

79TH GENERAL ASSEMBLY

REGULAR SESSION

MAY 23, 1975

1. PRESIDENT:

2.       The hour of nine having arrived, the Senate will come to order.  
3. The prayer will be by Father Charles P. Mulcrone, Chaplain of St.  
4. John's Hospital, Springfield, Illinois.

5. FATHER MULCRONE:

6.                   (Prayer given by Father Mulcrone)

7. PRESIDENT:

8.       Reading of the Journal. Senator Kenneth Hall. For what purpose  
9. does Senator Soper arise?

10. SENATOR SOPER:

11.       Now, Mr. President, I'm not being facetious at this time, and  
12. I wish to make a motion that all bills on Consideration Postponed be  
13. Tabled, and I'd like to have a roll call vote.

14. PRESIDENT:

15.       We're not at that order of...

16. SENATOR SOPER:

17.       Well, as soon as we get to that order after we read the Journal.  
18. I'd like...I'd like to know when we get to that order.

19. PRESIDENT:

20.       When we get to that order, you will be recognized.

21. SENATOR SOPER:

22.       Thank you.

23. PRESIDENT:

24.       Maybe it comes right after Senate Bills on 3rd. Senator Kenneth  
25. Hall.

26. SENATOR HALL:

27.       Thank you, Mr. President. I move that reading and approval of  
28. the Journals of Thursday, May 1, Friday, May 2nd, Tuesday, May the  
29. 6th, Monday, May the 19th, Tuesday, May the 20th, Wednesday, May the  
30. 21st, Thursday, May the 22nd, all of the year of 1975 be postponed  
31. pending arrival of the printed Journals.

32. PRESIDENT:

33.       You heard the motion. All in favor will say Aye. Opposed Nay.

1. The Ayes have it. Motion carried. Message from the House.

2. SECRETARY:

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

4. Mr. President - I am directed to inform the Senate that the  
5. House of Representatives has passed bills of the following titles, in  
6. the passage of which I am instructed to ask the concurrence of the  
7. Senate, to-wit:

8. House Bills 99...988, 11...1211, 1399, 1401, 1405, 1408, 1409,  
9. 1418, 1420, 1422, 1423, 1427, 1428, 1429, 1340, 1431, 1432,  
10. 1433, 1434, 1435, 1436, 1439, 1443, 1453, 1454, 1456, 1458, 1470,  
11. 1492, 1499, 1503, 1506, 1509, 1727, 17...rather 1527, 1538, 1539,  
12. 1560, 1572, 1573, 1574, 1575, 1584, 1591, 1592, 1598, 1659, 1672,  
13. 1673, 1674, and 1675.

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

15. Mr. President - I am directed to inform the Senate that the  
16. House of Representatives has adopted the following Joint Resolution,  
17. in the adoption of which I am instructed to ask the concurrence of  
18. the Senate, to-wit:

19. House Joint Resolution No. 53.

20. (Secretary reads House Joint Resolution No. 53)

21. PRESIDENT:

22. Senator Hall moves the adoption of the...Senator Hall...Senator  
23. Hall moves the adoption of House Joint Resolution 53. All in favor  
24. will say Aye. Opposed Nay. Ayes have it. The resolution is adopted.  
25. House Bills on 1st reading. House Bill 1157, Senator Knuppel.

26. SECRETARY:

27. House Bill 1157.

28. (Secretary reads title of bill)

29. 1st reading of the bill.

30. PRESIDENT:

31. House Bill 1317, Senator Lemke.

32. SECRETARY:

33. House Bill 1317.

1. (Secretary reads title of bill)
2. 1st reading of the bill.
3. PRESIDENT:
4. House Bill 2042, Senator Kosinski.
5. SECRETARY:
6. House Bill 2042.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. PRESIDENT:
10. House Bill 999, Senator Schaffer.
11. SECRETARY:
12. House Bill 999.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. PRESIDENT:
16. Senate will be at ease. Senator Kenneth Hall, would you come
17. up here a moment.
18. PRESIDING OFFICER (SENATOR HALL):
19. House Bills on 1st reading. House Bill 1343, Senator Palmer.
20. SECRETARY:
21. House Bill 1343.
22. (Secretary reads title of bill)
23. 1st reading of the bill.
24. PRESIDING OFFICER (SENATOR HALL):
25. House Bill 1354, Senator Demuzio.
26. SECRETARY:
27. House Bill 1354.
28. (Secretary reads title of bill)
29. 1st reading of the bill.
30. PRESIDING OFFICER (SENATOR HALL):
31. House Bill 1367, Senator Knuppel.
32. SECRETARY:
33. House Bill 1367.

1. (Secretary reads title of bill)
2. 1st reading of the bill.
3. PRESIDING OFFICER (SENATOR HALL):
4. House Bill 1369, Senator Knuppel.
5. SECRETARY:
6. House Bill 1369.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. PRESIDING OFFICER (SENATOR HALL):
10. House Bill 1371, Senator Knuppel.
11. SECRETARY:
12. House Bill 1371.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. PRESIDING OFFICER (SENATOR HALL):
16. House Bill 1373, Senator Knuppel.
17. SECRETARY:
18. House Bill 1373.
19. (Secretary reads title of bill)
20. 1st reading of the Bill.
21. PRESIDING OFFICER (SENATOR HALL):
22. House Bill 2042, Senator Kosinski. Take it out of the record.
23. It's already been read. The Senate will be at ease.
24. PRESIDENT:
25. Will Senator Hynes come to the podium. House Bills on 1st
26. reading. House Bill 1338, Senator Weaver.
27. ACTING SECRETARY (MR. FERNANDES):
28. House Bill 1338.
29. (Secretary reads title of bill)
30. 1st reading of the bill.
31. PRESIDENT:
32. House Bill 1365, Senator Kosinski.
33. ACTING SECRETARY (MR. FERNANDES):

1. House Bill 1385.

2. (Secretary reads title of bill)

3. 3rd reading of the bill...1st reading of the bill. I'm sorry.

4. PRESIDENT:

5. Does any member have any bill on 3rd reading which has to be  
6. brought back to 2nd for any purpose? The Chair recognizes Senator  
7. Hynes.

8. SENATOR HYNES:

9. Mr. President, I would ask leave to bring Senate Bill 992 back  
10. to 2nd reading for the purpose of offering two amendments.

11. PRESIDENT:

12. Is there leave? Leave is granted. Senate Bill 992 is on 2nd  
13. reading. Senator Hynes.

14. SENATOR HYNES:

15. Mr. President...

16. SECRETARY:

17. (Machine cut-off)...by Senator Hynes.

18. PRESIDENT:

19. Senator Hynes.

20. SENATOR HYNES:

21. I would...for purposes of understanding these two amendments, I  
22. think it's necessary to...to discuss them together. The first amend-  
23. ment is a comprehensive amendment. The second amendment, essentially,  
24. makes some changes in that for mechanical reasons, we were unable to  
25. reproduce the...rather to change the first amendment and have it...  
26. reproduced in time. So, that the two amendments should be taken to-  
27. gether, and essentially, they do the following. They include local  
28. school districts along with junior colleges in the bill and basically  
29. provide...the bill as amended would provide that the Capital Develop-  
30. ment Board, local school districts and local junior colleges would  
31. jointly share authority for approval of architects, for sight selection,  
32. and for approval of drawings. This is an effort to give additional  
33. local input into the decision making process with respect to joint,

1. State, local, capital projects, and I'd move the adoption of the  
2. amendments.

3. PRESIDENT:

4. Any further discussion? Senator Hynes moves the adoption of  
5. Amendment No. 1 to Senate Bill 992. All in favor will say Aye.  
6. Opposed Nay. The Ayes have it. The amendment is adopted. Amendment  
7. ...Senator Hynes moves the adoption of Amendment No. 2 to Senate  
8. Bill 992. All in favor will say Aye. Opposed Nay. Amendment No. 2  
9. is adopted. Any further amendments? 3rd reading. Senator Schaffer.

10. SENATOR SCHAFFER:

11. Mr. President, Senate Bill 264 on 3rd reading, I'd ask leave of  
12. the Body to bring it back for the purpose of adding an amendment.

13. PRESIDENT:

14. Is there leave? Leave is granted. Senate Bill 264 is on 2nd  
15. reading. Senator Schaffer.

16. SENATOR SCHAFFER:

17. Amendment No. 1, which I believe is on the Secretary's Desk is  
18. a Home Rule Amendment at the request of Senator Dougherty.

19. PRESIDENT:

20. Senator Schaffer moves the adoption of Amendment No. 1 to Senate  
21. Bill 264. All in favor will say Aye. Opposed Nay. Amendment No. 1  
22. is adopted. Any further amendments? 3rd reading. Senate Bills on  
23. 3rd reading. Senate Bill 137, Senator Kenneth Hall. If we don't,  
24. I'll take it out of the record. If we don't have enough, I'll take it  
25. out of the record.

26. SENATOR HALL:

27. Take it out of the record.

28. PRESIDENT:

29. I said if we don't have enough. Try it.

30. SECRETARY:

31. Senate...Senate Bill 137.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Kenneth Hall.

3. SENATOR HALL:

4. You want to go with it? You want to go with it? Thank you,  
5. Mr. President and members of the Senate. Senate Bill 137 relates to  
6. the Governor's proposal, a proposed accelerated capital improvement  
7. program. Specifically, as that program would apply to private colleges  
8. and universities. Senate Bill 137 amends the Capital Development  
9. Bond Act to allow State General Obligation Bonds to be sold to finance  
10. construction projects at private colleges and universities. These  
11. private institutions are now included in the provision of this Act or  
12. ...are not now included the provision of these Acts. The rationale  
13. for funding these projects is that private colleges and universities  
14. enroll large numbers of Illinois residents, and are therefore public  
15. resources. The State funding would allow renovation and rehabilitation  
16. projects of existing facilities. Senate Bill 137 also exempts these  
17. projects from the review and supervision of the Capital Development  
18. Board. The reason is that most of these projects of a small nature,  
19. the majority less than one hundred thousand dollars and the details  
20. of the project could be best and most quickly supervised by college and  
21. university officials. Companion bills are Senate Bill 135 which pro-  
22. vides for the appropriation of twelve million for these projects at  
23. private colleges and universities. SB 139 authorizes the Board of  
24. Higher Education to distribute the twelve million through the Illinois  
25. Financial Assistance Act for nonprivate colleges and universities.  
26. This Act provides direct assistance to private schools and support  
27. of Illinois students. Therefore, the Act was seen as an effective  
28. and...existing vehicle for distributing capital grants to private schools.  
29. Now, this is a one-shot grant, and I'd ask your most favorable support.

30. PRESIDENT:

31. Any further discussion? Senator Buzbee.

32. SENATOR BUZBEE:

33. Mr. President, I would...pardon me, I would just like to point

1. out that we killed the appropriations bill for this...for this measure  
2. I believe yesterday evening, and I see no reason to pass this bill.

3. PRESIDENT:

4. Any further discussion? Senator Fawell.

5. SENATOR FAWELL:

6. Well, Mr. President, I would...I would agree with Senator Buzbee..  
7. I...this is a good example of a bill that might just as well be Tabled.  
8. There are no programs affecting our colleges and universities in the  
9. nonpublic sector at all. So, I see no reason for this type of legis-  
10. lation, but even if there were, I don't think any of us would favor  
11. the concept of putting State money into the construction without having  
12. the State oversee the construction. I...I don't think anybody really  
13. would accept that philosophy, but it's a moot question, and the bill  
14. is meaningless at this point.

15. PRESIDENT:

16. Any further discussion? The question is shall Senate Bill 137  
17. pass. Those...those in favor will vote Aye. Opposed Nay. The voting  
18. is open. Have all voted who wish? Take the record. ... (Machine cut-  
19. off)...on this question, the Ayes are 22, the Nays are 24, 1 Voting  
20. Present. Senate Bill 137 having failed to receive a constitutional  
21. majority is declared lost. Senator Harris.

22. SENATOR HARRIS:

23. Having voted on the prevailing side, I move to reconsider the  
24. vote by which 137 was lost.

25. PRESIDENT:

26. Senator Merritt moves to Table. All in favor will say Aye.  
27. Opposed Nay. Motion carries. Senate Bill 138, Senator Dougherty.

28. SENATOR DOUGHERTY:

29. Mr. ...

30. SECRETARY:

31. Senate Bill 138.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.



1. PRESIDENT:

2. Senator Dougherty.

3. SENATOR DOUGHERTY:

4. Mr. President, I wonder if I might defer calling this bill for  
5. a few moments.

6. PRESIDENT:

7. You certainly may, Senator. Take it out of the record.

8. SENATOR DOUGHERTY:

9. And while I'm on my feet, Senator, may I make this request that  
10. Senate Bill 1025 which yesterday I moved to the...to 2nd reading be  
11. re-referred to the Committee Elections, then this will retain the  
12. committee bill status which I want for this particular legislation.

13. PRESIDENT:

14. Is there leave? Leave is granted.

15. SENATOR DOUGHERTY:

16. Thank you.

17. PRESIDENT:

18. Take 138 out of the record. Senate Bill 139, Senator Knuppel.

19. SENATOR KNUPPEL:

20. Mr. President, I'd like to come back to that, if I could, in a  
21. few moments. I've got some other matters off the Floor.

22. PRESIDENT:

23. Take it out of the record. Senate Bill 184, Senator Schaffer.

24. SECRETARY:

25. Senate Bill 184.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDENT:

29. Senator Schaffer. Will Senator Rock come to the podium. Senator  
30. Schaffer is recognized.

31. SENATOR SCHAFFER:

32. Senate Bill 184 as amended would provide at the individual option  
33. of a Senator or Representative that we could authorize or provide for

1. a...an employee out of our twelve thousand dollar allowance to be a  
2. State employee or to be a regular certified type State employee get  
3. all the income tax, social security deductions taken out of their  
4. monthly check. Also provides that they would qualify for the group  
5. insurance and for the pension benefits. This bill has been worked out  
6. with the Comptroller. It's the last bill of its type left alive.  
7. There were a couple of bills in the House that were Tabled waiting for  
8. this one. The bill has been amended to conform with Senate Bill 1120  
9. which passed out of here earlier. I'd be happy to answer any questions.  
10. I think the intent is obvious. Most of us have, at least, a part-  
11. time, most of now, a full-time secretary back in our districts. This  
12. would provide for the taking out of all the expenses and make them  
13. a regular State employee which I think would be a very good thing.

14. PRESIDENT:

15. Any further discussion? Senator...Senator Shapiro.

16. SENATOR SHAPIRO:

17. Mr. President and Ladies and Gentlemen of the Senate, the  
18. synopsis or the description of the bill on our Calendar is just a  
19. little misleading. It states in the main that it provides for eli-  
20. gibility in the retirement system. Well, we already do that, and what  
21. this bill is...does is clean up that provision, sets a deadline so  
22. after that deadline are...that type of contractual service cannot be  
23. transferred in any longer. And the other provisions that Senator  
24. Schaffer has in the bill concerning deductions for retirement, social  
25. security are desirable. I would urge adoption.

26. PRESIDENT:

27. Senator Harris.

28. SENATOR HARRIS:

29. Well, Mr. President, I'm reluctant to rise to oppose a bill by  
30. such a fine sponsor as Senator Jack Schaffer, and I know that the inten-  
31. tion that he has is very conscientiously directed toward providing  
32. benefits for those persons who now do contractual work for the members  
33. of the General Assembly under the district office allowance. I would

1. just point out that the administration of the district office allow-  
2. ance is a very trying, troublesome thing, and there is no provision  
3. for requiring the deductions and the contributions for social security  
4. and retirement benefits and group benefits. It's still a matter of  
5. individual requirement and preparation of the vouchers to meet those  
6. commitments. I just think that there are too great administrative  
7. difficulties inherent in this perfectly laudable idea. It seems to  
8. me that if in time we do make the determination to provide for employ-  
9. ment relationship for those persons who serve as either research assis-  
10. tants or stenographic assistants under the provisions of the district  
11. office allowance that the entire district office allowance concept be  
12. restructured so that there is central administration of the entire  
13. program with the potential for two hundred and thirty-six separate ad-  
14. ministrative requirements to provide for social security, retirement  
15. system and group insurance commitments, each having to be vouchered,  
16. and I incidentally would point out that on research from both the  
17. Department of Finance and the Comptroller's Office, there is an inherent  
18. State cost of some ten dollars a voucher. So, we're talking about a  
19. ...a great deal of internal expense and great deal of internal res-  
20. ponsibility that I just don't think is going to work out, and I can  
21. foresee down the road countless numbers of problems where employees  
22. will not have had the appropriate vouchering done so that their con-  
23. tributions are in proper schedule and relationship. We're just not  
24. ready to see this fulfilled under the terms of this very simple bill  
25. defining those contractual employees...I'm sorry, contractees as  
26. actual State employees. The purpose is laudable, but the entire  
27. picture hasn't been properly provided for. And I think we would  
28. actually regret this program with it not being completely fulfilled in  
29. overall administrative requirements.

30. PRESIDENT:

31. Senator Rock.

32. SENATOR ROCK:

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

1. I, too, rise in opposition to Senate Bill 184 and would echo Senator  
2. Harris' remarks. I think the purpose is, in fact, commendable, but  
3. however, we are just, frankly, not ready for this kind of a program.  
4. If an...there is a great deal of difference, it seems to me, both in  
5. terms of pension benefits and other benefits between a State employee  
6. and one who works for a member of the General Assembly on a contractual  
7. basis. I...I think the resolution of that problem is...will, I suppose,  
8. come in time, but the time is not now, and I would urge opposition to  
9. this bill.

10. PRESIDENT:

11. Senator Schaffer may close the debate. Oh, pardon me. Senator  
12. Wooten.

13. SENATOR WOOTEN:

14. Mr. President, just briefly, this bill or something like it is  
15. what I've been waiting for ever since I've been down there, and I'm  
16. very much in favor of it. It's going to help solve some real problems  
17. those of us have who try to keep a full-time district office going,  
18. and I want to urge whatever support we can get for this bill.

19. PRESIDENT:

20. Senator Schaffer may close the debate.

21. SENATOR SCHAFFER:

22. I would ask my fellow Senators to take a look up at the Calendar  
23. or up at our tote board. Notice the bill number. This is bill number  
24. 184. This bill was introduced early in the year. I have, for the  
25. last several months, bounced from pillar to post, from the Comptroller  
26. to the Speaker's Office, and to our people here. We have fought with  
27. the Pension Commission. We have made amendments. We have tried in  
28. every way to comply with the arguments that have been voiced here,  
29. and I believe we have been successful. I'm not sure why this bill is  
30. destined for the scrap heap. No one has really convinced me that the  
31. reason has been given. I would suggest to you that with this type  
32. of legislation, had it been enacted several years ago, several of  
33. our colleagues who have had some very unfortunate legal problems could

1. have avoided those legal problems. I believe the bill is in pretty  
2. good shape. I've certainly been amenable to any type of amendment  
3. or change. There is an administrative cost. I might add that every  
4. time we send a voucher in once a month, the way we're doing it now,  
5. there already is an administrative cost. I am at a...a complete loss  
6. for the opposition to this bill. This bill is good. It's necessary.  
7. It's in the best shape possible. I don't know that the time will ever  
8. be here if I...if someone won't explain the argument against the bill,  
9. I think it's a good bill. I urge all of you who do have these type  
10. of problems with your home office secretaries and do feel the need  
11. for this legislation to vote for it.

12. PRESIDENT:

13. The question is shall Senate Bill 184 pass. Those in favor will  
14. vote Aye. Opposed Nay. The voting is open. Have all voted who wish?  
15. Have all voted who wish? Take the record: On this question, the  
16. Ayes are 32, the Nays are 14, 1 Voting Present. Senate Bill 184  
17. having received the constitutional majority is declared passed. Senate  
18. Bill 231, Senator Bell. Senate Bill 264, Senator Schaffer.

19. SECRETARY:

20. Senate Bill 264.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Schaffer.

25. SENATOR SCHAFFER:

26. This bill would allow county governments the option of the county  
27. board to institute a five dollar per car wheel tax. It exempts farm  
28. implements, and it provides for a senior citizen and disability deduc-  
29. tion. I think for the last few months, certainly the last few weeks,  
30. every time we've had a bill up that adversely affected county govern-  
31. ment finances, I have tried to point out to the members of the Senate  
32. what we were doing. I'm not going to reiterate the list of bills that  
33. this Chamber has sent out that will cost county government tens of

1. thousands, no, hundreds of thousands of dollars. Almost in no case  
2. do we provide extra revenue. The bills that are coming over from  
3. the House, and it looks like everything is coming over from the House,  
4. provide even more expense for county government with very, very little  
5. relief for their finances. We're reaching the crisis stage in county  
6. government, particularly downstate. We've seen one downstate county  
7. fold. I'm told by the county government representatives that there  
8. are several other in...others in very shaky condition, and virtually  
9. every county is in the process of cutting down services while we here  
10. in the Emerald City continue to burden them with one additional func-  
11. tion, one additional salary increase, one additional new duty after  
12. another. We have to provide government...county government with addi-  
13. tional revenue. I happen to be a firm believer that the property tax  
14. particularly in downstate Illinois has been beat into the ground. This  
15. particular bill would provide a new avenue of revenue, an avenue of  
16. taxation that has been pretty much left alone since the personal pro-  
17. perty tax was done away with. I think this is a new and innovative  
18. idea that will be implemented and provided for by the county board  
19. action, not by action of this General Assembly. If McHenry County  
20. needs the money, the McHenry County Board is going to have to bite the  
21. bullet and vote for this new tax, and they're going to have to imple-  
22. ment it. I think that the time has come for us to recognize that a  
23. crisis does exist in county government, particularly downstate, and  
24. to avoid the absolute disaster that is very much headed our way. If  
25. we act now, we can give county government the power and the authority  
26. and the revenue to continue their functions. I think we should do it  
27. now and avoid a special session a year or two years from now when we  
28. have to really come up with a very harsh solution. I'd be happy to  
29. answer any questions. I'd appreciate your support.

30. PRESIDENT:

31. Any further discussion? The question is shall Senate Bill 264  
32. pass. Those in...Senator Mitchler.

33. SENATOR MITCHLER:

1. Mr. President and members of the Senate, the Senator from  
2. McHenry County, I believe, put it very well that this is a new tax  
3. that the General Assembly is authorizing county boards to enact by  
4. ordinance. It does not need a referendum of the people. Now, if this  
5. had a referendum of the people and the people of a county felt that  
6. their county board needed more money to operate the county and meet  
7. the operating expense, and perhaps meet what the Senator pointed out  
8. was additional costs put on the county board by this General Assembly  
9. or the Federal Government or local municipalities, then they  
10. could put this in, but this has no referendum. And it's funny, it's  
11. true that the county board...should be the one to bite the bullet,  
12. but you know and I know that if a county board needs this additional  
13. revenue that they will put it on and then they will say the General  
14. Assembly gave us that authority. So, there's no sense in giving  
15. authority unless you believe that it should be put on. Now, let me  
16. add one other thing. Municipalities now put on this wheel tax. That  
17. means a person that has one or possibly two cars in a municipality is  
18. going to have to pay the municipal tax plus the county tax, and there  
19. is two taxes. And pretty soon at the rate we're going, we'll probably  
20. go back into having another State wheel tax, and then they can pay  
21. it three times. Of course, the Home Rule Amendment has been put on.  
22. This, I understand, would eliminate the City of Chicago and the County  
23. of Kane, Elgin, and Aurora and over in Joliet and Naperville. And so  
24. what's left? The burden is going to be put on the back of those out-  
25. side and some of those are going to be avoided. This is a bad pre-  
26. cedent set. It's a new tax so if you vote for it, go back home and  
27. tell the people that you voted a new tax on them in a form of a wheel  
28. tax.

29. PRESIDENT:

30. Senator Kenneth Hall.

31. SENATOR HALL:

32. Thank you, Mr. ...thank you, Mr. President and members of the  
33. Senate. I rise in opposition to this bill. This is a terrible bill.

1. The district I represent, every little city has a wheel tax. This  
2. would mean the county would come along and we'd have another wheel  
3. tax. As the Senator said over there that this is double taxation  
4. on the people. There's no point of having this. I have some communi-  
5. ties that are in dire need of employment, and people are one of the  
6. most highly depressed areas in the State of Illinois, as a fact in  
7. the country. So, what you're doing, Senator, that you're putting  
8. additional tax on people, and it's a terrible bill and it ought to be  
9. defeated.

10. PRESIDENT:

11. Senator Schaffer may close the debate.

12. SENATOR SCHAFER:

13. Senator Hall and Mitchler, let me assure you that I'm aware that  
14. it's a new tax, and I'm aware that my name is on the bill, and that  
15. doesn't make me very happy because the last Statesman we had around  
16. here was a guy named Ogilvie and he's practicing law in Chicago. It  
17. is a necessary thing. I might add that the alternative appears to be  
18. the property tax. And you talk, Senator Hall, about double taxation.  
19. In my home, they tax me for eighteen different districts that I'm  
20. aware of on the property tax, and that's many times double taxation,  
21. and that's the alternative. I should point out that I've talked to  
22. Maurice Scott of the Taxpayer's Federation, and he has indicated support  
23. for this concept because he believes this is a legitimate avenue of  
24. taxation and revenue for the county government. No new tax is popular.  
25. I sure don't like to vote it. I'm sponsoring this bill, and speaking  
26. for this bill, because I believe that something has to be done, that  
27. this General Assembly has to stop being hypocritical and voting more  
28. expense and less revenue for county government, and that we have to  
29. bite the bullet at least to the extent of authorizing the county boards  
30. to put their particular political careers on the line if they think  
31. they need the revenue, and believe me, they do think they need the  
32. revenue, and they won't enjoy that roll call in your courthouse any  
33. more than I'm enjoying this roll call right now. This is a responsible



1. bill. It's a necessary bill, and without it, we're headed down the  
2. road to a real crisis in a major form of local government in this  
3. State.

4. PRESIDENT:

5. The question is shall Senate Bill 264 pass. Those in favor will  
6. vote Aye. The opposed will vote Nay. The voting is open. Have all  
7. voted who wish? Take the record. On this question, the Ayes are 22,  
8. the Nays are 22, 3 Voting Present. Senate Bill 264 having failed to  
9. receive a constitutional majority is declared lost. For what purpose  
10. does Senator Graham arise?

11. SENATOR GRAHAM:

12. On a point of personal privilege, Mr. President.

13. PRESIDENT:

14. State your point, Senator.

15. SENATOR GRAHAM:

16. Mr. President and members of the Senate, fifty years ago today,  
17. the Weaver family in the State of Illinois had a great occasion. It  
18. marked the birth of my roommate, seatmate, and colleague, Stanley  
19. Weaver. Today is Stanley's birthday so let's show our acclaim and  
20. esteem for him and give this fine Senator a good round of applause.

21. PRESIDENT:

22. Senate Bill 138, Senator Dougherty.

23. SECRETARY:

24. Senate Bill 138.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator Dougherty.

29. SENATOR DOUGHERTY:

30. Mr. President, thank you very much, Mr. President and fellow  
31. colleagues. You know, last night was the night of the Iguana. I  
32. am proposing a bill that the...asking your support for a bill that's  
33. ...Senate Bill 138 which provides for increasing the bonding power of

1. the Illinois Pollution Facility Control Board from two hundred and fifty  
2. million to five hundred million. This is ongoing, and I might say  
3. that every preventative measure has been printed in this bill. I've  
4. amended it to make what I think to be a perfect bill for the success  
5. and for...to bring about a revival of the building program within the  
6. State of Illinois. There is no obligation on the part of the State of  
7. Illinois. The only obligation is...is owed by the people who will  
8. take...borrow money for these facilities. These facilities will remain  
9. the property of the Illinois Facility Control Board until the bonds  
10. are retired. I think this is a very vital measure. It's needed, it's  
11. badly needed. In view of the impact of the EPA and the environment-  
12. alists and the ecologists, I think it's needed to revive and to keep  
13. alive industry in Illinois, and I solicit a favorable vote.

14. PRESIDENT:

15. Senator Harris.

16. SENATOR HARRIS:

17. Mr. President, a point of parliamentary inquiry. How many votes  
18. are required for the passage of Senate Bill 138?

19. PRESIDENT:

20. Thirty votes, Senator.

21. SENATOR HARRIS:

22. Well, I would suggest, Mr. President, that these are revenue  
23. bonds and that the intent of the framers of the Constitution was  
24. perfectly clear, and I just want the record to show that I rise in  
25. objection to your rule that thirty votes are required. I believe the  
26. three-fifths vote of the Senators elected is required.

27. PRESIDENT:

28. Any further discussion on the Bill? The question is shall  
29. Senate Bill 138 pass. Those in favor will vote Aye. Opposed will  
30. vote Nay. The voting is open. Have all voted who wish? Senate  
31. Bill 138 is on Postponed Consideration...I...I beg your pardon, Senator.  
32. I didn't hear you. There was a lot of noise here.

33. SENATOR DOUGHERTY:

1. I...I Table my motion.

2. PRESIDENT:

3. Take the record. On this question, the Ayes are 32, the Nays  
4. are 17, none Voting Present. Senate Bill 138 having received a  
5. constitutional majority is declared passed. A verification has been  
6. requested. Will the members be in their seats. A verification of  
7. the roll call has been requested. The Secretary will call the affir-  
8. mative votes.

9. SECRETARY:

10. The following voted in the affirmative:

11. Brady, Bruce, Buzbee, Carroll, Chew, Course, Daley, Demuzio,  
12. Donnewald, Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce,  
13. Knuppel, Kosinski, Lane, Lemke, McCarthy, Morris, Netsch, Palmer,  
14. Rock, Romano, Smith, Vadalabene, Welsh, Wooten, Mr. President.

15. PRESIDENT:

16. Is Senator Daley within the bar? Take Senator Daley off the  
17. record. The roll call has been verified. On this question, the  
18. Ayes are 31, the Nays are 17, no Present. Senate Bill 138 having  
19. received a constitutional majority is declared passed. Senate Bill  
20. 139, Senator Knuppel.

21. SECRETARY:

22. Senate Bill 139.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. This bill is designed to make one single grant of two hundred  
29. forty dollars per student for rehabilitation of capital facilities  
30. on private...on the grounds of private universities. This bill has  
31. been amended to meet the objections that were raised both in Appro-  
32. priations and Education making it a single and not an annual grant  
33. and providing that the work done must meet the same kind of standards

1. with respect to bids as was done under the Purchasing Act. Each and  
2. every objection to this bill that was raised in Education and in Appro-  
3. priations has been met. This bill, then, would assist those schools  
4. which are attending to the educational needs of one-fourth of the  
5. students, college students, in the State of Illinois. It cannot be  
6. used to purchase land or to be spent on new facilities only in refurb-  
7. ishing the existing facilities. As you know, private education is  
8. in dire straits and there are areas of the State of Illinois where  
9. we don't have access or easy access to public universities, and in my  
10. district, and in no district that I have ever represented with the  
11. exception of one junior college, do we have any State funds going into  
12. higher education. I submit that there are a lot of districts like  
13. that in the State of Illinois, and these people are entitled to have  
14. some assistance. This has nothing to do, even though it's...it was  
15. in the Governor's Program, that...that bill was defeated last night.  
16. This program can stand on its own. It has no relationship whatsoever,  
17. no necessary relationship whatsoever to the Governor's Bond Program.  
18. I solicit a favorable roll call.

19. PRESIDENT:

20. Any further discussion? Senator Weaver.

21. SENATOR WEAVER:

22. Thank you, Mr. President. Well, the authorization for this,  
23. all three bills, 126, 135 and 137, have all failed to pass and so  
24. I see no need for this bill.

25. PRESIDENT:

26. Any further discussion? Senator Fawell.

27. SENATOR FAWELL:

28. The only thing, Mr. President, that I would add is, again, I  
29. think there's...there's no State agency other than the Board of  
30. Higher Education that's supposed to oversee these construction grants.

31. PRESIDENT:

32. One moment, Senator. Just a moment. One moment, please. He's  
33. asking that you utilize your mike.

1. SENATOR FAWELL:

2. Well, if the gentleman would give me more juice here too. The  
3. other point is that I think that what we have here is no jurisdiction  
4. of the Capital Development Board to oversee this type of capital  
5. grant. Now, I agree with what Senator Weaver has said. I think it's  
6. a moot bill, really, because the bond proceeds which were supposed to  
7. support this type of a grant simply aren't here, and we're not going  
8. to get it out of General Revenue, and we're referring to basically  
9. bond proceeds, but I would not be in favor of...of any type of a  
10. capital grant from the State utilizing the...the taxpayers funds  
11. without having the Capital Development Board oversee and have some  
12. ability to make sure that the construction is done and on an economic  
13. basis. It's the...it's the very foundation of what our capital con-  
14. struction programs in every area is based upon, and I would oppose  
15. it even if it weren't a moot bill, which I think it is.

16. PRESIDENT:

17. Senator Knuppel may close the debate.

18. SENATOR KNUPPEL:

19. All that's been said is probably true in some...some respects,  
20. however, these are small grants at the outside, as you know, from  
21. the Educational Committee, and I think that it would be very expen-  
22. sive to administer these through the Capital Board of Development,  
23. and I think that it's much better that they use bids and comply with  
24. the Illinois Purchasing Act. I think that the people that operate  
25. these colleges have administrative staffs that can do so. I solicit  
26. a favorable roll call.

27. PRESIDENT:

28. The question is shall Senate Bill 139 pass. Those in favor  
29. will vote Aye. Opposed Nay. The voting is open. Have all voted  
30. who wish? Take the record. On this question, the Ayes are 27,  
31. the Nays are 19, 3 Voting Present. Senate Bill 139 having failed  
32. to receive a constitutional majority is declared lost. Senator  
33. Harris.

1. SENATOR HARRIS:

2. Having voted on the prevailing side, I move to reconsider the  
3. vote on Senate Bill 139.

4. PRESIDENT:

5. Senator Harris moves to reconsider the vote. Senator Weaver  
6. moves to Table. All in favor will say Aye. Opposed Nay. The motion  
7. carries. Senate Bill 348, Senator Course.

8. SECRETARY:

9. Senate Bill 348.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:

13. Senator Course.

14. SENATOR COURSE:

15. Thank you, Mr. ...thank you, Mr. President. Senate Bill 348  
16. provides the fiscal '76 appropriation to the Liquor Control Commission.  
17. It has been reduced by Amendment No. 1 by a hundred twenty-nine  
18. thousand, four hundred dollars which removes four new liquor agents...  
19. I'm mean, sorry, nine new liquor agents. I would request a favorable  
20. roll call.

21. PRESIDENT:

22. Any further discussion? The question is shall Senate Bill 348  
23. pass. Those in favor will vote Aye. Opposed Nay. The voting is  
24. open. Have all voted who wish? Take the record. On this question,  
25. the Ayes are 53, the Nays are 1, none Voting Present. Senate Bill  
26. 348 having received a constitutional majority is declared passed.  
27. Senate Bill 427, Senator Rock.

28. SECRETARY:

29. Senate Bill 427.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
3. Senate Bill 427 is an amendment to the State Finance Act and is the  
4. companion bill to 428. Well, let me get this one first. I...I intend  
5. or fully intend to seek leave of this Body to return to...428 imme-  
6. diately upon passage of this. In a similar situation, we did that  
7. with Senator Fawell's 220 and 221 the other day, and I...this is a  
8. companion bill. What this bill does, essentially, is set up a State  
9. Fair Agency separate trust fund for the purpose of handling the...the  
10. parimutuel wagering account at the Illinois State Fair. The bill was  
11. amended in committee at the request of the Comptroller to provide for  
12. certain time limits within which the transfer of funds had to take  
13. place. The...the bill is technical in nature. It's a...it's a good  
14. bill and obviously it's a companion to 428, and I would solicit a  
15. favorable vote.

16. PRESIDENT:

17. Any further discussion? Senator Harris.

18. SENATOR HARRIS:

19. Well, I would just point out, Mr. President, that those who  
20. are opposed to parimutuel racing at the Illinois State Fair will not  
21. want to assist in the enactment of this bill that sets up the trust  
22. fund for the State Fair Agency to handle the daily cash problem in  
23. making change for the parimutuel wagering. I just think that the  
24. membership should be on notice in regard...in that regard, and for  
25. those reasons, I personally will oppose Senate Bill 427.

26. PRESIDENT:

27. Any further discussion? Senator Rock may close the debate.

28. SENATOR ROCK:

29. Well, Senator Harris is quite correct. This is, as I say, a  
30. companion bill to 428. The question is one of policy whether or  
31. not we will enhance the operation at the Illinois State Fair by  
32. allowing the...or allowing the Racing Board to...to permit parimutuel  
33. wagering at the harness meet at the Illinois State Fair and at the

1. DuQuoin State Fair. The bill is one that is felt by the administration  
2. to be extremely important, and I...I share that view, and I would  
3. solicit a favorable vote.

4. PRESIDENT:

5. The question is shall Senate Bill 427 pass. Those in favor will  
6. vote Aye. Opposed Nay. The voting is open. Have all voted who wish?  
7. Take the record. On this question, the Ayes are 31, the Nays are  
8. 22, 1 Voting Present. Senate Bill 427 having received a constitutional  
9. majority is declared passed. Senator...Senator Mitchler.

10. SENATOR MITCHLER:

11. May we have a verification of...

12. PRESIDENT:

13. A verification has been requested. Will the members be in their  
14. seats. The Clerk will call the affirmative votes. Mr. Secretary,  
15. call the affirmative votes.

16. SECRETARY:

17. The following voted in the affirmative:

18. Brady, Bruce, Buzbee, Carroll, Chew, Course, Demuzio, Donnewald,  
19. Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce, Knuppel,  
20. Kosinski, Lane, Lemke, Morris, Netsch, Newhouse, Nudelman, Palmer,  
21. Rock, Romano, Smith, Soper, Welsh, Wooten, Mr. President.

22. PRESIDENT:

23. The roll call...the roll has been verified. Senator Rock.

24. SENATOR ROCK:

25. I wonder, Mr. President, with absolute dispatch, I would like  
26. at this point to call 428. It is the companion bill. I understand  
27. it's on Consideration Postponed. I seek leave of this Body to go  
28. to that order of business for this single purpose.

29. PRESIDENT:

30. Is there leave? Senator Harris.

31. SENATOR HARRIS:

32. I would like to make this inquiry, Mr. President, if you are  
33. going to afford this individual Senator that courtesy, what about...



1. I've been...receiving requests from many other Senators from this  
2. side of the aisle about their bills on Postponed Consideration. Now,  
3. as a matter-of-fact, it seems to me that those bills that have not  
4. had the first chance ought to all be considered and then get to the  
5. bills on Postponed Consideration. I think that's an...that's the only  
6. fair way to do it. If you're going to single out one controversial  
7. bill, then let's go to all the controversial bills. It seems to me  
8. that the better course of procedure is to give every bill that has  
9. not had its first chance at a hearing first.

10. PRESIDENT:

11. Senator, we will do precisely what we did the other day with  
12. Senator Fawell's bills. Bills which are in a sequential order and  
13. compliment each other are...can be addressed that way or we can take  
14. a roll call to do what Senator Rock has requested. It would save time,  
15. it seems to me, if we could now call 428, take it out of order just  
16. as we did Senator Fawell's bill. We can do that or we could  
17. take a roll call, and I think I could predict the result of that.  
18. Is there leave to take Senate Bill 428 from the order of Postponed  
19. Consideration for immediate addressment on 3rd reading? Leave is  
20. granted. Senate Bill 428. The bill has been read. Senator...Senator  
21. Davidson is recognized on a point of personal privilege.

22. SENATOR DAVIDSON:

23. A point of personal privilege. I'd like to present to the  
24. members of this Senate the Pawnee High School and their teacher Mrs.  
25. Holmes from Pawnee. Would you please stand and be recognized.

26. PRESIDENT:

27. Senate Bill 438, Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
30. Senate Bill 428 has already been discussed. It's an amendment to  
31. the Illinois Harness Racing Act, and it provides this and only this  
32. that the Board may issue licenses under this Act authorizing parimutuel  
33. or certificate system of wagering on harness races held, one, at the

1. Illinois State Fair Grounds in Springfield, and two, at the DuQuoin  
2. State Fair and Fair Grounds in Perry County. I would solicit a  
3. favorable vote.

4. PRESIDENT:

5. --- Any further discussion? Senator Harris.

6. SENATOR HARRIS:

7. I would just say one more time, parimutuel at DuQuoin, yes.  
8. Parimutuel at the State Fair, no. I oppose Senate Bill 428. I would  
9. hope that a majority of this Body would join me in maintaining the  
10. State Fair as an agricultural exhibit and an occasion for the people  
11. of Illinois to participate in the enhancement and development of the  
12. industry of agriculture and collaterally to enjoy recreational acti-  
13. vities. But organized parimutuel gambling ought to proceed as has  
14. been the traditional rule within very carefully regulated, organized  
15. licensees in the business of the operation of race tracks entirely  
16. separate from an activity like the Illinois State Fair. Senate Bill  
17. 428 should be defeated.

18. PRESIDENT:

19. The question is shall Senate...Senator Mitchler.

20. SENATOR MITCHLER:

21. Mr. President and members of the Senate, I would like to point  
22. out in the new language being put into the Illinois Harness Racing  
23. Act on Page 1. I want to point out that this gives authority that  
24. harness racing can be held at the Illinois State Fair Fair Grounds.  
25. It does not, the language, say during the State Fair. This means  
26. that harness racing could be used at the State Fair Grounds at any  
27. time the State Racing Board would see fit, and with the opening of  
28. the racing dates, that could create a problem.

29. PRESIDENT:

30. Any further discussion? The question is shall Senate Bill 428  
31. pass. Those in favor will vote Aye. Opposed will vote Nay. The  
32. voting is open. Have all voted who wish? Take the record. On this  
33. question, the Ayes are 31, the Nays are 21, 2 Voting Present. Senate

1. Bill 428 having received a constitutional majority is declared  
2. passed. For what purpose does Senator Vadalabene arise?

3. SENATOR VADALABENE:

4. Yes, I probably would...probably am going to be called Sam the  
5. Switch this Session. I would like to be recorded as voting in the  
6. affirmative on Senate Bill 427.

7. PRESIDENT:

8. The record will show that that was your intention, Senator.  
9. Senator Harris.

10. SENATOR HARRIS:

11. Yes, I'd like to have a verification on Senate Bill 428 on the  
12. affirmative votes.

13. PRESIDENT:

14. A verification has been requested. Will all Senators be in  
15. their seats. The Secretary will read the affirmative votes.

16. SECRETARY:

17. The following voted in the affirmative:

18. Brady, Buzbee, Carroll, Chew, Course, Demuzio, Donnewald,  
19. Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce, Kosinski,  
20. Lane, Lemke, McCarthy, Morris, Netsch, Newhouse, Nudelman, Palmer,  
21. Rock, Romano, Smith, Soper, Vadalabene, Welsh, Wooten, Mr. President.

22. PRESIDENT:

23. The roll call has been verified, and the Ayes are 31, the Nays  
24. are 21 with 2 Voting Present. Senator Vadalabene.

25. SENATOR VADALABENE:

26. Yes, having voted on the prevailing side.

27. PRESIDENT:

28. Senate Bill 428 having received the constitutional majority  
29. is declared passed. Senator Vadalabene moves to reconsider the vote  
30. by which that bill passed. Senator Carroll moves to Table. All in  
31. favor will say Aye. Opposed Nay. The motion carries. Senator Bloom  
32. is recognized for Senate Bill 231. Senator Bloom. Just a moment.  
33. We'll read the bill. Pardon me. You don't have to read it. Senator

1. Bloom is recognized. Senator Bloom.

2. SENATOR BLOOM:

3. Thank you very much, Mr. President and fellow Senators. I am  
4. the number two sponsor on this bill. The prime sponsor is unavail-  
5. able. I'd like to keep the bill alive, and so I guess I'd make a  
6. motion to re-refer it to committee.

7. PRESIDENT:

8. Is there leave to re-refer Senate Bill 231 to committee,  
9. Judiciary Committee? Is there leave? Leave is granted. Senate  
10. Bill 468, Senator Weaver. Read the bill.

11. SECRETARY:

12. Senate Bill 468.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Weaver.

17. SENATOR WEAVER:

18. Thank you, Mr. President. Senate Bill 468 does just as the  
19. Calendar states. It's the annual appropriation of the University of  
20. Illinois for fiscal '76. There are no amendments, and I'd appreciate  
21. a favorable roll call.

22. PRESIDENT:

23. The question is shall Senate Bill 468 pass. Those in favor will  
24. vote Aye. Opposed will vote Nay. The voting is open. (Machine  
25. cut-off)...all voted who wish? Take the record. (Machine cut-off)  
26. ...this question, the Ayes are 55, the Nays are none, none Voting  
27. Present. Senate Bill 468 having received the constitutional majority  
28. is declared passed. Senate Bill 474, Senator Knuppel. Senate Bill  
29. 476, Senator Shapiro.

30. SECRETARY:

31. Senate Bill 476.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Shapiro.

3. SENATOR SHAPIRO:

4. Mr. President, members of the Senate, Senate Bill 476 is the  
5. ordinary and contingent expenses of the Board of Regents in the amount  
6. of a hundred and three point five million. I would urge a favorable  
7. roll call.

8. PRESIDENT:

9. The question is shall Senate Bill 476 pass. Those in favor will  
10. vote Aye. Opposed Nay. The voting is open. On this question, the  
11. Ayes are 53, the Nays are none, with none Voting Present. Senate  
12. Bill 476 having received a constitutional majority is declared passed.  
13. Senate Bill 481, Senator Knuppel. Senate Bill 505, Senator Bruce.  
14. Read the bill. Senator Bruce is recognized on Senate Bill 505.

15. SENATOR BRUCE:

16. Yes, Mr. President, I stated that I would bring this bill back  
17. to the order of 2nd reading for proposed amendments. I would ask  
18. leave of the Body to have the bill referred to 2nd reading.

19. PRESIDENT:

20. Is leave granted? Leave. Senate Bill 505 is...2nd reading.  
21. Are there amendments? For what purpose does Senator Harber Hall  
22. arise?

23. SENATOR HALL:

24. Mr. President, the Secretary has five amendments on his desk  
25. for this bill that I would like to have him with...withdraw and not  
26. offer.

27. PRESIDENT:

28. Will you pull the five amendments of Senator Harber Hall's out.  
29. Do you know which is which? Fine. What's the number of the amend-  
30. ment? Amendment No. 3, Senator Rock.

31. SENATOR ROCK:

32. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
33. Amendment No. 3 as it sits on the Secretary's Desk, on Page 16,

1. inserting the following after...immediately after Section 26, and  
2. I insert a new section, Section 27. It says nothing herein is appli-  
3. cable to a school district or combination of school districts located  
4. in whole or part within the boundaries of a municipality with a popu-  
5. lation in excess of five hundred thousand. The intent of the amend-  
6. ment is pretty obvious. We are removing the City of Chicago from  
7. the purview of this bill, and I would move its adoption.

8. PRESIDENT:

9. Any further discussion? Senator Rock moves the adoption of  
10. Amendment No. 3 to Senate Bill 505. All in favor will say Aye. .  
11. Just a moment. For what purpose does Senator Fawell arise?

12. SENATOR FAWELL:

13. Well, ...I've been here for a long time, and seen divisions in regard  
14. to Chicago and downstate, but I think...I'm almost speechless that...

15. PRESIDENT:

16. But that will never happen, Senator.

17. SENATOR FAWELL:

18. Well, this is, I think, awfully close to an unconscionable type  
19. of an amendment. A bill like this...now, we've...we've been...we've  
20. been banging the...the downstate school districts at the behest of  
21. the IEA quite consistently this Session, and I understand, certainly,  
22. in defense of Senator Rock's Amendment here, I...I guess I can under-  
23. stand the...the desire for Chicago to escape this type of punishment,  
24. but what we find all too often is that there's just enough people  
25. then who will apparently go together to see that downstate is...is  
26. bombed away at this. And I...I think that the...the bill, if it has  
27. anything at all, and I don't think it has a great deal, ought to stand  
28. or fall insofar as the entire State is concerned. We're talking about  
29. the...the wealth here of all of the children in our common schools  
30. of the State of Illinois, and I...I don't think as responsible men  
31. and women we can sit lethargically by and...and let this type of  
32. action continue. I...I don't suppose it's going to make much differ-  
33. ence, but at least for the record, I would like to...to say it and...

1. and implore those on the other side of the...the aisle here to...to  
2. simply say - let's have this thing go up or down. I see the...the  
3. little curlicues at the corner of your mouths. I know darn well  
4. you're going to go right along and...and accept what the great goddess  
5. of IEA doth want, but it...it...it shouldn't ought to be, Mr.  
6. President.

7. PRESIDENT:

8. Think it's fair to say you're opposed to the amendment, Senator?  
9. Fine. Senator Mohr, Howard Mohr.

10. SENATOR MOHR:

11. Well, I'm...I'm going to disagree with Senator Fawell's obser-  
12. vation. Senator, I dor't think after what we went through here yes-  
13. terday and heard all of this togetherness talk that all of the people  
14. on the other side would do that to us. I think that we should be  
15. together and all work as one unit and operate as one in the entire  
16. State of Illinois. I...so, I don't think they'll do that to us.

17. PRESIDENT:

18. Any further disèussion? Senator Glass.

19. SENATOR GLASS:

20. Well, I would like to ask the sponsor of the bill a question,  
21. Mr. President.

22. PRESIDENT:

23. He indicates he'll yield.

24. SENATOR GLASS:

25. Senator Bruce, you've had this bill up before, and the IEA has  
26. sponsored it, and you've handled it in past years, and this year. I  
27. know you believe in its merit and I'm just wondering how you can  
28. accept this kind of an amendment if you believe it's a good bill.

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. I'm sorry. Would he repeat his question, the last part of it?  
33. I...

1. PRESIDENT:

2. Senator Glass.

3. SENATOR GLASS:

4. Senator...Senator Bruce, I'm wondering how you can accept this  
5. kind of an amendment believing in the bill as you do?

6. PRESIDENT:

7. Senator Bruce.

8. SENATOR BRUCE:

9. It's a very easy amendment to accept. The City of Chicago has  
10. for all intents and purposes done what is contained within this bill.  
11. I think that they have had the foresight to handle labor relations  
12. in a very appropriate manner. Now, they don't want to have that  
13. system that they've instituted fooled around with, and after they find  
14. out how this bill operates, I'm sure that they will want to join, and  
15. we will again be unified. The problem is right now that this is a  
16. new project, and all they want to do is take a look at it, and I think  
17. that's a very appropriate look, and I support the amendment.

18. PRESIDENT:

19. Any further discussion? Senator Harris.

20. SENATOR HARRIS:

21. Well, I would just point out that seventy-five percent of the  
22. children attending schools downstate are involved with collective  
23. bargaining agreement contracted teachers today. Perhaps we should  
24. exclude them the same way, Senator Bruce. They shouldn't be fooled  
25. around with either.

26. PRESIDENT:

27. Any further discussion? Senator Bruce may...no, we were on the  
28. ...we were on the question of shall Senate Amendment No. 3 to Senate  
29. Bill 505 be adopted. Those in favor will vote Aye. Opposed will  
30. vote Nay. The voting is open. (Machine cut-off)...voted who wish?  
31. Take the record. (Machine cut-off)...this question, the Ayes are 31,  
32. the Nays are 24, 1 Voting Present. Amendment No. 3 is adopted. Any  
33. further amendments? Amendment No. 4 by Senator Fawell. Senator



1. Fawell is recognized.

2. SENATOR FAWELL:

3. Well, Mr. ...Mr. President, I have several amendments, and this  
4. is the...

5. PRESIDENT:

6. Take them one at a time, Senator. Senator, Amendment No. 4.

7. SENATOR FAWELL:

8. Amendment No. 4, and I think it has been passed out, states that  
9. the parties to a collective bargaining agreement may not include in  
10. the collective bargaining agreement as part of the conditions of  
11. ...of the agreement. Any provision requiring...employees in the  
12. collective bargaining unit who are not members of the...

13. PRESIDENT:

14. One moment please. Senator Bruce.

15. SENATOR BRUCE:

16. Well, at last count, I think I have some twenty amendements,  
17. and rather than describing the amendment, I wonder if the sponsors  
18. would at first identify it by page and section so everyone will know  
19. what amendment we're talking about, then we can go into the dialogue.

20. PRESIDENT:

21. Just one moment. Senator Harris, did you desire recognition on  
22. a point of personal privilege?

23. SENATOR HARRIS:

24. Yes, Mr. President, I'm pleased to communicate to the Senate  
25. that the Chatsworth Junior High School group are visiting us here in  
26. the south balcony, and I would point out that they are accompanied  
27. by their teacher Mr. Robert Thompson. And additionally, among the  
28. group is David Shipley, the grandson of Mrs. Betty Shipley who has  
29. worked with the Senate for so many years. Would the group from  
30. Chatsworth please stand and be recognized.

31. PRESIDENT:

32. (Machine cut-off)...Fawell...Fawell on Amendment No. 4.

33. SENATOR FAWELL:

1. Yes, Amendment No. 4, Senator Bruce, starts out by saying amends  
2. Senate Bill No. 505 on Page 9 by deleting lines 17 through 27, and  
3. I don't think he was listening, Mr. President. The...Senator Bruce,  
4. this is the amendment which states that the collective bargaining  
5. agreement cannot as a condition of employment require that a teacher  
6. must join a union or must allow union dues to be taken from his or  
7. her pay check as a condition of employment. It makes it very clear  
8. that that cannot be a part of the conditions of employment of the  
9. collective bargaining unit. I think it...it makes it clear that the  
10. agency shop, depending on how one would define it, cannot be a part  
11. of this type of a collective bargaining agreement. I would say that  
12. ninety-five percent of the teachers believe in this concept, and I...  
13. I want to, certainly, to be on record, and I think this Body ought  
14. to be on record as to how we do stand on that issue.

15. PRESIDENT:

16. Senator Bruce.

17. SENATOR BRUCE:

18. I rise in opposition to the amendment. Senator Fawell, if you  
19. will read the bill, it does not require that anyone become a member  
20. of the organization. In fact, I was very careful not to so state in the  
21. legislation. It says that the parties may include in their collective  
22. bargaining agreement a provision requiring employees to join the  
23. Majority Bargaining Representatives Organization. It does not say  
24. that that will be, must be, or shall be. All it is is that the two  
25. parties can agree to that provision, that's all. They may, and if  
26. the school board doesn't agree with it, I don't know how you're going  
27. to get in. There's no requirement in the legislation at all, period.

28. PRESIDENT:

29. Senator Fawell.

30. SENATOR FAWELL:

31. Well, just one minor comment. Senator Bruce, I...I don't think  
32. we have to attempt to fool each other. You and I both know that  
33. that will be point number one on the agenda and an absolutely integral

1. part of what the IEA will always request. It is their life blood.  
2. It is the...the very basis of their existence, and you and I know  
3. that that will never be bargained away by the union.

4. PRESIDENT:

5. Senator Fawell moves the adoption of Amendment No. 4. All in  
6. favor will say Aye. Opposed Nay. The amendment is lost. A roll  
7. call has been belatedly requested. The question is shall Amendment  
8. No. 4 be adopted. Those in favor will vote Aye. Opposed will vote  
9. Nay. The voting is open. (Machine cut-off)...voted who wish? Take  
10. the record. (Machine cut-off)...my hearing on this question, the  
11. Ayes are 14, the Nays are 35, none Voting Present. Amendment No. 4  
12. is lost. Amendment No. 5. (Machine cut-off)...other amendments?  
13. 3rd reading. Senate Bill 507, Senator Vadalabene.

14. SECRETARY:

15. Senate Bill 507.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Yes, thank you, Mr. President and members of the Senate. Senate  
22. Bill 507 as amended is the appropriation for SIU of a hundred and  
23. nine million, seven hundred thousand dollars, and I would appreciate  
24. a favorable vote.

25. PRESIDENT:

26. Any further discussion? The question is shall Senate Bill 507  
27. pass. All in favor will vote Aye. Opposed Nay. The voting is open.  
28. (Machine cut-off)...all voted who wish? Take the record. (Machine  
29. cut-off)...this question, the Ayes are 55, the Nays are none, none  
30. Voting Present. Senate Bill 507 having received a constitutional  
31. majority is declared passed. (Machine cut-off)...505, Senator Bruce.  
32. Senate Bill 517, Senator Carroll.

33. SECRETARY:

1. Senate Bill 517.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDENT:

5. Senator Carroll.

6. SENATOR CARROLL:

7. Thank you, Mr. President. Senate Bill 507...517 is the ordinary  
8. and contingent expense appropriation and reappropriation for the  
9. Board of Governor's system. I would ask for a favorable roll call.

10. PRESIDENT:

11. Any further discussion? The question is shall Senate Bill 517  
12. pass. Those in favor will vote Aye. Opposed will vote Nay. The  
13. voting is open. Have all voted who wish? Take the record. On this  
14. question, the Ayes are 51, the Nays are none, none Voting Present.  
15. Senate Bill 517 having received a constitutional majority is declared  
16. passed. (Machine cut-off)...563, Senator Palmer.

17. PRESIDING OFFICER (SENATOR DONNEWALD):

18. Read the bill.

19. SECRETARY:

20. Senate Bill 563.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR DONNEWALD):

24. Senator Palmer.

25. SENATOR PALMER:

26. Mr. President and members of the Senate, Senate Bill 563 is an  
27. Insurance Department bill and relates to the acquisition of com-  
28. panies and the...the amendment provides for the deletion of language  
29. referring to acquisition of companies by changing cash for stock.  
30. The question was raised in committee and upon questioning the Depart-  
31. ment, the Department has answered me that the method of acquiring  
32. stock by cash is not completely eliminated, but it's handled in  
33. another chapter in the Insurance Code, and I move for a favorable roll

1. call.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Senator Nudelman.

4. SENATOR NUDELMAN:

5. Mr. President and Ladies and Gentlemen of the Senate, I rise  
6. in opposition. The...the Article which is being amended by deletion  
7. is the Article on merger consolidation or plans of exchange and the  
8. other Article that Senator Palmer refers to is the Article on holding  
9. companies. The language which is being deleted from Section 156.1  
10. relative to acquisition by cash is not repeated in the Section...  
11. Section on holding companies, and...excuse me. As late as yesterday,  
12. I discussed the matter with a young man from the...from the Department  
13. of Insurance, and he acknowledged to me that the...the problems were  
14. not covered by the other Section. That in certain circumstances,  
15. this is a diminution of the power of...of purchase and that he, him-  
16. self, couldn't fully answer me the...to me the reason for the amend-  
17. ment. The young man who proposed the amendment is no longer with the  
18. Department...

19. PRESIDING OFFICER (SENATOR DONNEWALD):

20. Just...just a moment, Senator. Let's take our caucuses to the  
21. rotunda. Will the members please be in their seats. Proceed.

22. SENATOR NUDELMAN:

23. The young man who proposed this amendment is no longer with  
24. the Department, but I get some vague answers that they want to be  
25. able to do this because they want to be able to do it. It was con-  
26. ceded to me that certain...certain matters would now be unaccomplish-  
27. able, ever though legal, because the one Section of the Act refers to  
28. one type of situation that being holding companies and the other  
29. Section of the Act, the one that's being amended, refers to mergers,  
30. consolidations and plans of exchange, and I think until the Insurance  
31. Department is ready and willing or able to fully explain the meaning  
32. of the amendment, I think it should not be passed, and I strongly  
33. urge, Ladies and Gentlemen, that a No vote or not voting on this

1. proposition. Thank you.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Is there further discussion? Senator Palmer may close the...

4. Senator Glass.

5. SENATOR GLASS:

6. Well, thank you, Mr. President. I would just like Senator  
7. Palmer in...in closing debate, in addition to answering Senator  
8. Nudelman's point, if you...would explain why a bill like this would  
9. be necessary. I read the synopsis of it, and I...I don't understand  
10. why it...why it would be needed at all.

11. PRESIDING OFFICER (SENATOR DONNEWALD):

12. Senator Palmer.

13. SENATOR PALMER:

14. I think the committee and the Senate is entitled to that answer,  
15. and I did inquire, and here is the answer. The Department in stating  
16. that the advantage of this bill is due to policy holders is that the  
17. rights of the descending share holders are more adequately protected  
18. under Article 8 1/2 than they are under Article 10. If the share  
19. holder does not agree to the acquisition by an inquiring company, his  
20. only remedy under Article 10 is to pursue his objection in court.  
21. However, under Article 8 1/2, the descending share holder has a right  
22. to retain his stock into new acquiring corporation. The Department  
23. recognizes the need for allowing...cash acquisitions, and it feels  
24. that the procedure for that type of acquisition is better located in  
25. Article 8 1/2 of the Insurance Code. All this amendment does is,  
26. according to the Department, it's a better procedure for them and it's  
27. also protection of the policy holders, and I...I don't think I want  
28. to get into a big hassle about this. It's the not the great, earth-  
29. shaking thing, but it's also a correct procedure, and I move for a  
30. favorable roll call.

31. PRESIDING OFFICER (SENATOR DONNEWALD):

32. Did you close the debate, Senator Palmer?

33. SENATOR PALMER:

1. Yes, that's...that's...I asked for a favorable roll call.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. The question...the question is shall Senate Bill 563 pass?

4. All those in favor vote Aye. All those opposed No. The voting is

5. open. (Machine cut-off)...those voted who wish? Take the record.

6. On that question, the Ayes are 18, the Nays are 15, 7 Voting Present.

7. Senate Bill 563 not having received the constitutional majority is

8. declared lost. Senator Mitchler, for what purpose do you arise?

9. SENATOR MITCHLER:

10. Mr. President, I'd rise on a point of personal privilege.

11. PRESIDING OFFICER (SENATOR DONNEWALD):

12. State your point.

13. SENATOR MITCHLER:

14. In the President's Gallery, Mr. Tom Fletcher of Kendall County

15. who is the Chairman of the Kendall County Bicentennial Organization

16. and also a teacher in the Oswego community district has brought to

17. Springfield a group of honor students, eighth grade honor students,

18. that were selected to come to Springfield to witness State government

19. in action. I believe this group is one of the nicest and well dressed

20. and neat in appearance, and I would like the group to rise and be

21. recognized by the Illinois State Senate.

22. PRESIDENT:

23. Senate Bill 613, Senator Rock.

24. SECRETARY:

25. Senate Bill 613.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDENT

29. Senator Rock.

30. SENATOR ROCK:

31. Thank you, Mr. President and Ladies and Gentlemen of the Senate.

32. Senate Bill 613 is an amendment to the Capital Bond Board Development

33. Act, and what this does is it excludes the Capital Development Board

1. from the supervision of capital grants to nonprofit, nonpublic health  
2. service educational institutions. This is one of a series of three  
3. bills at the request of the Board of Higher Ed. The companion bill  
4. is...is an appropriation bill that is in the Appropriations Committee  
5. sponsored by Senator Hynes, Senate Bill 634, and this program relates  
6. to fifteen hospitals that are affiliated either with SIU or the Uni-  
7. versity of Illinois. This is not, I repeat, this is not part of the  
8. Accelerated Building Program. These bills are, as a result, of a  
9. request from the Board of Higher Education. The Capital Bond Board  
10. has no objection. The program is an ongoing one. It is a good one  
11. and it is well within the current authorization of the Board. I would  
12. seek a favorable roll call.

13. PRESIDENT:

14. Senator Weaver.

15. SENATOR WEAVER:

16. Thank you, Mr. President. Well, it would seem appropriate,  
17. Senator Rock, to consider 634 before you consider either 613 or  
18. 614 because, certainly, if 634 doesn't pass, 613 is unnecessary.

19. PRESIDENT:

20. Senator Rock..

21. SENATOR ROCK:

22. Well, I suppose I could say the same thing about 634. The pro-  
23. blem is that's an appropriation bill, and as such, is exempt from  
24. the deadline which we face today. This is substantive legislation,  
25. and merely takes the jurisdiction over this program away from the  
26. Capital Bond Board and gives it to the Board of Higher Ed.

27. PRESIDENT:

28. Senator Weaver.

29. SENATOR WEAVER:

30. Well, Senator Rock, without 614, certainly, 613 is unnecessary,  
31. and I...I still feel that 634 should be acted on first, and...and I  
32. think you know I have an amendment for that, and I would certainly  
33. offer that and support it, but I just think that we should be acting



1. on 614 before we even consider 613.

2. PRESIDENT:

3. Senator Rock.

4. SENATOR ROCK:

5. I will certainly accede to that request, and request, Mr. Presi-  
6. dent, that 613 be taken from the record, and we'll deal with 614.  
7. If that's what you want, that's fine.

8. PRESIDENT:

9. Take it out of the record. Senate Bill 614, Senator Rock.  
10. Senator Rock. Senator Rock is recognized.

11. SENATOR ROCK:

12. Senator Weaver, do you have an amendment to 614? Okay. Now,  
13. we'll just deal with 614 first, and then go back to 613. And as you  
14. know, 634 is still in the Committee on Appropriations sponsored by  
15. Senator Hynes. Alright.

16. PRESIDENT:

17. Senator Rock...read the bill. 614.

18. SENATOR ROCK:

19. It is on 2nd reading. I beg your pardon.

20. SECRETARY:

21. Senate Bill 614.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
28. Senate Bill 614 amends the Capital Bond Development Act in two places.  
29. One, it says, and I will recite, the General Assembly has examined  
30. the long term needs of the people of Illinois for health services  
31. education capital facilities, and has determine that the financing,  
32. development, acquisition, construction, reconstruction, improvement,  
33. architectural planning and installation of such capital facilities at  
nonprofit, nonpublic health service educational institutions is in  
the public interest, and it further recites that it

1. would allow ten million dollars for the acquisition, development,  
2. construction, reconstruction, improvement, financing and so forth  
3. for these hospitals. There are some fifteen hospitals, I'm informed.  
4. I also further understand that this amount is...is well within the  
5. current authorization, and I seek a favorable roll call.

6. PRESIDENT:

7. Senator Weaver.

8. SENATOR WEAVER:

9. Well, Mr. President and members of the Senate, the biggest  
10. objection I have to 614 is the fact that under this program, the  
11. participating hospitals can pull out of this program with four years  
12. notice and leave the State with approximately fifteen years of debt  
13. service for these improvements. One other...one other problem is,  
14. on this two year period, we're almost a million dollars short in the  
15. ...in the Senate Bill 634 which supports this program. So, for these  
16. reasons, I had prepared an amendment for 634 to put that into General  
17. Revenue whereby we're...we're not...we wouldn't run into a situation  
18. where we might possibly be paying off bonds for fifteen years and  
19. having no program continuation in these participating hospitals.

20. PRESIDENT:

21. Any further discussion? Senator Harris.

22. SENATOR HARRIS:

23. Mr. President, I just have a parliamentary inquiry. What is  
24. the ruling of the Chair with respect to the number of votes necessary  
25. for the passage of 614? I would suggest that it is the delineation  
26. of a specific purpose of debt and therefore will require a three-fifths  
27. vote. The Constitution is very clear that State debt for specific  
28. purposes may be incurred, and of course, this is an inclusion in the  
29. Capital Development Act for this specific purpose. It does seem to  
30. me that a three-fifths vote is required for this very significant  
31. amendment for the incursion of debt in the Capital Bond Act. What  
32. is the rule of the Chair?

33. PRESIDENT:

1. Surprise, three-fifths. Three-fifths.

2. SENATOR HARRIS:

3. Mr. President...

4. PRESIDENT:

5. Well, just a moment, Senator.

6. SENATOR HARRIS:

7. ...I'm not...

8. PRESIDENT:

9. No, I was just saying...it's three-fifths, sure. Any further  
10. discussion? Senator Rock may close the debate.

11. SENATOR ROCK:

12. Well, again, I...I think the purpose is laudatory. The program  
13. is there. I do not, in fact, share Senator Weaver's fear about the  
14. hospitals pulling out. There are fifteen, as I said, hospitals  
15. involved in this program. The program is one, I think, that merits  
16. our support, and I would seek a favorable roll call.

17. PRESIDENT:

18. The question is shall Senate Bill 614 pass. This bill requires  
19. a three-fifths vote. All in favor will vote Aye. Those opposed Nay.  
20. The voting is open. Have all voted who wish? Take the record.  
21. (Machine cut-off)...this question, the Ayes are 32, the Nays are 18,  
22. none Voting Present. Senate Bill 614 having failed to receive a  
23. constitutional majority is declared lost. 613, Senator Rock. Senate  
24. Bill 618, Senator Savickas.

25. SECRETARY:

26. Senate Bill 618.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Savickas.

31. SENATOR SAVICKAS:

32. Mr. President and members of the Senate, this bill would allow  
33. people to work both...collect both unemployment compensation and

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1. enroll in Federal training programs. There was some objection to  
2. the original amendment. Senator Graham reamended it, and now I  
3. understand it meets all the objections where there were. Where a  
4. person receiving unemployment would be making more money or collect-  
5. ing double monies in the training program. At this point, I understand  
6. there's no further...no objections to it, and I would solicit a  
7. favorable roll call.

8. PRESIDENT:

9. Any further discussion? The question is shall Senate Bill 618  
10. pass. Those in favor will vote Aye. Opposed Nay. The voting is  
11. open. Take the record. On this question, the Ayes are 55, the Nays  
12. are none, none Voting Present. Senate Bill 618 having received a  
13. constitutional majority is declared passed. Is there leave to bypass  
14. 643 at the moment and come back to it? Is there leave? Leave is  
15. granted. Senate Bill 699, Senator Shapiro.

16. SECRETARY:

17. Senate Bill 699.  
18. (Secretary reads title of bill)  
19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Shapiro.

22. SENATOR SHAPIRO:

23. Mr. President and members of the Senate, Senate Bill 699 reduces  
24. from ten to five years the amount of service required to qualify for  
25. benefits for nonduty disability. This is for the downstate firemen.  
26. Even a five year qualifying period is still very stringent concerning  
27. the fact that...considering the fact that policemen acquire this  
28. benefit from the first day of work. State employees have it at one  
29. and a half years, and three years for teachers. I know of no opposi-  
30. tion to the bill, and I would request a favorable roll call.

31. PRESIDENT:

32. Any further discussion? The question is shall 6...Senate Bill  
33. 699 pass. Those in favor will vote Aye. Opposed Nay. The voting is

1. open. (Machine cut-off)...voted who wish? Take the record. On  
2. this question, the Ayes are 54, the Nays are none, none Voting Present.  
3. Senate Bill 699 having received a constitutional majority is declared  
4. passed. Senate Bill 724, Senator Nimrod. Senator Nimrod.  
5. SENATOR NIMROD:  
6. Mr. President, I might ask leave to bypass that for a minute.  
7. Senator Netsch and I are drawing up an amendment that we'd like to  
8. prepare...present on this.  
9. PRESIDENT:  
10. Alright, it'll be held. Senate Bill 726, Senator McCarthy...  
11. McCarthy.  
12. SECRETARY:  
13. Senate Bill 726.  
14. (Secretary reads title of bill)  
15. 3rd reading of the bill.  
16. PRESIDENT:  
17. Senator McCarthy.  
18. SENATOR McCARTHY:  
19. Yes, Mr. President and members of the Body, what this bill deals  
20. with is an allowance to lenders to make commitments for loans...  
21. PRESIDENT:  
22. Senator McCarthy...  
23. SENATOR McCARTHY:  
24. Yes..  
25. PRESIDENT:  
26. Would you just take this out of the record for just a moment?  
27. SENATOR McCARTHY:  
28. Yes.  
29. PRESIDENT:  
30. Fine. Take it out of the record. Senate Bill 740, Senator  
31. Hynes.  
32. SECRETARY:  
33. Senate Bill 740.

1. PRESIDENT:

2. Senator Hynes.

3. SENATOR HYNES:

4. Mr. President, I...there's an amendment from Senator Nimrod  
5. on the Secretary's Desk, and I would ask leave to bring the bill back  
6. to 2nd reading for the purposes of adoption of the amendment.

7. PRESIDENT:

8. Is there leave? Leave is granted. Senator Hynes.

9. SENATOR HYNES:

10. Senator Nimrod has the amendment.

11. PRESIDENT:

12. Senator Nimrod.

13. SENATOR NIMROD:

14. Yeah, Mr. President and fellow Senators, this...this amendment  
15. is put on to do exactly what the community...city community college  
16. wants to do, and that is to...because of the way they have to submit  
17. their budget, this amendment provides for them to limit it to the  
18. first half of that year of the...'76, and I would move for the  
19. adoption of this amendment.

20. PRESIDENT:

21. Senator Hynes.

22. SENATOR HYNES:

23. I...I concur in the amendment.

24. PRESIDENT:

25. Senator Nimrod...Senator Nimrod moves the adoption of Amendment  
26. No. 1 to Senate Bill 740. All in favor will say Aye. Opposed Nay.  
27. The amendment is adopted. Any further amendments? 3rd reading.  
28. Senate Bill 746, Senator Knuppel.

29. SECRETARY:

30. Senate Bill 746.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. There is an amendment that Illinois Bell wants on this, and I'd  
4. like to take it back to 2nd reading to attach this amendment.

5. PRESIDENT:

6. Is there leave? Leave is granted. Senate Bill 746 is now on  
7. 2nd reading. Senator Knuppel is recognized on the amendment.

8. SENATOR KNUPPEL:

9. What the amendment does is provide that the form of proof shall  
10. be prescribed by the Secretary of State in the case of self-insurers,  
11. since Illinois Bell is a self-insurer and there are probably others.

12. PRESIDENT:

13. Any further discussion?

14. SENATOR KNUPPEL:

15. I move the adoption of the amendment.

16. PRESIDENT:

17. Senator Knuppel moves the adoption of Amendment No. 2 to Senate  
18. Bill 746. All in favor will say Aye. Opposed Nay. The amendment  
19. is adopted. Any further amendments? 3rd reading. Senate Bill 767,  
20. Senator Regner.

21. SECRETARY:

22. Senate Bill 767.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator Regner.

27. SENATOR REGNER:

28. Yes, Mr. President and members of the Senate, this bill, the  
29. Residential Contractor's Licensing Act provides a statutory measure  
30. for the registration and regulation of persons engaged in the resi-  
31. dential construction industry in Illinois. This Act does not regulate  
32. persons who are already required under Illinois law to be licensed  
33. as a condition for performance of their skills. Basically, two groups

1. of people want this bill, the people that are purchasing homes and  
2. also the Illinois Home Builder's Association who want to clean up  
3. their own industry and get the people out of the industry and have  
4. their license revoked who don't perform proper building construction  
5. acts and people do have problems with them. Any village, city that  
6. has a building department and does have a code for regulation of the  
7. building industry is not included under this bill. Last week when  
8. it was under debate and up for consideration, several members expressed  
9. some problems with it. I, at that time, held the bill, amended it  
10. yesterday to answer some of these questions and problems, and I'll  
11. submit myself to any further questions and ask for a favorable roll  
12. call.

13. PRESIDENT:

14. Any further discussion? The question is shall 76...Senate Bill  
15. 767 pass. Those in favor will vote Aye. Opposed Nay. The voting  
16. is open. Have all voted who wish? Take the record. On this question,  
17. the Ayes are 33, the Nays are 11, none Voting Present. Senate Bill  
18. 767 having received a constitutional majority is declared passed.  
19. Senate Bill 746, Senator Knuppel.

20. SECRETARY:

21. Senate Bill 746.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. Senate Bill 746 is a bill designed to require proof of insurance  
28. as a prerequisite to the issuance of motor registration. It has  
29. been amended to provide that that coverage be in the amount of twenty  
30. thousand dollars per incident for bodily injury or death and for  
31. forty thousand exclusive of interest and costs for bodily injury or  
32. death to two or more persons in an accident. The second amendment  
33. provides that proof...how proof of self-insurers shall be made. This



1. would require people who get registration for their automobiles to  
2. have insurance for the protection of those people who may be injured  
3. by such registrants. I...

4. PRESIDENT:

5. Any further discussion? Senator...Senator Glass.

6. SENATOR GLASS:

7. Thank you, Mr. President. I rise in support of this bill. I  
8. think it's long overdue in Illinois, and I would congratulate Senator  
9. Knuppel for sponsoring this legislation. I've experienced many  
10. instances of uninsured motorists and all of the problems that that  
11. provides. So, I think this is an excellent bill and...and stand in  
12. support of it.

13. PRESIDENT:

14. Senator Hall.

15. SENATOR HALL:

16. Will the sponsor yield to a question?

17. PRESIDENT:

18. He indicates he will.

19. SENATOR HALL:

20. Senator Knuppel, is the Secretary of State opposed to this bill?

21. PRESIDENT:

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. If he's opposed, he has not expressed that to me. He didn't  
25. appear in opposition to it at the committee hearing, and I have had  
26. no communique from him to the effect that he's opposed to it.

27. PRESIDENT:

28. Any further discussion? The question is shall Senate Bill 746  
29. pass. Those in favor will vote Aye. Opposed Nay. The voting is  
30. open. (Machine cut-off)...all voted who wish? Take the record.  
31. On this question, the Ayes are 53, the Nays are 2, 1 Voting Present.  
32. Senate Bill 746 having received a constitutional majority is declared  
33. passed.

1. PRESIDING OFFICER (SENATOR DONNEWALD):

2. Senate Bill 740, Senator...or read the bill.

3. SECRETARY:

4. Senate Bill 740.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER (SENATOR DONNEWALD):

8. Senator Hynes.

9. SENATOR HYNES:

10. Mr. President and members of the Senate, this bill as amended  
11. I believe is without controversy. It allows the Chicago Junior  
12. College System for purpose...purpose of its annual budget estimate  
13. to make use of the 1972 assessed valuation. This will, in effect,  
14. place the Chicago system in the same...same position that the downstate  
15. districts are in. I think the amendment has removed any problems  
16. that existed with the bill.

17. PRESIDING OFFICER (SENATOR DONNEWALD):

18. Senator Nimrod.

19. SENATOR NIMROD:

20. Mr. ...Mr. President and fellow Senators, the...the law states  
21. that the Community College in Chicago must use the most recent equal-  
22. ized assessed valuation, and on that basis, 209 which we passed out  
23. of here, Senate Bill 209 takes care of the fourth quadrant and the  
24. ...and there will be no further need for any additional support on  
25. ...on their part. Now, the '75 assessed valuation will be very close  
26. to the '72 since the entire Loop is going to be reassessed this time,  
27. and this...I would like to have the record reflect that as a result  
28. of this their estimate is off because of their particular quirk of  
29. the law that if there's a bad calculation, they're just going to have  
30. to live with it, and the Legislature is doing this to help them,  
31. and they should not have to come back to the Legislature for any  
32. additional change in this particular Act, and I do think as it is  
33. now, we ought to support the bill.

1. PRESIDING OFFICER (SENATOR DONNEWALD):  
2. Is there further discussion? Senator Fawell.  
3. SENATOR FAWELL:  
4. Senator...Senator Hynes, would you yield to a question here?  
5. PRESIDING OFFICER (SENATOR DONNEWALD):  
6. Indicates he will.  
7. SENATOR FAWELL:  
8. I'm...I'm a bit confused on this. As I...as I read this, what  
9. ...what we're saying is that the budget estimate in regard to the  
10. levy in the year 1975 and the budget estimate in regard to the levy  
11. in the year 1976, and I might state also, it's my understanding that  
12. the budget estimate of the levy is the actual levy insofar as the  
13. city is concerned, the city extending the levy rather than the school  
14. district.  
15. PRESIDING OFFICER (SENATOR DONNEWALD):  
16. Senator Hynes. Oh, excuse me.  
17. SENATOR FAWELL:  
18. Excuse me. Yet, it appears to me that you're using for the  
19. levy, other words, of taxes in 1975 and the levy of taxes in the  
20. year 1976. You're using a 1972 assessment, and I...I know that there  
21. are these quadrenial...these quadrant assessment problems in Cook,  
22. but I...I don't understand why we're saying that when you go to  
23. extend a tax levy in '75, collectable in '76 or a tax levy in '76  
24. collectable in '77, we're going to base it upon a 1972 assessment.  
25. Now, can you clarify that?  
26. PRESIDING OFFICER (SENATOR DONNEWALD):  
27. Senator Hynes.  
28. SENATOR HYNES:  
29. This...this only applies to the estimate for budget purposes,  
30. and they then anticipate then when the actual extension occurs that  
31. that amount of revenue will be generated using the most recent assessed  
32. valuation.  
33. PRESIDING OFFICER (SENATOR DONNEWALD):

1. Senator Fawell.

2. SENATOR FAWELL:

3. However, am I correct in stating that the estimate of taxes  
4. as set forth in the annual budget becomes the levy?

5. PRESIDING OFFICER (SENATOR DONNEWALD):

6. Senator Hynes.

7. SENATOR HYNES:

8. No, that...I...I do not think that is correct. The actual  
9. assessed valuation will be known at the time the extension takes  
10. place, but when the budget is being made up, they are required to  
11. use existing data. The actual final data is not known. They can  
12. project what it will be, but they do not know it. The difficulty  
13. here is that in...'73 it is lower than in '72, but they anticipate  
14. that the actual when it comes in will be as high as '72. Now, as I  
15. understand it, the downstate junior college districts have the ability  
16. to do this now because they are not locked into a specific year's  
17. assessment. So, I...

18. PRESIDING OFFICER (SENATOR DONNEWALD):

19. Senator Fawell.

20. SENATOR FAWELL:

21. Yeah, the...the only distinction that I...that I...I am unclear  
22. upon...I'll stop here. In Chicago the vital difference is that the  
23. city, of course, makes the levy and that's not the case downstate.  
24. So, the...the budget downstate is one thing, and then, later a levy  
25. is made, but what I am a little bit concerned about here is that  
26. what we're really doing is saying that the levy can be what is  
27. actually estimated for taxes to come in the budget. Now, if I'm  
28. mistaken on that point.

29. PRESIDING OFFICER (SENATOR DONNEWALD):

30. Your time is expired, Senator. Senator Hynes may close the  
31. debate.

32. SENATOR HYNES:

33. We are...we are not saying that. We are simply saying that the

1. estimate for budget purposes, so that when the actual assessed valua-  
2. tion is known that it can be used to the maximum extent, otherwise,  
3. the...the budget estimate as prepared would be...much below what  
4. would actually be available.

5. PRESIDING OFFICER (SENATOR DONNEWALD):

6. Senator Hickey.

7. SENATOR HICKEY:

8. I'd like to ask Senator Hynes, where it...where in this bill it  
9. says this pertains to Chicago only. It...it says an Act pertaining  
10. to public community colleges and there's no mention of Chicago that  
11. I see.

12. PRESIDING OFFICER (SENATOR DONNEWALD):

13. Senator Hynes. Senator Hynes.

14. SENATOR HYNES:

15. This...this Article applies to Chicago only.

16. PRESIDING OFFICER (SENATOR DONNEWALD):

17. Is there further debate? The question is shall Senate Bill 740  
18. pass. All those in favor vote Aye. All those opposed No.. The  
19. voting is open. Have all those voted who wish? (Machine cut-off)  
20. ...those voted who wish? Take the record. On that question, the  
21. Ayes are 52, the Nays are none. Senate Bill...and 1 Voting Present.  
22. Senate Bill 740 having received a constitutional majority is declared  
23. passed. Senate Bill 819, Senator Knuppel. Read the bill.

24. SECRETARY:

25. Senate Bill 819.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER (SENATOR DONNEWALD):

29. Senator Knuppel.

30. SENATOR KNUPPEL:

31. Senate Bill 819 is a simple bill. It reduces the age of...  
32. requirement, the age requirement for people to serve on school boards  
33. to the age of eighteen. This already is a situation in the City of

1. Chicago. There are only about eight States left where the...where  
2. the age requirement is twenty-one or above. I say that if a person  
3. is elected, it doesn't matter if he's six years old. If the people  
4. want him and school board members are elected that we should lower  
5. it to eighteen. That's when they're adult. Give them a piece of  
6. the action. I'm in favor and would...would appreciate a favorable  
7. roll call.

8. PRESIDING OFFICER (SENATOR DONNEWALD):

9. Senator Mitchler.

10. SENATOR MITCHLER:

11. I'd like to ask the sponsor a question.

12. PRESIDING OFFICER (SENATOR DONNEWALD):

13. He indicates he'll yield.

14. SENATOR MITCHLER:

15. What is the age requirement for being a member of the Illinois  
16. General Assembly?

17. PRESIDING OFFICER (SENATOR DONNEWALD):

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. I believe it's twenty-one for a...for a member of the General  
21. Assembly. I haven't looked at the Constitution recently, but I  
22. believe it's twenty-one, and it's, I think, twenty-five...I think  
23. it differs maybe for the Senate. But I remember we debated it,  
24. and it was my idea even then whatever it came out that...that it  
25. didn't make any difference as long as the person was elected that,  
26. you know, Jesus Christ died when he was thirty-two. He could have  
27. served anywhere when he was fifteen. That...that...these age require-  
28. ments for elected office ought not to be imposed.

29. PRESIDING OFFICER (SENATOR DONNEWALD):

30. Senator Mitchler.

31. SENATOR MITCHLER:

32. Do you believe that all offices should have the eighteen year  
33. age limit and not just limit it to school boards, in other words,

1. any elected office inasmuch as you can vote at eighteen?

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Senator Knuppel.

4. SENATOR KNUPPEL:

5. I believe in a Democratic society, that the people are capable  
6. of acquainting themselves with the qualifications of the candidate  
7. in any elected office, I mean any elected office, the people should  
8. have the right to chose their representative regardless of age.

9. PRESIDING OFFICER (SENATOR DONNEWALD):

10. Senator Morris.

11. SENATOR MORRIS:

12. I rise in support of this bill, and along the lines of what  
13. Senator Mitchler was saying, I think that if a person is old enough  
14. to be a registered voter, he should be able to run for any office  
15. that exists. In Waukegan, twice in the last three years, we have  
16. had eighteen or nineteen year olds announce for the school board and then  
17. their petitions not be accepted because they were not twenty-one years  
18. of age which is kind of ironic since they could vote in that election.  
19. One of them, as a matter-of-fact, was the daughter of the Republican  
20. City Treasurer in Waukegan who was knocked off the ballot in the last  
21. election. I think we should lower the age for school boards to  
22. eighteen and for members of the General Assembly for that matter to  
23. age of eighteen. And as for Jesus Christ serving in the General  
24. Assembly at fifteen, I don't think he could of handled the pressure.

25. PRESIDING OFFICER (SENATOR DONNEWALD):

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Well, I agree with Senator Knuppel; and I...I would just point  
29. out that the minimum age for service in the United States Military  
30. is seventeen.

31. PRESIDING OFFICER (SENATOR DONNEWALD):

32. Senator Soper.

33. SENATOR SOPER:

1. Well, Mr. President, we get more ridiculous every day, you  
2. know, and you say that someone at the age of eighteen, and we've...  
3. we've got a lot of problems. We've lowered the drinking age or the  
4. voting age. We lowered the marriage age. A kid could escape once  
5. in a while when he's out with a girl and they're out there smocking  
6. up the coke and a few free beers and all of sudden, he got a little  
7. frisky and she said well what do you think. He says listen, you  
8. know, we'll go and see the parents and if the parents say okay, we'll  
9. get married. Of course, the next day the parents says you little  
10. nuts, look what happened to your mother and father and I. And when  
11. you get that tax bill and you get your gas bill, you'll think differ-  
12. ently. So, he'd go back to the girl and he'd say well my parents  
13. don't okay the deal, but now with this getting married at eighteen,  
14. he hasn't got...he hasn't got that crutch, you know. So, the girl  
15. knows that he's just...he's just fooling around. He's not...not  
16. anxious or ambitious enough to really put the thing on the line.  
17. Now, about this...Senator Knuppel, you said that anytime a person  
18. is elected or...or he votes, he should be elected to any office  
19. that's available, right?

20. PRESIDING OFFICER (SENATOR DONNEWALD):

21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. I didn't say he should be elected, I say the people should have  
24. the right to decide whether he's elected. In a democracy, if the  
25. people think an eighteen year old can serve them and sometimes they  
26. can better than and eighty-one year old, that's their business, or  
27. even a fifty-one year old.

28. PRESIDING OFFICER (SENATOR DONNEWALD):

29. Senator Soper.

30. SENATOR SOPER:

31. Yes, in other words, if a fellow wanted...or a girl or a person  
32. or whatever they are wanted to run for President of the United  
33. States and they were eighteen, they're eligible to vote, they should



1. be President of the United States, right?

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Senator Knuppel.

4. SENATOR KNUPPTEL:

5. There are some constitutional prohibitions on Congress, Sena-  
6. torial and...and President of the United States. They were put on  
7. there two hundred years ago, and at that day and age, people had to  
8. gain information a lot of different ways. Our youngsters today are  
9. more mature, better educated, and let me say this, that when we  
10. lowered the age to eighteen for voters, I don't know what it had to  
11. do with it, but all of a sudden all the crisis we had on campuses  
12. is cleared up because you can point to that young person and say, you  
13. know, we gave you part of the action. Now, are you going to dis-  
14. charge it responsibly or are you going to act immature about it.  
15. And our college kids today are as square as we were.

16. PRESIDING OFFICER (SENATOR DONNEWALD):

17. Senator Soper, your time is about up. It is up. You may close.

18. SENATOR SOPER:

19. Well, no. Thank you very much. I...I figure everybody gets  
20. into my act. When you asked Knuppel a question, you get a disserta-  
21. tion on everything else but the question you ask, see.

22. PRESIDING OFFICER (SENATOR DONNEWALD):

23. That's what you get for asking.

24. SENATOR SOPER:

25. It's alright. Senator Knuppel, you used up four and three  
26. quarter minutes of my time, and I thank you very much, but I think  
27. this is a nutty bill.

28. PRESIDING OFFICER (SENATOR DONNEWALD):

29. Is there further debate? Senator...Senator Knuppel...ch,  
30. Senator Berning. Senator Berning, do you wish recognition?

31. SENATOR BERNING:

32. There's just one comment that I would like to make that gives  
33. me hesitancy on this bill. Many students, many young people at

1. eighteen are still students in the high school. It seems incon-  
2. gruous to have students in school serving on the school board  
3. running the school. This...this does not make for good, common  
4. judgment it seems to me.

5. PRESIDING OFFICER (SENATOR DONNEWALD):

6. Is there further debate? Senator Fawell. Rather noisy. May  
7. we have some order please. You may proceed.

8. SENATOR FAWELL:

9. Senator Knuppel...Senator Knuppel, just one question. You say  
10. that as far as Chicago is concerned, persons who are under the age  
11. of twenty-one can serve on the school board?

12. PRESIDING OFFICER (SENATOR DONNEWALD):

13. Senator Knuppel.

14. SENATOR KNUPPEL:

15. Yes. Yes, I have a memo here that says on the Chicago Board,  
16. members are required to be voters, a common stipulation among the  
17. forty-two States that permit eighteen year olds to serve on school  
18. boards. That's all, that they be voters.

19. PRESIDING OFFICER (SENATOR DONNEWALD):

20. Senator Fawell.

21. SENATOR FAWELL:

22. That, of course, is an appointive board, is it not?

23. SENATOR KNUPPEL:

24. Yes, and I would think there would be more, you know, more  
25. tendency not to allow appointed people to be there than when the  
26. people chose them because the people have a chance to not just one  
27. person pass on their qualification but a majority of the people pass  
28. on it. So, yes it is, but...but in...in total, I think that...that  
29. where they're elected in other parts that...that there's much more  
30. in a way of supervision in choosing than there is there.

31. PRESIDING OFFICER (SENATOR DONNEWALD):

32. Senator Fawell.

33. SENATOR FAWELL:

1. How many under the age of twenty-one have been appointed to  
2. the board in the City of Chicago, Senator?

3. SENATOR KNUPPEL:

4. I have no way of knowing, and I have no way of knowing whether  
5. anybody will ever be elected between the age of eighteen and twenty-  
6. one. It...all we're talking about is they can have a part of the  
7. action, and the point is if...if the mayor thinks that they're  
8. mature enough, he can appoint them and the same thing is true down  
9. here, if the voters think they're mature enough. There may never  
10. be an eighteen year old elected to a school board in downstate Illi-  
11. nois, nevertheless, they...they're voters. They pay taxes. They  
12. should have the opportunity to put their name on the ticket-and-run.

13. PRESIDING OFFICER (SENATOR DONNEWALD):

14. Senator Fawell.

15. SENATOR FAWELL:

16. Well, Senator Soper was right. It's a little bit more of an  
17. answer than I...than I wanted, but my point, of course, is that the  
18. analogy of Chicago, I think, isn't quite proper, and I note that if  
19. you have the authority and you've never exercised it, I think it is  
20. indicative of the fact that there's quite a difference between the  
21. right to vote and the right to serve on a given public body. Whereas  
22. I have always been in favor of the right to vote for young people.  
23. I'm not so sure that I think we ought to say that simply because  
24. someone has the right to vote they should serve upon a...a school  
25. board, and certainly, there would be a conflict of interest insofar  
26. as the students are concerned, under the Corrupt Practices Act, they'd  
27. have to enter into contracts, of course, with the school board. As  
28. students; they couldn't possibly serve on the board under those  
29. circumstances.

30. PRESIDING OFFICER (SENATOR DONNEWALD):

31. Is there further debate? Senator Knuppel may close the debate.

32. SENATOR KNUPPEL:

33. Well, the conflict of interest thing, I don't know if there's

1. anything to prevent a person who's fifty-five from going back to  
2. high school and being in the same conflict of position...conflict  
3. of interest position. All I said is this that giving the eighteen  
4. year olds the right to vote has cleared up the problems on our cam-  
5. puses, and I think it has a direct, therapeutic situation. We are  
6. the only...only one of about eight or ten States that put other  
7. requirements on. I know that there are a lot of eighteen to twenty-  
8. one year olds that I'd rather have on the school board, and sometimes  
9. you don't get a lot of applicants. You may only have three or four  
10. people run. I know some eighteen to twenty-one year olds that have  
11. been valedictorians in their class who are mature in the ent degree  
12. and would make good school board members. This doesn't say that the  
13. whole school board has to be made up of those people. As far as  
14. these gentlemen are concerned, when they ask me a question, open my  
15. mike, I...I apologize, but I try to answer their question. Thank  
16. you.

17. PRESIDING OFFICER (SENATOR DONNEWALD):

18. On that...the question is shall Senate Bill 819 pass. All  
19. those in favor vote Aye. All those opposed No. The voting is open.  
20. Have all those voted who wish? Have all those voted who wish?  
21. Take the record. On that question, the Ayes are 30, the Nays are  
22. 17. Senate Bill 819 having received a constitutional majority is  
23. declared passed. There is a request for a verification by Senator  
24. Nimrod. A verification will be had, and I presume on the positive  
25. vote. Is that correct, Senator? The Secretary will read the posi-  
26. tive vote.

27. SECRETARY:

28. The following voted in the affirmative:

29. Brady, Bruce, Buzbee, Carroll, Chew, Daley, Demuzio, Donnewald,  
30. Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce, Knuppel,  
31. Kosinski, Lane, Lemke, McCarthy, Morris, Netsch, Newhouse, Nudelman,  
32. Rock, Schaffer, Smith, Vadalabene, Wooten, Mr. President.

33. PRESIDING OFFICER (SENATOR DONNEWALD):

1. Senator Nimrod. Senator Rock. Is Senator Rock on the Floor?  
2. Senator Rock on the Floor? Take him off...take him off the roll.  
3. Senator...the negative...there...there is a request. There is a  
4. request for a verification of the negative. The vote now is 29 to...  
5. just...just...just a moment. Now, there is a request for the nega-  
6. tive vote. The Secretary will verify the negative vote.  
7. SECRETARY:  
8. The following voted in the negative:  
9. Berning, Bloom, Davidson, Fawell, Glass, Graham...  
10. PRESIDING OFFICER (SENATOR DONNEWALD):  
11. Just a moment. For what purpose does Senator Bruce arise?  
12. SENATOR BRUCE:  
13. Senator Berning, is he on the Floor? Senator...Senator Bloom.  
14. PRESIDING OFFICER (SENATOR DONNEWALD):  
15. Is Senator...is Senator Bloom on the Floor? He...he is.  
16. Proceed.  
17. SECRETARY:  
18. Harber...Harber Hall, Latherow, Merritt, Mitchler, Mohr, Nimrod,  
19. Philip, Regner, Sommer, Weaver.  
20. PRESIDING OFFICER (SENATOR DONNEWALD):  
21. The negative vote has been verified. The...Senator Rock is  
22. present on the Floor. Senator Partee is here. Senator Partee.  
23. Senator Mohr, for what purpose do you arise?  
24. SENATOR MOHR:  
25. Mr. President, I just suggest...I...I just suggest when we  
26. play games, we have problems, and you can anticipate problems if  
27. we're going to start playing these kind of games. Senator Rock was  
28. not on the...on the Floor when the affirmatives were verified.  
29. PRESIDING OFFICER (SENATOR DONNEWALD):  
30. Well, we haven't really completed all of the verification until  
31. now.  
32. SENATOR MOHR:  
33. And you...you had taken...you had taken him off. You had

1. taken him off and that reduced it to twenty-nine.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. We had not completed...

4. SENATOR MOHR:

5. I...I'm just suggesting, Mr. President, if we're going to play  
6. games, we're going to play games in this...this rest of this Session  
7. will be in a chaos and if that's what the members want, if you want to  
8. play those kind of games, why, let's go.

9. PRESIDING OFFICER (SENATOR DONNEWALD):

10. Senator Harris.

11. SENATOR HARRIS:

12. I would just point out, Mr. President, that the procedure has  
13. been, and it's been this way for two years, and through this Session,  
14. that when verification is made or demonstration that the member is not  
15. within the bar, his name is taken from the roll call. Now, we went  
16. through this very important question two years ago about whether a  
17. member who would reach the Senate Floor during the verification could  
18. or could not be added. Now, the fact is, of course, and we appreciate  
19. what's going on, a stall was made for the verification of the nega-  
20. tive votes, which of course does nothing but use up time and give a  
21. member the opportunity to return to the Floor, but the fact is that  
22. Senator Rock was removed from the roll call. Now, that's the proce-  
23. dure we've been following for two and a half years. And as Senator  
24. Mohr has said, if you want to play games, okay, we'll play games, and  
25. let's play games all the time, or do we want to pursue a regular pro-  
26. cedure that we've lived under for two years which is effective and  
27. which most of us appreciate and understand, and sometimes we win and  
28. sometimes we lose. Now, you've got the votes. You can ram everything  
29. every time, but the fact is that sometimes you win and sometimes you  
30. lose. Yesterday, you won almost every round. Today you've lost one  
31. actually. Now, if you want to be consistent with what we've been doing  
32. for two and a half years, Senator Rock's name would be removed per-  
33. manently from that roll call because upon verification he was not

1. within the bar.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Senator Wooten.

4. SENATOR WOOTEN:

5. I have a certain sense of deja vu. One of the things that was  
6. burned on my mind two years ago was the addition of Senator Bartulis  
7. after he was stricken on an affirmative verification after a negative  
8. verification, Senator Bartulis came back on the Floor, I believe  
9. Senator Harris was Presiding, and Senator Bartulis' name was added to  
10. the affirmative votes. What we did today is a carbon copy of what was  
11. done just about two years ago.

12. PRESIDING OFFICER (SENATOR DONNEWALD):

13. Senator Partee.

14. SENATOR PARTEE:

15. Well, a very similar incident happened on the 28th of February,  
16. 1973. I'm not going to go into the details, but the Senator involved  
17. was Senator Shapiro. Now, this has happened before. It...and I think  
18. Senator Harris was Presiding, yes, but it happened before, but the  
19. fact of the matter is until the roll call has been finished, certainly  
20. a Senator has the right to come back to his seat. That's what it  
21. amounts to.

22. PRESIDING OFFICER (SENATOR DONNEWALD):

23. The roll call has been verified. The vote is 30 Ayes, 17 Nays,  
24. none Voting Present. Senate Bill 819 having received a constitutional  
25. majority is declared passed. Senator Morris.

26. SENATOR MORRIS:

27. Having voted on the prevailing side, I would move to Table or to  
28. reconsider.

29. PRESIDING OFFICER (SENATOR DONNEWALD):

30. The vote by which the...Senate Bill 819 was passed. Senator  
31. Knuppel moves that that lie on the Table. All those in favor say Aye.  
32. All those opposed No. The Ayes have it. The motion is Tabled. Senate  
33. Bill...for what purpose do you arise, Senator Soper.

1. SENATOR SOPER:

2. Well, Mr. President, I rise to ask that we go to bills on Consi-  
3. deration Postponed.

4. PRESIDING OFFICER (SENATOR DONNEWALD):

5. That...that is not in the order of business at this time, Senator.

6. SENATOR SOPER:

7. I'll...I'll ask the...I'll ask the members of the Senate to make  
8. the motion that we go to bills on Consideration Postponed, and when  
9. we go to that consideration, I'll ask that all...all the bills on  
10. Consideration Postponed be Tabled.

11. PRESIDING OFFICER (SENATOR DONNEWALD):

12. Senator...

13. SENATOR SOPER:

14. I'd like to have a vote of the Senate whether we revert to that  
15. order.

16. PRESIDING OFFICER (SENATOR DONNEWALD):

17. Senator Soper moves that we go to the order of Postponed Considera-  
18. tion. All those in favor say Aye. All those opposed No. The Noes  
19. have it, a resounding No. A roll call is requested. It will take time  
20. but we will have a roll call. On that...on that issue, those request-  
21. ing that we go to the order of Postponed Consideration vote Aye.  
22. Those opposed vote No. The voting is open. This will take thirty votes.  
23. Have all voted who wish? On that issue...take the record. Senator  
24. Mohr...Howard Mohr requests that I take a little more time which I've  
25. done. We're alright. On that issue, the Ayes are 19, the Nays are 28.  
26. The...the motion fails. Senator Soper, for what purpose do you arise?

27. SENATOR SOPER:

28. (Machine cut-off)...call please.

29. PRESIDING OFFICER (SENATOR DONNEWALD):

30. I'm sorry, what...I couldn't understand. What...Senator Soper,  
31. what did you request?

32. SENATOR SOPER:

33. I...verify the roll call, the positive...the Yeas and then the



1. Nays, and take it nice and easy.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Senator Graham.

4. SENATOR GRAHAM:

5. Now, Mr. President and members of the Senate, I hope that at  
6. twenty minutes till twelve on the last day that we're supposed to be  
7. considering Senate Bills that we act like responsible Senators and  
8. cut out this monkey business and get on with the...with the program  
9. of the day or there is another alternative that we adjourn and come  
10. back a couple of months from now and give the taxpayers a break. As  
11. long as we're getting paid, let's cut out this fiddling around and  
12. go ahead. Now, verifying roll calls when there's no need and there's  
13. big spread of votes is pure monkey business.

14. PRESIDING OFFICER (SENATOR DONNEWALD):

15. I agree, Senator, wholeheartedly. Senate Bill...Senate Bill 820,  
16. Senator Rock. Read the bill.

17. SECRETARY:

18. Senate Bill 820.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER (SENATOR DONNEWALD):

22. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
25. Senate Bill 820 would create the Water Resources Commission to study  
26. the problems pertaining to waterways, drainage, flood control and  
27. water resources. It would repeal the old act and inserting - and  
28. create a new commission. Now, this has been the subject of much  
29. discussion and negotiation by the currently constituted Water Resources  
30. Commission. There are...there is an identical bill in the House that  
31. I understand is coming over here, hopefully, by the end of next month,  
32. we'll be able to resolve whatever differences have...have occurred, in  
33. fact, within the membership of that Commission. I am, myself, am not

1. a member, but I would urge a favorable roll call.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Is there further discussion? Senator Mitchler.

4. SENATOR MITCHLER:

5. Mr. President and members of the Senate, the members of the  
6. Commission did meet in a regular meeting, and certain agreements were  
7. made that the...rather than ap...repeal the present Commission,  
8. the present Commission structure which is a permanent commission since  
9. 1965 would be continued with the new language put into it that was  
10. agreed upon. But what this is doing now, you're repealing a commission  
11. that has existed and has gained stature at the...throughout the State  
12. and at the national level and also with other States through its work  
13. and water pollution water resources problems. But do what you want to  
14. do, you got the horses, have fun.

15. PRESIDING OFFICER (SENATOR DONNEWALD):

16. Is there further discussion? On that...the question is shall  
17. Senate Bill 820 pass. All those in favor vote Aye. All those opposed  
18. No. The voting is open. Have all those voted who wish? On that...  
19. take the record. On that question, the Ayes are 38, the Nays are 9,  
20. 1 Voting Present. Senate Bill 820 having received a constitutional  
21. majority is declared passed. Senate Bill 824, Senator Knuppel. Read  
22. the bill.

23. SECRETARY:

24. Senate Bill 824.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR DONNEWALD):

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Mr. President and members of the Body, Senate Bill 824 is designed  
31. to remove any discrimination in State banks in their lending procedures  
32. between men and women. It says that...that no surety will be required,  
33. no cosigners unless the bank...for a women, unless the bank shall under

1. the same or similar circumstances, also requires that single males  
2. have such cosigners. This bill is designed because it's come to my  
3. attention that one of my clients who has about twice as much money  
4. as any of my other clients, said that she went to buy a car and she  
5. had to have a cosigner and her son whom she was supporting in college,  
6. he went to buy a car and he didn't have to have one. She's his mother.  
7. This is ridiculous in a State bank and it was a State bank. I submit  
8. this is good legislation. It's the kind of legislation that the  
9. opponents of ERA as well as the proponents would like to see adopted.  
10. Because if...if the discrimination such as this continues, I'm sure  
11. that we will always have with us until it is adopted, ERA.

12. PRESIDING OFFICER (SENATOR DONNEWALD):

13. Is...is there further discussion? The question is shall Senate  
14. Bill 824 pass. All those in favor vote Aye. All those opposed No.  
15. The voting is open. All those voted who wish? Take the record. On  
16. that question, the Ayes are 44, the Nays are none, 3 Voting Present.  
17. Senate Bill 824 having received a constitutional majority is declared  
18. passed. Senate Bill 855, Senator Graham. Read the bill. Oh, Senator  
19. Graham.

20. SENATOR GRAHAM:

21. Mr. President, I'd like leave of the Body to have Senate Bill  
22. 855 re-referred to the Senate Committee on Elections.

23. PRESIDING OFFICER (SENATOR DONNEWALD):

24. Is there leave? Leave is granted. Senator...Senate Bill 992,  
25. Senator Hynes. Senator Hynes, you wish to call the bill? Read the  
26. bill.

27. SECRETARY:

28. Senate Bill 992.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER (SENATOR DONNEWALD):

32. Senator Hynes.

33. SENATOR HYNES:

1. Mr. President and members of the Senate, this bill amends the  
2. Capital Development Act in several respects. With respect to local  
3. school projects and local junior college projects, it provides that  
4. there shall be joint approval of vouchers payable on the project, that  
5. there will be joint approval of construction contracts, that local  
6. districts and community colleges are allowed to select their own  
7. architects, engineers and related employees, that the projects shall  
8. be conducted in accordance with Federal, State, and local ordinances  
9. and laws, and...and that final drawings also require joint approval.  
10. Overall, the bill is an effort to give...to make these joint state,  
11. local construction projects truly joint, and to provide some local  
12. input into the decision making process.

13. PRESIDING OFFICER (SENATOR DONNEWALD):

14. Is there...Senator Netsch.

15. SENATOR NETSCH:

16. Thank you, Mr. President. I believe that the amendment was  
17. accepted...was adopted this morning. Is that correct, Senator Hynes?

18. PRESIDING OFFICER (SENATOR DONNEWALD):

19. Senator Hynes.

20. SENATOR HYNES:

21. Excuse me, I...I'm sorry, Senator.

22. PRESIDING OFFICER (SENATOR DONNEWALD):

23. Would you...Senator Netsch.

24. SENATOR NETSCH:

25. The amendment was adopted this morning?

26. SENATOR HYNES:

27. That is correct.

28. SENATOR NETSCH:

29. If I might, Mr. President, I do not have intimate familiarity  
30. with this bill, but I know that it has been a...a source of major  
31. concern to the Capital Development Board, and what I would like to  
32. do is to read several of their very major objections to the bill in its  
33. amended form. As I understand it now, the bill as amended would make

1. the provisions applicable not only to community colleges which are  
2. funded by the State, but to each and every elementary and secondary  
3. school which is financed in part...funded in part by the State now.  
4. Cost estimates prepared by the Board...of the bill as amended range as  
5. high as fifty million dollars. Their comments are as follows - requir-  
6. ing the certification and approval of all vouchers, the progress payment  
7. of all contractors will virtually assure long delays in receiving pay-  
8. ment. Local boards usually meet once a month. All progress payments  
9. will be left in limbo pending the board meetings. This is in direct  
10. contrast to the present system where the local board and a representa-  
11. tive of the ICCB in the case of the community colleges sign off on  
12. all vouchers and change orders in a monthly meeting with Capital Develop-  
13. ment Board staff. Shifting land acquisition, this is a second objection  
14. of the Board, shifting land acquisition, architectural fees and the  
15. selection of architects to the local boards will insure loss of project  
16. cost control. All of the arguments outlined in the original analysis  
17. of the bill hold doubly true now that it has been amended in this form.  
18. Another objection, extending...and this I think is an extremely impor-  
19. tant objection in terms of cost, extending local municipal building  
20. codes to elementary and secondary schools as well as junior colleges  
21. will simply compound construction problems. The amendment, in effect,  
22. throws out the Illinois School Construction Building Code. It is  
23. simply impossible, this is the Board speaking now, to meet all build-  
24. ing codes. There is no uniformity between the Federal, State and  
25. local, and a final...

26. PRESIDING OFFICER (SENATOR CARROLL):

27. Senator Netsch.

28. SENATOR NETSCH:

29. Yes, a final objection...this will just take a moment. The last  
30. paragraph of the bill as now amended would require CDB to assume the  
31. cost of utilities and maintenance of all facilities until the local  
32. district assumes occupancy. This will greatly increase the bill's  
33. cost to the taxpayers by an estimated several hundred thousands of

1. dollars annually. It's no coincidence, this is the Board speaking,  
2. that the bill is fully supported...
3. PRESIDING OFFICER (SENATOR CARROLL):  
4. Senator Netsch, your...your time has been up for a while.
5. SENATOR NETSCH:  
6. ...by the Associated Joint Contractors, the architects groups,  
7. and other construction industry representatives...
8. PRESIDING OFFICER (SENATOR CARROLL):  
9. Senator, please.
10. SENATOR NETSCH:  
11. ...I think it's very important, as I said, I have no intimate  
12. familiarity with this myself. These are extremely important objec-  
13. tions, and I think it's important that they also be a part of the  
14. record.
15. PRESIDING OFFICER (SENATOR CARROLL):  
16. Senator Weaver:  
17. SENATOR WEAVER:  
18. Thank you, Mr. President. My only objection to this bill is  
19. in Section 10.18 which does deal with the building codes, and I  
20. suggested to Senator Hynes that we limit this to say the City of  
21. Chicago Code when building in the City of Chicago and maybe the  
22. National Code when building elsewhere, but I think that it's tough  
23. enough to get this organization moving without hamstringing them with  
24. every local city building code throughout the State, and until this  
25. is cleared up, why, I would suggest a No vote on this bill.
26. PRESIDING OFFICER (SENATOR CARROLL):  
27. Senator Hickey.  
28. SENATOR HICKEY:  
29. Mr. President, I do have some familiarity with some of these  
30. related procedures. Having interviewed twenty-one architectural  
31. firms to choose one for a community college and having that turn out  
32. very satisfactorily, having also had something to do with the Capital  
33. Development Board in regard to bids and architects on another project

1. which was completely bogged down and money lost because of the  
2. Capital Development Board. I would vote to support this measure  
3. wholeheartedly.

4. PRESIDING OFFICER (SENATOR CARROLL):

5. Any further discussion? Senator Hynes. Senator Bruce.

6. SENATOR BRUCE:

7. Yes, Mr. President and members of the Senate, I rise in opposi-  
8. tion to this bill. What it does for all intents its purposes is  
9. gut the control of the Capital Development Board over capital projects  
10. in the State of Illinois. I would particularly bring to your atten-  
11. tion the fact that vouchers would have to be approved by both the  
12. local board and CDB. What happens if they don't approve them? There's  
13. no provision. What happens about architectural fees? The CDB has  
14. been very hard on architects. I'm sure that's why they and the asso-  
15. ciated contractors endorse this bill because it says all the fees will  
16. be approved by the local user without any control by the Capital  
17. Development Board. How much that's going to cost us, I do not know.  
18. I also call the attention that the dispersements of monies will be  
19. on a proportional basis. If...this...this will not cause any additional  
20. money to be paid, but it will cause a cash flow problem in this fiscal  
21. year. I passed legislation this year on the Capital Development Bond  
22. Trust Fund which would allow some adjudication of the problems  
23. have existed. The way this bill says - the State of Illinois is going  
24. to have to come up with more money more quickly. It's...the point  
25. that Senator Weaver raised is very important in compliance with all  
26. local and municipal building codes and finally the last one is that  
27. if any local board refuses to accept a building, then the CDB is stuck  
28. with it for two hundred years, I would suppose. The last paragraph  
29. is that if they don't want the building as it is, CDB must maintain  
30. it and pay utilities. I'm told by the sponsor that this has been  
31. removed, but Senator Hynes, the amendment I...I have, it still states  
32. ...alright, that...that provision has been removed. I apologize. But  
33. the bill would absolutely gut the Capital Development Board and the

1. cost controls that they have instituted. The Associated General  
2. Contractors, I'm sure, are in favor of this as would be the architects  
3. who have no control under the legislation as amended. All they would  
4. have to do is go to the local board, and they can get anything they  
5. want in the way of fees. They don't have to seek approval and...of  
6. the building. It's...it's just a bad bill. I don't know where it  
7. came from.

8. PRESIDING OFFICER (SENATOR CARROLL):

9. Senator Mohr, Howard Mohr.

10. SENATOR MOHR:

11. Mr. President, I would ask Senator Hickey to respond to this.  
12. Senator, you said that you have been on a selection committee and  
13. have dealt with the Capital Development Board. When...when did you  
14. deal with the Capital Development Board on a community college?

15. PRESIDING OFFICER (SENATOR CARROLL):

16. Senator Hickey.

17. SENATOR HICKEY:

18. That wasn't on a community college. That was on the Rockford  
19. School of Medicine Building a year ago. Had a very unsatisfactory  
20. relationship with the Capital Development Board on that, and actually,  
21. because the Capital Development Board was in it, the project cost more  
22. money, and they were very, very unbusinesslike and very inconsistent.

23. PRESIDING OFFICER (SENATOR CARROLL):

24. Senator Mohr.

25. SENATOR MOHR:

26. Well, that...that...that confirms my feelings about Capital  
27. Development Board. Thank you.

28. PRESIDING OFFICER (SENATOR CARROLL):

29. Senator Glass

30. SENATOR GLASS:

31. Well, Mr. President, for many of the reasons expressed by Senator  
32. Bruce, I favor the bill. I would like to see a lot of the decisions  
33. turned back to the local boards to make. I think that's entirely in



1. order. I think CDB has vastly overstepped its grounds in many respects,  
2. but I do not like the provision in the bill, and I'd like to ask  
3. Senator Hynes about this. I do not like the provision in the bill  
4. requiring compliance with local codes and ordinances, and I wonder,  
5. Senator Hynes, if you'd consider removing that by amendment?

6. PRESIDING OFFICER (SENATOR CARROLL):

7. Is there any further discussion? Senator Hynes may seek to answer  
8. that question as he closes debate. Senator Hynes.

9. SENATOR HYNES:

10. Senator Glass, that...that amendment or rather that provision.  
11. is the source of most of the controversy with respect to this bill.  
12. And in my judgment, when a local governmental body, when a city or a  
13. county is supposed to provide fire protection and other services for  
14. a project that is developed, they should have some input into the  
15. kind of project, and if there are fire codes and other requirements  
16. for buildings in a municipality, if a new school is going to be built  
17. through the Capital Development Board, it ought to meet those require-  
18. ments, and I don't see any reason why it should not. Now, I'd like  
19. to respond to some of the other points that were made here. First of  
20. all, I reject totally the arguments of the Capital Development Board  
21. that this is going to result in substantially increased costs. The...  
22. the fact of the matter is that the Capital Development Board during  
23. its short tenure has been one of the most arrogant operations that  
24. anyone has ever seen, and the cries that we have received from around  
25. the State from school districts, from junior colleges and others  
26. involved with it have inundated this legislature. In the School  
27. Problems Commission and in other...in the Education Committee time  
28. after time we have discussed the problems that have come about. This  
29. bill will put the local districts in a position to at least partici-  
30. pate in the decision making process that so vitally effects them.  
31. In many of these cases, the Capital Development Board, the State of  
32. Illinois is providing twenty percent, twenty-five percent of the costs,  
33. but yet, are...are totally controlling the operation and treat with

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1. disdain any opinions or input that local government may have. And  
2. I doubt that there's a member of this Legislature that has not received  
3. complaints on that subject. This bill may not be perfect in its present  
4. form, and in fact, we've been trying to amend it and work on it to  
5. put it into shape so that it will accomplish what we seek. The diffi-  
6. culty now is that we are faced with a deadline. This is the last day  
7. for passage of bills, and I think this bill ought to be passed, if  
8. nothing more, as a message to the Capital Development Board that local  
9. governments ought to be considered and treated with some concern in  
10. joint projects.

11. PRESIDING OFFICER (SENATOR CARROLL):

12. The question is shall Senate Bill 992 pass. Those in favor  
13. voting Aye. Those opposed Nay. The voting is open. Senator Hynes.  
14. Have all voted who wish? Take the record. On that question, the  
15. Ayes are 36, the Nays are 9, 6 Voting Present. Senate Bill 992  
16. having received the constitutional majority is hereby declared passed.  
17. Senator Hynes.

18. SENATOR HYNES:

19. Having voted on the prevailing side, I move to reconsider the  
20. vote by which Senate Bill 992 was passed.

21. PRESIDING OFFICER (SENATOR CARROLL):

22. Senator Hynes having moved to reconsider. Senator Partee moves  
23. to Table. All those in favor of the motion to Table say Aye. The  
24. opposed Nay. The Ayes have it. The motion to Table is successful.  
25. Senate Bill 1011, Senator Netsch.

26. SENATOR NETSCH:

27. Mr. President, would you hold that? Senator Nimrod and I are  
28. still working on the amendment. We have it almost worked out, and  
29. we'll come back to 724 and 1011 together. Thank you.

30. PRESIDING OFFICER (SENATOR CARROLL):

31. Okay. Senate Bill 1059, Senator Rock. Senate Bill 1059, Mr.  
32. Secretary.

33. SECRETARY:

1. Senate Bill...Senate Bill 1059.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER (SENATOR CARROLL):

5. Senator Rock.

6. SENATOR ROCK:

7. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
8. Senate Bill 1059 would create the Illinois Health Finance Authority  
9. as the sole entity by the State empowered to approve health care  
10. rates. There was an amendment offered in committee by me which has,  
11. in fact, been adopted which would take out the long-term care, the  
12. nursing home industry, from...from...without the purview of this bill.  
13. I think the bill is a good one. There's an...there is a bill in the  
14. House which deals with the same matter in a little different perspec-  
15. tive. One of the problems they're having over there is they may not,  
16. in fact, today even reach it. It's a high numbered bill, so my sugges-  
17. tion is that we pass this one over to the House so that this most  
18. vital subject of rate review can, in fact, be addressed by the General  
19. Assembly.

20. PRESIDING OFFICER (SENATOR CARROLL):

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. Senator...Senator Rock is right. There is another bill in the  
24. House, and of the two, this one is clearly the better, but personally,  
25. my own inclination is that this is an area that the Federal Government  
26. is moving into very quickly. Our involvement can only complicate  
27. things. Frankly, I think this...the whole idea of the State being  
28. involved is probably premature and unnecessary and will just be an  
29. extra expense. The Hospital Association, and to some degree, the  
30. Nursing Home Association who are not included in this bill but through  
31. some masochistic tendency want to be involved are for this bill because  
32. they have some ill-conceived idea that there's a clause in the bill  
33. that says that third party users shall pay one hundred percent. And

1. they think that for the first time, the State and the Federal Govern-  
2. ment, because of this bill, are going to ante up one hundred percent.  
3. Well, I suggest they take a look at our pension plan, and virtually,  
4. everything else we do of this nature. It's an erroneous assumption.  
5. Last year when this...basically the same bill was before the Legisla-  
6. ture, the Illinois Department of Public Aid estimated that the State  
7. would cost...this bill would cost the State, if we lived up to the  
8. one hundred percent obligation, which I again sure would question, that  
9. it would cost the State an extra forty million dollars. It's because  
10. the associations really believe we're going to do that that they're  
11. for this bill. Other than that, they absolutely totally reject it.  
12. I believe this is an area where the State should not be involved, if  
13. anyone should be involved, it should be the Federal Government because  
14. the Federal standards are the ones that are going to prevail. This is  
15. a duplication. It's unnecessary, and I think we should kill it and  
16. wait for the Federal Government.

17. PRESIDING OFFICER (SENATOR CARROLL):

18. Senator Netsch.

19. SENATOR NETSCH:

20. Thank you, Mr. President. The subject of rate review is an  
21. extremely important one and one on which the Committee on Public  
22. Health, Welfare and Corrections last Session spent a great deal of  
23. time and had very extensive hearings. There is no question in my  
24. mind that the case was made that we should, indeed, have a rate review  
25. procedure. And I think it was accepted rather widely at the time,  
26. although we had not worked out the mechanics of the particular bill.  
27. I think that that picture has not changed at all. It is extremely  
28. important that we have a rate review procedure. Unfortunately, I have  
29. problems with a couple of the provisions of Senator Rock's bill, al-  
30. though I am concerned about whether the bill in the House will make  
31. it out in view of their time deadlines. I would like to point out  
32. the one point in particular on which I think the bill in the House is  
33. superior to that of Senator Rock, and that is the makeup of the authority

1. itself. As written in...in Senate Bill 1059, there is, it seems to  
2. me, really only one consumer or purely public member out of a seven  
3. person board. I think that is few too many. The...there isn't a  
4. tremendous self-interest on the part of the hospitals and all in this  
5. legislation, and not just a public interest, and it seems to me that  
6. their participation should not be as heavy as it is on Senator Rock's  
7. board. I would hope that before this matter is finally resolved by  
8. the Legislature, and I hope that occurs before June 30th, that the  
9. makeup of the board can be changed so that it reflects a...a broader  
10. public interest and a broader consumer interest. The...apart from  
11. that, I would just urge that because we are going to have to have some  
12. rate review legislation that we not summarily destroy the only vehicle  
13. that is available to us at the present time.

14. PRESIDING OFFICER (SENATOR CARROLL):

15. Senator Davidson.

16. SENATOR DAVIDSON:

17. Yes, Mr. President and members of the Senate, I'd like to rise  
18. in opposition to this bill for two reasons. Now, I think most of  
19. you have been involved in this are aware that the proposal or the per-  
20. spective study done by HEW on rate review has made a request to Con-  
21. gress through HEW to delay any further implementation of statute or  
22. rules and regulations for another three to five years so they can get  
23. a better sounding, or better reaction, on the information they have  
24. received. What they have done so far on their pilot program has  
25. shown that this has not worked. The only thing that has accomplished  
26. has been two things. It's raised the cost of the health care delivery  
27. system to the patient in the final detail because the fee to operate  
28. this is passed onto the patient. But the most damaging thing that it  
29. has accomplished is that those who set the rate did not decide that  
30. the hospital did have to have this increase cost to meet the care for  
31. the patient. So in essence, they made the care for the patient be  
32. less rather than improve it because there's nothing in this that says  
33. you've got to raise the rate to meet the ultimate or good care. It

1. just says you've got to stay within this dollar amount, and the only  
2. way they can stay in that dollar amount is reduce the cost, and you're  
3. going to get second and third rate care rather than first rate care,  
4. plus all the mickey mouse or the red tape to have this rate approved.  
5. Also, there is a little planning involved in this rate setting proce-  
6. dure and that absolutely has to be from one to the other. It can't  
7. be in this same item under the other laws. It's already on the books  
8. because comprehensive health planning must have control on all health  
9. care facilities, and this board would also have health planning sta-  
10. tutorily incorporated on top of the rate review, and this is a conflict.  
11. I urge the defeat of this bill until there's more experience because  
12. HEW is addressing itself, and I pray to God they don't put it on  
13. either. Let's stay in a free marketplace where we can solve the pro-  
14. blem of getting good health care, not third rate health care because  
15. they decide they couldn't carry that much money or could not have that  
16. kind of rate to meet their cost.

17. PRESIDING OFFICER (SENATOR CARROLL):

18. Senator Shapiro.

19. SENATOR SHAPIRO:

20. Mr. President and Ladies and Gentlemen of the Senate, I, for  
21. many years, have supported comprehensive health planning certificate  
22. of need because I honestly feel these programs if properly...implemented  
23. would help to keep rising health care costs down, but on the subject  
24. which we had before us, I absolutely draw the line. I don't care who  
25. the sponsor of the bill is, who are the supporters of the bill, I  
26. think when government attempts to get into this method where they are  
27. going to set the rates that the health providers can charge and then  
28. not have to comply with those rates themselves, I think we are getting  
29. into an area that will absolutely get out of control. I oppose this  
30. bill. I would oppose any other bill on a similar subject, and I would  
31. urge this House, this Senate to vote No.

32. PRESIDING OFFICER (SENATOR CARROLL):

33. For what purpose does Senator Morris arise?

1. SENATOR MORRIS:

2. On a point of personal...privilege, I would like to introduce the  
3. students from the Neal Junior High School in North Chicago in the  
4. balcony here, and their teacher, Norma Enquendafeld, who are down  
5. here visiting Springfield today.

6. PRESIDING OFFICER (SENATOR CARROLL):

7. Would they rise and be recognized by the Senate please. Senator  
8. Wooten.

9. SENATOR WOOTEN:

10. Mr. President and colleagues, the problem that was touched on  
11. among other things by Senator Netsch is the membership of the Illinois  
12. Health Finance Authority. She said there was provision, I believe,  
13. for only, possibly one public member. That section has been amended.  
14. There is a possibility of two public members, but I must say that it  
15. is merely a possibility. The section now reads - four public directors,  
16. at least two of which shall be members of hospital governing boards.  
17. If there are, in fact, only two, you add a health insurance adminis-  
18. trator and two hospital administrators, it's quite clear that the  
19. industry controls the board, and I simply don't think that kind of  
20. power should be invested in that kind of a board.

21. PRESIDING OFFICER (SENATOR CARROLL):

22. Is there any further discussion? Senator Rock may close debate.  
23. Senator Rock.

24. SENATOR ROCK:

25. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
26. I think this is a bill that's necessary for our State. My Congressman  
27. was quoted this morning in the paper I'm told to the effect that  
28. we will, in fact, have national health insurance within the next year  
29. to eighteen months, and this will certainly prepare the way for the  
30. State of Illinois. I urge a favorable vote.

31. PRESIDING OFFICER (SENATOR CARROLL):

32. The question is shall Senate Bill 1059 pass. Those in favor  
33. vote Aye. Those opposed Nay. The voting is open. Have all voted

1. who wish? Take the record. On that question, the Ayes are 27, the  
2. Nays are 23. Senate Bill 1059 having failed to receive a constitu-  
3. tional majority is hereby declared lost. Senator Vadalabene, for  
4. what purpose do you arise?  
5. SENATOR VADALABENE:  
6. Yes, in a form of announcement, while everything is quiet and  
7. while we have a good attendance, the Executive Committee on Appoint-  
8. ments scheduled for 2:30 Monday is officially cancelled.  
9. PRESIDING OFFICER (SENATOR CARROLL):  
10. Senator Savickas.  
11. SENATOR SAVICKAS:  
12. Well, on...  
13. PRESIDING OFFICER (SENATOR CARROLL):  
14. For what purpose do you arise?  
15. SENATOR SAVICKAS:  
16. ...On business of announcements, I rise to announce that the  
17. Labor and Commerce Committee which is scheduled to meet Monday after-  
18. noon is cancelled.  
19. PRESIDING OFFICER (SENATOR CARROLL):  
20. Alright, we're not on that business but that's okay. Senate  
21. Bill 1270, Senator Bruce. Senator Bruce. 1170, I'm sorry. Senator  
22. Bruce.  
23. SENATOR BRUCE:  
24. I want to move it back to 2nd.  
25. PRESIDING OFFICER (SENATOR CARROLL):  
26. Alright. Is there leave to move Senate Bill 1170 back to 2nd  
27. for purpose of amendment? Leave. Amendment No. 1, Senator Bruce.  
28. SENATOR BRUCE:  
29. Yes, Mr. President, this is an indemnification bill for State  
30. employees. The Attorney General and Harold Nudelman and myself have  
31. tried to work out an amendment I think is acceptable to everyone  
32. including the State employees and the Attorney General, and I would  
33. move the adoption of Amendment No. 1.



1. PRESIDING OFFICER (SENATOR CARROLL):

2. Is there any discussion? Senator...Senator Harris.

3. SENATOR HARRIS:

4. I just rise to support Senator Bruce in the adoption of this  
5. Amendment so that everyone understands. It's been worked out between  
6. Senator Bruce and the Attorney General. It's in good shape. Concur  
7. in its adoption.

8. PRESIDING OFFICER (SENATOR CARROLL):

9. Any further discussion? Senator Nudelperson.

10. SENATOR NUDELMAN:

11. Mr. President, I support the amendment, and I support the bill,  
12. but I would point out to Senator Bruce that there's still one problem  
13. that hasn't been resolved and that is this. The...the defendant or  
14. the...or the employee is absolutely resolved of liability but...on  
15. the one hand, but on the other hand, the State's responsibility extends  
16. only to the sum of one hundred thousand dollars, and I think there's  
17. a gap. If there should be a judgment, for example, of over one hundred  
18. thousand dollars, I would hope that between final passage in the House  
19. and now that they could resolve that and...and reamend or add an amend-  
20. ment that would save that...solve that problem.

21. PRESIDING OFFICER (SENATOR CARROLL):

22. Any further discussion? Senator Harris...wishes recognition  
23. again. Senator Harris.

24. SENATOR HARRIS:

25. I wondered whether the clarifying amendment, elimination amend-  
26. ment, had been added to this bill.

27. PRESIDING OFFICER (SENATOR CARROLL):

28. I don't believe I sponsored the amendment eliminating the clari-  
29. fying language, Senator Harris.

30. SENATOR HARRIS:

31. Okay.

32. PRESIDING OFFICER (SENATOR CARROLL):

33. Any further discussion? Senator Vadalabene, is this on the...

1. Senator Bruce moves adoption of Amendment No. 1 to Senate Bill 1170.
2. All those in favor say Aye. The opposed Nay. The Ayes have it.
3. The amendment is adopted. Any further amendments? 3rd reading.
4. Senate Bill 1192, Senator Rock. Senator Rock please.
5. SENATOR ROCK:
6. Thank you, at this time, I would move to re-refer Senate Bill 1192
7. to the committee from whence it came. I think it was the Senate
8. Executive Committee.
9. PRESIDING OFFICER (SENATOR CARROLL):
10. Is there leave to re-refer? Leave having been granted, Senate
11. Bill 1247, Senator Rock.
12. SENATOR ROCK:
13. Yes...
14. PRESIDING OFFICER (SENATOR CARROLL):
15. The Secretary will call Senate Bill 1247 on the order of 3rd
16. reading.
17. SECRETARY:
18. Senate Bill 1247.
19. (Secretary reads title of bill)
20. 3rd reading of the bill.
21. PRESIDING OFFICER (SENATOR CARROLL):
22. Senator Rock.
23. SENATOR ROCK:
24. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
25. Senate Bill 1247 does exactly what the Calendar suggests it does.
26. It establishes a civil service classification system for employees
27. of counties with a population range between three hundred thousand
28. and a million. I would urge a favorable vote.
29. PRESIDING OFFICER (SENATOR CARROLL):
30. Pardon me, Senator Philip. Is there any discussion? Senator
31. Philip.
32. SENATOR PHILIP:
33. I'd like to ask the sponsor a question, or a couple of questions.

1. I'm assuming this pertains only to two counties in the State of  
2. Illinois?

3. PRESIDING OFFICER (SENATOR CARROLL):

4. Senator Rock.

5. SENATOR ROCK:

6. That is...that is correct. As the population figures are currently  
7. constituted, it would apply to the County of DuPage and the County of  
8. Lake.

9. PRESIDING OFFICER (SENATOR CARROLL):

10. Senator Philip.

11. SENATOR PHILIP:

12. Yeah, what is the need and the reason for the civil service  
13. commission, Senator Rock?

14. PRESIDING OFFICER (SENATOR CARROLL):

15. Senator Rock.

16. SENATOR ROCK:

17. Well, the...the need is and the reason for is pretty obvious.  
18. This is a good government bill. I had Senate Bill 668 in the 77th  
19. General Assembly which attempted to do the same thing. I have before  
20. me a copy of a newspaper article that appeared in your...one of your  
21. local DuPage County newspapers, and the headline is "Fawell Blasts  
22. Patronage System". And it says, the vast majority of people look upon  
23. political patronage as a relic of the Ice Age, and so it...so it is,  
24. said Senator Harris Fawell, in a State Senate report issued Friday.  
25. I knew that would come back to haunt him some day, but the idea is  
26. to establish civil service in...in the large counties such as Cook  
27. which already has it.

28. PRESIDING OFFICER (SENATOR CARROLL):

29. Senator Philip.

30. SENATOR PHILIP:

31. Senator Rock, I must commend you. I didn't realize you were  
32. for good government, but I'm certainly impressed by that statement.  
33. And if it is so good for DuPage County and Lake County, what are wrong

1. with the other one hundred counties downstate. Now, if I remember,  
2. when you first introduced the bill, I think it was at, what, a hundred  
3. and...any county over a hundred and fifty thousand? And then you...  
4. amend it once or twice, and I'm just...it kind of amazes me that  
5. you think it's alright for Lake and DuPage but the rest of the counties  
6. in Illinois, there...there is no problem, no need, I don't understand  
7. that.

8. PRESIDING OFFICER (SENATOR CARROLL):

9. Senator Rock.

10. SENATOR ROCK:

11. Well, you...you are quite correct. My...the...the point I made  
12. during the committee hearing is a valid one I think. The County of  
13. Cook which is the State's largest county does, in fact, have a civil  
14. service classification for its employees. I am suggesting that good  
15. government as it's practiced there should be state-wide. However, I  
16. was requested by certain members to raise the...the base population  
17. figure so that their small counties would not, in fact, be involved,  
18. and I have agreed to do that. So, it's not only counties between  
19. three hundred thousand and a million.

20. PRESIDING OFFICER (SENATOR CARROLL):

21. Senator Philip.

22. SENATOR PHILIP:

23. You know, we ought to be very clear about that statement. The  
24. reason that he raised the population because St. Clair and Madison  
25. County were included. Those both happen to be Democratic counties.  
26. So, everybody ought to get that picture, and it ought to be very clear  
27. to everybody exactly what he's trying to do.

28. PRESIDING OFFICER (SENATOR CARROLL):

29. Senator Rock.

30. SENATOR ROCK:

31. Well, that...that's true in part, no question about it, just by  
32. sheer population. One of those counties has a population of two hundred  
33. and fifty thousand. The other has two hundred and eighty-five thousand

1. Kane County also came out by that same amendment as did Champaign  
2. County. So, there are other counties involved, and I was...I was  
3. requested by certain members to take their counties out, and I  
4. acceded to that request. I would urge a favorable roll call.

5. PRESIDING OFFICER (SENATOR CARROLL):

6. Senator Fawell.

7. SENATOR FAWELL:

8. Senator Rock, I didn't realize you were keeping a little book  
9. on me, but...but is this the same Civil Service Act, then, that applies  
10. to Chicago...

11. PRESIDING OFFICER (SENATOR CARROLL):

12. Senator Rock.

13. SENATOR FAWELL:

14. ...same...same provisions?

15. PRESIDING OFFICER (SENATOR CARROLL):

16. Senator Rock indicates he will yield to the question. Senator  
17. Rock.

18. SENATOR ROCK:

19. As I understand it, Senator, this is the same bill that you and  
20. I worked on in the 77th General Assembly, Senate Bill 668, and my  
21. understanding then as it is now is that, yes, essentially it's the  
22. same kind of a system with a couple of variations I guess.

23. PRESIDING OFFICER (SENATOR CARROLL):

24. Senator Fawell.

25. SENATOR FAWELL:

26. Let me...let me say...let me make this perfectly clear that I...  
27. I never really had too much of a concern about good civil service  
28. statutes. I...and I've never, frankly, felt that in DuPage County  
29. we've built much of anything on patronage, and I...I know that sounds  
30. very parochial, but I...I believe that's absolutely so, and the ironic  
31. part of that article which was quoted was the fact that I was referring  
32. to Chicago and to Cook County, Mr. President, about the evils of  
33. patronage and all that it can bring to government and so forth and so

1. on. But let me say that if this is the same type of a civil service  
2. statute that has been operating to the east of us, I...I'm not going  
3. to be overly impressed with any evils that it might be aimed at  
4. rectifying insofar as DuPage County is concerned, and I repeat, that  
5. I, frankly, don't believe that there is a massive problem there. So,  
6. I have a feeling that there are a little bit of gamesmanship here,  
7. but I can go along with it, and as I've indicated on a number of  
8. occasions, I have, frankly, nothing to fear in regard to good civil  
9. service statutes whether it's DuPage County, Cook County or any other  
10. county.

11. PRESIDING OFFICER (SENATOR CARROLL):

12. Senator Morris.

13. SENATOR MORRIS:

14. I rise in support of this amendment in defense of the Republican  
15. Party of Lake County. As you know, the Democrats are about to take  
16. control the county offices in Lake County, and we would hate to have  
17. those Republicans currently working in the Lake County Court House  
18. lose their jobs. If we could put in a good, effective civil service  
19. system like this, then those people would be protected from us evil  
20. Democrats. So, I think that for the best interest of the Republican  
21. Party in Lake County that they ought to support this bill so that they  
22. can keep their people in the court house once we hold the elective  
23. offices.

24. PRESIDING OFFICER (SENATOR CARROLL):

25. Senator Glass.

26. SENATOR GLASS:

27. A question of Senator Rock.

28. PRESIDING OFFICER (SENATOR CARROLL):

29. Senator Rock indicates he will yield.

30. SENATOR GLASS:

31. Senator Rock, as a result of the Civil Service Law in Chicago,  
32. has patronage, in fact, disappeared from Chicago?

33. PRESIDING OFFICER (SENATOR CARROLL):

1. Senator Rock. Well, I believe it's been out of Chicago.

2. SENATOR ROCK:

3. Both the...both the city and the county, as you well know, have

4. civil service.

5. PRESIDING OFFICER (SENATOR CARROLL):

6. Senator Glass. Is there any further discussion? Senator Rock

7. may wish to close debate. Senator Rock indicates that his debate

8. closing will be...Request for a roll call?

9. SENATOR ROCK:

10. Request for a roll call.

11. PRESIDING OFFICER (SENATOR CARROLL):

12. The question is shall Senate Bill 1247 pass. Those in favor

13. vote Aye. Those opposed Nay. The voting is open. Senator Course.

14. Have all voted who wish? Take the record. On that question, the

15. Ayes are 36, the Nays are none, with 7 Voting Present. Senate Bill

16. 1247 having received a constitutional majority is hereby declared

17. passed. We'll go back to Senate Bill 1170, Senator Bruce.

18. SENATOR BRUCE:

19. Yes, Mr. President and members of the Senate...

20. PRESIDING OFFICER (SENATOR CARROLL):

21. One second...one second I think. The Secretary has to read it

22. again.

23. ACTING SECRETARY (MR. FERNANDES):

24. Senate Bill 1170.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR CARROLL):

28. Senato. Bruce.

29. SENATOR BRUCE:

30. Yes, Mr. President, for those of us who remember we were back

31. here on July the 13th to discuss the problems with certain correc-

32. tional officials in...in a certain county in eastern Illinois. This

33. bill would indemnify those employees from the type of loss that occurs

1. when they are sued individually, in their own capacity for work  
2. performed in behalf of the State during the ordinary course of their  
3. employment. Now, Senator Nudelman has brought up the...the major  
4. point over which there is some discussion, and that is we have put  
5. a cap of one hundred thousand dollars on the liability of the State  
6. of Illinois. I'm not happy with any sort of provision that puts a  
7. cap on the liability. But the Attorney General and the Departments  
8. have agreed that that one hundred thousand dollars makes the bill  
9. reasonable in cost, some forty-five thousand dollars to insure the  
10. State employees. If we removed a hundred thousand dollar top, then  
11. we're talking about more cost. The Attorney General, his opinion,  
12. and the Department of Corrections, the Department of Mental Health  
13. and the physicians that work within that department have concurred  
14. that they will accept a one hundred thousand dollar limitation, and  
15. we'll see where we are in a couple of years. It is...it is the kind  
16. of limitation that occurs. We presently indemnify and have legislation  
17. protecting the State Police, State highway employees, the Boards of  
18. Education in cities over five hundred thousand, community college  
19. boards, the Metropolitan Transportation Authority, and Regional  
20. Port District employees. So, this bill extends that...that privilege  
21. to State employees, but I would point out as Senator Nudelman has...  
22. has so aptly done, that it does have a hundred thousand dollar  
23. limitation on State liability.

24. PRESIDING OFFICER (SENATOR CARROLL):

25. Is there any discussion? Senator Nudelperson.

26. SENATOR NUDELMAN:

27. Would the sponsor yield for a question?

28. PRESIDING OFFICER (SENATOR CARROLL):

29. He indicates he will yield.

30. SENATOR NUDELMAN:

31. Senator, in view of the fact that the bill says the State will  
32. assume all liability, what happens if there is a two hundred or a  
33. hundred and fifty thousand dollar judgment against the defendant?



1. PRESIDING OFFICER (SENATOR CARROLL):

2. Senator Bruce.

3. SENATOR BRUCE:

4. Senator Nudelman, it...it does not state that we will be liable  
5. for anything over one hundred thousand dollars. The language says  
6. the State of Illinois shall not be liable under this Act for any amount  
7. in excess of a hundred thousand dollars to any person.

8. PRESIDING OFFICER (SENATOR CARROLL):

9. Senator Nudelman.

10. SENATOR BRUCE:

11. The...the problem is...to answer his question in another way,  
12. if there is a four hundred thousand dollar recovery, then the State  
13. employee would be liable for anything in...in excess of one hundred  
14. thousand.

15. PRESIDING OFFICER (SENATOR CARROLL):

16. Senator Nudelman.

17. SENATOR NUDELMAN:

18. That would be true, Senator, except for the language in there  
19. which says that the employee will be not liable at all. Now, I...I...  
20. I commend this legislation and I intend, fully intend to vote for it,  
21. but I think there's still a problem to be worked out. How do you  
22. equate those two...those two facts?

23. PRESIDING OFFICER (SENATOR CARROLL):

24. Senator Bruce.

25. SENATOR BRUCE:

26. Well, I wish that the Attorney General and...Senator Nudelman  
27. would agree on language. We have gone through three drafts of this,  
28. and the...the AG says that when we add the words - except as other-  
29. wise provided in this Section and in Section 4 and 6. And those are  
30. the exceptions, a hundred thousand, willful and wanton, no employee  
31. in the State of Illinois shall be personally liable for any act or omiss-  
32. ion in performance and conduct of his duties. What I think and  
33. the AG thinks is that language says that we're liable except for the

1. hundred thousand dollar limitation, and I...I...we are working on  
2. language, and if we can get the language approved, we will do it  
3. in the House, but I think the exception is clearly stated that we  
4. are liable only in excess of...only if the judgment is less than one  
5. hundred thousand.

6. PRESIDING OFFICER (SENATOR CARROLL):

7. Senator Nudelman.

8. SENATOR NUDELMAN:

9. I'll buy it, but I hope some day...I hope it never comes up to  
10. haunt us.

11. PRESIDING OFFICER (SENATOR CARROLL):

12. Is there any further discussion? The question is shall Senate  
13. Bill 1170 pass. Those voting...in favor vote Aye. Those opposed Nay.  
14. The voting is open. Senator Course. Have all voted who wish? Take  
15. the record. On that question, the Ayes are 55, the Nays are none,  
16. no Voting Present, and Senate Bill 1170 having received the constitu-  
17. tional majority is declared passed. Senate Bill 1258, Senator Kosinski.  
18. One second, Senator, it has to be read.

19. ACTING SECRETARY (MR. FERNANDES):

20. Senate Bill 1258.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER (SENATOR CARROLL):

24. Senator Kosinski.

25. SENATOR KOSINSKI:

26. Mr. President and members of the Senate, I ask leave to return  
27. Senate Bill 1258 in order to offer an amendment.

28. PRESIDING OFFICER (SENATOR CARROLL):

29. Is there leave to return Senate Bill 1258 to the order of 2nd  
30. reading for purpose of amendment? Leave has been granted.

31. SENATOR KOSINSKI:

32. Thank you very much.

33. PRESIDING OFFICER (SENATOR CARROLL):

1. Senate Bill 1258 is on the order of 2nd reading. Is the amend-  
2. ment at the Secretary's Desk?

3. SENATOR KOSINSKI:

4. It should be. Is it there?

5. PRESIDING OFFICER (SENATOR CARROLL):

6. Somebody is coming up to get it. One second, Senator. Amendment  
7. No. 1 on 2nd reading, Senator Kosinski.

8. SENATOR KOSINSKI:

9. Mr. President, the Amendment No. 1 is very simple. It provides  
10. for the authority to the State Board of Elections to permit the use  
11. of paper ballots rather than voting machines in special elections for  
12. one office. This will save a great deal of money in special elections  
13. where voting machines or voting devices would otherwise be necessary.  
14. Mr. President, I move the adoption of the Amendment No. 1.

15. PRESIDING OFFICER (SENATOR CARROLL):

16. Is there any discussion? Senator Kosinski has moved the adoption  
17. of Amendment No. 1 to Senate Bill 1258. All those in favor will indicate  
18. by saying Aye. The opposed Nay. The amendment is adopted. Any  
19. further amendments? 3rd reading. Senator Chew, for what purpose do  
20. you arise?

21. SENATOR CHEW:

22. I'd like to get leave from the President and the Senate to Table  
23. Senate Bill 643. I so make the motion.

24. PRESIDING OFFICER (SENATOR CARROLL):

25. The bill is on the order of 3rd reading. We had passed over it.  
26. Senator Chew moves to Table Senate Bill 643. Is there leave? Leave  
27. having been granted, the bill is Tabled. Senator Course, for what  
28. purpose do you rise?

29. SENATOR COURSE:

30. To discharge a...well, to place a bill in the committee or have  
31. it heard in committee. Inadvertently, Senate Bill 1316 which was  
32. originally assigned to Local Government, and the committee was dis-  
33. charged and it had been reassigned to the Revenue Committee without

1. notifying the...well, nobody was notified and the bill remained in  
2. committee without being heard. We would like to have this bill placed  
3. on the call for next week so that we can place it in a Joint Revenue  
4. Property Tax Study Committee.

5. PRESIDING OFFICER (SENATOR CARROLL):

6. What's the bill number, please, Senator Course?

7. SENATOR COURSE:

8. 13...Senate Bill 1316 and it's Senator Nimrod's bill.

9. PRESIDING OFFICER (SENATOR CARROLL):

10. Is there leave? Leave having been granted, Senate Bill 1316  
11. will be re-referred to the Committee on Revenue for purposes of  
12. being placed on the notice for next week for purposes of being placed  
13. in the working Subcommittee on Property Taxation. Senator Palmer,  
14. for what purpose do you stand?

15. SENATOR PALMER:

16. I rise and stand...for...on personal privilege...

17. PRESIDING OFFICER (SENATOR CARROLL):

18. Move your mike up please.

19. SENATOR PALMER:

20. ...personal privilege. I just want to know...

21. PRESIDING OFFICER (SENATOR CARROLL):

22. State your point.

23. SENATOR PALMER:

24. ...I just want to know how you're doing, Mr. President.

25. PRESIDING OFFICER (SENATOR CARROLL):

26. Very good, thank you. Senator Kosinski, there having been  
27. intervening business, are you prepared to proceed with Senate Bill  
28. 1258? Senator Kosinski.

29. SENATOR KOSINSKI:

30. By the way, Mr. President, how's business?

31. PRESIDING OFFICER (SENATOR CARROLL):

32. Pretty good.

33. SENATOR KOSINSKI:

1. The bill again...

2. PRESIDING OFFICER (SENATOR CARROLL):

3. One second. I think it has to be read again by the Secretary,

4. one second.

5. SECRETARY:

6. Senate Bill 1258.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER (SENATOR CARROLL):

10. Senator Kosinski.

11. SENATOR KOSINSKI:

12. Mr. President, Senate Bill 1258 allows to use paper ballots

13. for special elections where one candidate is involved...or one

14. office, rather, is involved. Senator Davidson wishes to speak. I

15. yield to...to the good Senator.

16. PRESIDING OFFICER (SENATOR CARROLL):

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. Mr. President, are you talking about this now being on passage

20. stage, 3rd reading, because the board reads...reading 2?

21. PRESIDING OFFICER (SENATOR CARROLL):

22. That...that should be corrected to 3rd reading.

23. SENATOR DAVIDSON:

24. I rise in support of this bill as amended. The amendment was

25. an agreed amendment. It does give any district who...or entity that

26. wants to ask the State Board permission to have a special election

27. on a one office vacancy. I urge all of our people to vote for it.

28. PRESIDING OFFICER (SENATOR CARROLL):

29. Senator Schaffer.

30. SENATOR SCHAFFER:

31. Senator, if you'd yield for a question.

32. PRESIDING OFFICER (SENATOR CARROLL):

33. He indicates he will yield.

1. SENATOR SCHAFFER:

2. One of the things that has been a problem in my area, many of  
3. our polling places are in schools that have several doors and...and one  
4. classroom or one space is designated as a polling place. And how  
5. do you define within a hundred feet of the polling place? Is the  
6. polling place the room that the...in a...that the election is taking  
7. place in? Is it the...the west end of the school and the east end  
8. and the south end and the north end? Theoretically...

9. PRESIDING OFFICER (SENATOR CARROLL):

10. Senator Soper, can we have a little order please. Thank you.

11. SENATOR SCHAFFER:

12. I like your bill. I just...I...I just want to know how my...  
13. how my judges are going to enforce this.

14. PRESIDING OFFICER (SENATOR CARROLL):

15. Senator Kosinski.

16. SENATOR KOSINSKI:

17. Senator Schaffer, we deleted it...we deleted everything after the  
18. enacting clause to add this. It's a new bill.

19. PRESIDING OFFICER (SENATOR CARROLL):

20. Any further discussion? The...Senator Kosinski wish to close?  
21. He's asking for a roll call. The question is shall Senate Bill 1258  
22. pass. Those in favor vote Aye. Those opposed Nay. The voting is  
23. open. Have all voted who wish? Take the record. On that question,  
24. the Ayes are 54, the Nays are none, and none Voting Present. Senate  
25. Bill 1258 having received the constitutional majority is hereby  
26. declared passed. Senate Bill 1301, Senator Moore. Senator Moore

27. asks leave to return Senate Bill 1301 to the order of 2nd reading  
28. for the purposes of amendment. Is there leave? Leave having been  
29. granted, Senate Bill 1301 on the order of 2nd reading. Is there an  
30. amendment up here? Senator Moore.

31. SENATOR MOORE:

32. Thank you, Mr. President. There are two amendments presently  
33. on this bill, and they're an attempt to have one bill that reflects

1. what the entire package is doing. I would at this time, having voted  
2. on the prevailing side move to...reconsider the vote by which Amend-  
3. ments No. 1 and 2 were adopted.

4. PRESIDING OFFICER (SENATOR CARROLL):

5. Senator Moore has moved to reconsider...having voted on the  
6. prevailing side to reconsider the votes by which Amendments...Amendment  
7. No. 1 first. We'll do them one at a time. Amendment No. 1 was  
8. adopted. All those in favor of the motion to reconsider indicate by  
9. saying Aye. Opposed Nay. It is reconsidered. Now, Senator Moore  
10. moves to Table Amendment No. 1. Those in favor say Aye. The opposed  
11. Nay. Amendment No. 1 is Tabled. Now, as to Amendment No. 2.  
12. Senator Moore moves having voted on the prevailing side that the vote  
13. by which Amendment No. 2 to Senate Bill 1301 passed be reconsidered.  
14. Those in favor say Aye. Opposed Nay. The Ayes have it. And the  
15. amendment...the vote is reconsidered. Now, Senator Moore moves to  
16. Table Amendment No. 2. Those in favor say Aye. The opposed Nay.  
17. And the amendment is Tabled. Senator Moore.

18. SENATOR MOORE:

19. Thank you, Mr. President. On the Secretary's Desk is Amendment  
20. No. 3.

21. PRESIDING OFFICER (SENATOR CARROLL):

22. Amendment No. 3, Senator Moore.

23. SENATOR MOORE:

24. Now, last night after dinner, there appeared to have been some  
25. confusion on Senate Bills 1300, 1301 and 1302. So, in order to  
26. simplify the matter, we now have one bill, Senate Bill 1301, with  
27. the amendment that is on your desk that incorporated everything that  
28. was in Senate Bill 1300, 1301 and 1302 that were before us last night.  
29. Specifically, it provides that the compensation for the State's..  
30. for the State's attorneys in counties of less than thirty thousand  
31. is twenty-five thousand, five hundred. The State's attorneys from  
32. thirty thousand or more and less than one million, forty-two thousand,  
33. six hundred. The State shall pay sixty-six and two-thirds of the

1. salaries. The counties shall pay thirty-three and a third of the  
2. salaries. No State's attorney in a county of thirty thousand or more  
3. inhabitants may engage in the private practice of law, and it sets  
4. the salary for the State's Attorney of Cook County at fifty thousand.  
5. That is Amendment No. 3 and the bill, and I would move the adoption  
6. of Amendment No. 3 to Senate Bill 1301, Mr. President.

7. PRESIDING OFFICER (SENATOR CARROLL):

8. Senator Moore has moved the adoption of Amendment No. 3. Is  
9. there discussion? Senator Wooten.

10. SENATOR WOOTEN:

11. Yes, I really don't understand, Mr. President, our obligation  
12. to try to salvage this series of bills of Senator Moore's. They  
13. were bad bills. We defeated them at...at least in part last  
14. night, and I've...I'm absolutely opposed to the attempt to salvage  
15. the bills for him. I just don't think we have an obligation to do  
16. that. I resist the idea of raising the salaries. I've talked about  
17. the additional cost to my county. It's a question of whether you  
18. want to defeat it on the amendment or on 3rd passage. I'd just as  
19. soon try to defeat the amendment.

20. PRESIDING OFFICER (SENATOR CARROLL):

21. Is there any further discussion? The question is shall Amend-  
22. ment No. 3 be adopted. All those in favor indicate by saying Aye.  
23. The opposed Nay. The Ayes have it. There's been a request for a  
24. roll call. All those in favor will vote Aye. The opposed Nay. The  
25. voting is open. Have all voted who wish? Ho, ho, ho. Have all voted  
26. who wish? Take the record. On that question, the Ayes are 32,  
27. the Nays are 8, with 4 Voting Present. Then Amendment No. 3 is adopted.  
28. Are there any further amendments? 3rd reading. Senate Bill 1314,  
29. Senator Mitchler. Senator Mitchler wants that bill called? Yes.  
30. Alright, the Secretary will read the bill.

31. SECRETARY:

32. Senate...Senate Bill 1314.

33. (Secretary reads title of bill)



1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR CARROLL):

3. Senator Mitchler.

4. SENATOR MITCHLER:

5. Mr. President and members of the Senate, Senate Bill 1314 briefly,  
6. extends the authority for the public water companies to also  
7. engage in sewage disposal companies. I discussed this bill with  
8. Senator Hynes, went over the ramifications of it. The bill has been  
9. amended since it came out of committee with the language that was  
10. considered in the committee, and I'd ask for a favorable roll call.

11. PRESIDING OFFICER (SENATOR CARROLL):

12. Is there any discussion? Senator Glass.

13. SENATOR GLASS:

14. Yes, thank you, Mr. President. I'd like to ask Senator Mitchler  
15. a question. Senator Mitchler, I objected to this bill in committee  
16. because...and voted against it, because it would permit so-called not  
17. for profit corporations to be formed and not come under the jurisdic-  
18. tion of the Commerce Commission, not be considered public utilities  
19. operating outside of municipalities. And I...I...I felt that was a  
20. bad policy. Now, you indicate this has been amended. Could you  
21. describe what...what the amendment does?

22. PRESIDING OFFICER (SENATOR CARROLL):

23. Senator Mitchler.

24. SENATOR MITCHLER:

25. Oh, yes. In answer to your first question, they have this  
26. authority now for water companies to provide water supply at...at a  
27. not for profit. The extension of this goes to sewage disposal because  
28. when they're working out these subdivisions they have to also include  
29. that service to the people when they're selling the lots, and then  
30. after the lots are sold and it's all developed, the normal procedure,  
31. and sometimes it doesn't occur, but mostly it occurs that they turn  
32. over both the water and the sewage is bought out or put in with a  
33. regular sewage or water supply system. Now, in answer to your question

1. on the amendments, the bill as originally put in had some very glaring  
2. typographical errors, and that was what Amendment No. 1 did. And  
3. then the second amendment clarified the definition in accordance  
4. with language that the committee wanted. I don't recall in committee,  
5. Senator Glass, if that was your specific objection to the language  
6. change, how it read, or not.

7. PRESIDING OFFICER (SENATOR CARROLL):

8. Senator Glass.

9. SENATOR MITCHLER:

10. You have copies of the amendment before you?

11. PRESIDING OFFICER (SENATOR CARROLL):

12. Senator Glass.

13. SENATOR GLASS:

14. I...I don't have copies of the amendment, Senator, but my  
15. specific objection I...I don't think has been cured and that is that  
16. it seems to me...this is a bill and Senate Bill 1313 which was a com-  
17. panion bill would have permitted contractors who construct subdivisions  
18. outside of a municipality to form their own water and sewer system so  
19. that the subdivision does not have to obtain water service from a  
20. local municipality and these, as far as I can see, since they're not  
21. defined as public utilities would not be regulated by the Commerce  
22. Commission. So, I...my objection to this bill pertains. I think this is  
23. bad precedent, and would oppose the bill.

24. PRESIDING OFFICER (SENATOR CARROLL):

25. Any further discussion? Senator Mitchler wish to close debate?  
26. He's asking for a roll call. The question is shall Senate Bill 1314  
27. pass. Those in favor vote Aye. The opposed Nay. The voting is  
28. open. (Machine cut-off)...voted who wish? Have all voted who wish?  
29. Take the record. (Machine cut-off)...that question, the Ayes are 22,  
30. the Nays are 7, and none Voting Present. Senate Bill 1314 having  
31. failed to receive a constitutional majority is hereby declared lost.  
32. Senate Bill 1301, Senator Moore. One second. We'll have to read the  
33. bill.

1. SECRETARY:

2. Senate Bill 1301.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR CARROLL):

6. Senator Moore.

7. SENATOR MOORE:

8. This is the pay raise for the State's attorneys, Mr. President.  
9. We've heard it over and over again. I would appreciate a favorable  
10. roll call.

11. PRESIDING OFFICER (SENATOR CARROLL):

12. Any further discussion? Senator Wooten.

13. SENATOR WOOTEN:

14. I'm sorry to go back to this a third and fourth time, but really,  
15. I am dismayed by our support for this bill. Well, Gentlemen, shout  
16. roll call all you want, but this simply is not in the best interest  
17. of my county, any county near me, and I...as I say, I understand the  
18. tender solicitude for this bill, but I think it's...a lot of us are  
19. going to pay a price that we simply don't want to pay, and we would  
20. ask you not to impose this on us.

21. PRESIDING OFFICER (SENATOR CARROLL):

22. Any further discussion? Senator...Senator Philip.

23. SENATOR PHILIP:

24. Yes, thank you, Mr. President and Ladies and Gentlemen of the  
25. Senate. I just might make a few brief comments. As you know, this  
26. was a series of three bills, and in my judgment, the first two bills  
27. were fine. The third bill is the bill I disagreed with, paying the  
28. State's Attorney in Cook County fifty thousand dollars a year. Now,  
29. that is as much as the Governor of the State of Illinois makes. All  
30. of the other constitutional officers make less than fifty thousand  
31. dollars a year, and I kind of disagree with that, but I may, perhaps,  
32. hold my nose and vote for this lousy bill.

33. PRESIDING OFFICER (SENATOR CARROLL):

1. Thank you, Senator Philip. Senator Johns.

2. SENATOR JOHNS:

3. What I'm about to ask is probably unusual. It may have been  
4. said before, but I would like as the Secretary transcribes the...the  
5. tape on the proceedings of this series of bills, of its history of  
6. the votes last night and of today, I would like for that to be  
7. transcribed into writing and given to each member of this Senate,  
8. the procedures throughout this history of bills now being voted upon.

9. PRESIDING OFFICER (SENATOR CARROLL):

10. I would assume it's always transcribed by the Secretary, although  
11. not today...

12. SENATOR JOHNS:

13. But my request is...

14. PRESIDING OFFICER (SENATOR CARROLL):

15. ...You want a copy on every member's desk.

16. SENATOR JOHNS:

17. Right.

18. PRESIDING OFFICER (SENATOR CARROLL):

19. I think that would...I'll have to check with the Secretary. It won't  
20. be possible for today. Senator Nudelman, for what purpose do you  
21. arise, Senator Nudelman?

22. SENATOR NUDELMAN:

23. I would suggest that we are on the...the...the order of business  
24. of comment on the bill, and that Senator Johns' remarks were out of  
25. order.

26. PRESIDING OFFICER (SENATOR CARROLL):

27. The Chair rules that the remarks were out of order. Senator  
28. Chew.

29. SENATOR CHEW:

30. Mr. President, as I understand on this particular bill that we  
31. have now, 1301, we're only describing one bill, and what has happened,  
32. there is no law that would prohibit the sponsor from placing amend-  
33. ments on the bill if he gets leave of the Senate. He so had leave of

1. the Senate to amend 1301. Now, those of us that don't like 1302 or  
2. whatever the numbers were, we killed it, so let's get on with the  
3. business of 1301 and vote it on out.

4. PRESIDING OFFICER (SENATOR CARROLL):

5. Any further discussion? Senator Moore wish to close debate?  
6. He asks for a favorable roll call. The question is shall Senate  
7. Bill 1301 as amended pass. All those in favor will vote Aye. Those  
8. opposed Nay. The voting is open. Have all voted who wish? Have all  
9. voted who wish? Take the record. On...on that question, the Ayes  
10. are 30, the Nays are 19...for what purpose...1 Voting Present. For  
11. what purpose does Senator Wooten? Alright, one second, Senator. I  
12. understand first we announce it. Senate Bill 1301 having received the  
13. constitutional majority is declared passed. Now, Senator Wooten moves  
14. to verify the roll call. The Secretary will verify the affirmative  
15. votes.

16. SECRETARY:

17. The following voted in the affirmative:

18. Brady, Carroll, Chew, Course, Daley, Davidson, Donnewald,  
19. Dougherty, Egan, Kenneth Hall, Harris, Hynes, Kosinski...

20. PRESIDING OFFICER (SENATOR CARROLL):

21. And the Secretary will proceed.

22. SECRETARY:

23. ...Lane, Lemke, McCarthy, Moore, Newhouse, Nudelman, Palmer,  
24. Philip, Rock, Romano, Savickas, Shapiro, Smith, Soper, Vadalabene,  
25. Welsh, Mr. President.

26. PRESIDING OFFICER (SENATOR CARROLL):

27. The roll call has been verified. The Ayes are 30, the Nays  
28. are 19, 1 Voting Present. And Senate Bill 1301 has been declared...  
29. having received the constitutional majority is declared passed.  
30. Senator Moore.

31. SENATOR MOORE:

32. Appearing on the Calendar under Postponed Consideration is Senate  
33. Bill 1300 that I would now ask leave to Table.

1. PRESIDING OFFICER (SENATOR CARROLL):  
2. Senator Moore has asked leave to Table Senate Bill 1300. All  
3. those in favor...that leave has been granted.  
4. SENATOR MOORE:  
5. Mr. President...  
6. PRESIDING OFFICER (SENATOR CARROLL):  
7. Senator Moore.  
8. SENATOR MOORE:  
9. Having voted on the prevailing side, I now move to reconsider the  
10. vote by which 1301 has passed.  
11. PRESIDING OFFICER (SENATOR CARROLL):  
12. Senator Moore having voted on the prevailing side moves to  
13. reconsider. Senator Nudelman moves to Table. All those in favor of  
14. the motion to Table indicate by saying Aye. The opposed Nay. The  
15. Ayes have it and the motion prevails. Senate Bill 1324, Senator  
16. Buzbee. Senator Buzbee, for what purpose?  
17. SENATOR BUZBEE:  
18. Yes, Mr. President, now that we're all in such a good mood again,  
19. why I'm bringing up an extremely noncontroversial bill. I would like  
20. to move it back to 2nd for purpose of amendments.  
21. PRESIDING OFFICER (SENATOR CARROLL):  
22. Is there leave? Leave is granted. The bill is on the order of  
23. 2nd reading for purposes of amendment. Senator Buzbee, do you have  
24. the amendment? I don't think it's up here. Senator Buzbee on Amend-  
25. ment No. 1.  
26. SENATOR BUZBEE:  
27. Yes, Mr. President, this is a...pardon me, Gentlemen, right here  
28. in front me. Could I...  
29. PRESIDING OFFICER (SENATOR CARROLL):  
30. Could we have order. Could Senator Kosinski take his caucus  
31. off the Floor.  
32. SENATOR BUZBEE:  
33. On Senate Bill 1324 is a revision of the Personnel Code for the

1. State of Illinois. The affects of Amendment No. 1 is to eliminate  
2. ...do...do two or three things - eliminate that portion which exempted  
3. the Department of Transportation from coverage under the Personnel  
4. Code. In other words, what I'm saying is in this bill the...the  
5. Department of Transportation personnel were eliminated from coverage.  
6. Now, the amendment that I'm offering cuts that reference out so that  
7. DOT personnel will be back under coverage of the Personnel Code. It  
8. also goes on to do a couple or three other things. One other thing  
9. in particular, we also exempt from Jurisdiction B some additional  
10. things that other than what was in the original bill. We exempt from  
11. Jurisdiction B the rejection of candidates by the Personnel Director  
12. and so forth, and then, we also make one technical correction, and  
13. I would move for the adoption of Amendment No. 1.

14. PRESIDING OFFICER (SENATOR MCCARTHY):

15. Ready for the question? Those in favor of the motion to adopt  
16. the amendment signify by saying Aye. Contrary Nay. The Ayes have it.  
17. Amendment is adopted. Are there any further amendments? There are  
18. further amendments, Senator Buzbee. Would you please read the...  
19. Senator Berning, you're recognized for the purpose of explaining  
20. Amendment No. 2.

21. SENATOR BERNING:

22. Thank you, Mr. President and members of the Senate. The amend-  
23. ment which was just adopted improves slightly this employees' Personnel  
24. Code bill. Amendment No. 2 would improve it dramatically, and I  
25. would briefly point out that on Page 5, Amendment No. 2 would delete  
26. lines 7 through 9. The reason for this is that as the present bill  
27. exists even with the amendment, employees are exempt from protection  
28. under Civil Service, and that, Ladies and Gentlemen of the Senate,  
29. is absolutely contrary to any interpretation of good Personnel Code.  
30. And if anything is needed to verify this, I refer you to the recently  
31. passed Senate Bill 1247 where the wisdom of this Body will impose on  
32. certain counties a Civil Service Commission. Now, if that is justified  
33. in that...those limited instances, it certainly is vastly more justified

1. with the State of Illinois...State of Illinois employees who are at  
2. this time protected at least to a degree by a Civil Service Commission.  
3. I would move for the adoption of Amendment No. 2, Mr. President.

4. PRESIDING OFFICER (SENATOR McCARTHY):

5. Senator Buzbee is recognized on the motion.

6. SENATOR BUZBEE:

7. Mr. President and members of the Senate, I would resist Amend-  
8. ment No. 2 based upon the fact that in actuality, of course, if  
9. Amendment No. 2 is adopted, it would gut the intent of the bill.  
10. Senator Berning's remarks were a little misleading I think also on  
11. the bill itself. I will intend to address myself more fully to that  
12. in a few minutes when we get to the...passage stage. However, I would  
13. only point out right now that his remarks that we are removing...  
14. personnel from civil service protection, we're only removing certain  
15. portions of the civil service protection which would be covered in a  
16. collective bargaining agreement. And I submit to you that a lot of  
17. the problems that we have right now with the Personnel Code is because  
18. of inconsistencies and so forth. If these things were worked out  
19. through the collective bargaining process, then we wouldn't have some  
20. of these problems, and of course, the...the actual language of  
21. Senator Berning's amendment is to eliminate that language in the bill  
22. which refers to collective bargaining agreements. So, I would, as  
23. I said, resist Amendment No. 2.

24. PRESIDING OFFICER (SENATOR McCARTHY):

25. Any further discussion on the amendment? Senator Carroll moves  
26. that the question...question now be put. Senator Berning may reply.  
27. Yes, Senator Carroll, for what purpose do you arise?

28. SENATOR CARROLL:

29. I wish to correct the record that the question now be put, not  
30. be now put.

31. PRESIDING OFFICER (SENATOR McCARTHY):

32. Well, that's alright when you're up here, but we recognize that  
33. as now be put. Senator Berning, you may now close the debate. Excuse



1. me, there's been a deference to Senator Harris. Senator Harris,  
2. you're recognized.

3. SENATOR HARRIS:

4. Well, Mr. President, I just want to join Senator Berning in the  
5. adoption of this very sound amendment. Employees subject to collec-  
6. tive bargaining agreements ought to also have the protection of being  
7. merit employees under a classified system of merit employment. Senator  
8. Berning's amendment is perfectly sound.

9. PRESIDING OFFICER (SENATOR McCARTHY):

10. Senator Berning, any further comment?

11. SENATOR BERNING:

12. Yes, thank you, I just want to reemphasize that Senate Bill 1324  
13. as it now stands removes all employees from the benefit of the Civil  
14. Service Commission who are parties to a collective bargaining agree-  
15. ment. That is absolutely contrary to good personnel practices, I  
16. submit, and the intent of Senate Bill 1324, Amendment No. 2 is to  
17. assure that all employees will have the benefit of the Civil Service  
18. Commission procedure. That's the basis of Amendment No. 2. I submit  
19. that this is elemental in a Personnel Code and...

20. PRESIDING OFFICER (SENATOR McCARTHY):

21. The question...

22. SENATOR BERNING:

23. This bill...this amendment ought to pass.

24. PRESIDING OFFICER (SENATOR McCARTHY):

25. The question is shall Amendment No. 2 be adopted. Those in favor  
26. of the adoption of the amendment signify by saying Aye. Those against  
27. Nay. The Noes have it. The...there's been a request for a roll call.  
28. Those in favor of the adoption of the Amendment No. 2 by Senator  
29. Berning signify by voting Aye. Those opposed in the...vote in the  
30. negative. The voting is open. Have all voted who wish? Take the  
31. record. The Yeas are 24, the Nays are 27. Amendment No. 2 fails.  
32. Is there a further amendment on the desk? Amendment No. 3 by Senator  
33. Berning. Senator Berning is recognized for Amendment No. 3.

1. SENATOR BERNING:

2. Thank you, Mr. President and members of the Board...Body.  
3. Amendment No. 3 seeks again to improve somewhat Senate Bill 1324.  
4. Contained within 1324 is a Personnel Board of Directors. This would  
5. in...for all intents and purposes replace completely the Civil Service  
6. Commission. Now, I submit to the members of this Body that if we are  
7. to have an effective Personnel Code and protection for the State  
8. employees, we must have a Civil Service Commission. So, what this  
9. bill does...or this amendment does is to replace the portions of  
10. Senate Bill 1324 where Personnel Board of Directors appears and insert  
11. Civil Service Commission. And it thereby reinstates the powers of  
12. the Civil Service Commission to approve or reject all proposed admin-  
13. istrative rules. This is an integral part of the Civil Service  
14. Commission activity and ought to be retained as we now have it.

15. PRESIDING OFFICER (SENATOR McCARTHY):

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Mr. President, I would resist this amendment also, and I would  
19. point out for clarification of the record, Senator Berning did allude  
20. to it in his last sentence there, but he stated earlier that what  
21. this bill would do is to abolish or destroy the duties of the Civil  
22. Service Commission which is absolutely not true. What we do take  
23. away from the Civil Service Commission is the ability to establish  
24. the rules, and the rules would now be...established by the...by the  
25. Board of Directors, and I submit to you that this is inherently more  
26. fair than allowing the Civil Service Commission to establish the rules  
27. for this reason. The Civil Service Commission members are all appointed  
28. to the Governor...by the Governor rather. There has some allegations  
29. made that the Civil Service Commission is, therefore, subservient to  
30. the Governor. The Personnel Board of Directors which would be brought  
31. about through this bill will be made up of the Director of Personnel  
32. under...under the Governor's control, the Director of Personnel  
33. under the Secretary of State's control, and the Director of Personnel

1. for the State Board of Education. So, therefore, we have three  
2. individuals who will be making these decisions, each of them answer-  
3. ing to a different boss rather than the Civil Service Commission as  
4. we presently have which are all appointed by the Governor. So, I  
5. again would resist Senator Berning's amendment, and ask for a nega-  
6. tive roll call.

7. PRESIDING OFFICER (SENATOR McCARTHY):

8. Those in favor of Senator Berning's amendment will vote Aye.  
9. Those opposing it will vote Nay. The voting is open. Kenny, the  
10. voting is open. It's on the amendment. Have all voted who wish?  
11. Have all voted who wish? Take the record. On this question, the  
12. Yeas are 20, the Nays are 29. The amendment has failed. Any further  
13. amendments? 3rd reading. Senate Bill 1378, Senator Sommer.

14. SENATOR SOMMER:

15. Mr. President, I would ask leave to re-refer this to the Committee  
16. on Agriculture, Conservation and what not.

17. PRESIDING OFFICER (SENATOR McCARTHY):

18. There is a motion to re-refer the committee...the bill to the  
19. Agriculture Committee. Those in favor signify by saying Aye...Aye.  
20. Contrary Nay. Motion carries. Senator...Senate Bill 1324, Senator  
21. Buzbee. After the bill...after the bill has been read, you're  
22. recognized.

23. SECRETARY:

24. Senate...Senate Bill 1324.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR McCARTHY):

28. Senator Buzbee.

29. SENATOR BUZBEE:

30. Yes, thank you, Mr. President. I will attempt to be brief. I  
31. think we all know our positions on this, but I think it is necessary  
32. to point out just a few of the facts which certain press releases  
33. and so forth I feel may have perhaps misrepresented what is in this

1. bill. I do appreciate the...the restraint, however, used by the  
2. issuers of those press releases when they did not choose to name names  
3. as to who it was that was going to destroy the Personnel system. I  
4. submit they we're not going to destroy the Personnel system, the Per-  
5. sonnel Code at all, but what we're going to do is to strengthen it  
6. considerably. We have now amended out the portion, probably the most  
7. controversial portion of the bill which was the deletion of the DOT  
8. employees from coverage. We've amended that out. The Good Government  
9. Amendment went on, and the...the politicians amendment...or rather  
10. portion came out, I guess, is the way of saying it. But what we're  
11. doing is establishing a new Personnel Code, we're establishing a Board  
12. of Directors, Personnel Directors, creating three Departments of Per-  
13. sonnel, one for the Governor, one for the Secretary of State, and one  
14. for the Board of Education. I might add that we are going to continue  
15. the coverage of the...by Personnel Code for the following items - for  
16. the preparation, maintenance and revision by the State Director of  
17. the job classifications, by...we're still including under there for  
18. the pay plan to be prepared by each Director of Personnel, the open  
19. competitive examination portion is still in there, and promotions are  
20. still...collective bargaining units are still covered under the Per-  
21. sonnel Code by...for promotions. Collective Bargaining units are  
22. still covered for the establishment of...eligibility lists, for the  
23. rejection of candidates who are not qualified for the appointment of  
24. persons standing among the highest on the appropriate eligibility list,  
25. for the probationary period and for the granting of appropriate preference  
26. to veterans. And we do establish, by law, collective bargaining for  
27. public employees, and with that, I would ask for a favorable roll call.

28. PRESIDING OFFICER (SENATOR MCCARTHY):

29. Excuse me, Senator Schaffer, did you wish recognition? Senator  
30. Berning, do you wish...recognition? Senator Berning is recognized.

31. SENATOR BERNING:

32. Thank you, Mr. President and members of the Senate. First let  
33. me emphasize emphatically that I am absolutely concerned about the

1. protection of the Illinois State employees. It was because of that  
2. concern that I introduced Senate Bill 464 which was summarily denied  
3. a hearing by this Body by Pensions and Personnel Committee. The bill  
4. before us is to a large degree a plagiarization of that bill or the  
5. preceding bill that we had in the last Session, and in that sense, I  
6. am experiencing a degree of vicarious joy, however, the very, very  
7. points that we've been debating in these amendments are the very worst  
8. aspects of 1324 which are at variance and extreme divergence from the  
9. original bill from which the basic structure of 1324 was taken. Quite  
10. simply, the biggest point that ought to be of the greatest concern to  
11. all of our State employees and hence to you, Ladies and Gentlemen, here  
12. is the removal from the merit system all personnel coming under a  
13. collective bargaining agreement. For all intents and purposes, that  
14. probably will ultimately become about ninety-five percent of our em-  
15. ployees. When those people no longer are eligible for the protection  
16. of the merit system, I submit that we have completely gutted the system  
17. and obviated the need for a Personnel Code. It's my understanding that  
18. this measure does not have the support of the Department of Personnel.

19. PRESIDING OFFICER (SENATOR McCARTHY):

20. The question is shall Senate Bill 13...1324 pass. Yes, for what  
21. purpose does Senator Schaffer arise?

22. SENATOR SCHAFFER:

23. Well, I defer to Senator Berning to speak. I still wanted to  
24. get a lick in myself.

25. PRESIDING OFFICER (SENATOR McCARTHY):

26. The Chair...the Chair apologizes. Senator Schaffer.

27. SENATOR SCHAFFER:

28. I'm not offended by the collective bargaining aspects of this  
29. bill. That doesn't bother me. What does bother me is that the rest  
30. of the bill is nothing but a blatant patronage grab which will gut  
31. and destroy and Civil Service system in this State. Now, I realize  
32. that that does not offend some people. It does offend me. We want to  
33. go back to the days of the spoils politics, this is the bill to do it.

1. If you do believe in merit employment and I would point out that the  
2. last time I checked, it seemed like everybody who worked for the State  
3. was a Democrat. So, I guess, I, like Senator Morris early, am rising  
4. in defense of the Democratic employees by the...employed by the State.  
5. You never can tell, you know, Governor Walker might not get reelected,  
6. and I think we ought to have a civil service system to prevent all  
7. those good Democrats from being fired in the event to the passage of  
8. this bill, and some sort of a sweetheart relationship between the bar-  
9. gaining union and the administration of a particular administration.  
10. This is a bad bill. It's a bad precedent. It's a step back to the  
11. 18th Century and should be defeated.

12. PRESIDING OFFICER (SENATOR McCARTHY):

13. Senator Harris.

14. SENATOR HARRIS:

15. Well, Mr. President, I would just call attention to the fact that  
16. a few moments ago, we passed a bill that mandated collective...I'm  
17. sorry, civil service protection for the employees of two counties not  
18. presently covered. The judgment of this Body was that that was sound  
19. principal and ought to be enacted into law. The affect of this very  
20. carefully and somewhat tortuously enactment in Senate Bill 1324 is  
21. to ultimately result in the opposite of that. It has been stated here,  
22. and there just isn't any question about it, the affect of this bill  
23. in its present form if it were to be enacted into law and signed is  
24. that in a very short period of time pure patronage would apply to  
25. the overwhelming majority of the employees of the State of Illinois.  
26. And I would hope that we would reject that possibility resoundingly.  
27. This bill in truth should be defeated if you have any interest, any  
28. interest in the sixty-five thousand loyal, dedicated, public employees.  
29. They should continue to have the benefit and protection of a sound  
30. merit classification system of employment.

31. PRESIDING OFFICER (SENATOR McCARTHY):

32. Senator Buzbee may conclude the debate.

33. SENATOR BUZBEE:

1. Well, Mr. President, I...it was not my intention to say anything  
2. else on this bill, but I...Senator Schaffer said something that was  
3. so patently wrong and just absolutely...I would suggest to the good  
4. Senator he ought to read the bill because there is no blatant patronage  
5. grab whatsoever. I amended that out. What does happen is that the  
6. people under the Personnel Code will continue to receive...to receive  
7. those same rights and privileges and protections that they presently  
8. have under the Personnel Code except for those units that go into  
9. collective bargaining, and those units that go into collective bargain-  
10. ing, they will then after their probationary period is over, when a  
11. new employee comes in, he will be hired through all of the present  
12. system of the Personnel Code that we have. He has to be tested, goes  
13. through the normal selection channels and so forth, and after his  
14. sixth month probationary period is up, if he is in a...unit that is  
15. collectively bargained, then he is covered by the collective bargaining  
16. process. So, there's no way in the world that this could possibly be  
17. interpreted as a patronage grab. I call for a favorable roll call.

18. PRESIDING OFFICER (SENATOR McCARTHY):

19. The question is, shall Senate Bill 1324 pass. Those in favor will  
20. vote Aye. And those opposed vote Nay. The voting is open. Aye. Vote me  
21. ...Aye. Have...have...have all voted who wish? Take the record.  
22. On this question, the Yeas are 25, the Nays are 22. Senate Bill 1324  
23. having failed to receive the constitutional majority is...Senator  
24. Buzbee, you're recognized for what purpose?

25. SENATOR BUZBEE:

26. Move Postponed Consideration, Mr. President.

27. PRESIDING OFFICER (SENATOR McCARTHY):

28. There's a motion to Postpone Consideration. Those in favor Aye.  
29. Contrary Nay. The motion prevails. The Consideration is Postponed  
30. Well, we made a lot of progress here on that one. We'll move on to  
31. Senate Bill 1396, Senator Welsh, you are recognized. Senator Welsh  
32. on Senate Bill 1396. Read the bill. No, don't read the bill. Senator  
33. Welsh, you're recognized.

SENATOR WELSH:

1. Mr. ...Mr. President, I would seek leave of the Body to re-refer  
2. Senate Bill 1396 to the Committee of Executive Appointments and Ad-  
3. ministration.

4. PRESIDING OFFICER (SENATOR MCCARTHY):

5. You heard the motion. Those in favor signify by saying Aye.  
6. Aye. Contrary Nay. Motion carries. The bill re-referred. Yes,  
7. Senator Donnewald, for what purpose do you arrive...arise?

8. SENATOR DONNEWALD:

9. For the purpose of re-referring two Senate Bills to the Elections  
10. Committee, Senate Bill 9 and Senate Bill, 1035.

11. SENATOR MCCARTHY:

12. Let's take...

13. SENATOR DONNEWALD:

14. There's an identical bill coming over from the House 10...like  
15. 1035 in Representative Choate's bill.

16. PRESIDING OFFICER (SENATOR MCCARTHY):

17. The motion...the motion is to refer Senate Bill 9 and Senate  
18. Bill 1035 to the committee that originally heard the bills. Those in  
19. favor signify by saying Aye. Aye. Contrary Nay. Motion carried.  
20. Bills so re-referred. Senator Bruce on Senate Bill 1455. 1487,  
21. Senator Rock will soon be recognized on Senate Bill 1487. Will the  
22. Secretary please read the bill.

23. SECRETARY:

24. Senate Bill 1487.

25. ( Secretary reads title of bill )

26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR MCCARTHY):

28. Senator Rock.

29. SENATOR ROCK:

30. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
31. This is a deficiency appropriation for the Department of Children  
32. and Family Services and their operation section in the amount of  
33. three hundred thousand dollars. Additionally, there are transfers  
between the grant items, the line item grants of some approximately  
two million dollars. Additionally, three amendments were offered in



1. the committee, on...on the Floor and adopted. Amendment No. 1 made  
2. the bill a true deficiency in the respect that we felt in...in the...  
3. in keeping with the legislative intent of the General Assembly, it  
4. was not proper to take grant money or money that had been appropriated  
5. for line item grants and transfer it into the operation section. So,  
6. we just made it a deficiency appropriation as...as respect operations.  
7. The second amendment was offered and adopted by Senator Weaver. That  
8. cut out personal service funds which were used for certain employees  
9. for the Governor's Action Office. And the third amendment well, it is  
10. an appropriation of an additional one hundred and forty-two thousand  
11. dollars in newly acquired Federal money. I think I'm...on about May  
12. 19th or 20th, the Federal Government under its grant program made  
13. these funds available to the department, and pursuant to our policy,  
14. we are now appropriating them by line item. The bill is of an emer-  
15. gency nature. I would urge a favorable roll call.

16. PRESIDING OFFICER (SENATOR MCCARTHY):

17. Senator Shapiro is recognized.

18. SENATOR SHAPIRO:

19. Mr. President and Ladies and Gentlemen of the Senate, I just  
20. want to make a few comments concerning Senate...Senate Bill 1487.  
21. Here is a...an example of what is becoming an occurrence that is being  
22. repeated over and over. A department that is not up to full strength  
23. in personnel as budgeted at the beginning of the fiscal year, yet is  
24. overspending. But what is even...even worse is the fact that our  
25. staffs, the work they did on this particular supplemental appropria-  
26. tion, showed that if we had gone along with the department's figures,  
27. they still would have been short approximately a hundred and thirty-  
28. eight thousand dollars in personal services money to finish out the  
29. year. What saved them was that the Federal Government, low and  
30. behold, came through with approximately a hundred and forty thousand  
31. dollars on May 19th. Mind you, this supplemental was introduced on  
32. April 22nd, a little over two months before the end of the fiscal  
33. year, and the fiscal management that that department has was not aware

1. of the fact that they were short of money. If these departments want  
2. the General Assembly to start doing their budgeting and their book-  
3. keeping for them, just let them continue the way they are. The message  
4. I hope this department gets is that they better straighten out their  
5. management or they're going to have the same trouble next year. I  
6. want...I want...I do want everyone to vote yes on it because the depart-  
7. ment does need the funds.

8. PRESIDING OFFICER (SENATOR McCARTHY):

9. Is there further discussion, Senator Hynes?

10. SENATOR HYNES:

11. Being very well aware of a similar situation about a week ago  
12. in the demonstration of Senator Shapiro's influence in this Body, I  
13. want to make it very clear that I think all of the members of the  
14. Appropriations Committee concur with the comments that he made. We  
15. also concur with his conclusion that the bill should be passed in its  
16. present form. It has been amended to cure the problems, at least, the  
17. immediate problems. So, I would urge an affirmative vote on this  
18. deficiency.

19. PRESIDING OFFICER (SENATOR McCARTHY):

20. Any further discussion? Senator Rock. The question is shall  
21. Senate Bill 1487 pass. Those in favor vote Aye. Those opposed vote  
22. Nay. The voting is open. Have all voted who wish? Take the record.  
23. On this question, the Yeas are 52, the Nays are none. Senate Bill  
24. 1487 having received a constitutional majority is hereby declared  
25. passed. Senate Bill 1497, Senator Berning, do you wish that bill  
26. called? Alright, read the bill please.

27. SECRETARY:

28. Senate Bill 1497.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER (SENATOR McCARTHY):

32. Senator Berning, did you wish to...to accede to the sentiment  
33. of the Body? The question is shall Senate Bill 1497 pass. Those in

1. favor vote Aye. Those opposed vote Nay. The voting is open. We're  
2. on the roll call. Have all voted who wish? Take the record.

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

4. SENATOR BUZBEE:

5. I just wanted to ask Senator Berning if this was a patronage  
6. grap by the Spanish Speaking People's Commission?

7. PRESIDING OFFICER (SENATOR McCARTHY):

8. The...on this question, the Yeas are 51, the Nays are 1. Senate  
9. Bill 1497 having received a constitutional majority is hereby declared  
10. passed. Now,...now...now, Mr. ...the general purpose is we're now  
11. going back still on 3rd reading. We're going to start off at Senate  
12. Bill 474 with...with that program in mind, Senator Vadalabene, do you  
13. still wish recognition?

14. SENATOR VADALABENE:

15. No, I just want to tell Senator Berning because he knows how I  
16. feel about these Spanish speaking bills...(foreign phrase)...si.

17. PRESIDING OFFICER (SENATOR McCARTHY):

18. For what purpose does Senator Mitchler arise?

19. SENATOR MITCHLER:

20. Mr. President, I'd like to rise on a point of personal privilege.

21. PRESIDING OFFICER (SENATOR McCARTHY):

22. State your point.

23. SENATOR MITCHLER:

24. In the Gallery is a group of gradeschool students from St. Rita's  
25. Grade School in Aurora, Illinois. Sister Mary Ann and Don Radingos,  
26. there's a group of about sixty-three of the students, and I'd ask  
27. them to rise and be recognized by the Senate.

28. PRESIDING OFFICER (SENATOR McCARTHY):

29. Senate Bill 474 on the order of 3rd reading. Would you read  
30. the bill, Mr. Secretary.

31. ACTING SECRETARY (MR. FERNANDES):

32. Senate Bill 474.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER (SENATOR McCARTHY):

3. Senator Knuppel.

4. SENATOR KNUPPEL:

5. Mr. President, this bill is a supplemental bill to the bills  
6. that the Chairman ran, 234 and 235. It's used as a vehicle. I'd  
7. ask a favorable vote. If 234 and 235 pass in the House, I'll Table  
8. this bill.

9. PRESIDING OFFICER (SENATOR McCARTHY):

10. Any further discussion? Senator Graham.

11. SENATOR GRAHAM:

12. It'll be a little late then, Senator, I think. Why do we con-  
13. tinue to clobber up the Calendar? You know what's going to happen  
14. to 234 and 235. Why don't we just give the Secretary a break and  
15. Table all of them today?

16. PRESIDING OFFICER (SENATOR McCARTHY):

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Roll call. I'd like to have the bill alive because I recall  
20. two years ago, and these people are entitled to an increase in light  
21. of the...of the increase in living wage and so forth, and we passed  
22. a bill here on the last night that gave the workers fourteen percent,  
23. and I assure you all I intend to do here is keep the bill alive. Thank  
24. you.

25. PRESIDING OFFICER (SENATOR McCARTHY):

26. Alright. Any further discussion? The question is shall Senate  
27. Bill 474 pass. Those in favor vote Aye. Those opposed vote Nay. The  
28. voting is open. Have all voted who wish? Take the record. On this  
29. question, the Yeas are 34, the Nays are 17. Senate Bill 474 having  
30. received a constitutional majority is hereby declared passed. Senate  
31. Bill 505. Read the bill. And Senator Bruce will be recognized.

32. ACTING SECRETARY (MR. FERNANDES):

33. Senate Bill 505.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER (SENATOR DONNEWALD):

4. Senator Bruce.

5. SENATOR BRUCE:

6. Yes, Mr. President and members of the Senate, Senate Bill 505  
7. is what I would call the most comprehensive collective bargaining  
8. bill for school teachers that this Body has ever seen. I think that  
9. it answers a crying need that presently exists within the State of  
10. Illinois and provides some machinery for resolving conflicts between  
11. teacher organizations and school boards. Of all the major industrial  
12. states in the United States, only Illinois and Ohio have refused to  
13. enact legislation regulating conflicts in the educational field.  
14. Thirty-five other states have seen fit to enact this legislation. In  
15. this bill we have brought together the best sections of legislation  
16. from those other thirty-five states. We have benefited from those  
17. who have gone before us. The major thing that should be emphasized  
18. about Senate Bill 505 is its ability to solve crises. In the sector  
19. of education, we presently have no way to resolve conflicts. This  
20. bill allows conflict to be resolved. It allows mediation. It allows  
21. fact finding. It allows if both parties desire arbitration. I think  
22. that the bill's major point is the fact that the mediation, fact find-  
23. ing and arbitration that we can prevent strikes by school employees in  
24. this State. I would emphasize one point. The bill allows strikes by  
25. school teachers, however...however, that is a...an extremely limited  
26. right to strike. It cannot occur unless three other things have pre-  
27. ceded it. Mediation and fact finding by both the board and the  
28. teachers; five days notice to the employment board, and the collective  
29. bargaining agreement must have expired. There cannot be any existing  
30. contract in effect. I have added a provision that I think very few  
31. bills drafted by those who support labor have included, and that is  
32. it allows the school board upon failure to meet these three conditions,  
33. to seek injunctive relief. I believe that if school teachers have not

1. followed pattern and have not done what they are supposed to do, then  
2. we should give the school boards that remedy, and it is in the bill.  
3. It's spelled out, and it says, if you don't play the rules, you can't  
4. have a strike. And it gives the...the school board the right to  
5. petition in the circuit court where the strike occurs. The bill has  
6. been reviewed. We've gone over it and over it and over it. I spent  
7. five years on a subcommittee on public employee collective bargaining.  
8. This to my belief is the best bill that could be devised.

9. PRESIDING OFFICER (SENATOR DONNEWALD):

10. Senator Chew, for what purpose do you arise?

11. SENATOR CHEW:

12. Mr. President, I arise on a point of personal privilege. I have here  
13. in the Gallery a school that's in my district, the Rugger School that  
14. is accompanied by one of its teachers, one of its master teachers, a  
15. very well polite woman in our community, Miss Divero. I would like  
16. to have them rise and have the Senate to recognize their presence,  
17. please.

18. PRESIDING OFFICER (SENATOR DONNEWALD):

19. Please rise. Is there further discussion? Senator Fawell.

20. SENATOR FAWELL:

21. Just very briefly. When Senator Bruce has said that this is a  
22. limited right to strike, I think he has ignored some of the very  
23. plain provisions of the bill. As you know, I've attempted to put  
24. a number of amendments which I think would make this a bill that  
25. could be acceptable to some people, including myself. I think the  
26. basic idea of a collective bargaining bill that would pertain to  
27. elementary and secondary education is sound, but I can't go over all  
28. the various provisions. The agency shop provision, for instance,  
29. has been turned down. It appears as though IEA insists that the  
30. professional teacher can be subjected to a clause which will say  
31. that thou shalt not teach unless you are a part of our union or we'll  
32. take your dues. Well, just recently in Senator Buzbee's bill, we  
33. pointed out, for instance, that the State employee is not under merit

1. as the teachers are under tenure when they are subject to collective  
2. bargaining, but that's not true here. Now, let me point out just one  
3. of a number of defects in this bill. If some of you would look to  
4. Page 15, you will find what would appear to be innocuous wording. It  
5. states this in regard to the right for injunctive relief - the juris-  
6. diction of the court under this section is limited by "An Act relating  
7. to disputes"...Mr. President, may I have just a little bit of order.  
8. I don't have much order right now but...  
9. PRESIDING OFFICER (SENATOR DONNEWALD):

10. Senator, I think we need a lot of order.

11. SENATOR FAWELL:

12. Yes, we certainly do.

13. PRESIDING OFFICER (SENATOR DONNEWALD):

14. Will the members be in their seats.. Will the Sergeant-at-Arms  
15. clear the aisles. Please proceed.

16. SENATOR FAWELL:

17. Maybe I can summarize a bit better rather than try to go verbatim.  
18. It states in effect that you got...you have a right to an injunction.  
19. It goes on to say that if the employer commits any unfair tactics,  
20. that's a perfect defense for the union, but the union can commit all  
21. kinds of unfair tactics, and that's a defense that can't be brought  
22. up at all. It then goes on to say that, however, your subject in your  
23. ...in your suit for an injunction, the court is subject to a 1925  
24. Act in regard to disputes between employer-employees which, of course,  
25. is an Act that pertains basically, it was meant to pertain to private  
26. enterprise, and I read you what that particular innocuous little Act  
27. does say. It says this - that no restraining order or injunction shall  
28. be granted by any court of this State or by a judge or judges thereof  
29. in any case involving or growing out of a dispute concerning terms or  
30. conditions of employment in joining or restraining any person or persons  
31. either singularly or in concern in regard to from ceasing to perform  
32. any work or labor or from abstaining from working. In other words,  
33. the court even at best would not have a right to suggest to these

1. professionals that when the welfare of the children of this State  
2. of the common schools might be in jeopardy, then you should go back  
3. into the classroom. Now, that is a complete misrepresentation of  
4. what has...this Act has been held out to be. I...I obviously can go  
5. on and on. I know the time is short. The red light is there. I  
6. would certainly say that since this again is only aimed at downstate,  
7. I implore all of you who have the welfare of the children of the State  
8. of Illinois, as I think most of the teachers do, not simply the limited  
9. minority that are...are aiming at this type of legislation to please  
10. vote against this bill.

11. PRESIDING OFFICER (SENATOR DONNEWALD):

12. Is there further debate? Senator Bruce may close the debate.

13. SENATOR BRUCE:

14. No, that's roll call.

15. PRESIDING OFFICER (SENATOR DONNEWALD):

16. The question is shall Senate...Senator...Senator Davidson.

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. I had a piece of equipment disappear off of my voting switch,  
20. and whoever so kindly lifted it, would you return it so I can vote  
21. Aye on this bill. The...I'm serious, Mr. President. The switch to  
22. vote on my switch on Aye has disappeared, and would somebody be kind  
23. to replace it so I can vote.

24. PRESIDING OFFICER (SENATOR DONNEWALD):

25. Senator Graham.

26. SENATOR GRAHAM:

27. Mr. President, find that culprit that's trying to save Senator  
28. Davidson from himself.

29. PRESIDING OFFICER (SENATOR DONNEWALD):

30. The question is shall Senate Bill 505 pass. All those in favor  
31. vote Aye. All those opposed No. The voting is open. Have all those  
32. voted who wish? Have...have all those voted who wish? Have...have  
33. all those voted who wish? Take the record. (Machine cut-off)...this



1. question, the Ayes are 27, the Nays are 18, 1 Voting Present. Senate  
2. Bill 505 not having received the constitutional majority is declared  
3. lost. Senator Knuppel, 481. Read the bill. Oh, Senator Knuppel  
4. requests that Senate Bill 481 be returned to the order of 2nd reading.  
5. Do we have leave? Leave is granted. Senator Knuppel.  
6. SENATOR KNUPPTEL:  
7. I have the amendment on the desk this morning, and I would move  
8. the adoption of Amendment No. 1 to Senate Bill 481.  
9. PRESIDING OFFICER (SENATOR DONNEWALD):  
10. Is there discussion? All those in favor of Amendment No. 1 to  
11. Senate Bill 481 indicate by saying Aye. All those Opposed. The  
12. Ayes have it. The amendment is adopted. Are there further amendments?  
13. 3rd reading. Senate Bill 282, Senator Knuppel. Senator Graham, for  
14. what purpose do you arise?  
15. SENATOR GRAHAM:  
16. I know I missed the boat slightly, but having voted on the pre-  
17. vailing side on the defeat of Senate Bill 505, I'd like to have the  
18. vote by which it was defeated reconsidered.  
19. PRESIDING OFFICER (SENATOR DONNEWALD):  
20. You've heard the motion. Senator Nimrod moves to Table. All  
21. those in favor say Aye. The Ayes have it. Senator Knuppel, Senate  
22. Bill 482. Read the bill.  
23. SENATOR KNUPPTEL:  
24. Senate Bill 4...read the bill...  
25. PRESIDING OFFICER (SENATOR DONNEWALD):  
26. Just a moment. Read the bill.  
27. SECRETARY:  
28. Senate Bill 482.  
29. (Secretary reads title of bill)  
30. 3rd reading of the bill.  
31. SENATOR KNUPPTEL:  
32. Senate Bill 482 as amended provides workmen's compensation for  
33. partial loss of hearing and increases the number of weeks for total

1. loss of hearing from fifty to one hundred. This again, I would like  
2. to keep alive as a vehicle bill in case 234 and 235 don't carry in  
3. the House. The same thing as the other bill. I'll appreciate a  
4. favorable roll call.

5. PRESIDENT:

6. The question is shall Senate Bill 482 pass. Those in favor will  
7. vote Aye. Those opposed will vote...vote Nay. The voting is open.  
8. Have all voted who wish? Take the record. Postponed Consideration  
9. is requested. 482 is on Postponed Consideration. (Machine cut-off)  
10. ...receive 29 votes and the sponsor forgot to vote for it. Senate  
11. Bill 481, Senator Knuppel.

12. SECRETARY:

13. Senate Bill 481.

14. (Secretary reads title of bill)

15. 1st...or 3rd reading of the bill.

16. PRESIDENT:

17. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Mr. President and members of the Body, Senate Bill 481 as amended  
20. provides the last opportunity to extend tax relief to the citizens of  
21. the State of Illinois who most seriously need it. This is to be a  
22. relief of sales tax on food and is limited to persons earning less or  
23. having income of less than seven thousand dollars. In its amended  
24. form, it provides a credit of twenty-five dollars for the first one  
25. thousand dollars of income, a credit for fifteen dollars on the next  
26. one thousand dollars of income, a credit of ten thousand on the next,  
27. and for the last four thousand under seven thousand would be five  
28. dollars per thousand. Now, I chose a figure of two point five percent  
29. to come up with the twenty-five dollars on the basis that approximately  
30. half of a persons total income in that bracket would at least be used  
31. for food, one-fourth being used for...for shelter and one-fourth being  
32. used for some other purpose. This is a...is a substantial reduction  
33. from the way the bill come out of committee. I spent a lot of time

1. drafting, redrafting, considering and reconsidering what ought to  
2. be done with respect to this relief. This helps those people who  
3. have a mere existence income the most. There's very little in this  
4. for people who make over three thousand dollars. The first...on the  
5. first three thousand dollars would be...fifty dollars off the reduc-  
6. tion in sales tax and it would be...either a deduction on the income  
7. tax return or as a grant. I have corrected the situation where senior  
8. citizen...citizens may receive two or a second credit. This, in my  
9. opinion, helps those people who most...most seriously need this relief.  
10. I would request a favorable roll call.

11. PRESIDENT:

12. Any further discussion? Senator Philip.

13. SENATOR PHILIP:

14. Mr. President and Ladies and Gentlemen of the Senate, I'd like  
15. to point out two glaring problems with Senate Bill 481. First of  
16. all, it would cost the State of Illinois in the area of a hundred and  
17. fifty million dollars annually. At the rate of spending in Illinois,  
18. it would take us about twenty-seven months to bankrupt the State.  
19. The second problem with this is the schedule. If you make from seven  
20. thousand dollars to ten thousand dollars, you can...deduct eighty-five  
21. dollars a year. If you make from zero to one thousand dollars, you  
22. can deduct twenty-two dollars and fifty cents. I'm suggesting you  
23. ought to reverse the schedule. The person that makes a thousand  
24. dollars a year should get the eighty-five dollars, and the person  
25. making ten thousand dollars should get the twenty-two fifty. So, if  
26. you've got any kind of common sense and judgment, if you're responsible  
27. at all towards the State of Illinois, you'll vote No.

28. PRESIDENT:

29. Any further discussion? Senator Knuppel.

30. SENATOR KNUPPEL:

31. If you're responsible, Senator, you read the amendment. There's  
32. nothing there for somebody between seven thousand and ten thousand.  
33. And the...the amount that this would cost the State of Illinois is

1. approximated at fifty-eight million. There's been a change in the  
2. bill, Senator. The amendment was on your desk this morning. We just  
3. adopted it, and all your information is bad. This bill is...pays  
4. out virtually all, approximately everything goes to people who have  
5. incomes of less than three thousand dollars, a mere existence, and  
6. certainly, those people ought not to be...be...being required to pay  
7. to be paying in...in...sales tax on food and drugs, and the estimated  
8. cost is fifty-eight million dollars.

9. PRESIDENT:

10. Senator Philip.

11. SENATOR PHILIP:

12. Well, I apologize for not being able to read all of the amendment  
13. and keep up all the...all the amendments, but I'll say this, you've  
14. solved half of the problem, and I don't care how you cut it, Senator,  
15. it's going to cost the State of Illinois a hundred and fifty million  
16. dollars a year. In twenty-seven months, we'll be bankrupt and you  
17. know it.

18. PRESIDENT:

19. Any further discussion? Senator Graham.

20. SENATOR GRAHAM:

21. Just thought I'd...just thought I'd remind Senator Knuppel that  
22. Senator Philip is about six feet four and weighs two hundred and forty  
23. pounds.

24. PRESIDENT:

25. Personal privilege, Senator Knuppel.

26. SENATOR KNUPPEL:

27. He's a marine. I'm a marine, and we don't give a damn about  
28. size either way.

29. PRESIDENT:

30. I hope the children all heard that beautiful language. Any  
31. further discussion? The question is shall Senate Bill 481 pass. All  
32. in favor will vote Aye. Opposed will vote Nay. The voting is open.  
33. Have all voted who wish? Take the record. On this question, the Ayes

DB 483  
3rd reading  
5-23-75

1. are 26, the Nays are 18, 1 Voting Present. Senate Bill 481 having  
2. failed to receive a constitutional majority is declared lost. Senate  
3. Bill 483, Senator Knuppel.

4. SECRETARY:

5. Senate Bill 483.  
6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Knuppel.

10. SENATOR KNUPPPEL:

11. Same thing as 482, and I'll try to vote for myself this time.  
12. I...I want to keep it alive because...till we see about 234-and-235 as  
13. a vehicle. It deals with hearing the same way as the Workmen's Com-  
14. pensation Act, but this time it has to do with occupational diseases.

15. PRESIDENT:

16. Any further discussion? Those in favor will vote Aye. Those  
17. opposed will vote Nay. The voting is open. Have all voted who wish?  
18. Take the record. On this question, the Ayes are 33, the Nays are 12,  
19. none Voting Present. Senate Bill 483 having received a constitutional  
20. majority is declared passed. Senate Bill 724, Senator Nimrod or  
21. Netsch. Is the amendment ready on 724? Alright. Senator McCarthy,  
22. Senate Bill 726. Are there any further bills on 3rd reading? Senate  
23. Bills on 3rd reading. Senator...Senator Bruce.

24. SENATOR BRUCE:

25. Yes, Mr. President, Senate Bill 1455 I would like to re-refer  
26. to the...I think it came out of the Insurance Committee. I'd like to  
27. re-refer it to that committee.

28. PRESIDENT:

29. Is there leave? Leave is granted. The only two bills left on  
30. Senate Bills on 3rd reading in which...which anyone has indicated an  
31. interest in calling are Senate Bill 724 and Senate Bill 1011. We  
32. understand that amendments are being prepared for those bills, and  
33. is there now leave to go to the order of House Bills on 3rd reading

1. for the purpose of two bills which are described as emergencies. Is  
2. there leave? Leave is granted. First is House Bill 1173, Senator  
3. Buzbee.

4. SECRETARY:

5. House Bill 1173.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDENT:

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Yes, Mr. President, House Bill 1173 makes a...two changes in the  
12. Department of Mental Health's budget plus it adds one point-three  
13. million dollars for interim care for the develop...developmentally  
14. disabled and makes transfers within the total appropriation between  
15. the various insitutions and divisions of the department. The bill  
16. passed the...the Bill passed the House, one hundred and twenty-seven  
17. to zero, and it is a bill of an emergency nature, and I would ask for  
18. a favorable roll call.

19. PRESIDENT:

20. Any further discussion? The question is shall House Bill 1173  
21. pass. All those in favor will vote Aye. Those opposed will vote Nay.  
22. The voting is open. Have all voted who wish? Take the record. On  
23. this question, the Ayes are 50, the Nays are none, none Voting Present.  
24. Senate Bill...House Bill 1173 having received the constitutional  
25. majority is declared passed. House Bill 2238, Senator Knuppel.

26. SECRETARY:

27. House Bill 2238.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. House Bill 2238 is a bill designed to compensate those people

1. who furnishes goods and services for the 1974 Illinois State Fair and  
2. were never paid because there weren't funds available. There's been  
3. one amendment since the bill came on the Floor and that's Senator  
4. Weaver's. This bill should be...should receive the unanimous support  
5. of this Body.

6. PRESIDENT:

7. The question is shall House Bill 2238 pass. Those in favor  
8. will vote Aye. Those opposed Nay. The voting is open. Have all voted  
9. who wish? Take the record. On this question, the Ayes are 53, the  
10. Nays are none, none Voting Present. House Bill 2238 having received  
11. a constitutional majority is declared passed. If the Chair has leave,  
12. we will now go to the order of bills on Consideration Postponed. The  
13. Chair would like the leave of the Body on this series of bills, there  
14. being approximately forty for the bills to be called individually and  
15. a roll call taken where the Senator desires it, with no debate. The  
16. matters have been debated in this House...in this House and all that  
17. really remains is for the sponsor to have obtained sufficient votes  
18. for passage. Debate seems needless and certainly if we get involved  
19. in debate on these series, we probably will not finish and every member  
20. would not have a chance to have his bill called. Is there leave?  
21. Leave. Senator Mohr.

22. SENATOR MOHR:

23. I think, Mr. President, that's an excellent suggestion. These  
24. bills have been heard and debated, and I think the record will always  
25. show that there's been an awful lot of time spent, more time spent on  
26. bills that have been put on Postponed Consideration than any other  
27. bill. So, I think it's an excellent suggestion and would urge every-  
28. body to call the bill up or down so everybody will get one more shot  
29. at it.

30. PRESIDENT:

31. Senator Soper.

32. SENATOR SOPER:

33. Mr. President, everybody's had a shot at these bills, and they've

1. been shot and reshot and shot and reshot. Now, I move that these  
2. forty-one bills on Consideration Postponed be Tabled, and this is not  
3. a suggestion or a...or a request. It's a motion, and I'd like to have  
4. a roll call on that because we're going to be here for fourteen weeks.

5. PRESIDENT:

6. Would you take a voice vote?

7. SENATOR SOPER:

8. No. Roll call vote.

9. PRESIDENT:

10. Will you take it at vision?

11. SENATOR SOPER:

12. I'll take it today, tomorrow or the next day. You can postpone  
13. the vote on this tomorrow if you postpone all the bills.

14. PRESIDENT:

15. The motion is lost, two Senators not having requested a roll  
16. call. Senator Davidson.

17. SENATOR DAVIDSON:

18. I...I concur with the announcement you made from the Chair with  
19. one exception. I would like to ask that there is someone...some of  
20. the people who had bills on Postponed that brought them back and put  
21. an amendment on them that could or may change the opposition to that  
22. bill, and I would urgently request to have an opportunity in my case  
23. to explain the amendment that I hopefully took the objections away  
24. from it.

25. PRESIDENT:

26. Senator Soper.

27. SENATOR SOPER:

28. Well, now, I made a motion, and there was a quick gavel by the  
29. Chair. Now, I have three or four or five, maybe ten, that would like  
30. to join in this and they put their handd up in the air. Would you  
31. please ask who join me. Gentlemen, Ladies, persons, there we got it.  
32. Let's have a roll call vote. Two Senators, the rules of the House.

33. PRESIDENT:



1. The question is...the question is shall all bills on Consideration  
2. Postponed be Tabled. Those in favor will vote Aye. Those opposed will  
3. vote Nay. The voting is open. Have all voted who wish? The Ayes  
4. are 14, the Nays...take the record. On this question, the Ayes are  
5. 14, the Nays are 36, none Voting Present. The...the motion fails.  
6. Senator Fawell.

7. SENATOR FAWELL:

8. No, no. I...this has nothing to do with this motion. I...I  
9. would like to speak, it's not a matter of personal privilege, I'm not  
10. sure, but in regard to the decision if it is the decision of the Body,  
11. in...as to these bills which are on Postponed Consideration. I under-  
12. stand the time problem we have, but I...none of us here is so gifted  
13. that we can remember specifically what these bills...I...I see the  
14. grimace, Mr. President, and...and I know how you feel, but I believe  
15. that at the very least the sponsor...

16. PRESIDENT:

17. No, Senator, it's not...it's not an grimace. It's just a put  
18. down to this membership of the Illinois State Senate that you believe  
19. that nobody remembers what we have argued about and debated for hours.  
20. I just don't understand how you take that position.

21. SENATOR FAWELL:

22. I...I not only believe it, I know it, Mr. President. And I  
23. think that...that...

24. PRESIDENT:

25. Speak for yourself, Senator. Some of us remember every bill on  
26. this Calendar. Certainly those that have been debated for two or  
27. three hours.

28. SENATOR FAWELL:

29. Well, may...alright. Well, you're more gifted than the average  
30. person, then, Mr. President.

31. PRESIDENT:

32. So stipulated.

33. SENATOR FAWELL:

1. But, alright, I'll stipulate to it. But just...well, just a  
2. minute.

3. PRESIDENT:

4. Senator Mohr. Just a minute, Senator. For what purpose does  
5. Senator Mohr arise?

6. SENATOR MOHR:

7. Well, Mr. President, maybe he does raise a valid point. I would  
8. suggest those members that want to have their bills heard at length  
9. be called last. Would that suggestion be in order?

10. PRESIDENT:

11. I think that's a very good suggestion. Senator Fawell. The  
12. suggestion is...just a moment. Just a moment. Senator McCarthy and  
13. those. The suggestion is that those persons who feel that their bills  
14. will not have the kind of hearing they personally desire under this  
15. arrangement shall indicate when we reach their bills that they do not  
16. desire to call at that time and we will then defer it to the latter part  
17. of that...of that series. Is there leave? Senator...Senator Howard  
18. Mohr.

19. SENATOR MOHR:

20. Yes, Mr. President, I have a...a motion before...excuse me, before  
21. we get into Consideration Postponed on the Calendar under the order  
22. of motions, Motions in Writing, if my memory serves me right, there  
23. was not leave given of this Body to hold those over till today. So,  
24. I would make a motion that all the bills that are listed in...on the  
25. Calendar that that is not proper and should not be considered.

26. PRESIDENT:

27. No, Senator, I think the fact is that the...the...the motion was  
28. made and as you'll notice, the Calendar sets them for hearing May 23rd.

29. SENATOR MOHR:

30. Well, the Calendar shows that, Mr. President, but my memory does  
31. not...or I do not remember any such motion last evening of carrying  
32. these bills over which has...has been done for several weeks.

33. PRESIDENT:

1. Can we hold that until we can check our records there because  
2. my recollection is that we did. Senator Wooten, for what purpose do  
3. you arise?

4. SENATOR WOOTEN:

5. I was just going to say my memory is...includes that motion.  
6. Mr. President, I want to...do you want those of us who want to have  
7. their bills heard without debate line up because I'm ready to join that  
8. line.

9. PRESIDENT:

10. Yes, we're going to go right down the line beginning with the  
11. first one which is Senate Bill 4 and go right down the line. When  
12. we reach your bill, if you do not desire to run a roll call, indicate  
13. it and then we will defer it till the rest have been voted on. Senator  
14. Philip.

15. SENATOR PHILIP:

16. Yes, Mr. President, I...I just want to make an inquiry. In  
17. other words, if I want my bill called without debate, am I allowed to  
18. at least explain my bill?

19. PRESIDENT:

20. At that end of that roll call. In other words, we will say  
21. Senate Bill 4, Senator Mitchler. The question is shall Senate Bill  
22. 4 be passed, and we'll take a roll call. If Senator Mitchler desires  
23. to say something about it, he will indicate it. We'll skip the bill  
24. and hold it till the end, and when we shall have finished all of the  
25. rest, then we'll get to those.

26. SENATOR PHILIP:

27. Well, then...

28. PRESIDENT:

29. Senator Fawell...oh, Senator Philip.

30. SENATOR PHILIP:

31. Yeah, let me just say this, Mr. President. I would think this,  
32. and...and I'm not for...prolonging the death of all these bills. And  
33. I'd say that at least we ought to let the sponsors explain the bill to

1. some extent and then have no debate and vote on it. So, at least  
2. we'll...to have refreshing of our memory on exactly what the bill  
3. does, and if we could for a...give a thumb nail sketch of that bill,  
4. no debate and then vote on it.

5. PRESIDENT:

6. Senator Bruce is recognized.

7. SENATOR BRUCE:

8. Perhaps as a compromise, why don't we allow the sponsor thirty  
9. seconds to a minute, no more, explain the bill and then go to a roll  
10. call. I think Senator Philip is exactly right. There ought to be  
11. some refreshment of our memories. A minute is fine, no debate, and  
12. let's go with this.

13. PRESIDENT:

14. Senator Harris.

15. SENATOR HARRIS:

16. Mr. President, I think the comments of Senators Fawell, Philip  
17. and Bruce are appropriate. I think...I think to call on the sponsor  
18. to make a very minimal expression of explanation and then no debate,  
19. proceed with the roll call, I think might be overall a...an acceptable  
20. appreciation on the part of the entire membership. It will not be  
21. terribly time consuming, and it would be perhaps a little bit more  
22. representative of an opportunity for consideration.

23. PRESIDENT:

24. The only problem with that, Senator, and we'll try that, but the  
25. only problem with that is if the sponsor in speaking to the minute  
26. makes an inaccuracy which some other member recognizes, he's certainly  
27. going to hit his feet and...then there's going to be an interchange.  
28. That's just what is going to happen. Senator Fawell.

29. SENATOR FAWELL:

30. Mr. ...Mr. President, as far as I am concerned as a proponent, I  
31. only have one bill here and I don't want to say anything about it.  
32. My only point was that at least one person for just thirty seconds  
33. who knows the...the poor aspects of the bill, at least, ought to be

1. able to warn us. That's what I am thinking about. As a proponent,  
2. I don't care to say anything about the one bill I have, but I think  
3. that...I think that the opponent, somebody ought to be able to get up  
4. for thirty seconds and say this is the bill that does this, remember.  
5. PRESIDENT:

6. Alright. Let's go with the thirty second rule. Senate Bill 4,  
7. Senator Mitchler.

8. SENATOR MITCHLER:

9. Number...Number 4 does exactly what it says on the Calendar. I'd  
10. appreciate a favorable roll call.

11. PRESIDENT:

12. The question is shall Senate Bill 4 pass. Those in favor will  
13. vote Aye. Those opposed will vote Nay. The voting is open. Have all  
14. voted who wish? Take the record. On this question, the Ayes are 32,  
15. the Nays are 8, none Voting Present. Senate Bill 4 having received  
16. the constitutional majority is declared passed. Silence is golden,  
17. Senator Mitchler. Senate Bill 14, Senator Palmer.

18. SENATOR PALMER:

19. Mr. President, I ask that Senate Bill be returned to 2nd reading  
20. for the purpose of an amendment that Senator Mohr has on the desk  
21. and he's...will explain it.

22. PRESIDENT:

23. Senator Mohr.

24. SENATOR MOHR:

25. Yes, Mr. President, I have an amendment to Senate Bill 14 which  
26. will limit the gun control...

27. PRESIDENT:

28. Excuse me, Senator Mohr. First, I think, we should take the...  
29. is there leave to take the bill from the order of Consideration Post-  
30. poned and place it on the order of 2nd reading for an amendment?  
31. Leave is granted. Senator Mohr.

32. SENATOR MOHR:

33. This is the gun control, hand gun control bill, and this will

1. limit this bill to Cook County only. I move for the adoption.

2. PRESIDENT:

3. Senator Mohr moves the adoption of Amendment No. 1...3 to...

4. Amendment No. 3 to Senate Bill 14. All in favor will say Aye. Opposed

5. Nay. The Ayes have it. The amendment is adopted. The bill is now

6. back to the order of Consideration Postponed. Senate Bill 16, Senator

7. Vadalabene. Senator...one moment. Senator Soper, what purpose do

8. you arise? Senator Soper, your business.

9. SENATOR SOPER:

10. On a point of personal privilege. In the Gallery immediately

11. behind myself is the class from the Lincoln School, Cicero, District

12. 99, with Mrs. Vudsek and Mr. Koselsky, spelled with a s-k-y, both

13. Bohemian, are the school teachers. I'd like to have them recognized

14. if they'd stand and be recognized.

15. PRESIDENT:

16. Senate Bill 16, Senator Vadalabene.

17. SENATOR VADALABENE:

18. Yes, thank you, Mr. President and members of the Senate. Senate

19. Bill 16 creates a Board of Trustees with exclusive responsibilities

20. for Southern Illinois University at Edwardsville, and I'd appreciate

21. a favorable vote.

22. PRESIDENT:

23. The question is shall Senate Bill 16 pass. Those in favor will

24. vote Aye. Those opposed will vote Nay. The voting is open. Have

25. all voted who wish? Take the record. Senator Soper, for what purpose

26. do you arise?

27. SENATOR SOPER:

28. Now, long as my motion to...

29. PRESIDENT:

30. Just a minute, Senator...Senator. One moment, Senator.

31. SENATOR SOPER:

32. ...announce the roll call.

33. PRESIDENT:

1. Take the record. On this question, the Ayes are 37, the Nays  
2. are 10, 2 Voting Present. Senate Bill 16 having received a consti-  
3. tutional majority is declared passed. For what purpose does Senator  
4. Soper arise?

5. SENATOR SOPER:

6. Well, now as long as these two bills have passed with the almost  
7. unanimous consent, and I couldn't...my motion to Table didn't prevail,  
8. I'll make a motion that all the remaining bills on Postponed Considera-  
9. tion, take one vote and pass them all, and let's get out of here.  
10. So, when we do it, you know, they're all lousy bills, but  
11. let's do it.

12. PRESIDENT:

13. For what purpose does Senator Harris arise?

14. SENATOR HARRIS:

15. Mr. President, I'm sorry. I was distracted on that roll call. I  
16. would like for the record to show that I wish to be recorded as  
17. voting No on Senate Bill 16.

18. PRESIDENT:

19. The record will so show. Senate Bill 14, Senator Palmer.

20. SENATOR PALMER:

21. Mr. President and members of the Senate, I will abide by the  
22. wishes of the Senate, and just briefly say that Senate Bill provides  
23. for the lawful use of hand guns and provides for crime or penalty for  
24. unlawful use of hand guns, and improves an ineffective concealed weapon  
25. approach law, and now only applies...only applies to Cook County. I  
26. ask for a favorable roll call...with the amendment only applies to  
27. Cook County.

28. PRESIDENT:

29. Senate Bill...the question is shall Senate Bill 14 pass. Those  
30. in favor vote Aye. Those opposed vote Nay. The voting is open.  
31. Have all voted who wish? Have all voted who wish? Take the record.  
32. A verification has been requested. On this question, the Ayes are 31,  
33. the Nays are 17, 1 Present. Senate Bill 14 having received the

SB 18  
5-23-75  
Submitting

1. constitutional majority is declared passed. A verification of the
2. roll call has been requested.
3. SECRETARY:
4. The following voted in the affirmative:
5. Bloom, Brady, Carroll, Chew, Course, Daley, Dougherty, Fawell,
6. Glass, Kenneth Hall, Harris, Hickey, Hynes, Joyce, Knuppel, Kosinski,
7. Lane, Howard Mohr, Morris, Netsch, Newhouse, Nudelman, Ozinga, Palmer,
8. Regner, Rock, Savickas, Weaver, Welsh, Wooten, Mr. President.
9. PRESIDENT:
10. Senator Bruce..
11. SENATOR BRUCE:
12. Senator...Senator Course and Senator Smith.
13. PRESIDENT:
14. Senator Smith is not on the roll call.
15. SENATOR BRUCE:
16. Sorry.
17. PRESIDENT:
18. Senator Course within the bar of the Senate? Take him off the
19. roll call. The roll call has been verified. On this question, the
20. Ayes are 30, the Nays are 17, 1 Voting Present. Senate Bill 14
21. having received the constitutional majority is declared passed. For
22. what purpose does Senator Soper arise?
23. SENATOR SOPER:
24. Just to a comment, personal privilege. Just proves that
25. silence is golden, and the less you say about a bill, the...the more
26. responsible it gets to be as far as passing is concerned, and I take
27. time, I want to take time. We're going to take all day with these
28. bills, you know. Thank you very much, Senator Graham.
29. PRESIDENT:
30. Senate Bill 18, Senator Nimrod.
31. SENATOR NIMROD:
32. This is the biggie. Call the roll.
33. PRESIDENT:



SB 18  
5-23-71  
3rd reading

1. The question is shall Senate Bill 18 pass. Those in favor will  
2. vote Aye. Those opposed will vote Nay. The voting is open. (Machine  
3. cut-off)...all voted who wish? Take the record. On this question,  
4. the Ayes are 27, the Nays are 25, none Voting Present. Senate Bill 18  
5. having failed to receive a constitutional majority is declared lost.  
6. Senate Bill 56, Senator Johns.

7. SENATOR JOHNS:

8. I'd just like to remind Senator Buzbee and Senator Newhouse and  
9. others who voted against this bill, we resolved those differences. I'd  
10. appreciate a favorable roll call.

11. PRESIDENT:

12. The question is shall Senate Bill 56 pass. Those in favor vote  
13. Aye. Those opposed vote Nay. The voting is open. Have all voted  
14. who wish? Take the record. On this question, the Ayes are 33, the  
15. Nays are 10, 1 Voting Present. Senate Bill 56 having received a con-  
16. stitutional majority is declared passed. Senate Bill 5...68, Senator  
17. Fawell.

18. SENATOR FAWELL:

19. All I want to say is this is the elimination of the roll back  
20. tax for approximately seventy school districts.

21. PRESIDENT:

22. The question is shall Senate Bill 68 pass. Those in favor will  
23. vote Aye. Those opposed Nay. The voting is open. Have all voted  
24. who wish? Take the record. A verification has been requested. On  
25. this question, the Ayes are 30, the Nays are 12, 3 Voting Present.  
26. This bill having received a constitutional majority is declared passed.  
27. Senator Hynes seeks a verification of the roll. The Secretary will  
28. call the affirmative votes. Will the members be in their seats.

29. SECRETARY:

30. The following...the following voted in the affirmative:

31. Berning, Bloom, Daley, Davidson, Fawell, Glass, Graham, Harris,  
32. Hickey, Johns, Kosinski, Lane, Latherow, Lemke, Merritt, Mitchler,  
33. Howard Mohr, Don Moore, Newhouse, Nimrod, Ozinga, Palmer, Philip, Roe,

1. Schaffer, Shapiro, Sommer, Soper, Weaver, Welsh.

2. PRESIDENT:

3. Is Senator Johns on the Floor? Take him off the roll. Senator  
4. Lemke, anybody? Take him off the record. Is Senator Palmer on the  
5. Floor? Take him off the record. On this question, the Ayes are 27,  
6. the Nays are 12, 3 Voting Present. Senate Bill 68 having failed to  
7. receive a constitutional majority is declared lost. Senate Bill 77,  
8. Senator Schaffer.

9. SENATOR SCHAFFER:

10. Ladies and Gentlemen, we understand the issue. Next week the  
11. confusion will cost the taxpayers and businesses and labor unions of  
12. the State forty to fifty million dollars. We passed this bill out.  
13. It can be over in the House and they can answer all of the mail on  
14. the confusion. I think the issue is clearly understood. We're going  
15. to be on record. I'd appreciate a favorable roll call.

16. PRESIDENT:

17. The question is shall Senate Bill 77 pass. Those in favor will  
18. vote Aye. Those opposed will vote No...Nay. The voting is open.  
19. Have all voted who wish? Take the record. On this question, the  
20. Ayes are 25, the Nays are 15, 3 Voting Present. Senate Bill 77 having  
21. failed to receive a constitutional majority is declared lost. Senate  
22. Bill 121, Senator Bell...or Philip. Senator Philip.

23. SENATOR PHILIP:

24. As you know, Mr. President, Senator Bell is home convalescing,  
25. and I ask for your most favorable consideration.

26. PRESIDENT:

27. The question is shall Senate Bill 121 pass. Those in favor  
28. will vote Aye. Those opposed will vote Nay. The voting is open.  
29. Have all voted who wish? Take the record. On this question, the...  
30. the Ayes are 39, the Nays are 6, 3 Voting Present. Senate Bill 121  
31. having received a constitutional majority is declared passed. Senate  
32. ...Senate Bill 134. The question is shall this...shall Senate Bill  
33. 134 pass. Those in favor will vote Aye. Those opposed vote Nay. The

1. voting is open. Have all voted who wish? Take the record. On this  
2. question, the Ayes are 25, the Nays are 19, none Voting Present.  
3. Senate Bill 134 having failed to receive a constitutional majority  
4. is declared lost. Senate Bill 180, Senator Glass.

5. SENATOR GLASS:

6. Mr. President, I would move to Table Senate Bill 180.

7. PRESIDENT:

8. Is there leave? Leave is granted. Senate Bill 192, Senator  
9. Mitchler.

10. SENATOR MITCHLER:

11. Ask for a favorable roll call.

12. PRESIDENT:

13. The question is shall Senate Bill 192 pass. Those in favor will  
14. vote Aye. Those opposed will vote Nay. The voting is open. Have  
15. all voted who wish? Take the record. I thought for a minute you  
16. said too much. On this question, the Ayes are 30, the Nays are 6, 1  
17. Voting Present. Senate Bill 192 having received a constitutional  
18. majority is declared passed. Senate Bill 211, Senator Davidson.

19. SENATOR DAVIDSON:

20. Mr. President, the amendment we put on was to clear up the word  
21. surplus. It was not put in when the bill was originally drafted. It  
22. has an automatic repeal after two years, and this is needed for the  
23. townships to help pay the cost of the roads for the cost of road oil.  
24. I'd appreciate a favorable roll call.

25. PRESIDENT:

26. The question is shall Senate Bill 211 pass. Those in favor will  
27. vote Aye. Those opposed will vote Nay. The voting is open. Have  
28. all voted who wish? Take the record. On this question, the Ayes are  
29. 33, the Nays are none, none Voting Present. Senate Bill 211 having  
30. received a constitutional majority is declared passed. Senate Bill  
31. 276, Senator Merritt for Senator Bell.

32. SENATOR MERRITT:

33. Mr. President and members of the Senate, Senate Bill 276 provides

1. for use of 1971 individual and group annuity...and mortality tables.  
2. Presently, all fifty states operating under a uniform...or an evalua-  
3. tion statute. Same bill that passed this Session '73, the department  
4. ill-advisedly advised the Governor to veto it Have since seen they...  
5. they were wrong in their position. They're currently giving it strong  
6. support, and I'd appreciate a favorable roll call.

7. PRESIDENT:

8. The question is shall Senate Bill 276 pass. Those in favor vote  
9. Aye. Those opposed Nay. The voting is open. Have all voted who wish?  
10. Take the record. On that question, the Ayes are 26, the Nays are 11,  
11. none Voting Present. Senate Bill 276 having failed to receive a  
12. constitutional majority is declared lost. Senate Bill 371, Senator  
13. Morris.

14. SENATOR MORRIS:

15. This is a very simple bill. It just gives an opportunity to  
16. improve the reading opportunities for the youngsters in our schools,  
17. and I encourage a Yes vote.

18. PRESIDENT:

19. The question is shall Senate Bill 371 pass. Those in favor will  
20. vote Aye. Those opposed will vote Nay. The voting is open. Have  
21. all voted who wish? Take the record. On that question, the Ayes are  
22. 27, the Nays are 5, 1 Voting Present. Senate Bill 371 having failed  
23. to receive a constitutional majority is declared lost. (Machine cut-  
24. off)...Bill 381, Senator Davidson.

25. SENATOR DAVIDSON:

26. Yes, what this bill does is expand that the ROTC Navy and Air  
27. Force Reserves can participate in scholarships. When this Act was  
28. enacted, there was no Navy or Air Force Reserve, only Army. This is  
29. just expansion, it is requested by the University of Illinois.

30. PRESIDENT:

31. The question is shall Senate Bill 381 pass. Those in favor will  
32. vote Aye. Those opposed will vote Nay. The voting is open. Have  
33. all voted who wish? Take the record. On this question, the Ayes are

1. 42, the Nays are 5, none Voting Present. Senate Bill 381 having  
2. received a constitutional majority is declared passed. Senate Bill  
3. 542, Senator Hickey.  
4. SENATOR HICKEY:  
5. Take the roll.  
6. PRESIDENT:  
7. The question is shall Senate Bill 542 pass. Those in favor will  
8. vote Aye. Those opposed will vote No. The voting is open. Have all  
9. voted who wish? Take the record. On this question, the Ayes are 26,  
10. the Nays are 16, 2 Voting Present. Senate Bill 542 having failed to  
11. receive a constitutional majority is declared lost. Senate Bill 546,  
12. Senator Wooten.  
13. SENATOR WOOTEN:  
14. Mr. President, I'd like leave to move this back to 2nd reading  
15. for the purpose of an amendment.  
16. PRESIDENT:  
17. Is there leave? Leave is granted. Senate Bill 546 is on 2nd  
18. reading. Senator Wooten.  
19. SENATOR WOOTEN:  
20. The amendment simply allows the IFT...guarantees the IFT the  
21. opportunity to present a candidate for election to the proposed school  
22. board. I move the adoption of the amendment.  
23. PRESIDENT:  
24. Senator Wooten moves the adoption of Amendment No. 5 to Senate  
25. Bill 546. All in favor will say Aye. Opposed Nay. The amendment is  
26. adopted. Any further amendments? Back to the order of Consideration  
27. Postponed: Senate Bill 547, Senator Nimrod. Senator Nimrod.  
28. SENATOR NIMROD:  
29. This is a simple bill. It allows the clerks who have regular  
30. offices to be open the same hours. Vote for a favorable roll call.  
31. PRESIDENT:  
32. The question is shall Senate Bill 547 pass. Those in favor vote  
33. Aye. Opposed will vote Nay. The voting is open. Have all voted who

1. wish? Take the record. On this question, the Ayes are 26, the Nays  
2. are 15, none Voting Present. Senate Bill 547 having failed to receive  
3. a constitutional majority is declared lost. Senate Bill 546, Senator  
4. Wooten.

5. SENATOR WOOTEN:

6. Mr. President, this gives the opportunity for us to...for our teachers  
7. to elect half of the State Certification Board. I think you know all  
8. the rest of the details. The amendment guarantees the IFT an oppor-  
9. tunity to submit its candidate which was their principal objection,  
10. and I ask for a favorable roll call.

11. PRESIDENT:

12. The question is shall Senate Bill 546 pass. Those in-favor vote  
13. Aye. Those opposed Nay. The voting is open. Have all voted who  
14. wish? Take the record. On this question, the Ayes are 28, the Nays  
15. are 18, with none Voting Present. Senate Bill 546 having failed to receive  
16. a constitutional majority is declared lost. Senate Bill 553, Senator  
17. Johns.

18. SENATOR JOHNS:

19. Mr. President and members of the Senate, Senate Bill 553 as  
20. amended is...is printed wrong, supplemental appropriation of a hundred  
21. and fourteen thousand. It is now down to thirty thousand. I think  
22. it has the approval of both sides. This came out of committee this  
23. way. I'd appreciate a favorable roll call.

24. PRESIDENT:

25. The question is shall Senate Bill 553 pass. Those in favor will  
26. vote Aye. Opposed Nay. The voting is open. Have all voted who  
27. wish? Take the record. Senate Bill 595, Senator Wooten. Oh pardon  
28. me, I'm sorry. On this question, the Yeas were 28, the Nays 17, and  
29. none Present. Senate Bill 553 having failed to receive a constitu-  
30. tional majority is lost. Senate Bill 595, Senator Wooten.

31. SENATOR WOOTEN:

32. Mr. President and colleagues, this updates the 1911 Code Authority  
33. under which the Public Health regulates. It adds groceries to

1. restaurants. It has support among the industry, and it permits local  
2. departments of Public Health to collect the fees and do the work. It  
3. has the support of all those county departments that have Public  
4. Health agencies. I ask for a favorable vote.

5. PRESIDENT:

6. The question is shall Senate Bill 595 pass. Those in favor vote  
7. Aye. Opposed Nay. The voting is open. Have all voted who wish?  
8. Take the record. On this question, the Ayes are 15, the Nays are 15,  
9. none Voting Present. Senate Bill 595 having failed to receive a  
10. constitutional majority is declared lost. Senate Bill 600, Senator  
11. Netsch. Senator Netsch is recognized.

12. SENATOR NETSCH:

13. Mr. President, I seek leave to return Senate Bill 600 to the  
14. order of 2nd reading for purposes of an amendment which is on the  
15. Secretary's Desk.

16. PRESIDENT:

17. Is there leave? Leave is granted. Senate Bill 600 is on 2nd  
18. reading.

19. SENATOR NETSCH:

20. Mr. President, the amendment reduces the maximum allowable  
21. interest rate to eight percent which seemed to be the feeling of the  
22. membership at the time this bill was originally called. I move its  
23. adoption.

24. PRESIDENT:

25. Senator Netsch moves the adoption of Amendment No. 2 to Senate  
26. Bill 600. All in favor will say Aye. Opposed Nay. The amendment is  
27. adopted. Any further amendments? The bill is returned to the order  
28. of Consideration Postponed. Senate Bill 627, Senator Palmer.

29. SENATOR PALMER:

30. Mr. President and members of the Senate, Senate Bill 627 applies  
31. to housing available for low income families. This bill only tells  
32. the assessor to take into consideration gross income rather than market  
33. values of property when he assesses the property since the rent, the

1. rent income is limited and regulated by the agency that subsidizes  
2. the property. I ask for a favorable roll call.

3. PRESIDENT:

4. The question is shall Senate Bill 627 pass. Those in favor  
5. will vote Aye. Opposed Nay. The voting is open. Have all voted who  
6. wish? Take the record. On this question, the Ayes are 31, the Nays  
7. are 11, 1 Voting Present. Senate Bill 627 having received a consti-  
8. tutional majority is declared passed. Senate Bill 600, Senator Netsch.  
9. SENATOR NETSCH:

10. Mr. President, this bill involves the Illinois Municipal Indus-  
11. trial Development Act. It makes two changes. It allows pollution  
12. devices to be part of it, and it changes what used to be a seven percent  
13. interest rate to an eight percent interest rate. It is badly needed,  
14. particularly downstate. Roll call.

15. PRESIDENT:

16. The question is shall Senate Bill 600 pass. Those in favor will  
17. vote Aye. Opposed Nay. The voting is open. Have all voted who wish?  
18. Take the record. On this question, the Ayes are 29, the Nays are 11,  
19. 3 Voting Present. Senate Bill 600 having failed to receive a consti-  
20. tutional majority is declared lost. Senate Bill 697, Senator Kosinski.  
21. SENATOR KOSINSKI:

22. Mr. President and members of the Senate, this bill just missed  
23. by two votes yesterday because of the absenteeism. It is a good bill.  
24. It takes away the...the schools from paying fuel tax and putting this  
25. money towards a good, good purpose as far as giving them more equip-  
26. ment for education and programming. Roll call please.

27. PRESIDENT:

28. The question is shall Senate Bill 697 pass. Those in favor  
29. vote Aye. The...those opposed will vote Nay. The voting is open.  
30. Have all voted who wish? Take the record. On this question, the Ayes  
31. are 29, the Nays are 13, none Voting Present. Senate Bill 697 having  
32. received...having not received a constitutional majority is declared  
33. lost. Senate Bill 700, Senator Lane.



1. SENATOR LANE:

2. Yes, Mr. President, Senate Bill 700 is a...companion bill of  
3. Senate Bill 971 which passed readily. I'd appreciate a favorable  
4. roll call.

5. PRESIDENT:

6. The question is shall Senate Bill 700 pass. Those in favor vote  
7. Aye. Those opposed Nay. The voting is open. Have all voted who  
8. wish? Take the record. On this question, the Ayes are 30, the Nays  
9. are 13, none Voting Present. Senate Bill 700 having received a con-  
10. stitutional majority is declared passed. Senate Bill 735, Senator  
11. Nimrod.

12. SENATOR NIMROD:

13. Mr. President, this is the one that's a general bill which allows  
14. those that have full contracts for a year not to be able to draw  
15. unemployment compensation. It does not prevent teachers from having  
16. a part-time job and collecting for that. I'd ask for a...favorable  
17. roll call.

18. PRESIDENT:

19. The question is shall Senate Bill 735 pass. Those in favor  
20. will vote Aye. Opposed Nay. The voting is open. Have all voted  
21. who wish? Take the record. On this question, the Ayes are 15, the  
22. Nays are 14, 3 Voting Present. This bill having...Senate Bill 735  
23. having failed to receive a constitutional majority is declared lost.  
24. What purpose does Senator Romano rise?

25. SENATOR ROMANO:

26. A personal privilege.

27. PRESIDENT:

28. State your point, Senator.

29. SENATOR ROMANO:

30. I'd like to present a group of students from my neighborhood  
31. parish church and school with some of their parents and...and super-  
32. vised by my very dear friend, Sister Mary Augustine. They're up in  
33. the Gallery. Will you please rise and be recognized.

1. PRESIDENT:

2. Senate Bill 809, Senator Kosinski.

3. SENATOR KOSINSKI:

4. Mr. President and members of the Senate, this bill amends the  
5. Currency Exchange Act to increase fees for both community and ambula-  
6. tory trucks, currency exchanges and allow them to sell food stamps,  
7. lottery tickets and mass transportation tokens. Also, it specifies  
8. a procedure whereby the Director of the Department of Financial Insti-  
9. tution upon receiving a complaint may require a hearing. That is all.

10. PRESIDENT:

11. The question is shall Senate Bill 809 pass. Those in favor will  
12. vote Aye. Those opposed will vote Nay. The voting is open. Have all  
13. voted who wish? Take the record. On this question, the Nays are...  
14. the Ayes are 22, the Nays are 9, 10 Voting Present. Senate Bill 809  
15. having failed to receive a constitutional majority is declared lost.  
16. Senate Bill 862, Senator Nimrod.

17. SENATOR NIMROD:

18. I request leave to Table this bill.

19. PRESIDENT:

20. Is there leave? Senate Bill 862 is Tabled. Senate Bill 863,  
21. Senator Wooten.

22. SENATOR WOOTEN:

23. Mr. President, this is the bill gives the State Certification  
24. Board the power it actually exercises and practice now, and also  
25. gives a review by the State Board of Education to their actions. Now,  
26. that Senate Bill 546 is dead, the private colleges and those groups  
27. which opposed it are largely in support, and I ask for a favorable  
28. roll call.

29. PRESIDENT:

30. The question is shall Senate Bill 863 pass. Those in favor will  
31. vote Aye. Those opposed Nay. The voting is open. Have all voted  
32. who wish? Take the record. On this question, the Ayes are 30, the  
33. Nays are 10, none Present...none Voting Present. Senate Bill 863

1. having received a constitutional majority is declared passed. Senator  
2. Shapiro seeks a verification. The Clerk...Secretary read the affir-  
3. mative roll call.

4. SECRETARY:

5. The following voted in the affirmative:

6. Brady, Bruce, Buzbee, Carroll, Chew, Daley, Davidson, Demuzio,  
7. Donnewald, Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns,  
8. Knuppel, Kosinski, Lane, Lemke, McCarthy, Morris, Netsch, Newhouse,  
9. Rock, Roe, Schaffer, Sommer, Vadalabene, Wooten, Mr. President.

10. PRESIDENT:

11. Senator Vadalabene is right there. Joyce is not on the record.  
12. On this question, the Ayes are...the record...the roll call has been  
13. verified. On this question, the Ayes are 30, the Nays are 10, none  
14. Voting Present. Senate Bill 863 having received a constitutional  
15. majority is declared passed. Senate Bill 913, Senator Philip.

16. SENATOR PHILIP:

17. Mr. President, I ask for a favorable roll call.

18. PRESIDENT:

19. The question is shall Senate Bill 913 pass. Those in favor vote  
20. Aye. Opposed Nay. The voting is open. Have all voted who wish?  
21. Take the record. On this question, the Ayes are 34, the Nays are  
22. none, 1 Voting Present. Senate Bill 913 having received the consti-  
23. tutional majority is declared passed. Senate Bill 955, Senator Glass.

24. SENATOR GLASS:

25. Mr. President, I ask leave of the Body to return Senate Bill 955  
26. to the order of 2nd reading for purpose of two amendments.

27. PRESIDENT:

28. Is there leave? Leave is granted. Senate Bill 955 is on 2nd  
29. reading. Senator Glass.

30. SENATOR GLASS:

31. I would first offer Amendment No. 5. Amendment No. 5 replaces  
32. an amendment which was inadvertently put on the bill earlier. In  
33. the time the bill was on 2nd reading, Amendments No. 1 and 2 were

1. inadvertently exchanged so that we need to replace them with Amend-  
2. ment No. 5, and I would move for its adoption.

3. PRESIDENT:

4. Senator Bell...oh, pardon me. Senator Glass moves the adoption  
5. of Amendment No. 5 to Senate Bill 955. All in favor will say Aye.  
6. Opposed Nay. The amendment is adopted. Any further amendments?  
7. Amendment No. 6, Senator Glass.

8. SENATOR GLASS:

9. Thank you, Mr. President and Senators. Amendment No. 6 removes  
10. the objection that the Secretary of State raised to this bill. It  
11. eliminates the requirement that the Secretary of State's office issue  
12. a permit to the religious organization bus drivers, and I would move  
13. for the adoption of Amendment No. 6.

14. PRESIDENT:

15. Senator Glass moves the adoption of Amendment...Amendment No. 6  
16. to Senate Bill 955. All in favor will say Aye. Opposed Nay. The  
17. Ayes have it. Amendment No. 6 is adopted. Any further amendments?  
18. The bill is returned to the order of Consideration Postponed. Senate  
19. Bill...Senate Bill 956, Senator Glass.

20. SENATOR GLASS:

21. Thank you, Mr. President and Senators. Senate Bill 956 does  
22. not involve religious or church vehicles and is the product of a lot  
23. of work of the Subcommittee on School Bus Safety of the School Problems  
24. Commission. The bill came out of committee unanimously and is supported  
25. by the various agencies of the State that are involved. I would ask  
26. for a favorable roll call.

27. PRESIDENT:

28. The question is shall Senate Bill 956 pass. Those in favor will  
29. vote Aye. Those opposed vote Nay. The voting is open. (Machine  
30. cut-off)...all voted who wish? Take the record. On this question,  
31. the Ayes are 38, the Nays are 2, 4 Voting Present. Senate Bill 956  
32. having received a constitutional majority is declared passed. Senate  
33. Bill 955, Senator...Senator Glass.

1. SENATOR GLASS:

2. Thank you, Mr. President. Senate 9...Bill 955 as I indicated  
3. now has removed the objection that the Secretary of State raised to  
4. issuing a permit to the religious organization bus driver. It is  
5. supported by the various Baptist churches and other religious organi-  
6. zations at this time, at least, the ones that have written me, and  
7. I would urge a favorable roll call.

8. PRESIDENT:

9. The question is shall Senate Bill 955 pass. Those in favor  
10. vote Aye. Opposed Nay. The voting is open. Have all voted who wish?  
11. Take the record. On this question, the Ayes are 40, the Nays are 9,  
12. 1 Voting Present. Senate Bill 955 having received a constitutional  
13. majority is declared passed. For what purpose does Senator Romano  
14. arise?

15. SENATOR ROMANO:

16. A personal privilege. Mr. President and members of the Senate,  
17. I have another group of kids from the great West Side of Chicago from  
18. the Pickard School, led...supervised by their teacher, Mrs. Brushaw.  
19. Would you stand and please be recognized.

20. PRESIDENT:

21. Senate Bill 1069, Senator McCarthy.

22. SENATOR MCCARTHY:

23. Yes, Mr. President and members, this is the bill that would allow  
24. teachers to authorize in writing the deductions from their pay checks  
25. in excess of their dues. It was debated. I still think it's good  
26. legislation.

27. PRESIDENT:

28. The question is shall Senate Bill 1069 pass. Those in favor  
29. vote Aye. Opposed Nay. The voting is open. Have all voted who wish?  
30. Take the record. On this question, the Ayes are 25, the Nays are 17,  
31. none Voting Present. Senate bill 1069 having failed to receive a  
32. constitutional majority is declared lost. Senate Bill 1076, Senator  
33. Vadalabene. The question is...where's Senator Vadalabene.

1. SENATOR VADALABENE:

2. Read the bill.

3. PRESIDENT:

4. The bill has been read a third time.

5. SENATOR VADALABENE:

6. Okay, this is the...1076 is a bill that gives twenty percent of  
7. the motor fuel...up to twenty percent of the motor fuel tax to all  
8. the cities in the State of Illinois. Appreciate a vote.

9. PRESIDENT:

10. The question is shall Senate Bill 1076 pass. Those in favor  
11. will vote Aye. Those opposed will vote Nay. The voting is open.  
12. Have all voted who wish? Take the record. On this question, the  
13. Ayes are 22, the Nays are 21, none Voting Present. Senate Bill 1076  
14. having failed to receive a constitutional majority is declared lost.  
15. Senate Bill 1093, Senator Weaver.

16. SENATOR WEAVER:

17. Mr. President, I'd ask leave to bring 1093 back to the order  
18. of 2nd reading for the purpose of amendment.

19. PRESIDENT:

20. Is leave granted? Leave is granted. The...bill is now on 2nd  
21. reading. Senator Weaver.

22. SENATOR WEAVER:

23. Mr. President, this deletes two words - or employees, and I'd  
24. move adoption of the amendment.

25. PRESIDENT:

26. Senator Weaver moves the adoption of Amendment No. 3 to Senate  
27. Bill 1093. All in favor will say Aye. Opposed Nay. The amendment  
28. is adopted. Any further amendments? Consideration Postponed. Senate  
29. Bill 1095, Senator Netsch.

30. SENATOR NETSCH:

31. Mr. President, this bill would create a study commission to look  
32. into the General Assembly's policy and procedures with respect to  
33. occupational licensing, a very critical and unmet need.

1. PRESIDENT:

2. The question is shall Senate Bill 1095 pass. Those in favor  
3. will vote Aye. Opposed Nay. The voting is open. Have all voted who  
4. wish? Take the record. On this question, the Ayes are 29, the Nays  
5. are 3, none Voting Present. Senate Bill 1095 having failed to receive  
6. a constitutional majority is declared lost. Senate Bill 1093, Senator  
7. Weaver.

8. SENATOR WEAVER:

9. Mr. President, I'd appreciate a favorable roll call.

10. PRESIDENT:

11. The question is shall Senate Bill 1093 pass. Those in favor  
12. will vote Aye. Opposed Nay. The voting is open. (Machine cut-off)  
13. ...all voted who wish? Take the record. On this question, the Ayes  
14. are 24, the Nays are 16, 2 Voting Present. Senate Bill 1093 having  
15. failed to receive a constitutional majority is declared lost. Senate  
16. Bill 1157, Senator Latherow.

17. SENATOR LATHEROW:

18. Thank you, Mr. President. This bill...bill puts the auxiliary  
19. ...police under the sheriff and also requires them to have a few  
20. hours of training.

21. PRESIDENT:

22. The question is shall Senate Bill 1157 pass. Those in favor  
23. will vote Aye. Opposed Nay. The voting is open. Have all voted  
24. who wish? Take the record. On this question, the Ayes are 36, the  
25. Nays are 9, none Voting Present. Senate Bill 115...1157 having  
26. received a constitutional majority is declared passed. Senate Bill  
27. 1117, Senator Berning.

28. SENATOR BERNING:

29. 1117 has been amended to accommodate the objections that were  
30. voiced by the plumbers. It now has the support of the contractors,  
31. the plumbers, and the Department of Public Health designed to protect  
32. the public's safety and welfare. I enlist a favorable roll call please.

33. PRESIDENT:

1. The question is shall Senate Bill 1117 pass. Those in favor  
2. vote Aye. Opposed Nay. The voting is open. Have all voted who wish?  
3. Take the record. On this question, the Ayes are 25, the Nays are  
4. 16, 1 Voting Present. Senate Bill 1117 having failed to receive a  
5. constitutional majority is declared lost. Senate Bill 1283, Senator  
6. Knuppel.

7. SENATOR KNUPPEL:

8. This is a bill that allows doctors to have flashing red lights  
9. when they're situated at least ten miles from ambulance service, and  
10. I would request a favorable roll call.

11. PRESIDENT:

12. The question is shall Senate Bill 1283 pass. Those in favor will  
13. vote Aye. Opposed Nay. The voting is open. Have all voted who  
14. wish? Take the record. On this question, the Ayes are 36, the Nays  
15. are 7, 1 Voting Present. Senate Bill 1283 having received a constitu-  
16. tional majority is declared passed. Senate Bill 1300, Senator Don  
17. Moore. Oh, no. That's...that's Tabled. Senate Bill 1313, Senator  
18. Mitchler.

19. SENATOR MITCHLER:

20. Appreciate a favorable roll call.

21. PRESIDENT:

22. The question is shall Senate Bill 1313 pass. Those in favor  
23. vote Aye. Those opposed Nay. The voting is open. Have all voted  
24. who wish? Take the record. On this question, the Ayes are 22, the  
25. Nays are 18, 1 Voting Present. Senate Bill 1313 having failed to  
26. receive a constitutional majority is declared lost. Senator Howard  
27. Mohr.

28. SENATOR MOHR:

29. Yes, Mr. President, I wonder if the staff has had time to research  
30. the question I raised earlier on the...the motion last evening to  
31. carry over Motions in Writing until today. I raised the point earlier  
32. that I didn't think that this procedure was handled last evening.

33. PRESIDENT:



1. For what purpose does Senator Buzbee arise?

2. SENATOR BUZBEE:

3. Mr. President, I just remind you that there are a couple of  
4. other bills on Postponed Consideration that were put there this  
5. morning that...

6. PRESIDENT:

7. Yes, we're aware of those. Thank you. (Machine cut-off)...  
8. purpose does Senator Demuzio arise? One moment, Senator Moore.  
9. We'll be right back.

10. SENATOR DEMUZIO:

11. Mr. President and members of the Senate, I rise on a...a  
12. point of personal privilege.

13. PRESIDENT:

14. State your point, Senator.

15. SENATOR DEMUZIO:

16. We have today visiting in the Gallery a group of individuals

17.

18. (Continued on next page)

19.

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33.

1. from my district in Bluffs, Illinois, and I'd appreciate if they'd  
2. stand and be recognized by the Senate.

3. PRESIDENT:

4. Will you stand, those of you from Bluff, Illinois, stand and  
5. be recognized by the Senate. For what purpose does Senator Don  
6. Moore arise?

7. SENATOR MOORE:

8. On a point of personal privilege, Mr. President.

9. PRESIDENT:

10. State your point, Senator Moore.

11. SENATOR MOORE:

12. In the Gallery immediately behind me are a group of students  
13. from Glenwood, Illinois, which is in the 10th District, Senator  
14. Lane's district. It adjoins mine. I would appreciate it if they  
15. would stand and be recognized by the Senate.

16. PRESIDENT:

17. Is...for what purpose does Senator Hall arise?

18. SENATOR HALL:

19. I have a motion in writing on the Secretary's Desk.

20. PRESIDENT:

21. With reference to what, Senator?

22. SENATOR HALL:

23. Would you have him read it please?

24. PRESIDENT:

25. What is it with reference to? Oh, I...

26. SENATOR HALL:

27. Would you have him read it please.

28. PRESIDENT:

29. Would you read the motion.

30. SECRETARY:

31. Having voted on the prevailing side, I move to reconsider the  
32. vote...vote by which Senate Bill 880 was defeated.

33. PRESIDENT:

1. What date was it defeated, Senator?

2. SENATOR HALL:

3. The...the...it was yesterday I put the motion in writing.

4. PRESIDENT:

5. When was it received, Mr. Secretary, for the record?

6. SECRETARY:

7. The...the motion was received yesterday on May the 21st, 1975.

8. PRESIDENT:

9. Well, it's not on the Calendar. Why not? Senator Harris.

10. SENATOR HARRIS:

11. Mr. President, that motion wasn't laid before the Senate yesterday, was it?

12. PRESIDENT:

13. That was the question I asked, Senator, as to when it was filed with the Secretary. The Secretary said it was filed yesterday. My next question was why it did not appear on the Calendar today and that was what we were about to determine.

14. SENATOR HARRIS:

15. Okay.

16. PRESIDENT:

17. Senator Hall.

18. SENATOR HALL:

19. I can explain why it wasn't on the Calendar because it was defeated the night before.

20. PRESIDENT:

21. No, no. You filed a motion in writing with the Secretary yesterday. Was that correct?

22. SENATOR HALL:

23. That's correct.

24. PRESIDENT:

25. Fine. So, I suppose inadvertently it didn't get on. The... may I have the attention of the membership. (Machine cut-off)...under consideration relates to Senate Bill 880. Senate Bill 880 was called

33:

1. the day before yesterday and failed to receive a constitutional  
2. majority vote. The bill lost. On yesterday, Senator Hall filed with  
3. the Secretary a motion in writing to reconsider the vote by which it  
4. failed having voted on the prevailing side. Senator Hall now moves  
5. for a hearing on the motion. Senator Hall.

6. SENATOR HALL:

7. Thank you, Mr. President and members of the Senate. I'll be  
8. brief. Senate Bill 880 will give park districts revenue that are  
9. badly needed for additional revenue, for open space, and other pro-  
10. grams. The park district, to my knowledge, is the only taxing body  
11. that does not get this type of aid. I would ask your most favorable  
12. support.

13. PRESIDENT:

14. Any further discussion? Senator Harris.

15. SENATOR HARRIS:

16. Well, to make the statement that the park district is the only  
17. kind of taxing district that does not get this kind of help is a gross  
18. inaccuracy. Now, the point about this is that if we open this wedge  
19. there is going to be an attack on the State Income Tax, the likes of  
20. which will curl your hair. We've got more different kinds of taxing  
21. bodies than any other State in the United States. Now, we redistribute  
22. on a per capita basis to the county's municipalities. That was a  
23. part of the formula in the construction of the enactment of the income  
24. tax in 1969, and we debated this thoroughly. Senator Fawell is abso-  
25. lutely sincere about this measure, but it ought to be rejected. The  
26. Senate did reject it the other night and will just absolutely regret  
27. it if we go beyond redistribution of the existing one-twelfth to the  
28. ...to the cities and counties. The figure will begin to creep up.  
29. This will make it one-tenth, and then it'll be one-something beyond  
30. that for the other special taxing districts of the State. Now, you're  
31. making a terrible mistake here in this motion of Senator Hall. To  
32. reconsider this vote ought to be set aside. We're certainly not in a  
33. posture, but there was an understanding here earlier today that these

1. bills that had been considered on...I mean that were placed on the  
2. Calendar on Consideration Postponed would be dealt with and now comes  
3. this. I'm just suggesting that this matter in order to meet the  
4. requirements of our rules should have been made a part of the aware-  
5. ness of the Senate yesterday. I do not think it's an appropriate  
6. measure to be considered by the Senate at this time.

7. PRESIDENT:

8. Senator Hall.

9. SENATOR HALL:

10. I would ask for your most favorable vote on this matter.

11. PRESIDENT:

12. It takes thirty votes. Senator Glass.

13. SENATOR GLASS:

14. Well, I...I was just seeking recognition earlier to reenforce  
15. Senator Harris' remarks, and point out that Senator Hynes was also  
16. speaking against this bill yesterday because of the costs, and I...I  
17. think enough has been said, and would just support his efforts to  
18. defeat the bill.

19. PRESIDENT:

20. Those in...Senator Fawell.

21. SENATOR FAWELL:

22. I just...I just want to add this point that...that Senator Hall  
23. was correct in saying that the park districts, actually, the only  
24. local public entities that do not have any type of aid either through  
25. the sales tax or through the income tax, but are the only public  
26. entity that must live on only the real estate tax. Now, it is true  
27. that this would cost approximately thirty-two million dollars, and  
28. there can be pros and cons on that issue, I recognize. But I do want  
29. to point out that he was accurate in pointing out that the park dis-  
30. tricts alone are...are...are living upon only the real estate tax.

31. PRESIDENT:

32. Senator Harris.

33. SENATOR HARRIS:

1. Well, I don't want to go on on this, but sanitary districts don't  
2. get any revenue sharing money. There are lots of other kinds of  
3. special units of government that don't get it, and this...this just  
4. ought to be set aside, that's all.

5. PRESIDENT:

6. Senator Graham.

7. SENATOR GRAHAM:

8. Now...now, Mr. President, last...

9. PRESIDENT:

10. Now, just one minute. Now, one minute.

11. SENATOR GRAHAM:

12. ...last week, I was instrumental in defeating a bill. I did so  
13. in error of what I thought the bill contained. I filed my motion on  
14. the 17th. I have been diligent in reminding the Chair of it. I  
15. think it's...I think it's an injustice to me to get into debate on  
16. this and the motion was filed the night before last and I've had one  
17. up there for a week. Let's either do something with it, or cut out  
18. the debate.

19. PRESIDENT:

20. Senator Nimrod.

21. SENATOR NIMROD:

22. Just...just one quick comment. The total expenditures of all  
23. the park districts was only seventy-seven million. This will increase  
24. it by thirty-two million. This is almost a fifty percent increase.  
25. I think this is the wrong way to go.

26. PRESIDENT:

27. The question is shall Senate Bill...let me see the motion. The  
28. question is shall Senate Bill 880 be reconsidered. Those in favor  
29. will vote Aye. Opposed will vote Nay. The voting is open. Have all  
30. voted who wish? Take the record. (Machine cut-off)...question, the  
31. Ayes are 26, the Nays are 11, none Voting Present. The motion fails.  
32. (Machine cut-off)...is a bill which is still on 3rd reading, Senate  
33. Bill 724. The bill which Senators Nimrod and Netsch having been

1. preparing an amendment. Is there leave to return to the order of  
2. that bill? Leave is granted. Who has the amendment? Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President, this an agreed amendment and what it basically  
5. does, Senator Netsch and I have worked this out and discussed...

6. PRESIDENT:

7. Now, just a minute, Senator. It's...it's on 3rd. Is there  
8. leave to return it to 2nd for the purpose of this amendment? Leave  
9. is granted. The bill is on 2nd reading. Senator Nimrod.

10. SENATOR NIMROD:

11. Thank you, Mr. President. What this does, it limits the build-  
12. ings to which fine arts may be applied. No local buildings will be  
13. involved, and only those buildings which have public use. It provides  
14. for a limited selection committee of the State Museum and the Arts  
15. Council, one of each, and the designing architect, and it allows the  
16. county board to make two recommendations for where the building is  
17. being built and the local mayor. This basically...the limits up to  
18. this, and it certainly provides for a advisory committee of twelve  
19. members which are divided by four, four and four, House, Senate, and  
20. the Governor. And I would ask for approval of this agreed amendment.

21. PRESIDENT:

22. Senator Nimrod moves the adoption of...for...of Amendment No. 3  
23. to Senate Bill 724. All in favor will say Aye. Opposed Nay. The  
24. Ayes have it. 3rd reading. Senate Bill 1011, Senator Netsch.

25. SENATOR NETSCH:

26. I didn't hear you, Mr. President.

27. PRESIDENT:

28. Senate Bill 1011.

29. SENATOR NETSCH:

30. No, I will not call that bill. We have the amendment now put  
31. on 724. What I would do is to ask leave of the Senate to...on Senate  
32. Bill 724, to show the sponsorship as Netsch-Nimrod. I know that  
33. Senator Carroll wants to added as a cosponsor and perhaps some others

1. do too.

2. PRESIDENT:

3. Senator Bruce. Senator Daley. Come up and give your names to

4. the Secretary, those who want to be on. Now, wait a minute. Now,

5. let's get the record straight. There were two bills on the subject,

6. Senate Bill 1011 by Senator Netsch and Senate Bill 724 by Senator

7. Nimrod. Senator Netsch seeks leave to be now listed as the prime

8. sponsor, dash Nimrod, on Senate Bill 724. Is there leave? Leave is

9. granted. Is there leave for those persons who have left their names

10. with the Secretary to be added to Senate Bill 72...24 as cosponsors?

11. Leave is granted. Now, Senator Netsch, do you move to Table Senate

12. Bill 1011?

13. SENATOR NETSCH:

14. I move to Table Senate Bill 1011.

15. PRESIDENT:

16. All...all in favor will say Aye. Opposed Nay. The bill is

17. Tabled. Revert to Senate Bill 724 as amended. Senator Soper, for

18. what purpose do you arise?

19. SENATOR SOPER:

20. Mr. President and members of the Senate, we've Tabled one bill.

21. We've added that bill to another bill, and I'd like to know what

22. this bill does now. We're going to paint pictures some place or what

23. are we going to do, some...something about the Arts Council or some-

24. thing else, you know. Now, let's have an explanation of this bill.

25. PRESIDENT:

26. Senator Nimrod.

27. Yeah, oh. Read it a 3rd time.

28. SECRETARY:

29. Senate Bill 724.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. SENATOR NIMROD:



1. Mr. President and fellow Senators, as the bill is amended, it  
2. now provides for public buildings, State buildings which are only  
3. financed with State money. In other words, no local buildings and  
4. no buildings that have...any buildings that have...that no public  
5. uses will not be involved with it. It's only those public buildings  
6. where the public goes that one half of one percent of the construction  
7. price. In other words, a million dollar building would allow for five  
8. thousand dollars to be included in some form of art that would be on  
9. the building that would permanent and would be one designed by the  
10. architect. It is a limited committee of local people plus the State  
11. Museum and one member of the Arts Council and the Capital Development  
12. Board which make a recommendation to the Capital Development Board of  
13. three designs and the Capital Development Board makes the final deci-  
14. sion. Now, are there any further questions, Mr. Soper?

15. PRESIDENT:

16. No, but during the course of your delineation, three people have  
17. asked to speak on the bill. Senator Regner.

18. SENATOR REGNER:

19. A very short statement, Mr. President. It sounds like we're  
20. building another...Arts Council. I think the bill stinks.

21. PRESIDENT:

22. Senator Latherow.

23. SENATOR LATHEROW:

24. Thank you, Mr. President. I'd just like to recognize, I think  
25. the purpose of the Capital Development Board is to build buildings  
26. for the people in...as a necessity for the public, and not in order  
27. to promote the arts.

28. PRESIDENT:

29. The question is shall Senate Bill 724 pass. Those in favor  
30. vote Aye. Those opposed Nay. The voting is open. (Machine cut-  
31. off)...all voted who wish? Take the record. On this question, the  
32. Ayes are 30, the Nays are 7, none Voting Present. Senate Bill 724  
33. having received a constitutional majority is declared passed. Senator

1. Soper has requested a verification of the roll. Will the members be  
2. in their seats. The Secretary will read those voting in the affirma-  
3. tive.

4. SECRETARY:

5. The following voted in the affirmative:

6. Bloom, Brady, Bruce, Buzbee, Carroll, Daley, Demuzio, Donnewald,  
7. Dougherty, Egan, Glass, Kenneth Hall, Harris, Hickey, Hynes, Johns,  
8. Lane, McCarthy, Morris, Netsch, Newhouse, Nimrod, Nudelman, Palmer,  
9. Rock, Savickas, Vadalabene, Welsh, Wooten, Mr. President.

10. PRESIDENT:

11. Is Senator Lane here? Take him off the record. Is Senator  
12. Savickas here? Take him off the record. On this question, the Ayes  
13. are 28, the Nays are 7, none Present. Senate Bill 724 having failed  
14. to receive a constitutional majority is declared lost. On Page 27  
15. of your Calendar, we go to Motions in Writing. The Chair would  
16. make...may I have your attention. Some of you engaged in the con-  
17. ference are the subject matter of the remarks about to be made. There  
18. are several bills on Page 27 listed as Motions in Writing. Some of  
19. them are motions to take from the Table. Others are motions to  
20. Reconsider Votes cast on the Floor of the Senate. It occurs to  
21. the Chair that those Motions in Writing which relate to taking from  
22. the Table which are...if they are motions...if they relate to bills  
23. which are in committee, it would be needless to take them from the  
24. Table because they would then be on 2nd reading, and the deadline  
25. being today, they could not be passed. Any comment on that subject?  
26. Is there leave then to Table those bills on the Motions in Writing  
27. Calendar which relate to bills which are on the Table as a result  
28. of having been defeated in committee? Senator Wooten.

29. SENATOR WOOTEN:

30. Just a question, Mr. President. If, instead, those bills are  
31. left on the Table in committee, would they not possibly be techni-  
32. cally alive after the cut off day today? Are all bills that are held  
33. in committee dead after this date? Would it not be...and if that

1. is not the case, could they not be held in committee because there  
2. are several...bills which are held in committee, referred to committee,  
3. and so on?

4. PRESIDENT:

5. The distinction is well...is well made. They are not really in  
6. committee. You're...that is quite true. They are...they are on the  
7. Table. The problem is being on the Table, having been reported from  
8. the committee Do Not Pass, they have not been read a 2nd time. Hence,  
9. today would be the day to read them a second time and tomorrow would  
10. be too late. That's the problem. Senator Wooten.

11. SENATOR WOOTEN:

12. I merely wanted to know if there were no parliamentary way to  
13. keep such bills alive. If what you say, in other words, if this is  
14. the final action, no recourse, then we do have no other option. But I  
15. wanted to be certain of that point.

16. PRESIDENT:

17. Well, there's one other approach. You could move to recommit the  
18. bill to the committee. Senator Wooten.

19. SENATOR WOOTEN:

20. Well, if there is such a...a cure open to a sponsor, I would  
21. certainly like to afford a sponsor that opportunity to recommit a  
22. bill to committee rather than summarily say it's all over because we  
23. ...because of our schedule, we have kind of strung these on from day  
24. to day, and I would like not to just say that's it with no...no recourse  
25. at all.

26. PRESIDENT:

27. Is there leave to recommit to the committees from which they  
28. came Senate Bills 1...wait a minute. Just a...Senator Ozinga, for  
29. what point do you arise?

30. SENATOR OZINGA:

31. I...I would object to recommitting these bills to committee. If  
32. these bills came from committee and they had been reported out by a  
33. committee with a Do Not Pass recommendation. They have been analyzed.

1. They have been talked about, and they have been sent back here to the  
2. Floor with a Do Not Pass recommendation. The committee has done its  
3. job. They want no more part of these bills. Let's send them down  
4. the drain where they should have gone in the first place. They should  
5. have never even come back here to the Floor.

6. PRESIDENT:

7. Senator Wooten.

8. SENATOR WOOTEN:

9. Senator Ozinga, it seems to me we have...we...we afford a member  
10. of this Body an opportunity to seek recourse if a bill was defeated in  
11. committee. Now, I...it's not been by design. It's been kind of by  
12. accident of schedule. I accept that that these people have not had  
13. an opportunity to have recourse to that cure. Now, I don't care what  
14. legal bars you want to put in the way. I think as one human being to  
15. another, we ought to offer them that cure. That is not going to upset  
16. the procedure of this Body or anything. Just be decent about it, and  
17. give them an opportunity to recommit it to committee. Where it goes  
18. from there, I care not, but since we have not given them the opportunity  
19. of seeking that cure which is in our rules, then I say let's do the  
20. decent thing. Let them recommit it to committee, and then take it from  
21. there. But to just cut it off because they have not had an opportunity  
22. to argue these motions is just not the right thing to do.

23. PRESIDENT:

24. Senator Harris.

25. SENATOR HARRIS:

26. Well, I would point out, and I appreciate what Senator Wooten is  
27. expressing here, but the fact is that through all these days on the  
28. order of motions, and we've been on that order each day, a motion  
29. could have been made to suspend the rules. You know, I've always  
30. believed that thirty votes in this Body ought to be able to accomplish  
31. a purpose that a majority of this Body wants to pursue. Now, the  
32. fact is that we're not summarily cutting anyone off here. The fact is  
33. just this that we have run out of time. Bills that are on the Table

1. as a result of a Do Not Pass recommendation by the committee, of  
2. course, are something that has been controversial and about which a  
3. limited membership of this Body have recommended a negative course of  
4. action. In the meantime, any individual sponsor has had a personal  
5. individual opportunity to proceed either to nonconcur in the...in the  
6. committee recommendation or to take from the Table and place on the  
7. order of 2nd reading or even to move to suspend the rules, if twenty-  
8. nine other Senators would join such Senator in that process. I don't  
9. think it's quite appropriate to say that summarily the Senate is cutting  
10. someone off. The fact is that the joint rules of the two Bodies require  
11. final action, final passage of bills in the house of origin today.  
12. Now, we've known that this deadline was approaching for quite some  
13. time. So, I don't think that the Body should be characterized as sum-  
14. marily acting on these bills that are on this motion Calendar.

15. PRESIDENT:

16. Senator Wooten.

17. SENATOR WOOTEN:

18. Senator Harris, you're right. I was perhaps intemperate in my  
19. choice of words, and certainly, in the feeling that was behind them.  
20. It is...what you say is technically correct. I merely submit to you  
21. that there are considerations that sometimes go beyond the technicality  
22. of rule. I merely asked that the sponsors of these bills have an  
23. opportunity to re-refer them to committee, and I will abide by the  
24. judgment of the Body. But I...I ask you, in all sincerity, that there  
25. are times and circumstances in which the narrow interpretation of the  
26. rule should perhaps not be narrowly applied. We can, you know, add  
27. all sorts of things to it. I merely would ask the Body to afford the  
28. sponsors that opportunity, and if it's not the will of the Body, there's  
29. not much I can do about it. I...I simply ask for that favor.

30. PRESIDENT:

31. The Chair feels some sensitivity concerning this question because  
32. these motions have been in writing on...our Calendar for several  
33. days, and our constraints of time have caused us...I have made the

1. motion personally, many days to continue to another day. The Chair  
2. would wish, and that is why I made the suggestion, that leave be  
3. given to the sponsors of those bills...yeah, that the motion...that  
4. the motion...there would leave to take those bills from the Table and  
5. recommit to committee. It would solve a lot of problems for a lot of  
6. people. Senator Harris.

7. SENATOR HARRIS:

8. Now, do I understand that the motion will be to take from the  
9. Table and recommit to the committee from whence the recommendation has  
10. been made to the full Senate, Senate Bills 177, 206, 628, 689, 714,  
11. and 309?

12. PRESIDENT:

13. That is correct. Is there leave? Leave is granted. Senator  
14. Soper.

15. SENATOR SOPER:

16. Now, Mr. President and Senator Dougherty, could I have your  
17. attention please. I don't know which bills on this Calendar or on  
18. those...on that motion went to Local Government, but I would move that  
19. all the bills re-referred to Local Government...the Committee on Local  
20. Government now be Tabled.

21. PRESIDENT:

22. You'd have to do that in the committee meeting, Senator.

23. SENATOR SOPER:

24. No, I've...I'm sorry, parliamentary inquiry. We can't Table a  
25. bill in committee.

26. PRESIDENT:

27. Senator Graham.

28. SENATOR GRAHAM:

29. Mr. President, I've stood here for an hour listening to the great  
30. debating society...society. I was in error when I caused a colleague's  
31. bill to get defeated. I have checked with the President of the Senate  
32. every day regarding one bill. What happens to the bill is up to this  
33. Senate, but I feel a moral obligation...

1. PRESIDENT:

2. You're going to get that. That's on Senate Bill 494. I was  
3. just getting...

4. SENATOR GRAHAM:

5. Well, by the time we debate, the hall is empty. It won't make  
6. any difference.

7. PRESIDENT:

8. But what...Senator, there's a difference between the posture of  
9. the bills. Those were on the Table having come from committee. Yours  
10. was on a reconsideration. It will be called right after the...the  
11. next one. Delete House Bill 309. Delete House Bill 309 from that  
12. motion. That is a House Bill. It can remain on the Table. Now, is  
13. Senator Course on the Floor? Senate Bill 273. Could we take Senator  
14. Graham's bill next and we'll get back to the other order of business.  
15. Senate Bill 494. Senator Daley.

16. SENATOR DALEY:

17. Mr. President, could you tell me the whereabouts of Senate  
18. Bill 177 is?

19. PRESIDENT:

20. The...I don't know what committee it was in.

21. SENATOR DALEY:

22. It was in the Judiciary Committee and we had a hearing on it  
23. for about two hours and it came out of committee on Do Not Pass. It  
24. deals with the Fair Trade Act. Now, you want to send that bill back  
25. to a committee again?

26. PRESIDENT:

27. If it is the feeling of the committee that the bill should be  
28. Do Not Pass...if...if that bill is called again within three minutes,  
29. another motion could be made Do Not Pass and that would be the end of it.  
30. That is the feeling of the committee that it would be the feeling of  
31. the committee. The feeling...the committee will express itself in  
32. terms as they desire. Senator McCarthy.

33. SENATOR MCCARTHY:

1. Mr. President, I...I have been attempting to gain recognition  
2. because there was some sort of a sense of a...of the Body as to move  
3. these bills back to committee, and I think leave was asked and I heard  
4. objections. I made objections. And I think it's for the basis that  
5. ...that's that I rise is because objections were made to the unilateral  
6. re-referral of the various bills starting with 177 and it's on that  
7. basis that I seek your recognition.

8. PRESIDENT:

9. I'm sorry, Senator. I did not hear objections. That is when  
10. I asked was there leave. I heard no objections. I'm sorry, I did  
11. not hear you.

12. SENATOR McCARTHY:

13. Well...well, I...I...I mentioned to you, Mr. President, because  
14. if there were no objections, then presumably, I voted in favor, unani-  
15. mous consent.

16. PRESIDENT:

17. You may be assured...

18. SENATOR McCARTHY:

19. ...at which...

20. PRESIDENT:

21. ...you may be assured, Senator, that when these debates are over,  
22. when these bills are disposed of, they will be disposed of on the  
23. basis of what the majority of the members present in this Senate...  
24. Senate desire. You will not be foreclosed.

25. SENATOR McCARTHY:

26. But, Mr. President...alright. Mr. President, if I may proceed.

27. PRESIDENT:

28. Alright. For what purpose does Senator Ozinga arise?

29. SENATOR OZINGA:

30. Mr. President, the one reason that I rise to this point is this,  
31. this bill that Senator Daley has just referred to was in Judiciary.  
32. I am on the Judiciary Committee. We spent hours on this bill. Now,  
33. I'm not taking picks on any personalities or anything else, but now



1. you have just referred back to committee. You know and I know the  
2. next motion that's going to be is in the heat of some sort of a debate  
3. when nobody is aware of it, and all of a sudden, there will be a motion  
4. to take it from committee unaware, and we're stuck with it, and we  
5. have spent hours and diligently sought this thing out, and spent time  
6. with it now and will again. It will now go to some other committee  
7. as though there never was a hearing, and that's not right.

8. PRESIDENT:

9. No, Senator...Senator, no bill can come out of committee unless  
10. it has a majority of the members of that committee voting it out. Do  
11. you...isn't that true? (Machine cut-off)...do not have to have a  
12. second hearing. The bill is back in committee and the bill can be  
13. dealt with in that committee in consonance with what the members of  
14. the committee desire. It's just that simple. Senator...now, Senator,  
15. I'll recognize you if you desire it. Senator Nudelman, do you desire  
16. recognition?

17. SENATOR NUDELMAN:

18. I...I...I seek some information, Mr. President, at this present  
19. moment, right now. Where are these bills procedurally?

20. PRESIDENT:

21. At the time I asked if there...

22. SENATOR NUDELMAN:

23. No, at the time right now, Mr. President, now. Where are they  
24. right now?

25. PRESIDENT:

26. Do you want an explanation?

27. SENATOR NUDELMAN:

28. No, I want information. I want to know where they're at.

29. PRESIDENT:

30. I am in the process of giving you that, Sir.

31. SENATOR NUDELMAN:

32. Thank you.

33. PRESIDENT:

1. At the time I asked was there leave for recommittal of these bills  
2. giving the bills as numbered by Senator Harris, I asked if there was  
3. leave. I said leave is granted, on the basis that I heard no objec-  
4. tion. Subsequent to that moment, Senator McCarthy has indicated that  
5. he objected. Now, we're in the process of making a determination.  
6. I think we should probably take a roll...vote on it. That's a question  
7. that I think the membership should express itself on. Now, the question  
8. is...Senator Netsch, for what purpose do you arise?

9. SENATOR NETSCH:

10. May I just underscore something that I think you may have alluded  
11. to earlier, Mr. President, and that is that the reason why we now find  
12. ourselves in this position is that those of us who had motions—  
13. on the Desk allowed them to be continued day after day after day in  
14. order to save time so that we could get through all of the bills on  
15. 3rd reading and 2nd reading. That was really an accommodation that  
16. we made in a sense at the request of whoever was presiding so that we  
17. would not take time then, and I don't think it's fair for us to be  
18. caught in this kind of a bind now.

19. PRESIDENT:

20. Senator Soper.

21. SENATOR SOPER:

22. On a question of parliamentary...parliamentary inquiry. How  
23. many votes, positive votes, does this take to resubmit these back to  
24. the committees from which they came? To take from the Table and  
25. resubmit them to the committee?

26. PRESIDENT:

27. Takes thirty votes.

28. SENATOR SOPER:

29. Positive votes. Thank you.

30. PRESIDENT:

31. The question is shall Senate Bills 177, 206, 628, 689, and 714  
32. be taken from the Table and re-referred to the committees from which  
33. they came. All in favor will vote Aye. Opposed will vote Nay. The

1. voting is open. Have all voted who wish? Take the record. (Machine  
2. cut-off)...this question, the Ayes are 14, the Nays are 18, none  
3. Voting Present. The motion fails. Senator McCarthy.

4. SENATOR MCCARTHY:

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

6. PRESIDENT:

7. State your point.

8. SENATOR MCCARTHY:

9. The point is this, I wish to commend you as the President of the  
10. Senate for operating on deadlines, moving quickly. I also wish to  
11. commend you by allowing this last motion to be put to allow the  
12. committee chairman to proceed step by step with you and not having  
13. to retrace our steps so that we in committee can move just as expedi-  
14. tiously as you, as the Leader of the Body, have done to this point.  
15. And it's our hope we'll continue that through the remainder of this  
16. Session until the 27th of June.

17. PRESIDENT:

18. Well, Senator, I certainly appreciate those remarks and let me  
19. compliment the entire Body for staying here and doing a real job for  
20. the people of this State. As you will note, your schedules indicate  
21. that the Senate will be back in Session on Monday of next week. Have  
22. I leave to alter that schedule to have us come in Tuesday instead?  
23. Was there objection? It was unanimous? Leave is granted. (Machine  
24. cut-off)...on Tuesday. Senator Graham has...now, just a moment. Just  
25. a moment. Senator Graham has been inordinately patient for Senate  
26. Bill 494. Give him your attention please. Senate Bill 494. Senator  
27. Graham is recognized.

28. SENATOR GRAHAM:

29. Mr. President and members of the Senate, last week I inadvertently  
30. thought I had knowledge of the content of this bill with reference to  
31. trailers, big trucks, going in excessive speeds on secondary roads,  
32. and as a result of my misinformation and others who had the same thing,  
33. the bill was defeated. I have felt a moral obligation to the sponsor

1. of this bill to say that the fears I had with regard to excessive  
2. speed limits or increasing speed limits on secondary roads according  
3. to our staff is not true. The bill does not in its own content increase  
4. the weights. The bill says that the highways in the State of Illinois  
5. are open for sixty-five foot trailers unless the Department designates  
6. differently, and they have on four thousand miles of road. This is  
7. what is called the Designated Truck Route, and there's no fear in  
8. there insofar as speed is concerned. I wanted to bring this about  
9. because I felt that I personally had been responsible for defeating a  
10. bill of Senator Vadalabene's, and let the Senate reconsider it.

11. PRESIDENT:

12. Senator Graham moves to reconsider the vote by which Senate Bill  
13. 494 failed. All in favor will say Aye. Opposed Nay. The motion  
14. carries. Now, Senate Bill 494 is on the order of 3rd reading. The  
15. question is shall Senate Bill 494 pass. Those in favor will vote...  
16. he made the explanation already. The question is shall Senate Bill  
17. 494...Senator Fawell.

18. SENATOR FAWELL:

19. I...I apologize. I wasn't listening as I perhaps should have.  
20. What then in the...what does the bill then actually do? I...I have  
21. a lot of people that do not want to see these vehicles in any way  
22. get any greater rights on the highway or any longer or any heavier  
23. or so forth.

24. PRESIDENT:

25. Senator Latherow.

26. SENATOR LATHEROW:

27. Thank you, Mr. President. I think I can help him with this.  
28. Prior times, what we called double bottomed trailers were limited to  
29. the four lane highway if they were sixty-five foot. Now, this bill  
30. has been amended to exclude the use of such combination of vehicles  
31. on the highways under the jurisdiction of counties and townships.  
32. It also will allow them to travel on any highway in the State that is  
33. not designated, otherwise, by being not designated, I want to say that

1. there would be a sign placed on that highway by the Highway Department  
2. that said this road is posted by the highway against that travel.  
3. Now, the Department...I wouldn't want to say that the Department was  
4. ...they say wholehearted support to this legislation, but they are not  
5. in opposition to it. This will allow, they might say, more freedom of  
6. travel without question than there has been, but the Highway Department  
7. will not have to at each and every time designate a route where these  
8. trucks may go. I'd be glad to try to answer any questions you might  
9. have.

10. PRESIDENT:

11. Any further discussion? The question is shall Senate Bill 494  
12. pass. Those in favor will vote Aye. Opposed Nay. The voting is  
13. open. Have all voted who wish? Take the record. (Machine cut-off)  
14. ...question, the Ayes are 21, the Nays are 5, 3 Voting Present. Senate  
15. Bill 494 having failed to receive a constitutional majority is declared  
16. lost. Senate Bill 1167, Senator Buzbee.

17. SENATOR BUZBEE:

18. Yes, Mr. President, I don't know what the proper procedure is  
19. here, but this is a bill that I voted No on the other day. I had  
20. further explanation on it afterwards, and I think some other minds  
21. may have been changed, and I would...

22. PRESIDENT:

23. Could you explain the nature, the general nature, of the bill?

24. SENATOR BUZBEE:

25. Yes, it was a bill that was...

26. PRESIDENT:

27. Who was the sponsor of the bill?

28. SENATOR BUZBEE:

29. Sponsored by Senator Bruce.

30. PRESIDENT:

31. Is Senator Bruce on the Floor?

32. SENATOR BUZBEE:

33. And what it...what it does is it brings our political activity

1. by State employees in line with the Hatch Act. It amends the Political  
2. Activity Act affecting only those State employees covered by the Hatch  
3. Act. In other words, those State...employees whose salaries are paid  
4. by the Federal Government. These employees were restricted from any  
5. form of political activity under this bill which conforms to the new  
6. Federal Amendment, the restrictions of political activity are only  
7. during working hours.

8. PRESIDENT:

9. Senator Bruce.

10. SENATOR BRUCE:

11. Yes, I was the sponsor of the bill. There was some misunderstanding-  
12. ing. Senator Nudelman and I have cleared up the misunderstanding.  
13. It's pursuant to a Federal court opinion that you cannot restrict  
14. political activity which occurs outside normal working hours. All the  
15. bill says that you...you cannot involve yourself on political action  
16. work during the hours that you're employed, but obviously, you can  
17. outside those hours. It conforms it to the Federal Hatch Act that  
18. was changed in 1974 pursuant to the Federal opinion.

19. PRESIDENT:

20. Senator Buzbee moves to...to...having voted on...prevailing side  
21. moves to reconsider the vote on Senate Bill 1167. Is there leave?  
22. Leave is granted. The question is shall Senate Bill 1167 pass. Those  
23. in favor vote Aye. Those opposed will vote Nay. The voting is open.  
24. (Machine cut-off)...all voted who wish? Take the record. On this  
25. question, the Ayes are 25, the Nays are 3, none Voting Present. Senate  
26. Bill 1167 having failed to receive a constitutional majority is  
27. declared lost. Senate Bill 1295, Senator Chew. He's not here. More  
28. bills on...Senator Netsch, what is your pleasure with reference to  
29. House Bill 309? Is there leave to reschedule it for one week from  
30. today? Leave is granted. It's a House Bill. Yesterday, right.

31. Senator Bruce.

32. SENATOR BRUCE:

33. Well, I don't think we can schedule it one week from today since

1. next Friday is a holiday.

2. PRESIDENT:

3. Yes, I...I said a week from yesterday. We changed that.

4. SENATOR BRUCE:

5. I'm sorry.

6. PRESIDENT:

7. Yes. Senate Bill 482, Senator Knuppel.

8. SENATOR KNUPPTEL:

9. This is a bill where I failed to vote for my own bill. I'd

10. still like to have it as a vehicle.

11. PRESIDENT:

12. The question is shall Senate Bill 482 pass. All in favor will

13. vote Aye. Opposed Nay. The voting is open. Have all voted who

14. wish? Have all voted who wish? Take the record. On this question,

15. the Ayes are 26, the Nays are 8, none Voting Present. Senate Bill 482

16. having failed to receive a constitutional majority is declared lost.

17. Senate Bill 1324, Senator Buzbee. Senator Buzbee is recognized. The

18. bill has been read three times.

19. SENATOR BUZBEE:

20. Roll it.

21. PRESIDENT:

22. The question is shall Senate Bill 1324 pass. Those in favor will

23. vote Aye. Opposed will vote Nay. The voting is open. (Machine cut-

24. off)...voted who wish? Take the record. On this question, the Ayes

25. are 20, the Nays are 37, 1 Present. Senate Bill 1324 having failed to

26. receive a constitutional majority is declared lost. For what purpose

27. does Senator McCarthy arise?

28. SENATOR McCARTHY:

29. I'd like to announce that the Tuesday morning meeting of Finance

30. and Credit Regulation is cancelled.

31. PRESIDENT:

32. Senator Wooten.

33. SENATOR WOOTEN:

1. Mr. President, I don't...was an announcement made, I  
2. suppose it is that Ag is cancelled on Monday. May I assume that when  
3. we come back next week that will Finance, Agriculture, and those be  
4. rescheduled? Will we start from the beginning, or what exactly will  
5. happen?

6. PRESIDENT:

7. All committee hearings on Monday are cancelled as well as the  
8. Floor Session. We will have to reschedule them during some time  
9. next week bearing in mind that Friday is a holiday and we will not be  
10. here on Friday, but they will be rescheduled either in the morning or  
11. at night.

12. SENATOR WOOTEN:

13. I was going to say we...I know of only one major event next week,  
14. the softball game on Tuesday night. I assume we will not be meeting  
15. Tuesday night, but we will...we may then look forward with keen anti-  
16. cipation to a night Session on Wednesday, perhaps?

17. PRESIDENT:

18. With avidity.

19. SENATOR WOOTEN:

20. Thank you.

21. PRESIDENT:

22. Any further business to come before the Senate? We have some  
23. resolutions.

24. SECRETARY:

25. Senate Joint Resolution 42.

26. PRESIDENT:

27. Just a minute now. Let's...you'll have plenty of time to talk  
28. with each other. We'll be through in a minute. Senator...Mr.  
29. Secretary, proceed.

30. SECRETARY:

31. Senate...Senate Joint Resolution 42.

32. (Secretary reads Senate Joint Resolution 42)

33. PRESIDENT:



1. Senator Rock.

2. SENATOR ROCK:

3. Thank you, Mr. President. I would move at this time for a sus-  
4. pension of the rules for the immediate consideration and adoption of  
5. this, the Adjournment Resolution.

6. PRESIDENT:

7. All in favor will say Aye. Opposed Nay. The motion is under  
8. consideration. Senator Rock moves for the immediate adoption of this  
9. Joint Resolution. All in favor will say Aye. Opposed Nay. The  
10. Resolution is adopted. We have two death resolutions. Will the members  
11. be in their seats. Will the members be in their seats. We have two  
12. death resolutions. Senator Harris.

13. SENATOR HARRIS:

14. Mr. President, before the Secretary proceeds with the death  
15. resolutions, I'd just like to make this comment. I want to compli-  
16. ment the Chair, the President, and I want to recognize the fact that  
17. our colleagues across the rotunda are obviously now going to observe  
18. the most critical of the three deadlines that we've now met. And I  
19. think it's a credit to both Bodies and particularly to the presiding  
20. officers that these deadlines established in the Joint Rules will  
21. have been met. I think we will have learned that we must begin to  
22. give attention to some means of significantly reducing our volume of  
23. total numbers of legislative proposals. But it is an expression of  
24. the ability of the General Assembly to address itself to discipline  
25. and protracted periods of hard work. And I just want to take this  
26. opportunity to call attention to those facts. The President and  
27. the Speaker have done an admirable job of directing us to observe our  
28. Joint Rule deadlines. Thank you, Mr. President.

29. PRESIDENT:

30. Permit me to employ the...permit me to reply by using the two  
31. most important words in the English language, thank you. Mr.  
32. Secretary.

33. SECRETARY:

1. Senate Resolution No. 85 introduced by Senator Newhouse.

2. PRESIDENT:

3. Senator Newhouse.

4. SENATOR NEWHOUSE:

5. Mr. President and Senators, this is a particularly tragic case  
6. of a police officer who lost his life in the line of duty. You  
7. possibly read about it the other day. It's a policeman named Joseph  
8. Cali who was thirty-one years old. He was killed in the line of  
9. duty. This is a memorial resolution to Officer Cali and his family,  
10. and I would move for the suspension of the rules and the immediate  
11. adoption of this resolution and would ask all Senators to join in it.

12. PRESIDENT:

13. Senator Newhouse moves for the immediate...for the suspension of  
14. the rules for the immediate consideration of this resolution and asks  
15. that all members be shown as sponsors. All in favor...no, no. You  
16. heard the motion. All in favor will say Aye. Opposed Nay. The Ayes  
17. have it. Senator Newhouse now moves the immediate adoption of this  
18. resolution. All in favor will say Aye. Opposed Nay. The resolution  
19. is adopted.

20. SECRETARY:

21. Senate Resolution 86 by Senator Shapiro, Schaffer and all Senators.

22. PRESIDENT:

23. Senator Shapiro.

24. SENATOR SHAPIRO:

25. Mr. President and Ladies and Gentlemen of the Senate, Arnold  
26. Lund was a long time friend of Senator Schaffer's and myself, a great  
27. civic leader, an outstanding newspaperman. I would now like to move  
28. that...for suspension of the rules for immediate consideration of  
29. the resolution.

30. PRESIDENT:

31. Senator Shapiro moves for the suspension of...of the rules for  
32. the immediate consideration of this resolution. All in favor will say  
33. Aye. Opposed Nay. The Ayes have it. The resolution is under

1. consideration. Senator...Senator Shapiro now moves the immediate  
2. adoption of this resolution. All in favor say Aye. Opposed Nay.  
3. The resolution is adopted. Any further business to come before the  
4. Senate? The Senate stands adjourned until Tuesday, May 27th, 1975,  
5. at twelve, noon.

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