? Senator Sommer.

3. SENATOR SOMMER:

4. Mr. President, this amendment is thoroughly salutary, and
5. I would urge its adoption.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Knuppel moves the adoption of Amendment No. 1 to
8. Senate Bill 193. All those in favor signify by saying Aye. All
9. those Opposed. The Ayes have it. The amendment is adopted. Any
10. further amendments? 3rd reading. Senate Bill 460. 460, Mr.
11. Secretary.

12. SECRETARY:

13. Senate Bill 460.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. No committee amendments. Have one Floor
16. Amendment offered by Senator Sommer.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Amendment No. 1 to Senate Bill 460, Senator Sommer.

19. SENATOR SOMMER:

20. Thank you, Mr. President and members. This amendment is quite
21. important. It adds a comma, and it's at the request of the department
22. that we do this.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Sommer...any discussion? Senator Sommer moves the
25. adoption of Amendment No. 1 to Senate Bill 460. All those in
26. favor signify by saying Aye. All those Opposed. The Ayes have it.
27. The amendment is adopted. Any further amendments? 3rd reading.
28. Senate Bill 682, Senator Egan. Mr. Secretary, read the bill.

29. SECRETARY:

30. Senate Bill 682.

31. (Secretary reads title of bill)

32. 2nd reading of the bill. The Committee on Agriculture, Conservation
33. and Energy offers four amendments.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Egan.

3. SENATOR EGAN:

4. Thank you, Mr. President and members of the Senate. There
5. have been adopted in committee four amendments which at that time
6. the full committee agreed would be reviewed on 2nd reading which
7. I would like to do this morning and take as little time as I can.
8. Amendment No. 1 which was adopted in committee, I would move to
9. Table at this time. I have a substitute Amendment No. 5 which I...
10. I will offer later, and it does not change the concept of the amend-
11. ment. All it does, which I will explain then, is clarify it and...
12. and do what the intention originally was. So, I move to...Table
13. Amendment No. 1 adopted in committee.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Latherow.

16. SENATOR LATHEROW:

17. Well, Mr. President, I just wonder if the Senator would give
18. us chance to look this over first. I've never...never seen it
19. until the Page brought it to me just a minute ago.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Egan.

22. SENATOR EGAN:

23. Senator Latherow, there...the four amendments that were adopted
24. in committee, of those four, I want to adopt three of them today.
25. Those you've seen. I'm going to Table Amendment No. 1 and replace it
26. with Amendment No. 5 which does the intention which...accomplishes
27. the intention of the amendment but was misworded about scull boating.
28. Now, if you wish to...to study it a little, I'll pass it if I can.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Why don't we take it out of the record. We'll get back to it.
31. There's about five other 2nd reading bills, and we'll get back to
32. this.

33. SENATOR EGAN:

1. Fine.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Okay. Senate Bill 731, Mr. Secretary.

4. SECRETARY:

5. Senate Bill 731.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. No committee amendments.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any amendments from the Floor? 3rd reading. Senate Bill 981,

10. Senator Roe. Read the bill, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 981.

13. (Secretary reads title of bill)

14. 2nd reading of the bill. No committee amendments. One Floor Amend-

15. ment offered by Senator Roe.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Amendment No. 1 offered by Senator Roe. Senator Roe.

18. SENATOR ROE:

19. Now, Mr. President and members of the Senate, this is an agreed

20. upon committee amendment, and I move its adoption.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Roe has moved the adoption of Amendment No. 1 to Senate

23. Bill 981. All those in favor signify by saying Aye. All those

24. Opposed. The Ayes have it. The amendment is adopted. Any further

25. amendments? 3rd reading. Senate Bill 993, Mr. Secretary.

26. SECRETARY:

27. ... (Machine cut-off)...993.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments but the bill does

30. carry a request for a physical note filed by Senator Glass.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. I understand the fiscal note has been filed. The request has

33. been filed. Has...has the note, itself, been filed by the sponsor...

1. or furnished to the Secretary? He indicates he will get one.

2. Senator Glass.

3. SENATOR GLASS:

4. Well, Mr. President, I...I would request a fiscal note on
5. this bill.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. The...the request has been properly made, and the sponsor
8. indicates he will provide one.

9. SENATOR GLASS:

10. Thank you. Will it...will it remain on 2nd reading then?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Take it out of the record.

13. SENATOR GLASS:

14. Thank you.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senate Bill 1048, Senator Regner. Mr. Secretary.

17. SECRETARY:

18. Senate Bill 1048.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. The Committee on Appropriations offers
21. one amendment.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Regner.

24. SENATOR REGNER:

25. Mr. President, this amendment corrects the dollar amounts in the
26. Social Security line items and the retirement line items, and also
27. splits out the eight thousand dollars for printing into a separate
28. line item from commodities, and I would move for the adoption of
29. Committee Amendment No. 1 to Senate Bill 1048.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Regner moves the adoption of Amendment No. 1 to Senate
32. Bill 1048. All those in favor signify by saying Aye. All those
33. opposed. The Ayes have it. The amendment is adopted. Any further

1. amendments? 3rd reading. 1165, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1165.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. No committee amendments.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any amendments from the Floor? 3rd reading. 1167, Mr. Secretary.

8. SECRETARY:

9. Senate Bill 1167.

10. (Secretary reads title of bill)

11. 2nd reading of the bill. No committee amendments.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any amendments from the Floor? 3rd reading. 1168.

14. SECRETARY:

15. Senate Bill 1168.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. No committee amendments.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Any amendments from the Floor? Senator Bruce.

20. SENATOR BRUCE:

21. Yes, Mr. ...Mr. President, in committee there was a question

22. concerning this bill as it relates to...relieving conditions of

23. employment. Senator Soper raised the objection. I agree with him.

24. We've stricken those words from the bill.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senate...Senate...

27. SENATOR BRUCE:

28. I move...move the adoption of Amendment No. 1.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Bruce moves the adoption of Amendment No. 1 to Senate

31. Bill 1168. Any discussion? All those in favor signify by saying

32. Aye. All those Opposed. The Ayes have it. The amendment is adopted.

33. Any further amendments? 3rd reading. 1170.

1. SECRETARY:
2. Senate Bill 1170.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Any amendments from the Floor? 3rd reading. 1171, Mr. Secretary.
7. SECRETARY:
8. Senate Bill 1171.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Any amendments from the Floor? 3rd reading.
13. SECRETARY:
14. Senate Bill 1173.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Any...any amendments from the Floor? 3rd reading. 1179, Mr.
19. Secretary.
20. SECRETARY:
21. Senate Bill 1179.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. No committee amendments.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. Any amendments from the Floor? 3rd reading. 1295, Mr. Secretary.
26. SECRETARY:
27. Senate Bill 1295.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No committee amendments.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Any amendments from the Floor? 3rd reading. 1297.
32. SECRETARY:
33. Senate Bill 1297.

And...
5-13-75

1. (Secretary reads title of bill)

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

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any amendments from the Floor? 3rd reading. 1298.

5. SECRETARY:

6. Senate Bill 1298.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Any amendments from the Floor? 3rd reading. Senate Bill 13...

11. Senator Berning, for what purpose do you arise?

12. SENATOR BERNING:

13. Mr. President, I suppose this would have to be a point of

14. personal privilege.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. State your point.

17. SENATOR BERNING:

18. I...I am sorry I was not alert at the moment when Senate Bill

19. 1179 was called by the sponsor, Senator Bruce. My...according to

20. my notes, we were to have had an amendment offered on 2nd reading

21. to conform with the committee's request.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Bruce indicates he will be willing to call it back.

24. Senator Bruce.

25. SENATOR BRUCE:

26. It was my understanding, Senator Berning, in conversation with

27. our staff and with a member of the Pension Laws Commission that they

28. were going to make a decision this week on...on the automatic increases,

29. and as soon as they make a decision, the bill would be brought back,

30. but it does conform with their present discussion of going to three

31. percent. But if they decide another figure, I will be happy to bring

32. it back to amend that bill to conform to whatever the Pension Laws

33. Commission agrees to.

SB 1369
2nd reading
5/12/12

SB 1371
2nd reading
5/13/12

1. PRESIDING OFFICER: (SENATOR ROCK)
2. 1312. Senate Bill 1312, Mr. Secretary.
3. SECRETARY:
4. Senate Bill 1312.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. The Committee on Public Health and Welfare
7. and Corrections offers one amendment.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Don Moore.
10. SENATOR MOORE:
11. I move the adoption of the amendment, Mr. President.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Moore moves the adoption of Amendment No. 1 to Senate
14. Bill 1312. All those in favor signify by saying Aye. All those
15. Opposed. The Ayes have it. The amendment is adopted. Any further
16. amendments? 3rd reading. 1369, Mr. Secretary.
17. SECRETARY:
18. Senate Bill 1369.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. Any amendments from the Floor? 3rd reading. 1371, Mr. Secretary.
23. SECRETARY:
24. Senate Bill 1371.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. The Committee on Education offers one
27. amendment.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Bruce. Amendment No. 1 to Senate Bill 1371 offered by
30. the committee.
31. SENATOR BRUCE:
32. Yes, that bill would...the amendment states that in the event
33. the teacher does not want a hearing, it gives him ten days to ask

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SB 1371
3rd Reading
A # 1 & 2

SB 1371
Reading
4/13/75

1. that the bill, as it presently states, it's an automatic hearing
2. on dismissal. This will give a safety valve in case the teacher
3. does not want to have a hearing. I would move its adoption.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any discussion? Senator Bruce moves the adoption of Amend-
6. ment No. 1 to Senate Bill 1371. All those in favor signify by saying
7. Aye. All those Opposed. The Ayes have it. The amendment is adopted.
8. Any further amendments? 3rd reading. Senator Fawell. Do you have
9. a Floor Amendment for this, Senator? All right. We'll bring it
10. back from the order of 3rd, if it's there, to the order of 2nd.

11. Senator Fawell is offering Amendment No. 2. Senator Bruce. All
12. right. Senator Fawell has got a Floor Amendment, Amendment No. 2.
13. Senator Fawell.

14. SENATOR FAWELL:

15. Yes, the amendment is in the process of being handed out or
16. probably is on your desk now. Amendment No. 2 is a very simple
17. amendment. This deals with the Independent Hearing Officer Bill
18. that would apply as it is drawn only to downstate school districts.
19. I would ask all of us to very carefully consider that what we are
20. doing in the bill, as drawn, is to say that the independent hearing
21. officer when he makes a decision will have a binding effect upon
22. the elected Board of Education, but it excludes the City of Chicago.
23. This bill simply includes the City of Chicago in the purview of the
24. bill, and you may recall that last year when this legislation was
25. before us that this Body did amend the bill so that, indeed, the
26. City of Chicago would be under the purview of the bill. I know it
27. can be said to be a rather trite statement but I think it is very clear
28. that if this legislation is good for downstate, it's certainly the
29. same provisions ought to apply to the City of Chicago, and thus, Mr.
30. President, I do move for the adoption of Amendment No. 2.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Bruce.

33. SENATOR BRUCE:

May 13, 1975.
SB 1371, 1975
2nd Reading
A # 142

1. I rise in opposition to Senator Fawell's amendment, Amend-
2. ment No. 2. It appears to me that every time a bill is introduced
3. relating to downstate teachers and downstate education that the
4. Republican party insists on adding amendments that include the
5. City of Chicago without recognition of the very great differences
6. that exist, particularly in the labor relations field, between
7. the boards of education downstate and school teachers and the Board
8. of Education in the City of Chicago and downstate. This bill does
9. not speak to any problems that presently do or may exist in Cook
10. County. The bill I introduced relates to downstate and the downstate
11. system. If the members on the other party desire to change the
12. labor relations and negotiations process presently ongoing in the
13. City of Chicago, I would ask them to put in their bill. I don't
14. want to be involved in that procedure. All I want to do is try to
15. change the procedure as it...it exists in downstate. I would oppose
16. this amendment.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Glass.

19. SENATOR GLASS:

20. Well, Mr. President, in support of this amendment, and I hope
21. all the membership will listen to this cause I...I do...do not think
22. they realize the importance of this bill. The bill, without the
23. amendment, of course, would create a hearing officer who would have
24. the power, after a board of education has discharged a teacher, this
25. hearing officer before the matter could go to court would have the
26. power to hold a hearing and, in effect, reverse the board of education.
27. That's what the bill does. Now, the bill only applies to downstate
28. Illinois. It does not apply to Chicago. In Chicago, the hearing
29. officer does...does hold a hearing and render a decision and his...
30. decision is advisory to the Board of Education. Senator Bruce mentions
31. that there is a difference between Chicago and downstate in this re-
32. gard. I certainly don't know what he's talking about except that
33. perhaps the...the board in Chicago is appointed and the boards downstate

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2nd Reading
1 2 3

1. are elected. But, I don't think that's a reason for giving the
2. board in Chicago that much more power and in letting them make
3. the final decision on these matters and...and downstate having
4. a hearing officer, in effect, overrule the board. I just think
5. it's a...an unfair distinction and...and there's no...no basis
6. at all for it. So, let's at least put the bill in the condition
7. that it ought to be so it applies either to the whole State or...
8. or not at all, and I would hope that this amendment will be put on
9. the bill.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Nimrod.

12. SENATOR NIMROD:

13. Yes, Mr. President and fellow Senators, I certainly agree with
14. Senator...Fawell and certainly with Senator Glass, but I wonder if
15. the sponsor might yield to a question? The sponsor of the bill, not
16. the sponsor of the...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates he will yield.

19. SENATOR NIMROD:

20. Senator, since you say that there is a difference between the
21. labor relations involved here, I am wondering whether or not your
22. bill, which applies to teachers, Senate Bill 50...505, that you
23. have excluded the City of Chicago in that collective bargaining
24. bill. Have you done that?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Bruce.

27. SENATOR BRUCE:

28. Well, I will not bring the question of whether that is germane
29. to this bill before the Body, but if you would like to have a discussion
30. of Senate Bill 505, I will give it to you, yes. The City of Chicago
31. is included, at their request, and they...they had a part in drafting
32. that legislation. I have an idea, that although I do not wish to
33. speak for Senator Fawell, that he may not have consulted the parties

1. involved in the City of Chicago concerning this particular amend-
2. ment.

3. SENATOR NIMROD:

4. Your...your answer to...

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Nimrod.

7. SENATOR NIMROD:

8. Yeah. Thank you, Mr. President. Your answer to that then is
9. that you have included them so in order to make the labor relations
10. which you talked about, because there's a difference, you've made
11. it uniform throughout the State. It seems to me that half of this
12. State should not be divided on issues, and I think that what's good
13. for one area is basically good for the other, and I think it's very
14. important that we endeavor to do this. Now, certainly, if you persist
15. and insist that there be a difference, it can only mean for those
16. who are going to support you that tomorrow this is going to apply to
17. the City of Chicago. So, if it's bad and it's bad for the City of
18. Chicago, and they like the advisory system on...on which we're asking
19. to be...be the...the situation here, then certainly, that ought to be
20. good for the whole city...I mean for the whole State. We should not
21. divide it in two areas, and I would think that this amendment only
22. makes it uniform, and I would urge its...adoption and support.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. I might say, Senator, although I'm at the Chair, I have an
25. amendment for 505 that takes Chicago out. It's still on 2nd reading.
26. Senator Fawell wish to close the debate? The question is the adoption
27. of Amendment No. 2. Senator Fawell may close.

28. SENATOR FAWELL:

29. Yes, Mr. President and members of the Senate, this is a very
30. important vote. I hope you will bear with me just a few seconds more.
31. A vote against this amendment...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. May we have some order please.

1. SENATOR FAWELL:

2. Thank you, Mr. President. A vote against this amendment,
3. in effect, means that you are saying that the removal of the
4. authority of an elected board of education to make the final
5. decision in regard to the dismissal of a teacher is something
6. that we can go along with, but we will not say that insofar as
7. an appointed board in Chicago is concerned. It...it makes no
8. sense at all. All of us from downstate areas, I don't know how e
9. we could go back to our elected boards of education and say that
10. in our wisdom, we have taken from you who have been elected by
11. the people in the district, this very basic authority but we
12. would not do so, we would not do so insofar as the City of Chicago
13. is concerned. I...I repeat. It simply does not make any sense,
14. and I hope you will join with me in voting for the amendment.
15. Thank you, Mr. President.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Fawell moves the adoption of Amendment No. 2. Senator
18. Buzbee, the debate has been closed. For what purpose do you arise?

19. SENATOR BUZBEE:

20. A point of personal privilege, Mr. President. I...I...

21. PRESIDING OFFICER: (SENATOR ROCK)

22. State your point.

23. SENATOR BUZBEE:

24. ...feel compelled to at least speak for one downstater...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. You're out of order. You're out of order. The question is
27. the adoption of Amendment No. 2 to Senate Bill 1371. All those
28. in favor signify by saying Aye. All those Opposed. The Nays
29. have it. The amendment...roll call. Roll call has been requested.
30. The question is the adoption of Amendment No. 2 to Senate Bill 1371.
31. Those in favor will vote Aye. Those opposed will vote Nay.. The
32. voting is open. Have all voted who wish? ... (Machine cut-off)...
33. all voted who wish? Take the record. On that question, the Yeas

1. are 25, the Nays are 26. The amendment...Amendment No. 2 to
2. Senate Bill 1371 fails. Senator Fawell has requested a verifica-
3. tion of the roll call, the negative roll call. Mr. Secretary,
4. negative roll call.

5. SECRETARY:

6. The following voted in the negative:

7. Brady, Bruce, Carroll, Chew, Daley, Donnewald, Dougherty,
8. Egan, Kenneth Hall, Hickey, Hynes, Johns, Knuppel, Kosinski, Lane,
9. Lemke, McCarthy, Netsch, Nudelman, Palmer, Rock, Smith, Vadalabene,
10. Welsh, Wooten, Mr. President.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Kosinski on the Floor? Senator Kosinski. The roll
13. has been verified. On that question, the Yeas are 25, the Nays are
14. 26. Amendment No. 3...2 to Senate Bill 1371 fails. Any further
15. amendments? 3rd reading. 1392, Mr. Secretary. Senator Berning,
16. for what purpose do you arise?

17. SENATOR BERNING:

18. I'd like to ask the sponsor to please hold that for a moment.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Sponsor indicates he will hold it for a moment. Take it out
21. of the record, Mr. Secretary. All right. Take that out of the...
22. hold that. Senate Bill 410, Mr. Secretary. Senator Knuppel, Senate
23. Bill 410.

24. SECRETARY:

25. Senate Bill 410.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. No committee amendments. One Floor
28. Amendment offered by Senator Knuppel.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. I was dissatisfied with the language. It was different on
33. the cover of the bill. It was in the bill. This would amend it

1. to provide only those people who customarily and repeatedly
2. offer themselves as replacements. I didn't care for the bill and
3. language...it was. I offer the amendment.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Knuppel moves the adoption of Amendment No. 1 to
6. Senate Bill 410. All those in favor signify by saying Aye. All
7. those Opposed. The Ayes have it. Senator Graham, for what purpose
8. do you arise?

9. SENATOR GRAHAM:

10. Mr. President, I just received Senator Knuppel's amendment a
11. couple of moments ago. I had an amendment that I wanted to propose
12. for this bill, too. I would like to compare the two, Senator, and
13. at...at some time have an opportunity to offer...offer mine. You
14. have seen my amendment, I think.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The request is that it...upon moving it to 3rd, you will call
17. it back for the purpose of an additional amendment. He indicates
18. he will call it back, Senator.

19. SENATOR GRAHAM:

20. Thank you very much, Senator.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right. Any...Senator Knuppel moves the adoption of Amend-
23. ment No. 1 to Senate Bill 410. All those in favor signify by say-
24. ing Aye. All those Opposed. The Ayes have it. The amendment is
25. adopted. Any further amendments? 3rd reading. Senator Ozinga,
26. for what purpose do you arise?

27. SENATOR OZINGA:

28. Mr. President, point of personal privilege.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. State your point.

31. SENATOR OZINGA:

32. In the Gallery, representing all of the southwest suburban
33. communities is Miss...Mr. Junior Citizen, Dan Keating from St. Louis

1. deMontfort School in Oak Lawn and Miss Junior Citizen, Mary Murphy
2. from the Crab Orchard School in Palos Heights. They were both
3. chosen winners from some two thousand participants in a Junior
4. Citizen Program sponsored by the First National Bank of Oak
5. Lawn. They were judged on their participation, leadership, apti-
6. tude and personal qualities by judges from education, business and
7. government. Would you be so kind as to recognize them from the
8. Floor, and would they stand and be recognized.
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Will our guests please stand and be recognized. Senate Bill
11. 473.
12. SECRETARY:
13. Senate Bill 473.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Any amendments from the Floor?
18. SECRETARY:
19. One Floor Amendment offered by Senator Knuppel.
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Knuppel.
22. SENATOR KNUPPEL:
23. This amendment would correct a technical difficulty because
24. in drafting the bill, they failed to...to abolish or to repeal
25. one section and that's the death section, and I offer this amend-
26. ment to correct that technical defect so that the bill will do
27. what it's intended to do.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Any discussion? Senator Knuppel moves the adoption of Amend-
30. ment No. 1 to Senate Bill 473. All those in favor signify by saying
31. Aye. All those Opposed. The Ayes have it. The amendment is adopted.
32. Any further amendments? 3rd reading. 695, Mr. Secretary.
33. SECRETARY:

1. Senate Bill 695.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. The Committee on Public Health and Welfare
4. and Corrections offers one amendment.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Netsch.

7. SENATOR NETSCH:

8. Mr. President, the committee amendment would add to the list
9. of those things which may be included in an advertisement for a
10. drug, services provided to the consumer for the advertised product.
11. This was unanimously agreed on in committee, and I would move its
12. adoption.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Netsch moves the adoption of Amendment No. 1 to Senate
15. Bill 695. All those in favor signify by saying Aye. All those
16. Opposed. The Ayes have it. The amendment is adopted. Amendment No.
17. 2, ...Senator Netsch.

18. SENATOR NETSCH:

19. Mr. President, there are two more amendments to be offered from
20. the Floor, one by Senator Philip and one is your amendment.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Egan will handle the one...

23. SENATOR NETSCH:

24. Very good.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. ...I'm suppose to handle. I will take Amendment No. 2 which
27. will be offered by Senator Egan.

28. SECRETARY:

29. ...Amendment...oh, you've changed it? Oh, you don't want this
30. one, then.

31. Amendment No. 2 offered...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Hold it. Hold it. Hold it. Amendment No. 2 will be offered

1. by Senator Philip, is that correct? Okay. That will be Amend-
2. ment No. 3.

3. SECRETARY:

4. Amendment No. 2 offered by Senator Philip.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Philip.

7. SENATOR PHILIP:

8. Mr. President and Ladies and Gentlemen of the Senate, Amend-
9. ment No. 2 to Senate Bill 695 when advertising the price of drugs
10. requires, in the advertising, the total price, the tax paid and the
11. cost. I move the adoption of Amendment No. 2 to Senate Bill 695.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any discussion? Senator Philip moves the adoption of Amend-
14. ment No. 2 to Senate Bill 695. All those in favor signify by say-
15. ing Aye. All those Opposed. The Ayes have it. The amendment is
16. adopted. Amendment No. 3 offered by Senator Egan in my absence.

17. Senator Egan.

18. SENATOR EGAN:

19. Thank you, Mr. Speaker. Amendment No. 3 prohibits advertising
20. those controlled substances in the Controlled Substances Act which
21. are elicited, and I would ask for a favorable support.

22. PRESIDING OFFICER: (SENATOR EGAN)

23. Senator Egan moves the adoption of Amendment No. 3 to Senate
24. Bill 695. All those in favor signify by saying Aye. All those
25. Opposed. The Ayes have it. The amendment is adopted. Any further
26. amendments? 3rd reading. Senate Bill 701.

27. SECRETARY:

28. Senate Bill 701.

29. (Secretary reads title of bill)

30. 2nd reading of the bill. No committee amendments. One Floor
31. Amendment offered by Senator Knuppel.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. This amendment is offered in conformance with a promise
3. made in the committee to provide that if fourteen and fifteen
4. year olds work in certain service station work away from hoists
5. and otherwise, they'll still have to be under the...supervision
6. of an adult in excess of twenty-one years of age. It also strikes
7. the differential that with...with respect to females employed in
8. some capacities because of the new constitutional amendment. I
9. move the adoption.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Knuppel has moved the adoption of Amendment No. 1
12. to Senate Bill 701. All those in favor signify by saying Aye.
13. All those Opposed. The Ayes have it. The amendment is adopted.
14. Any further amendments? 3rd reading. Senate Bill 746.

15. SECRETARY:

16. Senate Bill 746.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments. One Floor
19. Amendment offered by Senator Knuppel.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. This amendment provides the...the level of coverage. The
24. amendment, as prepared by the Legislative Reference Bureau, just
25. said that...that the bill would require coverage in order to secure
26. registration and...but it didn't say the amount. This sets forth
27. twenty and forty as its coverage. I move the adoption of the amend-
28. ment.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Knuppel has moved the adoption of Amendment No. 1 to
31. Senate Bill 746. All those in favor signify by saying Aye. All
32. those Opposed. The Ayes have it. The amendment is adopted. Any
33. further amendments? 3rd reading. Senator Bruce, are we ready on

1. 1392? No, okay. 1493, Mr. Secretary. Senator Buzbee, I understand
2. you're going to handle that. 1493.

3. SECRETARY:

4. Senate Bill 1493.

5. (Secretary reads title of bill)

6. 2nd reading of the bill. No committee amendments. One Floor

7. Amendment offered by Senator Fawell.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Fawell.

10. SENATOR FAWELL:

11. Yes, this is an agreed amendment, I think, Mr. President, in
12. regard to all interested parties that...it makes provision for IMRF
13. and tort liability to be excluded from the exclusion insofar as
14. the rollback is concerned, and I move the adoption of the same.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Buzbee. Any discussion? Senator Fawell moves the
17. adoption of Amendment No. 1 to Senate Bill 1493. All those in
18. favor signify by saying Aye. All those Opposed. The Ayes have it.
19. The amendment is adopted. Any further amendments? 3rd reading.
20. Senator Latherow. Senators Egan and Latherow, are we ready on Senate
21. Bill 682? He indicates he's not ready. Okay. Take it out of the
22. record. ...(Machine cut-off)...Graham, for what purpose do you arise?

23. SENATOR GRAHAM:

24. Perhaps to get the ball rolling a little bit. I filed a motion
25. in writing yesterday to reconsider a vote. I wish now, Mr. President,
26. to...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Well, we...we are not on that order of business.

29. SENATOR GRAHAM:

30. All right.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Okay. I...

33. SENATOR GRAHAM:

1. ...I just thought I'd...okay.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. I appreciate that. Senate Bills on 3rd reading. We will
4. commence where we left off yesterday and starting with Senate Bill
5. 490, Senator Buzbee. Senate Bills on 3rd reading. I would ask
6. that if you have amendments to Senate Bills on 3rd reading, that
7. rather than clutter the Secretary's Desk, they're in the process of
8. losing some of these. You just hold them, and we will bring it
9. back at the proper time and then you will not lose your place in
10. the rotation. Do you wish...490 to be called? 490, Mr. Secretary.

11. SECRETARY:

12. Senate Bill 490.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. This bill would permit a participant in the Universities Retire-
19. ment System to purchase credit for out of state teaching and other
20. public employment which is done with other...the downstate Teachers
21. Pension System at the present time, but only if this out of state
22. employment was full-time. It would also allow a participant to purchase
23. credit for prior Illinois employment with an employer covered by the
24. State Universities Retirement System, if this employment was one half-
25. time or more, would extend the time during which an employee on lay-
26. off status would be protected from one hundred to one hundred and
27. twenty days. It would provide a full year of service credit for eight
28. or more months of employment during the fiscal year. It would allow
29. service credit for unused sick leave if break is...in employment is
30. one hundred and twenty days or less. It would provide that pregnancy
31. and childbirth shall be considered as a disability only during the
32. sixty days immediately preceding and sixty days following the date of
33. delivery, and it would preclude transfer of credit from the State

1. employees retirement...system for service which was covered by
2. Social Security. The changes in this bill have been approved
3. by the Illinois Public Employees Pension Laws Commission, and
4. I'd ask for a favorable roll call.

5. PRESIDENT:

6. Any further discussion? Senator Rock.

7. SENATOR ROCK:

8. Question...question, if the sponsor will yield.

9. PRESIDENT:

10. He indicates he will.

11. SENATOR ROCK:

12. Do I understand that the amendment which was offered or wasn't
13. there an amendment offered and...and adopted to take out the pro-
14. vision allowing credit for periods of service out...outside the
15. State as a half-time or part-time employee?

16. PRESIDENT:

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Yes. I'm sorry, you're right. That is now you've got to have
20. been a full-time employee if it was out of the State. I did say
21. that in my original presentation. Right.

22. PRESIDENT:

23. Any further discussion? The question is shall Senate Bill 490
24. pass. All in favor will vote Aye. Opposed will vote Nay. The voting
25. is open. Have all voted who wish? Take the record. On this question,
26. the Ayes are 53, the Nays are none. This bill, Senate Bill 490, having
27. received a constitutional majority is declared passed. Senate Bill
28. 494, Senator Vadalabene.

29. SECRETARY:

30. Senate Bill 494.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator Vadalabene.

2. SENATOR VADALABENE:

3. Yes, Mr. President. I would like to have Senate Bill 494
4. returned back to the order of 2nd reading for the purpose of an
5. amendment.

6. PRESIDENT:

7. Is there leave? Leave is granted. Senator Vadalabene.

8. SENATOR VADALABENE:

9. Yes, what this amendment does is it...it...it takes out the...

10. PRESIDENT:

11. Do we have the amendment? Senator Vadalabene may explain the
12. amendment.

13. SENATOR VADALABENE:

14. Yes, this is Amendment No. 2, I believe, or 3 which Amendment
15. No. 2 which...which provides that the...the vehicles will not
16. travel on township or county roads, and I move for its adoption.

17. PRESIDENT:

18. Any further discussion? The question is shall Amendment No.
19. 2 to Senate Bill 494 be adopted. All in favor will say Aye.

20. SENATOR VADALABENE:

21. Aye.

22. PRESIDENT:

23. Opposed Nay. Ayes have it. The amendment is adopted. Any
24. further amendments? Any amendments from the Floor? 3rd reading.
25. Senate Bill 496, Senator Berning. Read the bill.

26. SECRETARY:

27. Senate Bill 496.

28. (Secretary reads title of bill)

29. 2nd...3rd reading of the bill.

30. PRESIDENT:

31. Senator Berning.

32. SENATOR BERNING:

33. Thank you, Mr. President. This bill seeks to resolve a rather

1. difficult situation that arose as a result of...of some legislation
2. which was passed in the last Session, and as a result of which
3. the Attorney General issued an opinion declaring a person may not
4. hold, simultaneously, the office of supervisor and county board
5. member. Senate Bill 496 was heard extensively and amended in committee
6. to accommodate all objections. We have adopted the amendment as
7. requested. There seems now to be no serious objection to it, and as
8. amended, will make it possible for the individual to hold, simultane-
9. ously, these offices until the next election for supervisor and in
10. that case will eliminate the need for a serious wrenching readjust-
11. ment at this time. I...

12. PRESIDENT:

13. Any further discussion? The question is shall Senate Bill 496
14. pass. Oh, Senator Hickey, I'm sorry.

15. SENATOR HICKEY:

16. Thank you, Mr. Chairman. I just want to say that we need the
17. passage of this bill badly in Winnebago County, and I'll...I'll
18. appreciate your favorable vote.

19. PRESIDENT:

20. The question is shall Senate Bills 496 pass. Senator Dougherty,
21. did you seek recognition?

22. SENATOR DOUGHERTY:

23. I just want to agree with Senator...Hickey and with Senator
24. Berning. We worked out the amendment which removes any of the
25. difficulties in the bill as it was originally presented.

26. PRESIDENT:

27. Any further discussion or approbation? Question is will...shall
28. Senate Bill 496 pass. All in favor will vote Aye. Opposed will
29. vote Nay. The voting is open. Have all voted who wish? Take the
30. record. On this question, the Ayes are 52, the Nays are 1. Senate
31. Bill 496 having received a constitutional majority is declared passed.
32. ... (Machine cut-off) ... having been intervening business. The next
33. bill is Senate Bill 494, Senator Vadalabene. Bill has been read the

1. 3rd time. Senator Vadalabene.

2. SECRETARY:

3. Senate...Senate Bill 494.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDENT:

7. Senator Vadalabene.

8. SENATOR VADLABENE:

9. Yes, thank you, Mr. President and members of the Senate. Senate
10. Bill 494 as amended will permit certain combination of vehicles on
11. any highway with the permission of the Department of Transportation.
12. As the law presently reads, all motor carriers before they travel on
13. any certain highways have to get permission from the Department of
14. Transportation. This bill now is the designated highways...will be
15. designated to the different trucking firms by the Department of Trans-
16. portation...Transportation. This bill came out of the Motor Vehicle
17. Laws Commission and also has support of the Department of Transportation.

18. PRESIDENT:

19. Any further discussion? Senator Merritt.

20. SENATOR MERRITT:

21. Yes, Mr. President. I wonder if the sponsor will yield to a
22. question?

23. PRESIDENT:

24. He indicates he will.

25. SENATOR MERRITT:

26. Excuse me. Do I understand now, Senator Vadalabene, that county
27. and township roads are exempted by your amendment, perhaps, of yes-
28. terday?

29. PRESIDENT:

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, the county and township roads...they cannot travel on a
33. county and township roads by Amendment No. 2.

34. SENATOR MERRITT:

1. Okay. Thank you.

2. PRESIDENT:

3. Senator...Senator Morris.

4. SENATOR MORRIS:

5. Would the sponsor yield to a question?

6. PRESIDENT:

7. He indicates he will.

8. SENATOR MORRIS:

9. Senator Vadalabene, under this legislation I can...recall in
10. committee, basically, there's a map now that's available on what
11. roads the truckers can travel on...

12. PRESIDENT:

13. Senator Vadalabene...

14. SENATOR MORRIS:

15. ...does this legislation replace that map?

16. PRESIDENT:

17. Senator Vadalabene.

18. SENATOR VADALABENE:

19. No. The...the map is a designated highway that will be permis-
20. sive by the Department of Transportation.

21. PRESIDENT:

22. Senator Morris.

23. SENATOR MORRIS:

24. What we have right now is we work on this map. This just
25. expands that?

26. PRESIDENT:

27. Senator Vadalabene.

28. SENATOR VADALABENE:

29. What it does, it reverses the situation where the motor vehicle
30. carriers now will travel on a designated highways. Before, they always
31. had to get permission every time they went on a certain highway to bring
32. in their carriers. This will...in other words, it eliminates all the
33. bureaucracy and the...and the correspondence back and forth, and these

1. carriers are continuously right to go on x highway. The designated
2. highways will be still enforced by the Department of Transportation.

3. PRESIDENT:

4. Senator Morris.

5. SENATOR MORRIS:

6. Is this...are we still going to keep, by the amendment on township
7. and county roads, are we still going to be able to keep these heavier
8. trucks off of State roads that are two lanes?

9. PRESIDENT:

10. Senator Vadalabene.

11. SENATOR VADALABENE:

12. We certainly are. The Department of Transportation will see
13. that...will see that that is taken care of. And we're going to keep
14. them off the county and township roads.

15. PRESIDENT:

16. Senator Daley.

17. SENATOR DALEY:

18. Mr. President, fellow Senators, a point of personal privilege.
19. I would like to introduce a group of students from Senator Romano's
20. district who are down here from St. Anne's are in the audience on
21. behalf of Senator Romano.

22. PRESIDENT:

23. Would they stand and be recognized by the Senate.

24. SENATOR DALEY:

25. Incidentally, Mr. President and fellow Senators, Senator Romano
26. is in the hospital in the Chicago area at St. Anne's and I'd like to
27. point that out for the record.

28. PRESIDENT:

29. The record will so show. Senator Wooten desire recognition on
30. this question? Any further discussion? The question is shall Senate
31. Bill 494 pass. All in favor will vote Aye. Opposed will vote Nay.
32. The voting is open. ... (Machine cut-off) ... all voted who wish? Have
33. all voted who wish? Take the record. On this question, the Ayes are 24,

1. the Nays are 12, 9 Voting Present. This bill having failed to receive
2. a constitutional majority is declared lost. The Chair would observe
3. that many of the questions that are asked of the sponsors are questions
4. which the sponsor has already made in his opening statement. It follows
5. then that if the opening statement is listened to, many of the questions
6. would be eliminated. Senate Bill 500, Senator McCarthy.

7. SECRETARY:

8. Senate Bill 500.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator McCarthy.

13. SENATOR McCARTHY:

14. Yes, Mr. President and members of the Body, yesterday we passed
15. a bill that Senator Morris was the chief sponsor and it incorporated
16. some amendments in 500. I'm hesitant about killing a bill but I think
17. the subject matter has been taken care of. And Senator Morris, is
18. there any reason you know of why this bill shouldn't be Tabled now?
19. All right, then I move that the bill be Tabled.

20. PRESIDENT:

21. Senator McCarthy moves that Senate Bill 500 be Tabled. All in
22. favor will say Aye. Opposed Nay. Senate Bill 500 is Tabled. Senate
23. Bill 502, Senator Hynes.

24. SECRETARY:

25. Senate Bill 502.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDENT:

29. Senator Hynes.

30. SENATOR HYNES:

31. This bill does two things. It first increases the annual State
32. stipend to deputy assessors who have received the Certified Illinois
33. Assessor Certificate. It increases the stipend from three hundred

1. dollars annually to one thousand dollars, and secondly, it requires
2. that at least one course for the purpose of obtaining that designation
3. be held in Cook County each year. This bill, I think, is very desirable
4. legislation in the sense of improving the assessment procedure and
5. process throughout this State. Presently, in many areas, the assess-
6. ment process is deficient because of the...the lack of training of many
7. that are called upon to...to do the assessments, and this is especially
8. true as assessments become more complicated. This will be an incentive
9. to deputy assessors to take the requisite training to obtain the...the
10. certificate, and therefore, I think will result in improvement of the
11. assessment procedure. I would be happy to answer any questions, and
12. if there are none, I would simply ask for a favorable roll call.

13. PRESIDENT:

14. Senator Glass.

15. SENATOR GLASS:

16. Senator Hynes, does the bill as drafted apply to all township
17. assessors? Would...would increase their salary to a thousand dollars?

18. PRESIDENT:

19. Senator Hynes.

20. SENATOR HYNES:

21. Any assessor or deputy assessor who has completed the course of
22. study necessary to get the designation Certified Illinois Property
23. Assessor.

24. SENATOR GLASS:

25. Well, I...I have a little concern about that, and I did get a
26. letter from my own township assessor who said he did not want the...
27. the increase because he doesn't do any assessing of real estate any
28. more, and I just wonder if that...you might comment on that. Are
29. we going to be paying these people an additional seven hundred dollars
30. and...and then the townships, they're not doing any assessing of real
31. estate.

32. PRESIDENT:

33. Senator Hynes.

34. SENATOR HYNES:

1. There...there may be one or two examples of that, but I think
2. that would only be in Cook County and in that situation, I...I don't
3. believe that most of the...the township assessors have that designation.
4. So that I think the...the number of examples would be very small.
5. Insofar as downstate...

6. SENATOR GLASS:

7. Well, I...

8. SENATOR HYNES:

9. ...Illinois is concerned, in fact, there is assessment done.

10. PRESIDENT:

11. Senator Glass.

12. SENATOR GLASS:

13. Yeah. I...I think...thank you, Mr. President. I can see in
14. downstate the need for it. I just would hate to have us creating a
15. windfall in Cook County if...you know, if there's a possibility of
16. excluding them, perhaps over in the House, I would appreciate it if
17. you'd look into it.

18. PRESIDENT:

19. Senator Nimrod.

20. SENATOR NIMROD:

21. Will the Senator yield to a question?

22. PRESIDENT:

23. He indicates he will.

24. SENATOR NIMROD:

25. Senator Hynes, is there a sliding scale for some of these small
26. undersized townships, since we, in the Tax Study Commission, are talking
27. about some consolidations for the very small ones because of the number
28. of people there. Is there any scale on that or would they automati-
29. cally be mandated to...to get this increase?

30. PRESIDENT:

31. Senator Hynes.

32. SENATOR HYNES:

33. Well, there is no sliding scale, and I...I frankly am not sure that

1. I follow your logic on the point. If...if an individual is a deputy
2. assessor and is charged with the responsibility of assessing property and
3. takes the time and puts in the effort to obtain this designation, then
4. he should be...he should receive the compensation whether he be from
5. a small county or township or from Cook County. And if I could again,
6. also with respect to Senator Glass' question as far as Cook County is
7. concerned, the Cook County Assessor's Office would be involved and they
8. do, in fact, engage in assessment for...the assessment process, and there
9. are a number of individuals there who would be affected by this bill.

10. PRESIDENT:

11. Any further discussion? The question is shall Senate Bill 502
12. pass. All in favor will vote Aye. Opposed will vote Nay. The voting
13. is open. Have all voted who wish? Take the record. On this question,
14. the Ayes are 46, the Nays are 3, 2 Voting Present. Senate Bill 502
15. having received a constitutional majority is declared passed. Senate
16. Bill 506, Senator Knuppel. 508, Senator Knuppel. Senate Bill 511,
17. Senator Rock.

18. SECRETARY:

19. Senate Bill 511.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Rock.

24. SENATOR ROCK:

25. Thank you, Mr. President and members of the Senate. This is the
26. annual appropriation for the state officers and members of the General
27. Assembly in the amount of twelve million dollars. Eleven million of
28. which come...eleven million, seven comes out of General Revenue. We
29. have reflected in here, by virtue of the amendment, a restructuring,
30. rightful restructuring from the way the Bureau of the Budget presented
31. it. The Republicans offered an amendment to restructure the bill which
32. we graciously accepted. I think the bill is now in an acceptable form,
33. and I would ask a favorable roll call.

1. PRESIDENT:

2. Any further discussion? The question is shall Senate Bill 511
3. pass. All in favor will vote Aye. Opposed will vote Nay. The voting
4. is open. Have all voted who wish? Take the record. On this question,
5. the Ayes are 57, the Nays are none. This bill having received a
6. constitutional majority, Senate Bill 511, is declared passed. Senate
7. Bill 514, Senator Buzbee.

8. SECRETARY:

9. Senate Bill 514.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Yes, Mr. President, this is the appropriation for the ordinary and
16. contingent expenses of the Teacher's Retirement System. For those
17. teachers, those older teachers, you'll recall, we passed the legis-
18. lation last year to increase them to a minimum of ten dollars per month
19. for every year of service up to a maximum of thirty years. That's these
20. people that are in the seventy-five to older category, and I would ask
21. for a favorable roll call.

22. PRESIDENT:

23. Is there further discussion? The question is shall Senate Bill 514
24. pass. All in favor will vote Aye. Opposed will vote Nay. The voting
25. is open. Have all voted who wish? Take the record. On this question,
26. the Ayes are 54, the Nays are none. Senate Bill 514 having received
27. a constitutional majority is declared passed. Senate Bill 518, Senator
28. Carroll.

29. SECRETARY:

30. Senate Bill 518.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator Carroll. Would the gentleman standing in front of
2. Senator Carroll please vamoose.

3. SENATOR CARROLL:

4. Thank you, Mr. President. Senate Bill 518 deals with the assess-
5. ment procedure in Cook County. Allows for clarification and...and a
6. change in assessment before the verification of the books and to out-
7. date...to repeal the outdated provisions of three days of sitting in a
8. nonquad reassessment. This would allow him to make the change prior
9. to the time he actually verifies the books. I ask for a favorable
10. roll call.

11. PRESIDENT:

12. Any further discussion? The question is shall Senate Bill 518
13. pass. All in favor will vote Aye. Opposed will vote Nay. The voting
14. is open. Have all voted who wish? Take the record. On this question,
15. the Ayes are 50, the Nays are none. Senate Bill 518 having received
16. a constitutional majority is declared passed. Senate Bill 520, Senator
17. Carroll.

18. SECRETARY:

19. Senate Bill 520.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President. Senate Bill 520 allows these Metropolitan
26. Sanitary District of greater Chicago to issue short term anticipatory
27. notes. This is necessitated because of the fluctuation in interest
28. rates today, and I would be willing to answer any questions. Ask for
29. a favorable roll call.

30. PRESIDENT:

31. Any further discussion? The question is shall Senate Bill 520
32. pass. All in favor will vote Aye. Opposed will vote Nay. The voting
33. is open. ... (Machine cut-off)...voted who wish? Take the record. On

1. this question, the...the Ayes are 50, the Nays are none, 3 Voting
2. Present. Senate Bill 520 having received a constitutional majority
3. is declared passed. Senate Bill 521, Senator Carroll.

4. SECRETARY:

5. Senate Bill 521.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Carroll.

10. SENATOR CARROLL:

11. Thank you, Mr. President. Senate Bill 521 has nothing to do
12. specifically with the rivers mentioned in the title of the act. All
13. the bill does is allow the treasurer of the Sanitary District to
14. conform with his activities the same as any other treasurer...in our
15. State so that he may place his funds in...in an investment account and
16. only maintain a thirty day cash flow as opposed to ninety, as he's
17. presently required to do, and allows him to invest at the market price.
18. This is what we allow for all other treasurers. I'd be willing to
19. answer Senator Hall or anyone else's questions.

20. PRESIDENT:

21. Senator Harber Hall. Is there any further discussion? The
22. question is shall Senate Bill 521 pass. All in favor will vote Aye.
23. Opposed will vote Nay. The voting is open. Have all voted who wish?
24. Take the record. On this question, the Ayes are 50, the Nays are none.
25. Senate Bill 521 having received a constitutional majority is declared
26. passed. Senate Bill 524, Senator Buzbee.

27. SECRETARY:

28. Senate Bill 524.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Buzbee.

33. SENATOR BUZBEE:

1. Mr. President, this bill appropriates one hundred and fifty-six
2. thousand, seven hundred dollars to the State Universities Retirement
3. System. This is the money from the escheat funds that is annually
4. divided up among all the retirement systems, and I would ask for a
5. favorable roll call.

6. PRESIDENT:

7. Any further discussion? The question is shall Senate Bill 524
8. pass. All in favor will vote Aye. Those opposed will vote Nay. The
9. voting is open. Have all voted who wish? Take the record. On this
10. question, the Ayes are 53, the Nays are none. Senate Bill 524 having
11. received a constitutional majority is declared passed.

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13. (Continued on next page)

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3rd reading
S.B. 525
5-13-75

1. PRESIDENT:
2. Senate Bill 525, Senator Rock.
3. SECRETARY:
4. Senate Bill 525.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDENT:
8. Senator Rock.
9. SENATOR ROCK:
10. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
11. Senate Bill 525 is, I think, a very significant piece of legislation.
12. It enacts a new Child Abuse Reporting Act. The bill was inspired
13. by the Department of Children and Family Services, and was introduced
14. primarily to bring our State law into conformance with the new
15. Federal regulations, and thus, qualify the State of Illinois unques-
16. tionably for Federal funds now available for child abuse prevention.
17. The bill repeals the current Act and installs a brand new Act adding
18. a couple of new sections. It enlarges the class of those persons
19. required to report suspected cases of child abuse to virtually cover
20. everyone. Now there were two amendments offered and adopted in
21. committee and subcommittee of the Judiciary Committee. The first
22. allows for the appointment of a guardian ad libitum at the discretion
23. of the court, and the second amendment struck a particular section
24. which met with some objection, frankly my own included, which had,
25. as introduced, provided for criminal penalties for failure to make
26. the required report. That section has been deleted entirely by
27. virtue of Amendment No. 2. The bill, I think, is a good one. The
28. Federal Child Abuse Regulations under the Department of Health, Education
29. and...Welfare of the Federal Government. They have issued new guide-
30. lines. This bill will bring our State into conformity and will, there-
31. fore, put us in a posture where we will be able to receive more than
32. the one point one million dollars already received under this Child
33. Abuse Grant. I solicit your favorable support.

1. PRESIDENT:

2. Any further discussion? Senator Fawell.

3. SENATOR FAWELL:

4. Well, Mr. President, I...I rise in opposition to the bill,
5. somewhat reluctantly, because I...I think the...the intent of the
6. bill is something that about which we're all very concerned - the
7. abused or neglected child. I would suggest, however, that every-
8. one take a very careful look at what we are doing. The basic changes
9. which are made in Senate Bill 525 is that the, first of all, the defi-
10. nition of a abused or a neglected child is greatly broadened, and a...a
11. simple reading of that will...will show you what I mean. A neglected
12. child, for instance, is...refers to a failure to provide by those
13. responsible for the care and maintenance of the child of proper and
14. necessary support, education as required by law, or medical or other
15. remedial care, or other care of the child's welfare, abandonment by the
16. parent or guardian or...or the custodian, that is anybody that may simply
17. have even temporary custody, I suppose, including even a baby sitter,
18. ...subjecting a child also to an environment injurious to the child's
19. welfare. Abuse is defined as any physical injury, and physical injury,
20. sexual abuse, mental injury. If anybody can tell me what in the world
21. that is, I'll be glad to listen - mental injury. Now, couple the...the
22. broadening...the...the broadening of the definitions of an abused child or
23. a neglected child with Section 5 of the Act, which, for the first time,
24. introduces the power of a doctor, and this is any doctor, to have what
25. is called temporary protective custody. Other words, if the physician
26. is of the opinion that the...for the child to continue in his place of
27. residence or in the care and the custody of the parent or the guardian
28. or the custodian presents what the doctor believes is to be eminent
29. danger to the child's health of life, then the doctor can simply take
30. charge of that child in a hospital setting or other such facility, and
31. the Act is just...says nothing more. It relies upon the Department of
32. Children and Family Services ultimately going into court, and apparently
33. having the child declared as a neglected child or provide...proceeding

1. under the Juvenile Court Act. It doesn't set any time limit for
2. how long, for instance, a doctor might arbitrarily be of the opinion
3. that the child has suffered mental abuse or that the home environment
4. is not what it ought to be. Now, all of these...these definitions
5. are so vague that really we're just giving a carte blanche authority
6. to physicians to be able to hold children in medical facilities when-
7. ever they feel as though they want to hold them. Interestingly enough,
8. the bill goes on to point out that the physician doesn't really have
9. to find that the child is in need of any medical treatment whatsoever,
10. but just as of the opinion, in effect, that we have an abused child or
11. a neglected child under these fantastically broad definitions. I don't
12. believe the bill has been drafted properly. I think it's...it's a
13. very haphazard job. I don't believe that...

14. PRESIDENT:

15. Time. Time, Senator. Would you...

16. SENATOR FAWELL:

17. ...that this much is necessary...

18. PRESIDENT:

19. ...conclude your remarks.

20. SENATOR FAWELL:

21. ...Just one second, that this much is necessary in order to be
22. able to hold on to the Federal funds. I would ask you to very
23. closely look at this legislation.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Yes, thank you, Mr. President, Ladies and Gentlemen of the
28. Senate. Senator Fawell and I had a similar discussion in the
29. Judiciary Committee. I did not expect nor do I solicit at this
30. point his personal support. However, I would like to point out,
31. number one, the definition of neglect is that which is contained
32. presently and has been in the Juvenile Court Act for many years.
33. So, if that's vague, I'm sorry, the whole Juvenile Court Act is

1. also vague. Secondly, under the definition of abuse, there's no
2. question but that we are adding sexual abuse and mental injury. Now,
3. I will admit that the word mental injury lacks something in precision.
4. I, for one, do not want to stand here and practice psychiatry. I
5. think that's better left up to the psychiatrists and the court to
6. determine whether or not, in fact, there has been...this child has
7. been subjected to mental injury. This is a requirement of the
8. Federal regulations. The HEW has a similar definition of abuse to
9. include both sexual abuse and mental injury. Finally, with respect
10. to the Section 5 which provides for temporary protective custody,
11. this, frankly, is a subject of some concern to many. The concern
12. is shared by others besides Senator Fawell, and I have attempted at
13. least to draw this with such circumscription that it will certainly
14. not be abused. The physician taking or retaining the child in...in
15. temporary protective custody, and that of course shall mean custody
16. within a hospital or other medical facility only, but upon that
17. taking, the physician must immediately, immediately notify the parents
18. or guardian of the child and the Department of Children and Family
19. Services, and then the Department is mandated to promptly initiate
20. proceedings under the Juvenile Court Act for the continued temporary
21. custody of the child. Now, I have had several conversations with
22. physicians, especially in the County of Cook, who desperately want
23. this particular provision. It will protect them, and they think,
24. protect children that come to their attention. We are now, if you
25. read the Chicago Tribune this morning, the reporting has gone up
26. some seventy percent. We fully expect that there will be, in fact,
27. two thousand reported cases of child abuse, and every tool that we
28. can afford the physician for the protection of the children, I think,
29. is a good one. So, with...with those remarks, I would again solicit
30. a favorable roll call.

31. PRESIDENT:

32. Senator Bloom.

33. SENATOR BLOOM:

1. Mike is not on. Oh, it is. I rise in support of this bill.
2. We have similar problems in central Illinois and in Peoria, and I
3. talked with the sponsor and the bill does exactly what he says.
4. And...and I'd...I urge you to vote for it.

5. PRESIDENT:

6. Senator Graham.

7. SENATOR GRAHAM:

8. Mr. President and members of the Senate, I always hesitate to
9. get into arguments with the lawyers because I'm afraid I'll confuse
10. them. I am concerned as Senator Rock as many people are of this
11. temporary protective custody. I know also that the current ruling
12. perhaps indicates that if this bill doesn't pass with that in there,
13. we, perhaps, will lose considerable amount of HEW money. Is that
14. correct?

15. PRESIDENT:

16. Senator Rock.

17. SENATOR ROCK:

18. No, Senator and I did not mean to give that impression. This
19. particular Section, Section 5, is not required by the Health, Education
20. and Welfare guidelines, and I did...if...if that impression was given,
21. it...it was...unintentional on my part. That particular Section stands
22. by itself. Do...

23. SENATOR GRAHAM:

24. Then I...I have a concern of the wrong doctors getting a hold
25. of a child and God knows this could happen. In my experience for the
26. past couple of years with some of the personnel of Children and Family
27. Services makes me a little gun-shy in that area. I think that you
28. have us between a rock and a hard place on this bill, and I know your
29. sincerity is unquestionable in this, but, Senator, if we find that
30. there is abuse by the doctors and/or the members of the Department
31. of Children and Family Services, and they will could show up before
32. next year, would you support me in some kind of an amendment to correct
33. those abuses or have me support you?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rock.

3. SENATOR ROCK:

4. With...without fear of hesitation, unqualifiedly. I, for one,
5. with this particular Section, and again I wish you would just read it.
6. It...it does, in fact, make sense. We are talking only about a
7. physician who has a child brought before him for emergency care.
8. If, in the opinion of that physician, the welfare of the child would
9. ...would demand that the child be retained in the doctor's temporary
10. custody - the doctor that immediately notifies the parents and the
11. Department of Children and Family Services. I, for one, frankly, would
12. ~~perhaps indicate that if this bill doesn't pass, that~~
...would wish that we would have a little faith in...in that profession,
13. and that those doctors who, especially in Cook County Hospital and
14. Michael Reese Hospital and the major metropolitan hospitals, who have
15. case after case of these children brought before them. We...we should
16. give them this additional tool, so that they will not just treat...treat
17. the child medically and then have...have to release them into the cus-
18. tody of the parents without some independent agency. I, frankly, have
19. not in the past been that delighted with the work of some of the social
20. workers of the Department of Children and Family Services. I...I think
21. an attempt is being made to upgrade and professionalize that department,
22. and if, in fact, this Section or any other Section of this law is sub-
23. jected to abuse, you can be sure that I will be standing shoulder to
24. shoulder with you and others to correct it.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Nimrod. I would point out that Senator Rock has already
27. closed debate.

28. SENATOR NIMROD:

29. I don't think that...Mr. President, I...I don't think that
30. was asked for. It was a matter of discussion back and forth here.
31. I don't think anybody...you closed the debate at all. But at any rate,
32. I do...would like to know if the sponsor would yield to a question?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Indicates that he will.

2. SENATOR NIMROD:

3. Senator Rock, since this is such a important issue and one
4. which does repeal an Act and provide a whole new one, I might ask
5. if - has this particular whole presentation been heard before any
6. other commission or group beside the Judiciary Committee?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Rock.

9. SENATOR ROCK:

10. I...I don't know, frankly, what commission or group. You mean
11. the Commission on Children, for instance, or some...? No, to my
12. knowledge, it has not.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Nimrod.

15. SENATOR NIMROD:

16. Well, it...it seems to me, and even though I agree with a number
17. of things that you...you have...are proposing and saying, it seems to
18. me that every time, including our Constitution, including Judicial
19. reform and including any other major act that goes through, we attempt
20. to put it through and then we spend the next five or ten years trying
21. to correct it. It would seem to me that something of this magnitude,
22. something of this importance ought to be heard by some group other
23. than the Judiciary, and I would...I would think that for that reason
24. alone that it would sets up several questions in my mind, and I...I
25. think in order to properly evaluate and to effectively vote on this
26. issue, I...I think we're just rushing something through without any
27. reason for it.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Rock.

30. SENATOR ROCK:

31. Well, to...to allay some of the Senators fears, I am apparently
32. misinformed. I saw Naomi Hiett at the Executive Director of the
33. Commission on Children waiving frantically from the balcony. Apparently

1. that commission did consider it. I know the Advisory Council
2. to the Department of Children and Family Services does statutorily
3. set up Advisory Council did consider this. You know, I...I think
4. that if we're to delay every significant piece of legislation on the
5. basis that every existing commission or committee or ad hoc group
6. didn't take a look at it, frankly, we wouldn't get much done around
7. here, and I would ask a favorable roll call.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The question is shall Senate Bill 525 pass. Those in favor vote
10. Aye. Those opposed vote Nay. The voting is open. Have all voted
11. who wished? Take the record. On that question, the Ayes are 47, 2
12. voting Nay, 2 voting...7 Voting Present. Senate Bill 525 having re-
13. ceived a constitutional majority is declared passed. Senate Bill 526,
14. Senator Harber Hall.

15. SECRETARY:

16. Senate Bill 526.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Harber Hall.

21. SENATOR HALL:

22. Mr. President and fellow Senators, 526 attempts to strengthen the
23. Act in respect to the Auditor General and his power to ask for and
24. receive promptly matters that he is concerned with in respect to audit-
25. ing accounts from all State agencies. Under the 1970 Constitution,
26. as you all are well aware, the General Assembly appointed an Auditor
27. General and now he needs to be furnished statutorily with the power
28. to ask for and receive accounts and items of interest to his responsi-
29. bility. This does that and in addition, it provides that where he
30. fails to receive prompt responses to his requests, he will be required
31. to make a report to the Speaker of the House, the President of the
32. Senate and the Legislative Audit Commission. I know of no objection
33. to this. I think it's needed, and I respectfully urge your support.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further debate? The question is shall Senate Bill
3. 526 pass. Those in favor vote Aye. Those opposed vote Nay. The
4. voting is open. ... (Machine cut-off) ... voted who wish? Take the
5. record. On that question, the Ayes are 57, the Nays are none, none
6. Voting Present. Senate Bill 526 having received a constitutional
7. majority is declared passed. Senate Bill 527, Senator Egan.

8. SECRETARY:

9. Senate Bill 527.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Egan.

14. SENATOR EGAN:

15. Thank you, Mr. President, members of the Senate. This bill
16. does what presently is done for the elderly, for the senior citizens
17. and for the school students. It provides for reimbursement to mass
18. transportation systems in Illinois for their allowing reduction in
19. fares for the handicapped, and in the Transportation Committee, this
20. bill passed out unanimously. It has bipartisan support. The only
21. opposition was through the department who...who...has the same opposi-
22. tion to reimbursing the...for...for reduced fares for students and
23. for the senior citizens simply because it's an administrative burden
24. on them. They would rather have the systems do it, but because it's a
25. central, easier, less costly way of doing it, we overcame that ob-
26. jection and passed the bill out unanimously. I appreciate your sup-
27. port.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there further debate? Senator Glass.

30. SENATOR GLASS:

31. I...Senator Egan, I am for the bill, but I just wondered if you
32. would indicate the approximate cost of this bill, ...if you did not
33. do so.

1. The...the estimate is between one and three million.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further debate? Senator Hynes.

4. SENATOR HYNES:

5. Mr. President, while we have a moments break, I'd like to
6. introduce a group in the balcony from All Saints Scool in Chicago,
7. and I'd ask that they stand and be acknowledged by the Senate.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Will they please stand and be recognized. Is there further
10. debate on Senate Bill 527? The question is shall Senate Bill 527
11. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
12. is open. Have all voted who wished? Take the record. On that
13. question, the Ayes are 52, the Nays are none, none Voting Present.
14. Senate Bill 527 having received a constitutional majority is declared
15. passed. Senate Bill 529, Senator Egan.

16. SECRETARY:

17. Senate Bill 529.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Egan.

22. SENATOR EGAN:

23. Thank you, Mr. President, members of the Senate. The explanation
24. in the...in the Calendar is quite wrong, indeed. It does not require
25. banks and savings and loan to do what it says. It, however, allows
26. the borrower who has presently an escrow account in a savings and loan
27. or a bank or a lending institution to pledge a savings account sufficient
28. to pay his real estate tax and for the preceding year which account will
29. bare interest. It's an optional right which the borrower obtains through
30. this Act. As a matter of fact, the savings and loan institute is be-
31. hind the bill. The concept, originally they opposed, but because we
32. worked on this bill to the mutual satisfaction of the homeowner and
33. the savings and loan league, this bill is not opposed. It...some

1. institutions presently do this, but what this bill does is allow
2. the homeowners this right. So I would ask, if there's no opposition,
3. for your favorable support.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Merritt.

6. SENATOR MERRITT:

7. Yes, Mr. Chairman, members of the Senate, I rise in support of
8. this legislation. I think it's in the best interest of our many
9. home mortgage borrowers today. As Minority Spokesman for the committee
10. in which it was heard, there was only one descending vote against it,
11. and I would hope that membership from both sides of the aisle would
12. support it.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Berning.

15. SENATOR BERNING:

16. One question of the sponsor.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Indicates he'll yield.

19. SENATOR BERNING:

20. It was pointed out that in some instances certain institutions
21. credit the entire monthly deposit, both the payment on the mortgage,
22. the interest, and the deposit for taxes is all credited to the out-
23. standing balance. Then when the taxes are paid, that amount is again
24. added onto the balance of the mortgage. In this way, the individual
25. is getting credit for the interest that would have been earned on that
26. money. Now, is there any way that this amendment that you have on this
27. bill covers that situation?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Egan.

30. SENATOR EGAN:

31. Those people have the option to change, and if they are benefited
32. by that present system, they will not change. So it does not affect
33. them unless they, themselves, wish it to.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Berning. Any further debate? Senator Egan may close.

3. SENATOR EGAN:

4. I have nothing further, Mr. President.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Question is shall Senate Bill 529 pass. Those in favor vote
7. Aye. Those opposed vote Nay. The voting is open. Have all voted
8. who wished? Take the record. On that question, the Ayes are 53,
9. the Nays are 1, none Voting Present. Senate Bill 529 having received
10. a constitutional majority is declared passed. Senate Bill 530.

11. Senate Bill 541, Senator Hynes.

12. SECRETARY:

13. Senate Bill 541.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Hynes.

18. SENATOR HYNES:

19. Mr. President and members of the Senate, this bill would allow the
20. Chicago Board of...Education to enter into collective bargaining a-
21. greements for a period up to three years. It is supported...both
22. by the Board of Education in the City of Chicago and by the Chicago
23. Teachers Union and is highly desirable legislation in terms of employee
24. relations. It will bring some stability to the negotiations in
25. Chicago. The option is there, as to whether the contract will be
26. entered into for more than a one year period, and having this option
27. available is extremely important. There was no objection to the bill
28. in Labor and Commerce, and I know of no objection to it, and I would
29. ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Fawell.

32. SENATOR FAWELL:

33. I...I'd like to ask a question of the sponsor, if I may?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Indicates he'll yield.

3. SENATOR FAWELL:

4. The...does...does this bill, if it is passed, constitute the
5. first statutory authorization for collective bargaining of public
6. school employees in Illinois?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Hynes.

9. SENATOR HYNES:

10. I don't know whether it's the first statutory authorization
11. or not. It simply embodies a practice that exists in Chicago
12. already and allows it to be done for a period of three years as
13. opposed...up to three years as opposed to one.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Fawell.

16. SENATOR FAWELL:

17. I tell you, my...my fear about this bill and as I recall,
18. a bill similar to this was killed in the Education Committee the
19. last several years. Is that, first of all, it is for the first
20. time, I believe, in the history of the State of Illinois where
21. we are taking a position of sanctioning in statute of collective
22. bargaining which...which may be...which may be fine. But, on the
23. other hand, and...and I would say we're definitely doing that because
24. we're saying that you can enter into collective bargaining agreements
25. for a three year period which, of course, means that we're statutorily
26. saying - this is proper, and yet, we're not defining in anyway what
27. collective bargaining means. Does this mean, Senator Hynes, that the
28. strike of the Chicago public school teachers is now legally authorized
29. by statute?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Hynes.

32. SENATOR HYNES:

33. No, it does not. It simply leaves the law as it presently exists.

1. It does nothing to the existing law on the subject of...of employer,
2. employee relations in the public sector. It simply says that the
3. one year agreements that are presently being entered into may be
4. extended to as...to as much as three years.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Fawell.

7. SENATOR FAWELL:

8. Well, it...it doesn't quite say that. It doesn't say that
9. the collective bargaining agreements that are now being entered
10. into can be extended to three because we don't have any authority
11. for collective bargaining now aside from...from case law. It
12. is saying, for the first time, that the Board of Education has the
13. power to enter into collective bargaining agreements, and I would
14. submit that the court now must construe what is the legislative
15. intent by utilization of the words - collective bargaining. That
16. is to say, does this include the right to strike? Does it include
17. the agency shop and many, many other questions? May I ask this point
18. too, Senator? The particular section which you are amending, is the
19. section that deals with the prohibition for the Board of Education
20. to enter into any contract for the expenditure of funds unless there
21. is an appropriation to support that expenditure, and what you are
22. saying here, are you not, is that a collective bargaining agreement
23. which can cover the total gambit of the Board of Education budget,
24. indeed, does not have to be supported in anyway by any appropriation
25. whatsoever? Are you not saying that?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Hynes.

28. SENATOR HYNES:

29. Not as I understand it. This is simply extending the existing
30. practice in the City of Chicago to three years making no other change.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Fawell, your time has...expired, so I would...I think
33. we should go to another member. Senator Fawell.

1. SENATOR FAWELL:

2. Well, I don't know if you've counted the...the reply, but...
3. but let me...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Yes, the...the Chair's ruling has been consistent that we include
6. the reply...

7. SENATOR FAWELL:

8. I see.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. It would give you a double amount of time if we did not include
11. it, so you're five minutes has expired.

12. SENATOR FAWELL:

13. Well, may I...may I make just this one minor comment...

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. If you would be brief, I'd...

16. SENATOR FAWELL:

17. ...it's not...not a minor point, but I...I want all of
18. you to look at the section we're amending. The section says
19. contracts, expense and liabilities without appropriation. We're
20. setting forth here an exception. We're saying that collective
21. bargaining agreements can be entered into and you don't need any
22. appropriation whatsoever to support it. I...I...this is an astound-
23. ing piece of legislation. It's far-reaching and we're going to hear
24. a lot about it from the courts if we pass it.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Savickas. And I also have Senator Glass, Senator Bell,
27. Senator Nimrod, Senator Harber Hall.

28. SENATOR SAVICKAS:

29. If I may offer what I understood to be the intent of the bill
30. after talking to the Chicago Teachers Union and the Chicago Board
31. of Education, this would allow them to have some free time to negotiate
32. their contracts now with the Board of Ed, and instead of immediately
33. once a contract is established having to sit down again and draw up

1. new possible contracts and go back to the negotiating table for the
2. following year as to have some stability and some time to offer these
3. contracts for a three year period instead of a one year period as is
4. now the practice. It is just for the purpose of allowing the Teachers
5. Union and...the Chicago Teachers Union and the Board of Education some
6. reprieve from the constant bargaining at the bargaining table. Instead
7. of a year contract, make it for three; no other change in any operation
8. of the present law. I would suspect that this would be a savings, not
9. only in time and energy, and it would allow each teacher to know that
10. for three years these are the conditions. We cannot, as soon as one
11. contract is entered into, start beginning to dream up new ideas, new
12. conditions and demand...make new demands and start striking again or
13. threatening. This would cause for the City of Chicago, in my opinion,
14. a continuity in education and relationship between administration and
15. the Teachers Union. This would be a very essential bill for all of our
16. children in Chicago.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President. I...I do agree with what Senator
21. Savickas said. I can see the advantage of...of three year contracts,
22. but I would like to ask Senator Hynes this specific question because
23. I don't think you've answered it yet, Senator Hynes. Senator Fawell
24. raised this earlier. Suppose that there is a three year contract,
25. Senator Hynes, calling for an increase in...in the teachers salary
26. each of those three years. What if the board in the second year
27. doesn't appropriate the money? What...what machinery is there to
28. guarantee that the contract will be performed? In other words, there's
29. ...there are legislative acts to be performed in order to comply with
30. the contract, and I just wonder how that can...how you can work that
31. out?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Hynes.

1. SENATOR HYNES:

2. Well, to go back again to...to both Senator Fawell's question
3. and Senator Glass's elaboration of it, this bill envisions a situation
4. in which the Chicago Board of Education can enter into a contract
5. regarding wages and working conditions for a period up to three years
6. as opposed to one year at the present time. The difficulty with
7. the one year approach has been that we no sooner have a contract signed
8. and then we are into problems and negotiations with respect to the
9. next one, and we have no stability, no continuity of employee relation-
10. ships. The entire school system and structure is disrupted by these
11. questions. Obviously, there is not going to be an appropriation for
12. three years in advance when the contract is entered into. The following
13. year, the board will then have to pass an appropriation ordinance to
14. fund the existing contract, and it has to have in mind at the time it
15. assigns and approves the contract that it's obligated to do that.
16. The same...

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Excuse me, Senator Hynes. Could we have some order please.
19. Senator Hynes.

20. SENATOR HYNES:

21. The same situation exists presently with...with respect to
22. building construction in other areas where the board makes long
23. term commitments to other agencies. The same would be true here.
24. If, in fact, the board were in a position that it could no longer
25. fund the contract, if...if the, let's say State aid were to be cut
26. in half, then the situation would be an effort to enforce the contract
27. which would be fruitless. But what the board has...what the board has
28. done, it would be fruitless in the sense there would be no funds avail-
29. able. What the board has done, though, is to in effect say - that of
30. our revenues in the succeeding year, we are going to earmark a...this
31. amount for purposes of salaries and...and fringe benefits.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Glass. Senator Partee.

1. SENATOR PARTEE:

2. Thank you, Mr. President and members of the Senate. On a
3. point of personal privilege, I would like to introduce a...an out-
4. standing gentleman who is quite well-know throughout the length
5. and breath of this country certainly. He's Mr. Alan Alda who
6. was recently appointed by President Ford to the National Commission
7. for the observance of International Women's Year. You may know him
8. in a more pleasant and more particular, more everyday role from the
9. production which we've all enjoyed so...so much called MASH. Mr. Alan
10. Alda.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Mr. Alda.

13. ALAN ALDA:

14. (Speech by Alan Alda)

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. We are on the consideration of Senate Bill 541. Two Senators
17. have sought recognition. Senator Nimrod. Gentlemen, please.
18. We're on Senate Bill 541. Senator Nimrod is recognized.

19. SENATOR NIMROD:

20. Mr. President, on this particular bill, I...I really don't see
21. any need for including the words - collective bargaining agreements.
22. I...I think that what you are doing is injecting a cloud...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Buzbee, for what purpose do you arise?

25. SENATOR BUZBEE:

26. A point of order, Mr. President. I wonder...we have a Senator
27. that's...asking a question and making some discussion. I wonder if
28. we could have a whole lot of order so the rest of us could hear him?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Thank you, Senator Buzbee. I've asked for that order. I...
31. Gentlemen, we have done very well until the last five minutes, so
32. if we would please come to order, we can get back to Senate Bill 541.
33. Senator Nimrod is recognized.

1. SENATOR NIMROD:

2. Thank you, Mr. President. I think in this case, we ought to
3. acquaint our...reacquaint ourselves with a recent Supreme Court decision
4. in the Pana Case which says that in the absence of any particular
5. clear law to have collective bargaining that, in fact, public employees
6. do not have the right to strike. Now, even though it is not the
7. intent of this bill to relate to that area and that there might be
8. some question about it, it certainly throws a cloud over what you're
9. trying to do. I would think that you might call this bill back and
10. inject in the words that you really want to cover is to allow that
11. school board to enter into agreements of teachers pay for a period of
12. three years. And in that case, then you would not be including the
13. words collective bargaining, and there would be no question in what
14. you're trying to accomplish but...

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Sorry, there's been a call for order again. Senator Nimrod.

17. SENATOR NIMROD:

18. Thank you. And I would hope that since this is such an important
19. issue that the sponsor of this bill would call it back and make those
20. changes that would certainly put this in the right light and allow us
21. all a chance to support you in what you're accomplishing to do. And
22. you can change your wording and do what you're after without injecting
23. a whole cloud over the issue of collective bargaining. And I would
24. certainly ask the sponsor if he might...can take that into mind
25. and...and consider taking this bill back and doing that very thing.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Hynes.

28. SENATOR HYNES:

29. Well, I...I have stated what the purpose of this bill is and if...
30. if Senator Nimrod is saying that he will support the bill insofar as
31. it accomplishes that purpose, it's one thing, but if he's simply seek-
32. ing a delay for purposes of defeating it by inaction, then I'm going
33. to go ahead.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Senator Hynes, in...in all sincerity, I...I do want to support
5. the bill so that you can accomplish what you wanted to do without in-
6. jecting a...a foreign element and...of collective bargaining, and I
7. think you can do that by changing the words of...of having the...
8. them enter into contracts or agreements that involve teachers pay,
9. and I think that way you would avoid the...you would accomplish your
10. three year period, and then, you would not inject this whole case which
11. was already ruled by Supreme Court.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Harber Hall.

14. SENATOR HALL:

15. I also rise to oppose this bill...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Hynes. Excuse me, Senator Hall. For what purpose do
18. you arise?

19. SENATOR HYNES:

20. Mr. ...Mr. President, if...if we can have...I would prefer to
21. see the bill pass out with unanimity because I think it is highly
22. desirable in terms of the operation of the Chicago district and
23. maybe a precedence...desirable elsewhere. If we can have...an agreement
24. that this bill can be called tomorrow, then certainly, I'd be willing
25. to put it over to discuss, but otherwise, I wish to go forward with it.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Hynes, the Chair cannot give you that guarantee. The
28. agreement is we shall march forward to the sea, and we will not come
29. back to this bill tomorrow. Senator Hynes.

30. SENATOR HYNES:

31. All right. I...I'm sorry that these questions have not arisen
32. prior to this time. This bill has been in the General Assembly on
33. prior occasions. It went through committee. It's been on the Calendar

1. and no one has approached me with any objection of that kind.
2. I'm certainly willing if...if we could be successful here to
3. discuss the possibility of those changes in the House, but if...
4. if...if I can't have that agreement, the bill is going to die by
5. its own weight sitting here, and therefore, I'm going to move it.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Harber Hall. Senator Soper, you are after Senator
8. Bell. Senator Hall.

9. SENATOR HALL:

10. Well, Mr. President, I...I object to this bill because it is
11. slipped in as an exception to a portion of the School Code that
12. relates to financial contracts by...that has nothing to do with the
13. negotiations between the board and teachers in any respect except
14. financial acts, and as an exception, it says this section does not
15. prevent the making of lawful contracts for the construction of
16. buildings et cetera, et cetera, et cetera, and then at the end, it slips
17. in or the entering into of collective bargaining agreements. This,
18. obviously, is completely unrelated to the main purpose of this section
19. in the Code, and therefore, I object to it, and I think we should defeat
20. it. If the sponsor truly wishes to have collective bargaining by
21. the board, he should introduce a bill telling what that collective
22. bargaining would do.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Bell.

25. SENATOR BELL:

26. Yes, thank you, Mr. ...President. I think Senator Hall has
27. probably addressed the issue that I wanted to speak to and that is
28. in reference to the last line of the bill, Line 59, that...that does
29. seem to circumscribe the necessity of maintaining the budget that
30. has been worked out. Actually, the language says - no contract shall
31. be made, or expense, or liability incurred by the board, or any member,
32. or committee, thereof, or by any person for or in its behalf, not with-
33. standing, the expenditure may have been ordered by the board unless an

1. appropriation, therefore, has been previously made. It goes on
2. through the rest of the verbiage of the bill, and then takes it
3. out, I believe, by saying - or the entering into of a collective
4. bargaining agreement. Senator Hynes, do you have any opinion on
5. that?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Hynes.

8. SENATOR HYNES:

9. Well, my...my opinion is rather confused at the moment because
10. I missed part of your question. So, if...if you could repeat it
11. briefly, I'd appreciate it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Bell. I would alert you to your time constraints.

14. SENATOR BELL:

15. Yes, thank you, Mr. President. Well, I'm not going to read it
16. against...again to you, Senator Hynes. It seems to me, upon reading
17. the verbiage of the bill, that it sets aside the necessity of a bud-
18. get requirement in reference to that issue concerning of collective
19. bargaining, and I...I read the...previously, I'd read the verbiage
20. that...that seemed to me to do that, and I was asking you the question
21. that in relationship to that question, whether that's not so?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Hynes.

24. SENATOR HYNES:

25. I...I'm...I'm sorry, Senator. I still don't...understand the
26. question. I...it...may...I can repeat what I said earlier that all
27. we are trying to do is give the Chicago Board the...the ability to
28. enter into a contract for longer than one year. They presently are
29. doing it for one year. We're not trying to change anything else.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Soper. Well, your time has expired, Senator Bell.

32. Senator Soper.

33. SENATOR SOPER:

1. Well, Mr. President, members of the Senate...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. For what purpose does Senator Chew arise?

4. SENATOR CHEW:

5. I rise to move the previous question.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Chew, I have two speakers on my list. If...if you
8. would hold that motion until such time as Senator Soper and Senator
9. Mitchler have spoken. Senator Berning. Senator Soper.

10. SENATOR SOPER:

11. Thank you, Senator Chew. I know you'd...thank you very much.
12. Now, Mr. President and members of the Senate, I...I think that this
13. can be worked out to the satisfaction of Senator Hynes and all those
14. that have...objection to this, and I think if the attitude of the
15. Senate is such, that we call this bill tomorrow morning first...first-
16. hand. I think that the President, Mr. President...Mr. President, I
17. think if the attitude of the Senate is that...Mr. President...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Yes, Senator Soper.

20. SENATOR SOPER:

21. Could I speak to you please?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Yes, Senator.

24. SENATOR SOPER:

25. I think it's the attitude of the Senate as such that we can
26. work this out and...and the attitude is that we'd like to have this
27. heard tomorrow the first thing after we work out the objections to
28. this. I think he'll condescend and say it'll be called tomorrow. I'd
29. like to say...

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. My statement was, Senator Soper, that I did not have the
32. authority to do that. There are others that might have that authority.
33. The Chair cannot rule that this bill will be called tomorrow for

1. consideration. I...

2. SENATOR SOPER:

3. I'd...I'd like the voice of the Senate on this, and I think,
4. Gentlemen, that we should have the opportunity to work this out
5. to the satisfaction of Senator Hynes.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Well...

8. SENATOR SOPER:

9. Leave.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Hynes has control of the legislation, and it is...whatever
12. his desire is, but the Chair cannot guarantee him that we'll come back
13. to this bill tomorrow. Senator Soper.

14. SENATOR SOPER:

15. Now, if the Body asks leave that this bill be called tomorrow,
16. and if Senator Hynes agrees, will... will you please...Senator Hynes,
17. would you agree to sit down on this if...if the Senate has leave to
18. have this called tomorrow?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Hynes.

21. SENATOR HYNES:

22. Yes, I will, but I will not agree to hold the bill if it's going
23. to go back to the bottom of the call because it's an extremely impor-
24. tant piece of legislation, and if it gets to the House at the tail end,
25. it's going to get lost in the shuffle. So that...if we have that...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. All right. Then the Chair is going to ask is there leave that
28. Senate Bill 541 be taken from the record today and be put on the order
29. of 3rd reading first thing tomorrow. Is there leave? Leave is granted.

30. Senate Bill 543, Senator Glass. Senator Glass, we have an amendment.

31. SENATOR GLASS:

32. I...I would ask leave to call this back to 2nd reading for
33. purposes of an amendment, Mr. President.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there leave? Leave is granted. Bill is on order of 2nd
3. reading. Senator Glass.
4. SENATOR GLASS:
5. In the Education Committee, the chairman, Senator Palmer, requested
6. that an amendment be added to this bill with...providing for a delayed
7. effective date of July 1, 1976 and that is what this amendment provides,
8. and I would move for its adoption.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Glass moves the adoption of the amendment. All in favor
11. say Aye. All Opposed. The amendment is adopted. Any further amend-
12. ments? 3rd reading. Senate Bill 544, Senator Regner.
13. SECRETARY:
14. Senate Bill 544.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Regner.
19. SENATOR REGNER:
20. Yes, Mr. President and members of the Senate, I would like leave
21. to explain Bills 544 and 545 at the same time. They do pertain to the
22. same subject matter, but they are two separate sections of the statutes.
23. So, if I may, I'll proceed with that explanation.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Regner, the Chair has 545 as a bill relating to horse...
26. racing licensees.
27. SENATOR REGNER:
28. But they do pertain to the same subject matter, so I'll just
29. explain the two of them together, if I may? If you want two separate
30. explanations and one ditto, okay.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. The Chair...the Chair looks forward to the explanation of coal
33. mining investigation and horse racing as being the same subject matter.

1. Yes.

2. SENATOR REGNER:

3. It...it can be done.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Proceed. Is there leave? Leave is granted.

6. SENATOR REGNER:

7. We have twenty-one State departments and agencies that have
8. investigative authority. Of those twenty-one, only two of them
9. require that person or individual or item being investigated to
10. pay for those investigations. As a matter-of-fact, regarding the
11. coal mining accidents, they are not even charged back to the county
12. such as the statutes called for. The State does pay for them on
13. their own. So, what we're doing with 544 is really conforming to
14. the statutes which is the current practice, and the same pertains
15. to the Horse Racing Board with the investigation of items on the
16. race track.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Morris. Is there discussion on Senate Bill 544?
19. The question is shall Senate Bill 544 pass. Those in favor vote
20. Aye. Those opposed vote Nay. The voting is open. Have all voted
21. who wish? ...(Machine cut-off)...all voted who wish? Take the
22. record. On that question, the Ayes are 46, the Nays are none, none
23. Voting Present. Senate Bill 544 having received the constitutional
24. majority is declared passed. Senate Bill 545. Senator Morris has
25. sought recognition concerning that bill. Read the bill.

26. SECRETARY:

27. Senate Bill 545.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Morris.

32. SENATOR MORRIS:

33. Would the sponsor yield to a question?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Indicates he'll yield.

3. SENATOR MORRIS:

4. Senator Regner, according to the information I have on this,
5. we...we now, or the way I understand it, we now get reimbursed from
6. the race track for the people who provide the law enforcement services.
7. Under your bill, we will no longer get reimbursed?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Regner.

10. SENATOR REGNER:

11. That is correct, Senator Morris, and this condition started about
12. four years ago when the Department of Law Enforcement was first created,
13. and it was worded this way. As far as I know there has been no opposi-
14. tion to this. I haven't had any anyway.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Morris.

17. SENATOR MORRIS:

18. How much revenue are we going to lose by not getting this reim-
19. bursement?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Regner.

22. SENATOR REGNER:

23. We're not going to lose any revenue. It's just that the Department
24. of Law Enforcement will contain this item in their appropriation bill
25. but they will not be reimbursed. It's not as revenue.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Morris.

28. SENATOR MORRIS:

29. I'm kind of confused. If...if...if the race track is now reim-
30. bursing the State for these services, and they're not going to have to
31. do it under your bill, somewhere we're losing some money.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Regner.

1. SENATOR REGNER:

2. My understanding is that it's about a hundred and fifty to
3. two hundred thousand dollar line item in the Department of Law
4. Enforcement budget now and the Agricultural Premium Fund for the
5. reimbursement. So it would be around a hundred and fifty to two
6. hundred thousand dollars that the State would not get back, but
7. I...I think this would be a small price to pay in that it then
8. would be a truly State investigation and couldn't be tainted with
9. any possibilities or accusations that those people being investigated
10. would influence their decisions just because they're paying for them.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Morris, did you...Senator Netsch.

13. SENATOR NETSCH:

14. Will the sponsor yield for a question or two?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Indicates he'll yield.

17. SENATOR NETSCH:

18. Senator Regner, isn't this the very same provision that was against
19. my will incorporated into a bill that I had last Session after which the
20. bill never passed? If you can follow that convoluted question.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Regner.

23. SENATOR REGNER:

24. You are correct because I offered that amendment and it was adopted
25. by a majority of the members of the Senate.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Netsch.

28. SENATOR NETSCH:

29. I think it was adopted but after it was adopted and went into a
30. bill which I had...I'd...it...it was never called. Somehow it never
31. made its way into the passage stage in any event. Isn't that correct?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Regner.

1. SENATOR REGNER:

2. I think you as chief sponsor of that bill decided not to
3. call that bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Netsch.

6. SENATOR NETSCH:

7. I confess. Secondly, wasn't it true that at that time, the
8. Racing Board opposed it? Has the Racing Board changed its position?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Regner.

11. SENATOR REGNER:

12. I have not heard from them, and they did not appear in committee
13. when the bill was before the Agricultural Committee.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Netsch.

16. SENATOR NETSCH:

17. I know...I have not had any communication either this year, and I
18. do not have fresh information. I find it very difficult to believe
19. that they would have changed their position because the opposition last
20. year was quite strong and was expressed before several committees and
21. to the membership as a whole, and that, it seems to me, is a relatively
22. persuasive factor. I would like to just offer a brief comment on one
23. point you made, though, Senator Regner. My impression from the...the
24. board itself was that they were not concerned about the investigations
25. in any way being tainted because there was this reimbursement factor.
26. I suppose if that were true, we ought to abolish the tradition in this
27. State that all of the utilities pay for the administrative costs of the
28. Illinois Commerce Commission because it really...it might raise the
29. very same question. I think if you've got a tradition going, and in
30. fact, the work is being done by independent factors which is the case
31. here, then that is not a real danger, and given my...my comfort on that
32. issue, it seems to me that there is no reason in the world to let the
33. tracks off of the reimbursement which they have grown accustomed to.

1. They may not like it, but they've grown accustomed to it, and I see
2. no reason why the State should assume that expense at this time, and
3. I would urge a No vote.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Any further discussion? The question is shall Senate Bill 545
6. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
7. is open. Have all voted who wish? All voted who wish? Take the
8. record. On that question, the Ayes are 33, the Nays are 7, 2 Voting
9. Present. Senate Bill 545 having received a constitutional majority
10. is declared passed. Senate Bill 543, Senator Glass.

11. SECRETARY:

12. Senate Bill 543.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Glass.

17. SENATOR GLASS:

18. Thank...thank you, Mr. President and Senators. Senate Bill 5...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Excuse me, Senator Glass. We are...this is the last bill we will
21. probably consider today if we could take our conversations off the
22. Floor. Senator Glass.

23. SENATOR GLASS:

24. Mr. President and Senators, Senate Bill 543 would put all of the
25. school districts in the State in the same status and footing as commu-
26. nity consolidated school districts now enjoy with respect to transpor-
27. tation of children to school. At the present time those students
28. living more than a mile and a half from school are entitled to free
29. bus transportation in the community consolidated school districts but
30. not in other districts in the State. What this bill would do would
31. be to make uniform the laws and...and give those people in all districts
32. this same benefit. We have put a delayed effective date on the bill
33. in order to give the districts time to comply, but I...I think it's...

1. simply a matter of...of fairness, and I know in...in my district and
2. certainly in some others, there have been parents concerned about
3. this cost that they have to bear whereas it is, I think, a legitimate
4. cost of education, and we should be uniform throughout the State.
5. Appreciate a favorable roll call.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Is there further discussion? Senator Bell.
8. SENATOR BELL:
9. Yes, if I might ask, Mr. President, if I might ask the sponsor
10. a few questions?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. He indicates...he indicates that he will yield.
13. SENATOR BELL:
14. Yes, Senator Glass, can you give us an idea as to the additional
15. cost to the State of Illinois for the implementing of this bill?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Glass.
18. SENATOR GLASS:
19. Yes, Senator Bell. I've inquired into this, and of course, it's
20. difficult for the Illinois Office of Education to give exact figures
21. because it's unknown as to how many students would actually ask for
22. this service, but it's estimated between six hundred thousand and one
23. point eight million.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Bell.
26. SENATOR BELL:
27. Yes, then also, Senator Glas, I'm wondering what...when you
28. talk about the community consolidated program, what are you referring
29. to there? What...who does that cover?
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Glass.
32. SENATOR GLASS:
33. Senator Bell, at the present time there are many school districts

1. in the State, as I think you know, out of the eleven hundred school
2. districts that are unit districts. They have grades of K through
3. twelve all in one school district, and those districts...those designated
4. as the community consolidated unit district are, at the present time,
5. entitled to have all students living more than a mile and a half from
6. school transported free of charge to school. Now this is not true in
7. the other school districts. I think that's unfair. The parents who
8. live in the other districts don't enjoy the same transportation reim-
9. bursement, and it is, I think, a legitimate cost of education that
10. should be spread across the community. The school districts can
11. tax for that service and there is State reimbursement for it, and I
12. think in fairness we should treat the State and all districts in it
13. the same.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Fawell.

16. SENATOR FAWELL:

17. Mr. President and members of the Senate, it isn't usual I...that
18. I oppose the views of Senator Glass, but I do so here because what
19. this bill does do is to make it mandatory that your high school districts
20. and your grade school districts, some of whom now do have...have no
21. busing program at all. They're mandated to have a busing program
22. whether they like it or not. We, in Springfield, therefore, are saying
23. to some districts which have decided that they do not wish to have a
24. busing program that they must have a busing program. Under existing
25. law, if a district wishes to have a busing program now, they may have
26. it, but they are not mandated. We have mandated unit districts because,
27. by and large, we have found that...I think as a practical matter many
28. of the unit districts downstate wouldn't have been formulated unless the
29. ...the outlying areas had been assured that there would be transportation
30. mandated. But I don't think we've ever felt that in our high school
31. districts and in our grade school districts it is something that had
32. to be, and thus, I would oppose the bill on that basis.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Latherow. Is...is there further debate? Senator Glass
2. may close the debate.

3. SENATOR GLASS:

4. Thank you, Mr. President. As I said earlier, this is simply a
5. matter of equity and uniformity in the State whether a family happens
6. to have children in a...a unit district or a dual district shouldn't
7. matter. If they live more than a mile and a half from school and suppose
8. they have two or three children in school, we're at the present time ask-
9. ing that family to bear the full cost of...of the transportation of their
10. children to school, and I don't think that is fair. I...I would like
11. to see the State uniform and...and treating all families and all students
12. in the same manner and that's what this bill does, and I would urge a
13. favorable roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is...Senator Knuppel.

16. SENATOR KNUPPEL:

17. I had to leave the Floor for a second. I wanted to say that in
18. my opinion this is a good bill. I live in rural areas and I think
19. that it does what it's suppose to do. I think the present law is
20. inadequate, and I would encourage my fellows on this side of the aisle
21. to vote Aye.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The question is shall Senate Bill 543 pass. Those in favor vote
24. Aye. Those opposed vote Nay. The voting is open. Have all voted who
25. wish? Have all voted who wish? Take the record. On that question,
26. the Ayes are 36, the Nays are 9, 1 Voting Present. Senate Bill 543
27. having received the constitutional majority is declared passed. We
28. will now go to the order of motions. Senator Graham, on the order
29. of motions, did you have a...motion that you wished to Table?

30. SENATOR GRAHAM:

31. Yes, Mr. ...yes, Mr. President, I shared some consternation
32. with this bill with some of the other members of the Senate with
33. regard to what the amendment did to 392. Our lawyers and staff have

1. checked it out. It does not do what we thought it could have. It
2. has made some language changes, has put the citations in conformity
3. with the Federal Act, and has made some references to the Toll Highway
4. Authority rather than Toll Highway Commission and other changes. And
5. one of my assistant attorneys, Senator Netsch is now looking over the
6. report, and as far as I'm concerned, I'm ready and willing to withdraw
7. my motion to reconsider the vote by which the Senate Bill 392 was passed.
8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Graham has moved to Table his motion. All those in favor
10. say Aye. All Opposed. The motion is Tabled. Is there leave for con-
11. sidering the other motions in writing tomorrow? Leave is granted.
12. Resolutions. On the Secretary's Desk, House Joint Resolution 41,
13. Senator Savickas. Senator Savickas, House Joint Resolution 41. Senator
14. Savickas.

15. SENATOR SAVICKAS:

16. Mr. President and members of the Senate, House Joint Resolution
17. 41 is a congratulatory resolution for Mr. George Vest of the Carpenters
18. Union. He's being feted at a doing Friday, and I would appreciate
19. having this bill passed today so that we could...

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Glass...Senator Savickas has moved the adoption of House
22. Joint Resolution 41. All in favor say Aye. All opposed Nay. The
23. resolution is adopted. Are there announcements? Senator Rock.

24. SENATOR ROCK:

25. I wonder, Mr. President, if I might have leave to go the order of
26. constitutional amendment on 1st reading at Page 39. I have an amend-
27. ment which I wish to offer. It's the same...puts...puts the...proposed
28. constitutional amendment in the same shape as it was two years ago. I
29. would just ask that the amendment be adopted. It can be sent to
30. Enrolling and Engrossing. As you know, these amendments have to be read
31. on three successive days, and rather than read it, I would just as soon
32. it be amended and then we can start the reading process. The amendment
33. very briefly...this constitutional amendment calls...

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Excuse me, Gentlemen. We are on a constitutional amendment.
3. Senator Rock is explaining an amendment. Would you please take
4. your conversations off the Floor. Senator Rock.

5. SENATOR ROCK:

6. Thank you, Mr. President. The...the thrust of this constitutional
7. amendment...is, of course, that in the even numbered years of the
8. Session we will be limited, the General Assembly, will be limited in
9. its consideration to appropriation bills. Now what I've added by vir-
10. tue of an amendment is that instead of saying the first Wednesday...in
11. April, it's the first...it's the Wednesday after the first Monday. And
12. secondly, the appropriation would add the words - revenue and - to the
13. scope of what can be heard. So it would be revenue and appropriation
14. bills. I would merely, at this point, move the adoption of Amendment
15. No. 1, then we can send it...send it to Enrolling and Engrossing, and
16. then when it's read, it can be read in...in its amended form.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Rock moves the adoption of the amendment. All those in
19. favor say Aye. All Opposed. The amendment is adopted. Introduction
20. of bills.

21. SECRETARY:

22. Senate Bill 14...Senate Bill 1496 introduced by Senators Kosinski,
23. Course, Partee, Donnewald and Rock.

24. (Secretary reads title of bill)

25. 1st reading of the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Any further announcements? Senator Lane.

28. SENATOR LANE:

29. Just like to make note that the Senate Committee on Insurance
30. and Licensed Activities will meet tomorrow at 9:00 a.m. in Room 212,
31. not Room 400. Thank you.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Any further announcements? Senator Clarke.

1. SENATOR CLARKE:

2. Mr. President, I'd like to announce that the Joint Committee
3. on Property Taxes was scheduled for tomorrow night is going to be
4. transferred to Thursday night because of the Democratic dinner in
5. Chicago.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Any further announcements? Senator...Senator Palmer.

8. SENATOR PALMER:

9. Mr. President and members of the Senate, I'd like to announce
10. that the Education Committee will meet fifteen minutes after adjourn-
11. ment in Room 122-B.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Any further announcements? Senator Carroll moves the adjournment
14. of the Senate until 10:00 o'clock tomorrow morning. Senate stands
15. adjourned. Senator Dougherty.

16. SENATOR DOUGHERTY:

17. Mr. ...Mr. President, I just wanted to wish to announce that the
18. Committee on Local Government will meet in Room 400 in fifteen
19. minutes.

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