

79th GENERAL ASSEMBLY

REGULAR SESSION

JUNE 15, 1976

1. PRESIDENT:

2. The hour of twelve having arrived, the Senate will come
3. to order. Will our guests in the gallery please stand as
4. we have prayer by Reverend Dean L. Benton, the Dalton
5. City and Casner United Methodist Churches of Dalton City,
6. Illinois.

7. REVEREND BENTON:

8. (Prayer by Reverend Benton)

9. PRESIDENT:

10. Reading of the Journal. Senator Brady.

11. SENATOR BRADY:

12. Mr. President, I move that the reading and approval of
13. the Journals of Thursday, June 10th, 1976, Friday, June 11th,
14. 1976, and Monday, June 14th, 1976 be postponed pending arrival
15. of the printed Journals.

16. PRESIDENT:

17. You heard the motion. All in favor will say Aye. Opposed
18. Nay. The Ayes have it. The motion carries. Committee reports.

19. SECRETARY:

20. Senator Palmer, Chairman of the Education Committee, reports
21. out the following bills: Senate Bill 1584, and 1679 with the
22. recommendation Do Pass as amended; House Bill 3536, 3804,
23. 3850, with the recommendation Do Pass; House Bill 3147, 3518,
24. with the recommendation Do Pass as amended.

25. Senator Dougherty, Chairman of Local Government Committee
26. reports out the following bills: Senate Bill 1961 with the
27. recommendation Do Pass; House Bills 3036, 3218, 3245, 3246, 3310,
28. 3316, 3436, 3661, and 3924 with the recommendation Do Pass;
29. House Bill 3586 with the recommendation Do Pass as amended; House
30. Bill 3531, with the recommendation Do Not Pass.

31. PRESIDENT:

32. Message from the House.

33. SECRETARY:

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

2. Mr. President - I am directed to inform the Senate
3. that the House of Representatives has adopted the following
4. Joint Resolution in the adoption of which I am instructed to
5. ask the concurrence of the Senate, to-wit:

6. House Joint Resolution 94.

7. PRESIDENT:

8. Executive.

9. SECRETARY:

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

11. Mr. President - I am directed to inform the Senate
12. that the House of Representatives has concurred with the Senate
13. in the passage of a bill with the following title:

14. Senate Bill 1621 along with House Amendment No.1.

15. PRESIDENT:

16. Secretary's Desk.

17. SECRETARY:

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

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

23. House Bills 3648, 3956, 3972.

24. PRESIDENT:

25. Rules Committee.

26. SECRETARY:

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

28. Mr. President - I am directed to inform the Senate
29. that the House of Representatives has refused to concur with the
30. Senate in the adoption of their amendment to a bill with
31. the following title:

32. House Bill 3392, with Senate Amendments No. 1 and 2.

33. PRESIDENT:

1. Secretary's Desk. Resolutions.

2. SECRETARY:

3. Senate Resolution 386, introduced by Senator Harber
4. Hall... Senators Harber Hall and Regner and all members.
5. It's congratulatory.

6. PRESIDENT:

7. Would you read the resolution? Would...would one of
8. you gentlemen please explain this resolution? A burned child
9. dreads fire. Senator Harber Hall moves for the suspension
10. of the rules for the immediate consideration of this resolution.
11. All in favor say Aye. The rules are suspended. Senator Harber
12. Hall.

13. SENATOR HALL:

14. Well, I would like to explain that this resolution commemorates
15. John Mitchler, who is a State President of the Sons of the
16. American Revolution and a Page in our Body here. He's a nice
17. young man and this commemorates him on the occasion of being
18. elected at the...by the national Sons of the American Revolution
19. and he went out there to Washington and participated in those
20. activities.

21. PRESIDENT:

22. Senator Mitchler is recognized. All right. He's going to
23. waive. We're now...

24. SENATOR MITCHLER:

25. Mr. President and members of the Senate, this is nothing
26. that I can take credit for because being the son of an emigrant
27. from Germany, and I don't know, maybe our...my father's side of the
28. family that I would take my heritage from in the consummation of
29. my marriage to a Helen Drew is Scotch - Irish - English. We
30. probably fought in a lot of wars, I don't know what side we
31. were on, but through a...our son and...our sons and daughters
32. heritage, they are eligible for the Children of the American
33. Revolution through Helen's heritage. So, the credit would go to

1. her, but, I appreciate the recognition that the Senators
2. are giving to our son, John.

3. PRESIDENT:

4. - Senator Harber Hall moves the immediate adoption of
5. this resolution. All in favor will say Aye. Opposed Nay. The
6. resolution is adopted.

7. SECRETARY:

8. Senate Resolution 387, introduced by Senators Savickas,
9. Daley, D'Arco, and all...all Senators.

10. PRESIDENT:

11. Senator Savickas.

12. SENATOR SAVICKAS:

13. Yes, this is a congratulatory resolution for Michael
14. Sileikis, an eighty-three year old artist working for a
15. Lithuanian newspaper, and I would move the suspension
16. of the rules and immediate consideration and adoption.

17. PRESIDENT:

18. Senator Savickas moves the immediate suspension of the
19. rules for the immediate consideration of this resolution. All
20. in favor will vote Aye. Opposed Nay. The Ayes have it.
21. The rules are suspended. Senator Savickas, now, moves the adoption
22. immediately of this resolution. All in favor will say Aye.

23. Opposed Nay. The resolution is adopted. Senate Bills on 2nd
24. reading. Senate Bill 1784, Senator Glass. Senate Bill 1867,
25. Senator Bruce. Senate Bill 1932, Senator Egan. Senate Bill
26. 1999, Senator Egan. House Bills on 2nd reading. House Bill
27. 1304, Senator Davidson. House Bill 1955, Senator Daley.

28. We'll come back to this one. House Bill 3062, Senator Fawell.
29. House Bill 3189, Senator D'Arco. Read the bill.

30. SECRETARY:

31. House Bill 3189.

32. (Secretary reads title of bill)

33. 2nd reading of the bill. No committee amendments.

1. PRESIDENT:
2. Any amendments from the Floor? 3rd reading.
3. House Bill 3380, Senator Palmer. House Bill 3389, Senator
4. Knuppel. House Bill 3410, Senator Palmer. House Bill 3411,
5. Senator Buzbee. House Bill 3494, Senator Mitchler.
6. House Bill 3821, Senator Kenneth Hall. House Bill 3834,
7. Senator Netsch. House Bill 3886, Senator Nudelman.
8. Read the bill.
9. SECRETARY:
10. House Bill 3886.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. No committee amendments.
13. PRESIDENT:
14. Any amendments from the Floor? 3rd reading. House Bill
15. 3887, Senator Nudelman. Read the bill.
16. SECRETARY:
17. House Bill 3887.
18. (Secretary reads title of bill)
19. 2nd reading of the bill. No committee amendments.
20. PRESIDENT:
21. Any amendments from the Floor? 3rd reading. House Bill
22. 3888, Senator Nudelman. Read the bill.
23. SECRETARY:
24. House Bill 3888.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDENT:
28. Any amendments from the Floor. 3rd reading. House Bill
29. 3889, Senator Nudelman. Read the bill.
30. SECRETARY:
31. House Bill 3889.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.

1. PRESIDENT:
2. Any amendments from the Floor? 3rd reading. Senate
3. Bill 3914, Senator Nudelman. Read the bill.
4. SECRETARY:
5. House Bill 3914.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDENT:
9. Any amendments from the Floor? 3rd reading. House Bill 3916,
10. Senator Nudelman. Read the bill.
11. SECRETARY:
12. House Bill 3916.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDENT:
16. Any amendments from the Floor? 3rd reading. Senate Bills
17. on 3rd reading. Senate Bill 1516, Senator Carroll.
18. Senate Bill 1555, Senator Johns. Senate Bill 1581, Senator
19. Harber Hall. Read the bill.
20. SECRETARY:
21. Senate Bill 1581.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.
24. PRESIDENT:
25. Senator Harber Hall.
26. SENATOR HALL:
27. This bill merely permits a transfer of three hundred
28. thousand dollars from the funds of the Illinois State Scholarship
29. Commission so that they...
30. PRESIDENT:
31. Just a moment. Just a moment. What purpose does Senator
32. Savickas arise?
33. SENATOR SAVICKAS:

1. There's some guy up there taking pictures with a long
2. range camera.

3. PRESIDENT:

4. The gentleman who is taking the pictures who is...I cannot
5. see is not authorized to do so. Please remove the camera and
6. yourself. Thank you. Continue, Senator Hall. Harber Hall.

7. SENATOR HALL:

8. This transfers three hundred thousand dollars and permits
9. the State Scholarship Commission to use these funds for
10. part-time and summertime scholarship program.

11. PRESIDENT:

12. Any further discussion? The question is, shall Senate
13. Bill 1581 pass? Those in favor vote Aye. Opposed Nay. The
14. voting is open. Have all voted who wish? Take the record.
15. The Senate will be at ease for a moment. We have a mechanical
16. snafu. During the lull, members of the Senate, I'd like to
17. remind you, I have a letter here from the Illinois Coroner's
18. Association saying that it would be greatly appreciated if you would
19. remind the members of the Senate that they are cordially invited
20. to visit the Illinois Coroners at their annual legislative
21. reception at the Patio Room of the Forum XXX from 6:00 to
22. 8:00 p.m. this evening. Patio Room. Coroner's Association.
23. For what purpose does Senator Demuzio arise?

24. SENATOR DEMUZIO:

25. You wouldn't classify that as a dead party, would you?

26. PRESIDENT:

27. I'm not going to ask you who writes your jokes, Senator.
28. ...Netsch, are you taking responsibility for that one?

29. SENATOR NETSCH:

30. No, I do not.

31. PRESIDENT:

32. All right.

33. SENATOR NETSCH:

1. I do not, Mr. President.

2. PRESIDENT:

3. Senator Regner.

4. SENATOR REGNER:

5. Yes, Mr. President. While we're making announcements,
6. I would encourage everyone to stop by the coroner's, have a couple
7. of drinks and then join us at the German - American dinner at
8. the St. Nick's immediately after they have their cocktail
9. hour.

10. PRESIDENT:

11. The Senate come to order. On this question the Ayes
12. are 52, the Nays are none with none Voting Present. Senate
13. Bill 1581 having received a constitutional majority, is declared
14. passed. For what purpose does Senator Davidson arise?

15. SENATOR DAVIDSON:

16. Information. Was the man with the camera given permission
17. to take pictures, and if he was, did not the Senate be notified
18. that he's...such doing so?

19.

20.

21.

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24.

(The following was typed previously)

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33.

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1. PRESIDENT:

2. Since the first announcement was made of his presence
3. Senator Harber Hall informed the Chair that the gentleman
4. is there for the purpose of taking some shots of him, I assume
5. of him only, and is there leave for that purpose? Leave is
6. granted. Senate Bill 1608, Senator Knuppel. Senate Bill
7. 1750, Senator Knuppel. Senate Bill 1801, Senator Bruce.
8. Senate Bill 1802, Senator Bruce. Senate Bill 1878, Senator
9. Demuzio. Senate Bill 1959, Senator Berning. Senate Bill
10. 1967, Senator Savickas. Read the bill.

11. SECRETARY:

12. Senate Bill 1967.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Savickas.

17. SENATOR SAVICKAS:

18. Yes, Mr. President and members of the Senate, I don't think
19. there's any need to go into detail of this pending legislation.
20. It was thoroughly discussed last week. It went through the
21. amendatory process both in the committee and on the Senate
22. Chamber Floor so at this time, I would ask that your support
23. for Senate Bill 1967 be expressed by voting on the green light,
24. voting yes, for the peoples' bill, for the bill that would help
25. consolidate all of the problems that have been expressed
26. regarding the writing of Workman's Compensation insurance...

27. PRESIDENT:

28. Just a moment, Senator. Just a moment. Now, can we have
29. some order, please. I can't hear the gentleman. Senator Savickas
30. is one of the quietest members here. He's entitled to your
31. attention. Senator Savickas.

32. SENATOR SAVICKAS:

33. Thank you, Mr. President. I thoroughly agree with your

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1. assessment of my stature here. So at this point, I would
2. ask that the members of this assembly support Senate Bill
3. 1967 so that we may end once and for all this concern and problem
4. that the small businessmen and the working people have had
5. in obtaining the proper coverage and protection needed to
6. function and work in our society here in Illinois.

7. PRESIDENT:

8. Any further discussion? Senator Harber Hall.

9. SENATOR HALL:

10. Well, Mr. President, I have...I have a very strong feeling
11. that we aren't doing enough with this bill and I just have to
12. reflect that many good amendments were offered, seven precisely,
13. last week that were rejected and they would have gone a long
14. way to help the many, many businessmen who have come down
15. to Springfield, who have written us who are experiencing
16. more importantly very difficult times because of the poor legislation
17. that the General Assembly passed last year. I find myself in
18. a position of wanting to make any improvements. This bill does
19. make several improvements that were much needed, but it doesn't
20. go nearly far enough. It is not going to get the reaction of
21. well done, my representative in Springfield after you pass this
22. bill, because it doesn't go nearly far enough, I am going to vote
23. Present when the roll is cast.

24. PRESIDENT:

25. Senator Glass.

26. SENATOR GLASS:

27. Thank you, Mr. President, Ladies and Gentlemen. Senate Bill
28. 1967 is an insignificant bill. I think that's about the nicest
29. thing you can say about this bill and I think that this bill
30. which is masquerading as Workmen's Compensation Reform Legislation,
31. in fact, offers very little relief to business and industry. It's
32. almost pure tokenism. Now, I think we ought to recognize a
33. few salient points. Workmen's Compensation premiums have gone

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1. up over fifty percent already in Illinois. They are going to
2. go up further, another...approximately twenty-five percent
3. or in that vicinity of an increase has been requested and is
4. being considered by the Illinois Department of Insurance and
5. nothing that we do now is going to undo those increases.
6. And of course, as you know, this is just the beginning.
7. The big increases that have...are...that are going to come
8. about in future years, are going to come about as a result
9. of what we passed last year. We have increased temporary and
10. permanent total disability or death benefits from an average
11. of a hundred and eleven dollars a week up to two hundred and five
12. dollars a week. That's an eighty-five percent increase. On
13. July 1st or in fifteen days, those benefits are going up to
14. two hundred and thirty-one dollars a week on the average and
15. that is another 12.8 percent increase, and I think the...the real
16. blockbuster is that these increases are going to accelerate from
17. now until 1981 when the State average wage under the law that
18. provides for these benefits by 1977, a hundred and thirty-three
19. and a third percent increase, by 1979 a hundred and sixty-six and
20. two-thirds, and finally, by 1981, two hundred percent. We are
21. going to be paying enormous benefits and these increases are
22. already in the law. They are fixed and there isn't anything we
23. can do about them. I think the most significant of the increases
24. in addition to the ones that we've already mentioned, are that
25. the...a percent of an employee's wages which he will receive
26. in cases of temporary or permanent total disability have gone
27. from fifty percent to two-thirds percent, and I...and I think
28. that isn't so bad in and of itself, what bothers me I think more
29. than that increase is that the greatest single increase is in
30. permanent partial disability. Where a worker is only partially
31. disabled, and therefore, is back on the job. Our law now makes
32. no distinction in the benefit amounts as between this type of
33. disability where the worker is back at work and the type where he

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1. is unable to work for...to work at all to support his family.

2. And it stands to...

3. PRESIDENT:

4. The Senator will conclude his remarks.

5. SENATOR GLASS:

6. Well, Mr. President, I will certainly do so as soon as
7. possible. I'd only like to point out to the Chair that
8. in previous debate on this issue, other Senators have been
9. given extra time without...without the benefit of the clock and
10. I would...would ask leave to conclude them as soon as possible.

11. PRESIDENT:

12. Senator may conclude.

13. SENATOR GLASS:

14. Thank you. Well, I would just say, Ladies and Gentlemen,
15. against the vast...against this vast backdrop of vast cost
16. increases for business and industry in Illinois, Senator Graham
17. introduced a package of bills supported by the Republicans
18. that sought some reasonable reforms and did not seek to roll back
19. the increases that had been voted by this Legislature
20. and in knowing that the power and the strong influence of the
21. big labor unions in this State and in this Legislature, sought
22. some reasonable reform and those bills have been summarily
23. put into a subcommittee and instead we have been offered and
24. told we are going to have to accept Senate Bill 1967. The bills
25. that have been offered on...by the Republicans this year
26. and sponsored by Senator Graham, Ladies and Gentlemen, were the
27. minimum essential increases...or minimum essential legislation
28. to reform our Workmen's Comp and Unemployment Comp...or rather
29. our Occupational Disease legislation. The Democratic majority
30. in this Senate has seen fit to hold those bills in a subcommittee
31. and I am sorry that that's been the result, but that, in fact,
32. is what has happened and this is being given to us on a take it
33. or leave it basis. The bill does do a little good and because of that

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1. I'm going to vote for it. I think there is some improvement
2. in the bill, but very little. Thank you, Mr. President.

3. PRESIDENT:

4. Senator McCarthy.

5. SENATOR MCCARTHY:

6. Yes, Mr. President and members of the Senate, I ask to be
7. recognized to speak on this matter because Senator Hall and
8. Senator Glass have attempted to say that these bills, Senator
9. Hall says that are not good enough to even to vote for them,
10. and Senator Glass says he's going to vote for them but they're
11. not good enough. It's...you know you just can't satisfy when
12. you're representing the people in this Chamber, you can't satisfy
13. an organization like the Illinois State Chamber of Commerce.
14. You can't satisfy them because their dues paying members
15. insist that they freeloader off of the public taxpayer's
16. payroll and funds in every instance that's possible. As a
17. for instance, if a person who's making...youngsters making a
18. hundred dollars a week and gets his leg cut off, it's the
19. State Chamber of Commerce position that wants his payments
20. stopped at sixty-six dollars, that's what they wanted to pay
21. him per week, that he'd be taken over by the Division of
22. Vocational Rehabilitation, and it's reasonable why they feel
23. that way because the Division of Vocational Rehabilitation
24. is funded with five cent sales tax money and two and a half
25. percent income tax money. So, we can understand their point of
26. view, but representing the people I think we have to reaffirm
27. that the social responsibility of an employer to an employee
28. where they're injured on the job or contracted disease rests with
29. that responsibility. They don't in America, not in the twenty-one
30. states that Illinois falls into, have the right to throw away
31. an injured employee the same way they throw away a piece of scrap
32. that's not functioning or not used in their...in their machinery.
33. Now, much has been said and printed that because these bills

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1. passed that it's hurt the business climate of the State of
2. Illinois. Mr. President, Governor Walker said it best when
3. he said that he was surprised that the Chamber of Commerce
4. would be badmouthing...badmouthing the very State they're
5. supposed to represent. He said the longer that they say
6. that Illinois is a bad place to do business the more accurately
7. it might become a self-fulfilling prophesy. I think Governor
8. Walker is correct. If the State Chamber of Commerce hadn't
9. gone around saying Illinois is a bad place to do business, who
10. knows that Volkswagen might have located their plant in
11. Illinois, rather than selecting Ohio. And so if their idea
12. is to attempt to attract business, they should work for the
13. attraction of business. Nor has the business community in
14. Illinois been treated unfairly. Presently the big retailers
15. keep two percent of all the sales tax that they collect. The
16. sales tax income is a million...billion six hundred million
17. dollars a year, two percent of that is thirty million
18. dollars that they keep by act of this General Assembly. They've
19. been able to finance plants through pollution bond issues where
20. they've been getting the break of the State's lower...lower
21. interest rate where the poor stiff on the street who attempts
22. to buy pollution...free automotive equipment, like a new car,
23. has to pay eighteen percent. But what this is, Mr. President,
24. is a smoke screen because the jobs that have been lost in Illinois
25. haven't been lost to other states. They've been lost overseas.
26. I read here from a recent report from the United States Division
27. of the Global Factory where they've lost nine hundred jobs between
28. 1966 and 1971 in America, not to other states, but overseas.
29. Here are some of them: Westinghouse closed its Edison, New Jersey
30. T.V. plant, moved its production to Canada and Japan; Emmerson
31. Radio closed down its Jersey City plant and transferred its
32. production of...to Admiral's operation in Taiwan; General Instruments
33. transferred its T.V. tuner production from New England plants to

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1. Portugal and Taiwan, laying off between three and four thousand
2. workers; Motorola discontinued its U.S. picture plant and
3. sold its machinery to a General Telephone Electronics subsidiary
4. in Hong Kong; Worek Electronics has left Arkansas and Illinois
5. for Mexico; Zenith Radio, according to its Chairman, Joseph
6. S. Wright, has laid off more than seven thousand workers in
7. America and has...

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator...

10. SENATOR McCARTHY:

11. ...transferred its production to Taiwan.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator...Senator...

14. SENATOR McCARTHY:

15. The list goes on and on...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Glass, for what purpose do you arise?

18. SENATOR GLASS:

19. For a point of order, Mr. President. I think there ought
20. to be some time limitation on Senator McCarthy as well as there
21. was on me.

22. PRESIDENT:

23. There...there is, in fact, a time limit. Senator McCarthy,
24. is quickly approaching his conclusion, I'm sure. Senator
25. McCarthy.

26. SENATOR McCARTHY:

27. There was something in me that told me that it was about
28. fair and equal to what Senator Glass had said, but what I want
29. to say to you is that this smoke screen about the bad business
30. climate is only a smoke screen so that we don't see the global
31. multinational corporations taking their jobs out of Illinois,
32. Indiana, the United States overseas. And so the attack that the
33. State Chamber of Commerce puts on it is merely a smoke screen

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1. to attempt to say that when we in the General Assembly provide
2. for compensation for American workers that that's wrong
3. and that they are going to put the finger on Illinois and we're
4. supposed to not pay attention to what they're doing in the export
5. of capital and production jobs overseas. Mr. President, this
6. bill does address the things they've been complaining about.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Your time...

9. SENATOR McCARTHY:

10. Could have been...enumerated before...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Please wind...

13. SENATOR McCARTHY:

14. ...it is a step in the proper direction...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. The Chair will admonish you, Senator, please wind down.

17. Your time has expired.

18. SENATOR McCARTHY:

19. ...it's worthy of an affirmative vote.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Thank you. Senator Bell.

22. SENATOR BELL:

23. Thank you, Mr. President. Members of the Senate, it seems
24. that everytime that we address ourselves to the issue of
25. Workmen's Compensation we end up in a polarization between that
26. side of the aisle and this side of the aisle and I will say that I
27. think on this particular issue we should be working together
28. for the benefit of the people of the State of Illinois, and that
29. as long as we treat it as an issue dividing between Democrat and
30. Republican, that we're not really going to move to resolve the
31. problems of the economic base of the State of Illinois. Now,
32. the facts of the matter are, that Senate Bill 1967 is going to have
33. very little impact in a reduction in Workman's Compensation cost

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1. to employers and therefore the taxes that are paid here in the
2. State of Illinois. If you've had the opportunity to look
3. at Business Week in the past week you'll see that Illinois is
4. fast eroding as a sound, economic state that's conducive
5. to bringing in new businesses or holding businesses here in
6. Illinois. Now, if you will, you know, business is what provides
7. jobs. I'm for the working man, you're for the working man,
8. we ought to be able to get legislation through this General
9. Assembly that's going to be right and meaningful for the
10. working man and at the same time, equally address itself to a fair
11. orderly process for those small and large businesses doing business
12. in Illinois. Mr. President and members of the Senate,
13. Senate Bill 1967 is only a cosmetic approach to a very meaningful
14. problem. Yesterday we had the privilege of having Senator
15. Graham here on the Floor who has a series of bills that, in his
16. humble opinion and mine, do, in fact, address themselves to
17. the Workmen's Compensation problem. Jack Graham has given a
18. lot of his health and his present position in the hospital as a testament
19. to that in reference to this particular vital situation. He
20. feels it very deeply. I know that we all here in the Senate
21. share grave concern for Senator Graham's health. His Workmen's
22. Compensation situation is probably the most vital situation
23. that the State of Illinois has. It should be of the highest
24. priority to resolve. Senate Bill 1967 doesn't really begin
25. to address itself to that. There are some cosmetic approaches,
26. I find better than the way the bill had been...legislation
27. had been passed back last Spring.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Bell, pursuant to Senator Glass' admonition,
30. I must remind you that your time has expired. Please...please
31. conclude.

32. SENATOR BELL:

33. That's a...that's a fast five minutes, but I will conclude,

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9 and Reminding

1. Mr. President. I would recommend to the members of this side
2. that we vote Present in reference to this bill in order to say
3. that while it does make some progress, it's certainly less than
4. meaningful. Thank you.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Wooten.

7. SENATOR WOOTEN:

8. Thank you, Mr. President and colleagues. It is difficult to
9. know how to address this subject. Workmen's Compensation
10. is an exceedingly dense and difficult law. I think it is
11. not written so much for workers, or management as it is by
12. compensation lawyers for compensation lawyers. It seemed
13. to me that after the passage of our bill last year we were faced
14. with a problem of the escalation of insurance premiums and I
15. assure you that is not a partisan concern. And the thing that has
16. puzzled us all along, is what changes can we make to effect
17. a reduction in premiums and in private certainly, and in public
18. mostly, we've been told there's very little you can do. And
19. that's not surprising because insurance premiums have risen
20. steeply in all fields, automobile insurance, malpractice insurance.
21. State of Wisconsin's Workmen's Comp insurance rose thirty-seven
22. percent and they made no change at all in the law. So we're
23. faced with what seemed to be an insoluble problem. I think
24. what we have attempted to do is to isolate about seven areas
25. where we can make some changes from which we can expect results.
26. If not a decrease in...in premiums, certainly a stabilization
27. and a general availability of insurance throughout the State
28. of Illinois. And I have been assured in my own district, by
29. both industry and labor that the changes we make here do take
30. us a good ways in that direction. My fear when we first began this
31. Session was that we would be presented with a series of bills
32. on which nothing more was required than a roll call for the
33. November election. That is a position which I have wanted to

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1. avoid. I think that it's important that we demonstrate to the
2. people back home that we are trying to come to terms with the
3. essential problem, which is an escalation of premiums. I believe
4. that the changes which have been suggested in this bill
5. address that problem as directly as we can in this period of
6. time and I hope that we do have bipartisan support for this
7. change with the clear understanding that the more closely
8. we look at the bill, the more we may want to modify it. But I
9. urge that all of us should join in taking this step.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. I...I commend you for finishing on time. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well, all I can say is no legislation designed to correct
14. a social problem is going to be perfect, and probably this legislation
15. isn't perfect either. There's some things I'd like to see in it
16. and I think they will come to pass in the world...in the world
17. of Workmen's Compensation. One of them is consideration of
18. life expectancy of the wage earner. Nothing's said here about
19. that. A man sixty-five with a widow twenty-five has a very short
20. earning span, yet the widow can continue to draw as long as
21. she is a widow. We also should consider carefully the correlation
22. of Workmen's Compensation benefits with Social Security benefits
23. so that we don't find ourself subsidizing other states which pay
24. lesser benefits by having a reduction in this Social Security and
25. for that...for our widows, so that those in the other states
26. may have the benefit of all their Social Security while a
27. businessman is paying the difference here in the State of
28. Illinois. However, as a great man once said, a long journey
29. begins with a single step. A vote Present in this instance
30. would not be a responsible vote. This is a step in the right
31. direction and those amendments that were offered by Senator
32. Nimrod were debated and some of them showed some glaring errors.
33. But, there was some good logic in some of them. There's no reason

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1. that if those people who want to work for it and to get a better
2. Workmen's Compensation Act can't take from that wheat...take from
3. those amendments the wheat and leave the chaff, and improve the
4. bill, I submit to you that this legislation, while it may not be
5. as palatable as some, deserves the unanimous vote of this Body
6. because it is a step in the right direction of correcting
7. some inequities which when it came about as...by reason of the
8. rapid manner in which the bill was passed last year. Now,
9. to vote No would only prolong those inequities and if we
10. went too far the pendulum would only swing in the other direction.
11. I submit that this deserves a unanimous vote on roll call.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Soper.

14. SENATOR SOPER:

15. Thank you, Mr. President. It amazes me when I listen
16. to Senator McCarthy and then Senator Knuppel on this subject
17. asking for unanimous vote from this Body on this subject.
18. I wasn't going to say anything about it because I know what
19. the outcome of this is going to be. It's been taken care of
20. a long time ago and the votes going to be, but they would like
21. to sucker in the Republican side on this thing and when this thing
22. comes through and all the industry leaves this State then we're
23. left with an employees desert, then they'll say, well, you
24. should have done something about it - you voted on this bill.
25. Now, to say that industry is leaving the United States and
26. not just the State of Illinois because of some conditions, just
27. proves the point. What are we doing around here that's causing
28. industry to leave? Why is it leaving? Now, we know that
29. when laws like this have been passed in other states, those
30. states have lost industry. When we talk about industry, we're
31. talking about jobs, we're talking about human beings who haven't got
32. a job. Now, I can speak from experience in...in my district, we've
33. got Hotpoint that's left, Ceco Steel that's left, they've gone
34. down south, Western Electric is gone down from thirty-six thousand,

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1. we're down to seven thousand two hundred and you can't tell
2. me that...that loss of employment because they went to another
3. state it's because the fact that they went...went internationally
4. maybe some of the...we kept them from going to Japan in one
5. Session here because the fact that we allowed Western Electric
6. to supply Illinois Bell after we pointed out that if...if we send
7. this...this production to Japan or Mitziboobie or whoever is
8. going do it out there is going to cost twice as much. But, if
9. that's not going to satisfy you Ladies and Gentlemen, if you're
10. going to go along with this thing, and you don't understand
11. and you refuse to understand what's gone on in other states,
12. well, you're going to have to bear the...the outcome
13. of this thing and I'm not going to vote for a bill because of the
14. fact that it's in the right direction. This is in no direction.
15. The only direction that this will lead you to is you'll be
16. looking for...for factories and you'll be looking for employers,
17. and you'll be looking to give somebody a...a free...a free piece
18. of land and a free...and a free factory and say this is going
19. to generate seven times the amount of the money that we pay
20. out, it's going to pay income tax and now you're driving
21. industry out of this. You're going to be so good and so kind that
22. you say to the working man and I said this before, you're going
23. to kill them. And if you're going to do it, you going to do it
24. on your own, you're not going to do it with my help.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. Just...just so everybody knows where we are
27. currently, eight members have indicated they wish to speak.
28. Senator Bloom. Senator Mitchler.

29. SENATOR MITCHLER:

30. Thank you, Mr. President and members of the Senate. There
31. has been a continuation of reference with the respect...may I have
32. a little order, Mr. President? I think there's conversations
33. being on the Floor here.

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and reading

1. PRESIDING OFFICER: (SENATOR ROCK)

2. You...you may indeed. Will the Senate be in order. Will
3. the members please be in their seats.

4. SENATOR MITCHLER:

5. If members other than the Body have conversations
6. to have, could they please have them in the lobby, Mr.
7. President?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. All right. Let's try it again. Just stand...will the
10. members please be in their seats. Will those not
11. entitled to the Floor please vacate.

12. SENATOR MITCHLER:

13. Thank you, Mr. President.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Mitchler.

16. SENATOR MITCHLER:

17. There has been a great deal of discussion about the effect
18. of the 1975 amendments to the Workmen's Compensation Act as
19. it relates to business and industry. Now, my remarks are not
20. necessarily specifically designated in that area. I believe you...
21. you understand, you have had communication from your district.
22. There's no need to go to your district after you leave this Session
23. in 1976 and say, I thought 1975 amendments were agreed to that
24. were worked out. You knew what you did in 1975 by virtue of
25. communication from business and industry. But, what I would
26. like to point out to you that unlike business and industry
27. local government, that is, park district, municipalities, counties,
28. sanitary districts, schools, all of these local units of
29. government, are directly affected by the 1975 amendments to the
30. Workman's Compensation Act. Now, unlike business and industry,
31. local units of government has no consumer so to speak, or stockholder,
32. or someone they send dividends to to pass or restrict the increased
33. cost of these benefits. They cannot, and you know a corporation,

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1. you talk about the big corporations, big corporations don't
2. pay taxes, because they're merely something on paper. It's
3. either the consumer, the employees, the officers, or the
4. stockholders who are participants in any cost to a large
5. corporation. Now, understand that, so when you talk about
6. a corporation, but when you talk about a local unit of
7. government, your municipality, then you are talking about
8. the taxpayer and the taxpayer at a local unit of government is
9. a taxpayer paying local real estate taxes and what you're
10. doing by the exorbitant increases in the 1975 Workmen's Compensation
11. Law increases is putting an additional real estate tax on the
12. local taxpayer who has to pay the bill for local government.
13. Now, this first came to my attention when I was up in Senator
14. Hickey's district in Rockford, and the manager of this
15. Chamber of Commerce in that area, that is the Rockford Chamber
16. of Commerce, not the Illinois State Chamber of Commerce,
17. showed me the budget for 1975 versus '76 and he pointed out
18. that in 1975 they budgeted seventy-five thousand dollars
19. for Workmen's Compensation benefits at a cost, although they
20. are self-insured. In 1976 that cost rose from seventy-five
21. thousand dollars to three hundred thousand dollars. Where does the
22. City of Rockford, and I'm only using that as an illustration,
23. get two hundred and twenty-five thousand dollars to pay these
24. additional benefits? Now, I am for...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator...

27. SENATOR MITCHLER

28. ...benefits in Workmen's Comp...

29. PRESIDING OFFICER: (SENATOR ROCK)

30. ...pursuant to Senator Glass' admonishment, will you
31. conclude your remarks?

32. SENATOR MITCHLER:

33. I'll wind it up. I am for benefits in Workmen's Comp-
34. ensation, Unemployment Compensation. When I first came to this

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1 Legislature twelve years ago, we had the Aged To a Bill
2 List and the Agreed To a Bill came in where they worked out what
3 could industry, business, local government, and the people
4 afford. And that was worked out. Now, I'm telling you know what...

5 PRESIDING OFFICER: (SENATOR ROCK)

6 Senator Savickas, for what purpose do you arise? Senator
7 Savickas for what purpose...

8 SENATOR SAVICKAS:

9 Well, Mr. President I don't intend to sit here to listen
10 to the history of Senator Mitchler's rise into the Senate
11 and to politics...

12 PRESIDING OFFICER: (SENATOR ROCK)

13 I...I...your point is well taken. I have asked the Senator
14 to conclude his remarks, if he please.

15 SENATOR MITCHLER:

16 I'll conclude it by brief statement. Now, what is being done
17 here is not being responsive to local units of government
18 and their problem as well as business and industry, and this is
19 merely like I told you the other day, Gentlemen and Ladies on that
20 side of the aisle, in answer to the response that you got from the
21 people opposing the exorbitant in increases in the 1975 amendments
22 to Workmen's Compensation, you're like the tom cat that made
23 a stink and are now...are trying to cover it up by a few pebbles
24 of sand. This is wrong. I urge a Present vote.

25 PRESIDING OFFICER: (SENATOR ROCK)

26 Senator Buzbee.

27 SENATOR BUZBEE:

28 Thank you, Mr. President.

29 PRESIDING OFFICER: (SENATOR ROCK)

30 May we have some order. Senator Palmer, can you take
31 that conference off the Floor, please? All right. Senator
32 Buzbee.

33 SENATOR BUZBEE:

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1. Thank you, Mr. President. I keep looking around. I'm
2. waiting for a file folder, something I want to make reference to
3. in my brief comments, here. But, just as late as this morning
4. I asked a representative of the Insurance Industry if we were
5. to pass the entire package of the Graham/Deaver bills, if he
6. could guarantee a decrease in the insurance premium for
7. Workmen's Compensation in the year to follow, and he said
8. he could not. He said that there was a possibility that maybe
9. if certain things happened that there could be some decrease
10. in the insurance premium. So, I want to make that point clear
11. for the record, that we're not talking about as we have been
12. accused of legislation that is cosmetic only as opposed to some
13. big saving knight on a white...on a white stallion as your
14. bill is proposed because there would be no decrease in the insurance
15. premium if your package of bills were to...were to pass. Now,
16. I made a speech here a couple of three days ago where I said
17. some things concerning the Illinois State Chamber of Commerce
18. and I happen to have the copy of exactly what I said. Got it
19. from the tape, I expunged it from the tape. Now, reading
20. June 14th, 1976's edition of the Illinois State Chamber of
21. Commerce Springfield Scene on the front page it says, "Senator
22. Kenneth Buzbee, Democratic, Carbondale, charged that the
23. State Chamber and other employer organizations were just
24. "politicizing" the issue and selling a lot of propaganda about
25. the Workmen's Compensation problems of employers." Now, that is
26. the sort of thing that the State Chamber of Commerce has been
27. doing all along. I never said anything of the kind. I have the
28. speech here, I never said that there were not employer problems,
29. that there were not Workmen's Comp problems, I, in fact, said
30. that there were problems, but that the State Chamber of Commerce,
31. in my opinion was more interested in politicizing the problem than
32. they were in solving it. And if they continue to insist on
33. putting that kind of trash in a front page of their...of their
34. Springfield Scene, then they're going to continue to politicize

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1. the problem. I have already called my local...at least one of
2. my local Chambers and ask to come to them and explain my side
3. of the story. Now, one of my colleagues told me the other
4. day, "that's dirty pool" if you start going and talking to the
5. Chamber...the local Chambers of Commerce, because after all,
6. they are, for the most part, small businessmen, and as I
7. said the other day...yes, I recognize the time signal...as I said
8. the other day, for the most part, they don't know any better
9. than you or I how the insurance rates are going to be effected.
10. But, we believe we have come up with a good compromise bill.
11. The State Chamber goes on to say that, "this is typical of
12. the Labor Spokesman," well, I don't consider myself a spokesman
13. for labor, I'm a spokesman for the people of my district, I hope,
14. some of whom belong to the labor unions, some of whom are
15. businessmen, some of whom are school teachers, and some of
16. whom are on Public Aid, and I intend to continue to go ahead and try to
17. treat all of them as fairly as possible and I thank you, Mr. President,
18. for the extension of time.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. You...you were accorded the same right as was Senator
21. Mitchler. Senator Berning.

22. SENATOR BERNING:

23. Thank you, Mr. President. There are two...two aspects
24. of this current situation that have not been touched on, Mr.
25. President, and I would just like to briefly point out that
26. what we have before us...excuse me...is not necessarily an effort
27. to change an existing statute, but we have before us an extension
28. of a concept which in my humble opinion, has been and will be
29. deleterious to this society of ours. Number one, Workmen's
30. Compensation has for all too many become a way of life, Mr.
31. President.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Will the Senate be in order, please. Please accord Senator

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1. Berning the same order you would wish if you were speaking.

2. Senator Berning.

3. SENATOR BERNING:

4. Thank you, Mr. President. I repeat, there are two aspects
5. of this legislation which passed in '75 and which this present
6. bill is addressed to but which are not accepted and accounted
7. for at all and those are the sad aspect of fostering a way
8. of life that is predicated upon no work. We have made it
9. altogether too attractive for too many people to not work
10. and there are those who have prostituted the whole program
11. by simply working only so long as necessary or in order to
12. qualify for the next twenty-six or sixty-four or whatever it is
13. weeks of Unemployment Compensation. That will do our State
14. and our total nation no good. The other aspect then, that I
15. want to call attention to, is the excessive rewards or
16. compensations for injury or death while they're laudatory
17. in their objectives, once again in my opinion, reduces
18. the necessity of the individual to take any action to take care
19. of himself through his own insurance program. In other words,
20. Mr. President, if we make it so easy for people to be taken
21. care of by society, which is what this is, there is no need
22. for thrift in industry and those aspects, those virtues are
23. what made this a great nation and the destruction of them
24. will lead to the demise of this society in my opinion.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Hickey.

27. SENATOR HICKEY:

28. Thank you, Mr. President. I rise to make a plea for us to
29. stop dealing so much in generalities and get down to particulars.
30. In the first place, I'm tired of hearing the Chamber of Commerce
31. throw out the business about how business is leaving Illinois
32. and trying to convince everybody of that, when the Chamber
33. of Commerce itself was convinced of that by the Fantus

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1. Corporation which makes its living and makes its money
2. on moving companies. Of course, they would like to see
3. businesses in Illinois move to other places. They stand to
4. benefit by it and the Chamber of Commerce uses this generality
5. all the time. Yesterday, I spoke to...organizations are very
6. often given to this. I spoke to another organization which
7. some of its members have been writing to me, please do not
8. emasculate the Workmen's Compensation bill. Here again, they
9. were dealing in generalities and I begged them not to do so.
10. This morning, we're hearing...or this afternoon again we're
11. hearing, that these are only cosmetic changes that are being
12. offered in 1967. Here again, I say, let's look at the
13. particulars. Instead of a scatter shot approach with a dozen
14. or more bills, some of us who have really wanted to correct any
15. errors that were made in the bill which was passed last year,
16. asked what the most important things were that needed change.
17. And we were told by the people who had great concern that there
18. were particularly three or four things that needed to be
19. dealt with. And these things, colleagues, are dealt with
20. in 1967. The first one of these was survivor's benefits. Now,
21. let's don't talk about cosmetic changes because there has been
22. a change made in 1967 of the unlimited survivor's benefit. The
23. question of aggravated illness or injury has also been addressed...

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Excuse me, Senator. The...the roar is getting a little
26. louder. Please give the Senator your attention.

27. SENATOR HICKEY:

28. And thirdly, we were told that there needed to be hearing
29. standards and with concurrence on both sides of the aisle from
30. sufficient members a provision has been made for that in 1967.
31. So, please, let's not talk anymore in generalities. Let's
32. don't talk about cosmetic changes. There are real changes
33. in 1967 and it seems to me that if you vote Present or if you
34. vote against this bill, you're saying to the people in your

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1. district or to the State of Illinois, I don't care whether
2. there are any caps on survivor's benefits or not, I don't
3. care whether aggravation is addressed, I don't care if there
4. are any hearing standards that come into play in Illinois. I just
5. don't care at all. I prefer to stay off of the thing and
6. Senator Mitchler, Rockford has not asked me to vote against
7. 1967. There are improvements in this bill and I beg a Yes
8. vote from all of you. Thank you.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Newhouse.

11. SENATOR NEWHOUSE:

12. Thank you, Mr. President. Senator Hickey said it all.
13. I appreciate the time.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Latherow. Might I ask Senator Clarke? Senator
16. Latherow.

17. SENATOR LATHEROW:

18. Thank you, Mr. President. I might in my few remarks say
19. that they might be on the point of personal privilege also.
20. You know, I haven't been here very long, but I think there's
21. seldom I've ever heard...heard anybody brandish around in this
22. General Assembly similar to what there has been in the last
23. few days. I only like to participate in this today to read
24. a part of what one writer has had to say and I'll take them
25. out in quick excerpts so I won't take much of the time of the
26. General Assembly. And his excerpts have to do with this
27. particular article that we're talking about today, and in this
28. he says that the General Assembly and the Governor did pass
29. and sign this legislation that we've been talking so much about
30. and I think we've been talking more in past than we have in future.
31. It was not passed or signed by the State Chamber of Commerce
32. who have been brandished so often here today. And it says
33. also, that if the State Chamber of Commerce wants to

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1. retain their continued integrity that they have had for
2. many years, they must stick with the facts similar to what
3. they have done, and it continues at the last to say that it's
4. time that business organizations stand up and tell it like
5. it is even if it hurts. Thank you, Mr. President.

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(End of reel)

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1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Bruce.

3. SENATOR BRUCE:

4. Thank you, Mr. President and members of the Senate. When
5. the entire process of changing the Workmen's Compensation law
6. began it was my understanding that we were going to speak about
7. four problems and perhaps a fifth problem that arisen. One
8. that we heard many, many times was about the eighty thousand
9. dollar insurance agent who left a forty thousand dollar a year
10. widow. That problem is addressed in this bill and answered.
11. We were then told that another serious problem was the common
12. diseases or diseases ordinary to life and we were told time
13. and time again that the common cold had scared employers and
14. had scared insurance agents away from writing Workmen's Compens-
15. sation. This bill addresses that problem and the Occupational
16. Disease Act and clarifies the standards on ordinary diseases
17. of life. Then we were told that we had included a horrible
18. thing called a partial loss of hearing, and this was going to
19. do severe damage to employment in Illinois. This bill addresses
20. that problem and requires that standards be developed. We were
21. told that a serious problem had developed because employees had
22. failed to report accidents, and because of that failure safety
23. standards were not being met in factories. The commission was
24. not notified. This bill addresses that problem by reinstating
25. the requirement that employees give the forty-five day notice.
26. We were told that in the agriculture industry throughout the
27. State of Illinois, the largest industry in this State, that
28. agriculture employers didn't know whether they were covered or
29. not, but they had been told by insurance agents to buy insurance
30. at a relatively high rate. This bill addresses that problem by
31. reinstating the five hundred man days per quarter, and then
32. goes back to the preceding calendar year. We have heard today
33. that this is a partisan solution. I don't believe that this

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1. need be a partisan solution. It is, in fact, a Democratic re-
2. sponse to a problem that has been put to us by the business
3. community, and I am proud that the Democratic Party has seen
4. fit to address those problems. We don't turn our back on problems
5. in business, we see the problems as they exist, and this bill
6. responds to those problems responsibly. Now, to those that say
7. we are captured by labor, let me tell you that no person in
8. labor who supposedly owns me has rung my phone, knocked on my
9. door and said - Bruce, vote for this bill. I think, in fact,
10. they don't want this bill, and if we are captured by labor we
11. are going about it in a very strange way. I think we have tried
12. to divide between management and labor the problems that they
13. face, so that the worker is adequately compensated for an in-
14. jury and so that business can continue to do business in this
15. State insured and at a reasonable rate. Finally, we have heard
16. a great deal of talk about the Agreed Bill Process. The Agreed
17. Bill Process is one that I find almost impossible to function,
18. and that is, how do you get someone who doesn't want to give
19. you anything to agree to give you something. And that process
20. did break down, and perhaps the bill we passed last year went
21. too far, but if it went too far, this is a Democratic response
22. to that problem and it is a Democratic response that I hoped
23. that we are joined in by the Republicans. It need not be a
24. partisan issue. This bill responds to the five major issues
25. raised by the business community and responds quickly to their
26. problems, and I hope that we will see some reduction. Maybe
27. we won't, but it certainly will open up the entire area of
28. Workmen's Compensation for writing again by the insurance com-
29. panies. Thank you, Mr. President.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Further discussion? Senator Lemke.

32. SENATOR LEMKE:

33. Mr. President, members of the Senate, today we're approaching

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1. something that we're trying to attempt...we're saying a law
2. that we passed this Session was bad, which is incorrect. The
3. law may have had some changes, or we...should we say clarifi-
4. cations in the wording, and what the intent of that is, but
5. to sit here and hear the abuse to the many people in this
6. State, the people that pay your salary, the people who go
7. out and earn the taxes and earn their income with their sweat
8. and their brow, and all they're asking for is a little help
9. when they're injured. We seen amendments here which try to
10. devast...to...to ruin a working man's support when he's in
11. trouble because he's hurt at some plant, because the big
12. industry refuses to go along with safety standards. We see
13. a refusal on the part of the Chamber of Commerce to go along
14. with clarifications. Yet, at the insurance premium hearings
15. and the rate hearings on the 10th of June an insurance actuary
16. said that the three dozen bills that were filed none of them
17. would give a decrease in rate, but that this bill that came
18. out of Labor Committee would give a decrease in rate even
19. though I don't agree with the percentage they say. But, they
20. did admit that this does give a decrease in the insurance rate.
21. They don't say that about the Graham or Deavers bills. They
22. don't say that about anybody else's bills, cause they...those
23. won't give a decrease in rate, and we're not asking for some-
24. body that's a loafer, somebody that's on welfare, we're asking
25. for the many citizens that makeup the State, and as the great
26. President of this United States says, the forgotten middle
27. class, the man that's got the blue collar, the man that's got
28. the white collar in the low middle class, the guy that's try-
29. ing to send his kids to school and support them, the guy that
30. gets very little from government. He gets very little, and
31. this is the only thing he gets, is protection, and it's our
32. duty as Senators to protect that man, because it's possible
33. that this has to be. And I don't agree with the partial loss

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1. of hearing man, because I don't think anybody should be barred
2. from collecting anything. I think it went too far, and I don't
3. think you should bar anybody from collecting under an Act.
4. I think it's unconstitutional and I think it discriminates.
5. Now, if you want to postpone an award that's one thing, but I
6. think that no man should be barred to wait on the actions of
7. a State Government, to wait for some State public bureaucrat
8. to sit down and make a decision, because it's up to the courts.
9. The Supreme Court sets the standards and this is where it's
10. going to come from. I ask you to support this bill, not be-
11. cause I'm for it, because I thought the other bill didn't go
12. too far. I don't think it went far enough, because there's a
13. lot of people that aren't protected still under that Act that
14. don't get the benefits. So, we're not changing anything. This
15. is a clarifications, and I ask you to support this bill, and
16. I ask you in a few days to support another bill which I'm go-
17. ing to introduce, and we'll see who's for business and who's
18. for the little guy and who's for a big guy. Thank you, I ask
19. for support. Thank you very much.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. All right. Further discussion? The Chair has been re-
22. quested that the Press Box would like to take still pictures
23. of everybody but the Chair. Is leave granted? Leave is granted.
24. Further discussion? Senator Harris. All right, may we have
25. some order. We're...we're getting close to the conclusion here,
26. fellows. Senator Harris.

27. SENATOR HARRIS:

28. Thank you, Mr. President. Senate Bill 1967 is a response
29. to the dialogue that has been engendered as a result of the
30. passage on...with respect to the Senate, almost party lines
31. last year. Those two bills, Senate Bill 234 that amended the
32. Occupational Diseases Act and Senate Bill 235 that amended
33. the Workmen's Comp Act were, in fact, passed almost exclusively

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1 by the Democratic Party members of this Chamber. One Re-
2 publican joined in the enactment of...in...in the passage of
3 those bills and, of course, they were signed almost immediately
4 upon final action by the Governor. I don't think anyone who
5 has been around for awhile would deny, in 1975 that equity
6 called for some adjustment and some amendment in favor of
7 benefits for those employees in Illinois covered by the Work-
8 men's Compensation and Occupational Diseases Acts and it very
9 well may be that we've reached the point where the Agreed Bill
10 process will ever again be an affective tool in resolving the
11 complexities of these two Acts that do provide protection and
12 benefit to the employees, the working people of Illinois. But,
13 I don't think anyone will question the fact that the need for
14 Illinois to be a state particularly within the community of
15 the forty-eight continental states, that Illinois needs to be
16 competitive, competitive with respect to job creating ability,
17 and that's really what we are about here. Not responding to
18 the needs of labor, not responding to the needs of business or
19 management, but performing our duties in a way that will re-
20 sult in a job creating result. That's what we can all agree
21 to, that the decisions we make and the conclusions we come to
22 truly equip us to adequately respect and safeguard the elements
23 essential to job creation and the stimulation of the economy
24 of Illinois. Now, we have to bring that down from time to
25 time to specifics and a specific that we all became aware of
26 is the fact that we could conclude that as we are placed in
27 just a position to the other forty-seven continental states
28 the job creation opportunity for Illinois was severely hamstrung
29 by the passage of Senate Bills 234 and 235. And so, as we con-
30 vened in this even numbered year with respect to that judgement
31 and that law, it was incumbent upon us to make a conscientious
32 effort to correct the overreaction, the overreaction that the
33 passage of those two bills resulted in here in Illinois. Senate

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1 Bill 1967 is a piece of legislation that does make some very
2 significant adjustments to that overreaction. I want to point
3 out to the media and to the guests in this Chamber and to the
4 public that this bill should not be considered on a party line
5 basis, and it has not been considered on a party line basis
6 by the membership of this side of the aisle. There will be
7 some from this side who will support it. More probably will
8 vote a Present vote, because they are disappointed that the
9 provisions of Senate Bill 1967, in fact, do not respond to
10 some other serious overreactions that have resulted from the
11 passage of 234 and 235. I think both Senators Bruce and Hickey
12 have made some intelligent contributions to the dialogue here
13 today, and there have been some corrections to the Workmen's
14 Comp Act and the Occupational Diseases Act, and certainly the
15 caps that have been reinstated make a great deal of sense.
16 The thing that concerns most of us on this side of the aisle
17 is, that even with the passage and signing of Senate Bill 1967
18 that Illinois will continue to be noncompetitive in job creation
19 and job extension with respect to the economic attractiveness
20 of this State, and that's what we're concerned about. And to
21 the extent that that undesirable condition continues to prevail
22 this bill is inadequate, and I think that is the message that
23 should be understood. That to the extent that Senate Bill 1967
24 does not respond to correcting our lack of competitive attraction
25 with our sister states, we are disappointed in the provisions
26 in Senate Bill 1967. Our mutual challenge is to see to it that
27 we all do everything we can to make Illinois the most attractive
28 place in which to create jobs among the fifty states, but par-
29 ticularly the continental forty-eight, not at the expense of
30 employees who deserve the safeguard of a compassionate and reason-
31 able Worker's Compensation and Occupational Disease Act safe-
32 guard, not at the threat to the investment of capital, and it
33 is capital that creates job opportunity, but to an appropriate

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1 melding of those two, not opposing forces, but different forces.
2 And so, I dare say there will be some from this side who will
3 support this bill. Perhaps, inadequate in some important re-
4 spects, but within which there are some constructive adjust-
5 ments to the overreaction that occurred last year. This should
6 not be evaluated on any kind of a partisan basis, and I hope
7 these remarks from me will be helpful to some among this side
8 of the aisle, who have been deliberating conscientiously about
9 how to vote on this bill. In closing let me point out one final
10 point that Senator Bruce touched on, and that is that Illinois
11 is unique. Among all the states we are the largest exporter
12 of agricultural products in the world, and we are blessed with
13 a geography that equips Illinois to truly be the outstanding
14 industrial state in the world. And an important flaw in the
15 two bills passed last year has been responded to in this bill,
16 and that is, a much more reasonable coverage of agricultural
17 employers than was the case under Senate Bills 234 and 235.
18 And this is a tough tight decision to make for all of us, but
19 with these explanatory remarks I hope to be helpful to the
20 membership of this side of the aisle with respect to what actually
21 Senate Bill 1967 attempts to do. Thank you, Mr. President.

22 PRESIDING OFFICER: (SENATOR ROCK)

23 Senator Partee.

24 SENATOR PARTEE:

25 Thank you, Mr. President and members of the Senate. I
26 certainly don't think that there need be any polarization on
27 this subject between the two political parties. One of the
28 things that I've learned in the years that I've been here is
29 that most things are discussed in either black or white terms
30 with very little emphasis on the gray areas. And the decisions
31 are really made in the gray areas. Yes, we've had the Agreed
32 Bill process in this Legislature, but it really wasn't an
33 agreed process. There was an overwhelming weight on one side

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1 and a lesser on another, and the lesser took what the greater
2 wanted to give. We thought that this ought to be done in the
3 democratic process of a Legislature and hence, these bills were
4 passed. Now, after these bills were passed we had some recog-
5 nition of the fact that in some areas they had gone too far,
6 and we brought about, I initiated the reexamination of these
7 bills after discussing it both with business and labor, be-
8 cause I recognized both of them as viable components of our
9 economic process. I talked to people from small businesses
10 as well as some of the fortune 500. I talked to people in
11 local government and I talked to people in labor, and the
12 changes that we sought to make are changes that were not made
13 for the satisfaction of the fortune 500 or for local govern-
14 ment or for small business or for labor, because the truth is
15 labor in the main would prefer the status quo. They're not
16 anxious about any changes, but we made the changes because
17 we feel they are for the benefit of all of the components of
18 our society. Something has been said here today about the
19 eroding economic situation in Illinois. I think there has
20 been ample answer to that fact. Senator McCarthy dwelled on
21 it in terms of the Multi-National Corporations. I went out
22 to buy a pair of shoes the other day and I could hardly find
23 one made in America. Made in Spain, made in Bulgaria, made
24 in all other places. Shoes that were made extensively by
25 American companies, they're being made everywhere. I saw some
26 John Deere tractors on the dock in Seattle last summer with
27 the big stamp "made in Japan", so that, of course, is a part
28 of our problem, but our problem is not just a local one, it
29 does not relate just to the State of Illinois. Our problem is
30 a national problem. This country needs someone who is more
31 concerned about the swelling millions of unemployed, someone
32 who doesn't veto every single bill that has as its focal pur-
33 pose bringing about a greater economic climate and situation,

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1 and hopefully by the 2nd day of November the people will have
2 an opportunity to make a new choice as to a President of the
3 United States who will not cause us to have the kind of economic
4 problems and privations that America is now suffering. I am
5 grateful to Senator Bruce and Senator Hickey and others who
6 have recapitulated in depth the changes that were made in this
7 bill. Changes which intelligently responded to what we also
8 recognize as deficiencies and hiatus in the process. We re-
9 sponded intelligently to those changes. Those changes are now
10 in. We resisted other changes which would not have had the
11 effect of making this a better bill, but some of which would
12 have had the effect of denigrating the entire process, and show-
13 ing an almost contemptuous regard for the injured. I suggest
14 to you, Mr. President, that we have responsibly reacted to
15 what was or could have been a chaotic situation, and that this
16 bill, 1967, now represents a good, a viable, an intelligent,
17 a reasonable, a fair bill to all of the components who are in-
18 terested in its implementation. It will not suit everybody,
19 it may well suit few people. There will be people in every-
20 one of those divisions of government and divisions of life
21 mentioned who will not be completely satisfied. The nature of
22 life is not to bring complete satisfaction to all. Nobody can
23 do that, but to do within the bounds of reasonableness, with-
24 in the purview of good judgement, that which in your judgement
25 and in your analysis is the best for all of the people who
26 are concerned, and that is precisely what Senate Bill 1967
27 does, and I commend it to you for an affirmative vote. Thank
28 you.

29 PRESIDING OFFICER: (SENATOR ROCK)

30 Further discussion? Senator Savickas may close the de-
31 bate.

32 SENATOR SAVICKAS:

33 Yes, Mr. President and members of the Senate. This concern

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1 came about last year when the Democratic members of the Senate
2 tried to address themselves to the problem that we were facing
3 by the Federal Government, because our former President, Richard
4 Nixon, appointed a Federal commission to study the delivery of
5 services to persons injured on the job with the implied threat
6 that if states did not upgrade their own laws there would be
7 a national law, a national law to cover all of us. And as far
8 as we know and the legislation that was proposed in the Federal
9 Government would provide levels that are even higher than the
10 State's present law. With this in mind, last year the Democratic
11 members attempted to address themselves to the Workmen's Com-
12 pensation problems and solve it at the State level. I feel
13 that the new amendments that have been offered in an orderly
14 fashion to Senate Bill 1967 addressed themselves to the problems
15 that the insurance industry claimed prohibited them from actuarially
16 determining premiums and selling Workmen's Compensation Insurance.
17 After nine hours of testimony in the Labor Committee the busi-
18 ness and industry and insurance people who all testified, not one
19 of them testified, not one of them could pinpoint any legislation that
20 was pending in our committee that would reduce the rates or bring
21 Workmen's Compensation Insurance to be written back in Illinois. Not
22 one bill. Graham's package, any other package, not one bill would
23 reduce the premiums. In fact, Roy Kallup of the National Council
24 on Compensation Insurance testified before our committee that
25 none of the three dozen bills before the Legislature would re-
26 duce rates employers now pay for Workmen's Compensation cover-
27 age. This was a typical testimony from all that we had heard.
28 As Democrats we felt that the concerns that were voiced and
29 brought up by the insurance industry and by the people that
30 were located in our communities, the business people, that the
31 only concerns that they could tell us were those that were
32 enumerated by Senator Hickey, Senator Bruce, Senator McCarthy,
33 the concerns about the cap, the limitations on the death benefits,

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1 the concern about domestic employees and your son or daughter
2 cutting grass, covering them with Workmen's Compensation, the
3 concern of redefining Occupational Disease and the aggravation
4 in order to make it compensible. These concerns were all
5 addressed, and also the agricultural concern, were all addressed
6 in Senate Bill 1967. I heard one Senator remind...or make the
7 comment that we were awarding excessive awards to persons in-
8 jured in their line of duty. Excessive awards, is it an ex-
9 cessive award to award a man a minimum of a hundred and two
10 dollars and fifty cents if he loses both his arms and cannot
11 work anymore, or if he loses both his legs and cannot work any-
12 more, or an arm and a leg. This is what the Republican members
13 were trying to tell us, that to give a man a hundred and two
14 dollars and fifty cents to award him for the loss of two mem-
15 bers of his body is excessive. It was excessive, too, to figure
16 the man's pension rights, that his pension rights should not
17 be considered, that they should use his pension instead of a-
18 warding him Workmen's Compensation for being hurt on the job.
19 The responsibility of the manufacturer or the industry is to
20 provide safety for the men working for them, and yet they're
21 trying to use the man's pension, invested pension rights to
22 pay for this stuff. This is what we're talking about. We've
23 heard a lot of talk for nine months, nine months about what
24 this Workmen's Compensation law has done since we enacted it in
25 1975, and the only statistics we have are those by the Industrial
26 Commission that showed there was only a three percent raise in
27 the awards, in the awards that were settled from the Industrial
28 Commission, and in those contested cases it was a seven per-
29 cent increase from the previous years. Anybody that tries to
30 tell us that last year's legislation was excessive, I take issue
31 with. There are parts of this bill now, as amended, that I
32 don't totally agree with, but I do feel to take this issue out
33 of politics, and that's where it's been at, and I can read into

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1 the record, a letter from the House Republican Campaign Com-
2 mittee, Mr. Carl Sadler, who's trying to use this Workmen's
3 Compensation legislation as...

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Senator Harris.

6 SENATOR SAVICKAS:

7 ...a Republican campaign committee...

8 PRESIDING OFFICER: (SENATOR ROCK)

9 Hold it, Senator. Senator, what is...what is your point?

10 SENATOR HARRIS:

11 Well, I would just suggest that there's been a fair amount
12 of latitude exercised here today, but I think Senator Savickas'
13 communication into the record of a letter by the House Republi-
14 can Campaign Committee has absolutely no bearing on the dis-
15 cussion on Senate Bill 1967, and I'd like to have a ruling of
16 the Chair.

17 PRESIDING OFFICER: (SENATOR ROCK)

18 I...I think...I think your point is not well taken, but
19 I will ask the Senator to confine his remarks to the question
20 which is the passage of Senate Bill 1967. Will you conclude,
21 Senator.

22 SENATOR SAVICKAS:

23 Well, Senator, I would just take issue with that. This
24 letter definitely states...

25 PRESIDING OFFICER: (SENATOR ROCK)

26 I...I ruled...I ruled in...I ruled in your favor. Now,
27 what...what you taking issue with?

28 SENATOR SAVICKAS:

29 Yes, Mr. President and members of the Senate, I will read
30 this letter...

31 PRESIDING OFFICER: (SENATOR ROCK)

32 Well, I...I don't...

33 SENATOR SAVICKAS:

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1 The part that I've...

2 PRESIDING OFFICER: (SENATOR ROCK)

3 All right.

4 SENATOR SAVICKAS:

5 ...that is concerned with Workmen's Compensation.

6 PRESIDING OFFICER: (SENATOR ROCK)

7 Senator Chew, for what purpose do you arise?

8 SENATOR CHEW:

9 To move the previous question.

10 PRESIDING OFFICER: (SENATOR ROCK)

11 Well, we...we're at that point in time. Senator Savickas
12 is attempting to close the debate. Okay. Can you...can you
13 just paraphrase it or something, so we can get on with the
14 business.

15 SENATOR SAVICKAS:

16 Well, I'm surprised that Senator Chew is trying to stifle
17 debate. It was always my concern that Senator Chew always
18 was one that wanted full debate on all measures. I didn't...

19 PRESIDING OFFICER: (SENATOR ROCK)

20 ...Senator Chew is in favor of sunshine government. Please
21 conclude your remarks.

22 SENATOR SAVICKAS:

23 I will just read a partial part - It is imperative that
24 a Republican majority be elected to the House. We all know
25 that the impact upon business of the Democratic sponsored Legis-
26 lation like Workmen's Compensation and Unemployment Compensa-
27 tion. I think it's safe to say that if we had a Republican
28 majority in the House, such legislation would never have passed.
29 Then, it goes on...then, it goes on to solicit the money for
30 their fund raising at fifty dollars a ticket to support Republi-
31 can candidates to defeat any measures that would be provided
32 for the working people. I submit to you that the concern of
33 the Democratic members of this side and those enlightened members

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1 on the other side are for the support of the working people.
2 With the passage of Senate Bill 1967 those concerns will be
3 realized, so at this time I would move for a favorable vote.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 The question is, shall Senate Bill 1967 pass. Those in
6 favor will vote Aye. Those opposed will vote Nay. The voting
7 is open. Have all voted who wish? Have all voted who wish?
8 Take the record. On that question the Ayes are 43, the Nays
9 are 1, 13 Voting Present. Senate Bill 1967 having received
10 a constitutional majority is declared passed. Senator Chew
11 moves to reconsider the vote by which Senate Bill 1967 is
12 passed. Senator Welsh moves to lay that motion upon the Table.
13 All those in favor signify by saying Aye. All those opposed. The
14 Ayes have it. So ordered. The Chair's had a request to go
15 back to Senate Bill 1750. On the order of Senate Bills 3rd
16 reading Senator Knuppel wishes to call that back for the pur-
17 pose of an amendment. Is leave granted? All right. On the
18 order of Senate Bills 3rd reading, Mr. Secretary. Senate Bill
19 1750, Senator Knuppel.

20 SENATOR KNUPPTEL:

21 Mr. President and members of the Body, we were on 1750
22 the other day and there was a question about the amendment.
23 I'd like to take it back to 2nd reading for the purpose of
24 Tabling the amendment we were then considering which I don't
25 think was adopted, it won't be necessary, but to add an amendment.

26 PRESIDING OFFICER: (SENATOR ROCK)

27 All right. Senator Knuppel has requested leave to take
28 Senate Bill 1750 back to the order of 2nd reading for purpose
29 of an amendment. Is leave granted? On the order of Senate
30 Bills 2nd reading, is Senate Bill 1750. Mr. Secretary.

31 SECRETARY:

32 Amendment No. 2 offered by Senator Knuppel.

33 PRESIDING OFFICER: (SENATOR ROCK)

34. Senator Knuppel.

1. SENATOR KNUPPEL:

2. Mr. Chairman, this amendment is designed to remove the
3. ambiguity which allegedly exists in the amendment which was
4. offered the other day, and Tabled. And I would move the adoption
5. of the amendment. This amendment provides for appropriation
6. of fifteen million dollars for use in reconstruction of bridges
7. which are in a bad condition in county and township government.
8. It also provides that if money is available from another source,
9. namely the DOT where the Governor has indicated he will be
10. appropriating money to repair these bridges, that this bill will
11. not then become effective until July 1st, 1977. This...this will
12. be an ongoing program of an appropriation of fifteen million dollars
13. a year from one of three different sources for the purpose
14. of reconstructing these bridges that have to be traveled by
15. rail...rural mail carriers, school buses, and other vehicular
16. traffic. I worked very closely with Senator Glass on this and he
17. has indicated that he would Table his 1784, I think it is, and
18. ask to be shown as a cosponsor. This amendment has been worked
19. out with him and the Republican Staff. I move its adoption.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. All right. The question is on the adoption of Amendment
22. No. 2 to Senate Bill 1750. Senator Latherow has...wishes to speak
23. to the amendment. Senator Latherow.

24. SENATOR LATHEROW:

25. Well, thank you, Mr. President and members. Senator Knuppel,
26. I think we have a real time here now where we can take some of the
27. red tap out of this Transportation Department in the State of
28. Illinois that concerns counties and townships. I see no reason
29. in this State of Illinois why when the engineering department
30. of any county with a licensed engineer okays plans for a bridge
31. that's necessary to send it down to the State of Illinois for
32. further delay and further engineering studies before these...before
33. these projects are okayed and the funds are released. I have these

1. two faults with this bill, that and also the fact, I think,
2. the monies, when they are there for distribution should be
3. distributed and held in the county government rather than be held
4. here in the State of Illinois. Those are my only two comments
5. concerning the amendment, Senator and...and I'll talk to you later
6. on it.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Merritt.

9. SENATOR MERRITT:

10. Mr. President, members of the Senate. I certainly want
11. to commend Senator Knuppel for this amendment. I'm sure
12. you're aware, Senator, that the superintendent of highways
13. from Clarke County in my district gave substantially of his
14. time and efforts toward this bill. I certainly support it
15. wholeheartedly and would be hopeful that I might make a proper
16. motion that sometime...point in time to ask leave of the Body
17. to be shown as a cosponsor at this point.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Further discussion? Senator Knuppel moves the adoption
20. of Amendment No. 2 to Senate Bill 1750. All those in favor
21. signify by saying Aye. All those opposed. The Ayes have it.
22. The amendment is adopted. Senator, do you wish to come back
23. to this? All right. Any further amendments? 3rd reading.
24. Senator Ozinga, for what purpose do you arise?

25. SENATOR OZINGA:

26. Mr. President, at the time when the vote on Senate
27. Bill 1967 was being taken, I was in conversation with regard to the
28. bill. I had intended to talk in favor of the bill and intended
29. to vote for the bill and I wish the record would so show.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. The record will so indicate. Senator Glass, for what purpose
32. do you arise?

33. SENATOR GLASS:

1. Mr. President, as Senator Knuppel indicated, once the
2. amendment was added to Senate Bill 1750, it's my intention to
3. ...ask for leave to become a cosponsor of the bill and to Table
4. my bill, Senate Bill 1784 so I would at this time, ask leave of the
5. Body to become a cosponsor of Senate Bill 1750.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Is leave granted? So ordered.

8. SENATOR GLASS:

9. And now, Mr. President, if I may, I would move that
10. Senate Bill 1784 be Tabled.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. That bill is on the order of 2nd reading at the request
13. of the sponsor. There's a motion to Table. All those in favor
14. signify by saying Aye. All those opposed. The Ayes have it.
15. 1784 is Tabled. Senator Merritt, for what purpose do you arise?

16. SENATOR MERRITT:

17. I asked for that same leave, Mr. President and in the rush of
18. time perhaps you overlooked it.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. No, I...I did not. I...I'm getting there, Senator.
21. Senator Merritt asks leave to be shown as a cosponsor as does
22. Senator Buzbee and Senator Johns and Senator Demuzio of Senate
23. Bill 1750. Is leave granted? Leave is granted. All right. Senator
24. Knuppel, we now, have had intervening business by the virtue
25. of that motion to Table. On the order of Senate Bills on 3rd reading,
26. Senate Bill 1750. Senator Knuppel. Mr. Secretary, read the bill.

27. SECRETARY:

28. Senate Bill...

29. PRESIDING OFFICER: (SENATOR ROCK)

30. We...we're just getting the bill back from after having
31. put the amendment on. We'll be right...right with it.

32. Senator Joyce, for what purpose do you arise?

33. SENATOR JOYCE:

34. I'd like leave to be cosponsor also.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. I may ask to be cosponsor myself. It sounds pretty good.
3. Senator Joyce has requested leave as has Senator Bruce and
4. Senator Vadalabene and Senator Partee to be shown as cosponsors
5. of Senate Bill 1750. Is leave granted? We're...we're approaching
6. passing stage with all these cosponsors. Mr. Secretary, read
7. the bill.

8. SECRETARY:

9. Senate Bill 1750.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Knuppel.

14. SENATOR KNUPPEL:

15. Mr. President and members of the Body, this bill has been
16. ...relatively thoroughly discussed before. It...it deals with
17. the deteriorated condition of county and township bridges.
18. This is a method by which, and about the only method by which
19. these will ever be repaired. There are some problems with
20. the bill. Senator Latherow was over here a minute ago. There's
21. one thing he would like to try to get changed and I assured
22. him that I'll work with him in the House but time is running out and
23. I'd like to get the bill passed if I can and I'd...I'd like
24. to have shown as cosponsors on here, I've requested Tommy Merritt...
25. Senator Merritt, Senator Glass as well as the men who...if they're
26. not shown. And I'd ask for a favorable roll call.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Senator Latherow.

29. SENATOR LATHEROW:

30. Well, thank you, Mr. President. I did talk to Senator
31. Knuppel and I asked him if he would hold this long enough for me
32. to try to get the amendment prepared to do exactly what I mentioned
33. to you a while ago. I think this is one opportunity we have right
34. here today to hold a piece of legislation for a few minutes to

1 give an amendment to take out some of the red tape that
2 some of us are going to make trips to Washington on in a few
3 days that is going on right here in the State of Illinois.
4 There's no reason in the world why this should have to happen.
5 None whatever. If we don't have an engineer in the county office
6 that's qualified to make these plans and draw them up without
7 having him to come down here and stay in the office of the State
8 of Illinois for two or three weeks or longer, and then send
9 them back with minute changes and so forth, it's time we're
10 making real changes in both places. NOW, I am a firm
11 believer that we have a real opportunity here to get that
12 out of here if we just hold it long enough to get an amendment
13 and try to adopt it. If you can't adopt it, that's well and good
14 with me, but I'd sure like to make a try at it.

15 PRESIDING OFFICER: (SENATOR ROCK)

16 All right. Senator Knuppel, do you wish to respond?
17 Senator Knuppel.

18 SENATOR KNUPPEL:

19 I've always respected Senator Latherow and on his request
20 I will hold it. The bill's been here a long time. We've
21 been working with these amendments and I sincerely regret the loss
22 of a day, but for him, I will do it.

23 PRESIDING OFFICER: (SENATOR ROCK)

24 All right.

25 SENATOR KNUPPEL:

26 I'll hold the bill.

27 PRESIDING OFFICER: (SENATOR ROCK)

28 Take it out of the record, Mr. Secretary. Senator
29 Dougherty, for what purpose do you arise?

30 SENATOR DOUGHERTY:

31 Thank you, Mr. President. I'd like to make an...offer a
32 brief commentary upon this bill.

33 PRESIDING OFFICER: (SENATOR ROCK)

1 Well,...it has, in fact,...

2 SENATOR DOUGHERTY:

3 Now, wait just one moment, Sir.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Okay. It has been taken out of the record. Okay. Senator
6 Dougherty.

7 SENATOR DOUGHERTY:

8 As you know, that this...when we accepted the State income tax
9 it provided that one-twelfth of the income derived by...from the
10 State income tax would go to cities and municipalities and counties
11 within the State of Illinois, which amounts to about eight percent,
12 eight and a third percent, if you will, and that that would be
13 the point of division. Now, the...Senator Knuppel and...according
14 to the intention of their bill...he intends to increase the income tax
15 by one percent. I'm afraid that this bill is going to be
16 vetoed by any governor. And I think you will find the other
17 people that cannot see that the income tax should be increased
18 one percent. And for that reason, I'm going to oppose the bill,
19 although I do believe that I have a better solution. I have suggested
20 to the Rules Committee, Senate Bill 2000, which has been offered
21 to me by the Governor, the Department of Transportation which
22 would provide fifteen million dollars a year from an already
23 approved of State Trust Funds...Bond Funds, which will provide
24 for one year at least, an opportunity to get this measure off the
25 ground. I'm in complete agreement there's a need for this
26 program of rebuilding roads...building roads and bridges
27 where necessary in the rural areas of the State of Illinois.
28 It's vitally needed. I think this is the best way of doing it.
29 I believe in so doing that the next Governor of Illinois, whoever
30 he may be and I hope it's Mike Howlett, will be able to enact
31 some measure to provide for this. I think that's the best thing that
32 we could do at this point in time is delay this measure for
33 one year if necessary, and to move ahead with Senate Bill 208
34 which I will get out of the Rules Committee immediately.

1 PRESIDING OFFICER: (SENATOR ROCK)

2 Well, it...it has been withdrawn from the record. Senator
3 Dougherty was making a point...valid point. House Bills
4 on 3rd reading. Senator Netsch on the Floor? There's...there's
5 a hold on that, 1994. Sure. No, not yours. No. I'm...
6 that much I understand. Well, no. If you wish to call it.
7 On the order of Senate Bills, 3rd reading is Senate Bill 1994
8 upon which has been placed to hold as used to be the prior practice
9 if you will check with the Minority Leader when he was the
10 Majority Leader and I'm, you know...if you wish to call it,
11 let's go. I...I presume you...the Majority Leader. Now, you
12 know, do you want to go to that order of business? We're there.
13 Well, it would seem to...you know, nobody knew you were going to
14 call it anyway.. All right. On the order of Senate Bills,
15 3rd reading is Senate Bill 1994. Read the bill, Mr. Secretary.

16 SECRETARY:

17 Senate Bill 1994.

18 (Secretary reads title of bill)

19 3rd reading of the bill.

20 PRESIDING OFFICER: (SENATOR ROCK)

21 Senator Philip.

22 SENATOR PHILIP:

23 Thank you, Mr. President, Ladies and Gentlemen of the
24 Senate. Obviously, I was not informed that somebody put a hold
25 on this bill or the reason and very honestly, I don't have any
26 objections to holding a bill if least...if somebody would communicate
27 me and let me know why, if there's a problem with it. Now,
28 we know this is a very simple bill. It happens to be a...
29 appropriation for some two hundred and twenty-seven thousand dollars
30 that has been lost. It's been a check that was issued to the
31 Downers Grove Sanitary District last Session and evidently was lost,
32 misplaced or stolen. And all this does is...replace those funds.
33 And so I don't know what...if there's anything controversial about it

1. I do not know, went out of committee without a descending vote
2. and I know of no opposition to it at all and I ask for
3. the favorable consideration.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Further discussion? Question is, shall Senate Bill 1994
6. pass? Those in favor will vote Aye. Those opposed will vote
7. Nay. The voting is open. Have all voted who wish? Take the
8. record. The record has been taken. On that question the Ayes
9. are 27, the Nays are 1, 3 Voting Present. Senate Bill 1994
10. having failed to received the constitutional majority, is declared
11. lost. House Bills on 3rd reading. Senator Netsch, House Bill
12. 2736. I understand you ask...you're going to ask leave to bring
13. that back to 2nd for the purpose of an amendment. Is leave granted?
14. House Bill 2736 is now on the order of 2nd reading. Mr. Secretary.
15. There are...I am told there are three amendments have been placed
16. on the Secretary's Desk.

17. SECRETARY:

18. Amendment No. 3 offered by Senator Netsch.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Netsch.

21. SENATOR NETSCH:

22. Thank you, Mr. President. This bill is one of that series
23. of revisory bills and what has now happened is that the respective
24. Republican and Democratic Staffs with a great prod from Senator
25. Davidson have taken additional look at the bills and have found
26. other revisory changes which need to be made and for which this
27. is a handy vehicle. I have not passed out the texts of the
28. amendments. I...I would like to assure everyone that they have
29. been carefully gone over by the Staff on both sides and as I said,
30. they have been suggested in the case of two of the amendments by
31. Senator Davidson. I have passed out an explanation of two
32. of them that would otherwise might cause some concern. This part-
33. icular amendment, Amendment No. 3, substitutes on the electoral
34. board for the...for township election contests the town auditor

1. in lieu of the Assistant Supervisor. The fact is that there
2. is no Assistant Supervisor any longer and in order to make
3. the bill comply with fact, we had to substitute someone for that
4. office. It was Senator Davidson's suggestion as I recall, that
5. we substitute the town auditor and there seemed to be no
6. objection to that. I would move the adoption of Amendment No. 3.
7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any discussion? Senator Netsch has moved the adoption
9. of Amendment No. 3 to House Bill 2736. All those in favor
10. signify by saying Aye. All those opposed. The Ayes have it.
11. The amendment is adopted. Further amendments?

12. SECRETARY:

13. Amendment No. 4 offered by Senator Netsch.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Netsch.

16. SENATOR NETSCH:

17. Thank you, Mr. President. Amendment No. 4 is a lengthy
18. one but what it does essentially is to make certain changes
19. in the election code which are explained in a memorandum I passed
20. out to the members. The simplest explanation is that it revises
21. language which either by virtue of the Federal Voting Rights
22. Act or other constitutional provisions, is no longer valid.
23. For example, it changes the residency provisions which are
24. currently in our law at six months to thirty days which is
25. required by the Federal Voting Rights Act. To the...again, this
26. was suggested by Senator Davidson and the staff on that side.
27. It has been carefully checked over by our staff. If we did not
28. attach it to this bill, we would have to put in a brand new
29. bill to clean up this language. This seemed to be a good vehicle
30. for accomplishing this result. I would move the adoption of
31. Amendment No. 4 to House Bill 2736.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Netsch has moved the adoption of Amendment No. 4

1. to House Bill 2736. Is there any discussion? All those in favor
2. signify by saying Aye. All those opposed. The Ayes have it.
3. Amendment No. 4 is adopted. Any further amendments?
4. SECRETARY:
5. Amendment No. 5 offered by Senator Netsch.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Netsch.
8. SENATOR NETSCH:
9. Thank you, Mr. President. Again, this amendment restores
10. Section 32 which we had removed in another form because it was
11. not valid in the other form and it makes clear that a permanent
12. abode is necessary only for those who are registered in this
13. State to vote from this State. In other words, those who are
14. subject to the Federal Overseas Voting Rights Act do not have to
15. show a permanent abode. That is required by Federal law. Again,
16. both staffs have agreed to it and Senator Davidson has looked
17. at it. I would move the adoption of Amendment No. 5 to House
18. Bill 2736.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. Any discussion? Senator Netsch has moved the adoption of
21. Amendment No. 5 to House Bill 2736. All those in favor signify
22. by saying Aye. All those opposed. The Ayes have it. The
23. amendment is adopted. Any further amendments? 3rd reading.
24. Do you wish to come back to that? Okay. On the order of House
25. Bills, 3rd reading. 3137, Senator Bruce. 3148, Senator Brady.
26. On the order of House Bills on 3rd reading is House Bill 3148.
27. Mr. Secretary. 3148. Read the bill.
28. SECRETARY:
29. House Bill 3148.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Brady.

1. SENATOR BRADY:

2. Yes, Mr. President, fellow members. House Bill 3148
3. does exactly what the synopsis says, it makes an appropriation
4. from the School Construction Fund to the State Board of
5. Education for reimbursement for special education building
6. purposes. The amount is ten million dollars. This is for
7. Fiscal '76 reimbursement. It will not be coming out of the
8. ...General Revenue Fund, but out of the Bond Procedure and the
9. Bond Authorization Bill to accompany that passed through the
10. Senate Education Committee today. We have already passed a
11. bill, an appropriation bill, Senate Bill 1935, which accomplishes
12. this same thing for this year rather than taking these funds
13. from General Revenue Funds for reimbursement, they're coming
14. out of bond authorization and I would answer any questions,
15. urge your favorable support.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any discussion? The question is, shall House Bill 31...
18. I beg your pardon, Senator Bruce.

19. SENATOR BRUCE:

20. I was just curious. If the sponsor would tell us how
21. much was in the original budget for this and what was the
22. authorization and Senator Davidson has had a bill floating around
23. here that added an additional fifty million dollars in...in
24. appropriations but the authorization was not increased. What is
25. the status of this...of the authorization versus what was in the
26. original budget?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Sponsor indicates he will yield. Senator Brady.

29. SENATOR BRADY:

30. Well, Senator Bruce, the original budget as originally
31. proposed back in 1976 was for this same amount, ten million dollars,
32. but it was to come out of General Revenue Funds. When that was
33. stricken from the...the budgeted amount, there was a bill then

1. put in to try to get the reimbursement procedures through
2. a bond authorization. The bond authorization was for that
3. exact amount, ten million. There is a similar proposal or bill
4. that has passed already, the appropriation bill for this year,
5. for Fiscal '77 for the ten million. This is the accompanying
6. bill for that and the bond authorization goes up twenty million
7. dollars from four hundred million to four hundred and twenty
8. million to encompass these two specific Special Ed reimbursements.
9. As far as the other legislation you're talking about, if there
10. is such legislation that comes out, there may have to be a change
11. in bond authorization, but it is not directly effecting this bill
12. at this time.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right. Senator Knuppel.

15. SENATOR KNUPPEL:

16. Well, I just want Senator Brady to know I'm going to vote
17. for his bill, but I would have liked to have him vote for one
18. of mine that had some bond authorization for something here the
19. other day and I don't think I got the vote. Department of
20. Agriculture Building.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Yeah, that's going to be located at Brookfield Zoo.
23. Any further discussion? Senator Brady do you wish to close the
24. debate?

25. SENATOR BRADY:

26. Roll call, Mr. President.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right. The question is, shall House Bill 3148 pass?
29. Those in favor will vote Aye. Those opposed will vote Nay.
30. The voting is open. Have all voted who wish? Take the record.
31. On that question the Ayes are 55, the Nays are none, 2 Voting
32. Present. House Bill 3148 having received a constitutional
33. majority, is declared passed. 3197 is a hold. 3202 is a hold.

1. 3329...oh, I'm sorry. Yeah we can go right back. I beg your
2. pardon. On the order of House Bills, 3rd reading is House
3. Bill 2736. Mr. Secretary read the bill.
4. SECRETARY:
5. House Bill 2736.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Netsch.
10. SENATOR NETSCH:
11. Thank you, Mr. President. This is the last of the
12. famous revisory bills which have been floating around
13. for some time. It does so many things now that it would take
14. fifteen minutes to describe them all. Hopefully, they are
15. all technical, revisory, nonsubstantive and both, Senator Daley and
16. I would appreciate your vote.
17. PRESIDING OFFICER: (SENATOR ROCK)
18. Any further discussion? All right. The question is, shall
19. House Bill 2736 pass? Those in favor vote Aye. Those opposed
20. will vote Nay. The voting is open. ...all voted who wish?
21. Take the record. On that question the Ayes are 55, the Nays
22. are none, none Voting Present. House Bill 2736 having received
23. a constitutional majority, is declared passed. Yes, Senator
24. Mohr, for what purpose do you arise?
25. SENATOR MOHR:
26. I was just going to inquire. Senator Netsch, how long have
27. you been in the Senate?
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator indicates she will yield. Senator Netsch.
30. SENATOR NETSCH:
31. I believe it's three years. It seems like a lifetime.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Howard Mohr.

1. SENATOR MOHR:
2. Well, it's interesting its taken you three years to get
3. the magic word.
4. PRESIDING OFFICER: (SENATOR ROCK)
5. 3329, Senator Johns. All right. On the order of House
6. Bills, 3rd reading is House Bill 3329, Mr. Secretary.
7. SECRETARY:
8. House Bill 3329.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Johns.
13. SENATOR JOHNS:
14. There's been a great...great deal said here, Mr. President,
15. today about taking care of the businessman in Illinois.
16. This particular bill will eliminate an unnecessary procedure
17. at the end of the year for the businessman. What it does,
18. it amends the Service Occupation Tax Act, the Retailers'
19. Occupation Tax Act and the Hotel Operators Tax Act by deleting
20. the requirements of filing an annual return. I had in committee
21. with me Mr. Willard Ice with the Department of Revenue who
22. confirmed that this bill would save us in postage, in personnel,
23. in handling and in finishing part of the incumbrance of
24. businessmen in filing many returns. It came out of the Revenue
25. Committee, I believe it was unanimous and I would appreciate
26. the same type of roll call here today.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Any discussion? The question is, shall House Bill 3329 pass?
29. Those in favor will vote Aye. Those opposed will vote Nay.
30. The voting is open. Have all voted who wish? Take the record.
31. On that question the Ayes are 55, the Nays are none, none Voting
32. Present. House Bill 3329 having received a constitutional majority
33. is declared passed. On the order of House Bills on 3rd reading,

1 House Bill 3338, Mr. Secretary.

2 SECRETARY:

3 House Bill 3338.

4 (Secretary reads title of bill)

5 3rd reading of the bill.

6 PRESIDING OFFICER: (SENATOR ROCK)

7 Senator Buzbee.

8 SENATOR BUZBEE:

9 Thank you, Mr. President. Mr. President, if you would have
10 noticed in your bill book, House Bill 3338 on the front of the bill
11 it says, it makes an appropriation...amend the Appropriation Act
12 for Southern Illinois University for Fiscal Year '76, increases
13 the appropriation for the SIU Income Fund by a million two hundred
14 thousand dollars for added cost related to the increased
15 enrollment at the Carbondale campus. And then on the other side
16 of the bill it says, that all property used exclusively for
17 religious purposes or used exclusively for school or religious
18 purposes or for orphanages, et cetera, et cetera, and down at the
19 end it concludes, and including the convents and monasteries
20 for persons engaged in religious activities reside. Now, let
21 me assure you, Mr. President, that House Bill 3338 doesn't
22 do anything at all about convents or monasteries. But, it seems
23 there was a printing error and on the front we have House Bill
24 3338 and on the back we have House Bill 3335. So, before
25 there's...absolutely nothing wrong with convents and monasteries
26 but it's got nothing to do with Southern Illinois University.
27 I...

28 PRESIDING OFFICER: (SENATOR ROCK)

29 Well, he's...Senator Schaffer, for what purpose do you
30 arise? Senator Buzbee was attempting to explain what this bill
31 does.

32 SENATOR SCHAFFER:

33 I just wanted to point out to Senator Buzbee that the

1 bill that is printed on the back of yours is a bill...House Bill
2 that I'm handling and that I would in no way, shape, or form
3 wish to compare Southern Illinois with a convent.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Senator Buzbee, you may proceed on your explanation of
6 House Bill 3338.

7 SENATOR BUZBEE:

8 Thank you, and it is not a monastery, either, Senator
9 Schaffer. What this bill does, is it would allow Southern
10 Illinois University to expend tuition monies collected by the
11 university. The university experienced a dramatic increase
12 in enrollment twice that of any other university in the State
13 of over twenty-two hundred students during the past year.
14 They have been given no additional General Revenue funds during the
15 year to offset this increase and are asking only for the funds that
16 they have collected in their income fund. To provide faculty for
17 the additional students, the university transferred one million
18 one hundred thousand dollars into Personal Services which had been
19 budgeted for essential needs in equipment, commodities and
20 contractual services. This bill would allow them to fulfill
21 those original needs, needs which had been recognized as a
22 appropriate and necessary by all executive agencies and this
23 Legislature during our previous reviews of that budget request.
24 The final one hundred thousand dollars is needed for refunds
25 which have been greater owing primarily to the increased
26 enrollment. This bill asks only that the university be allowed
27 to use funds they have collected in their own income fund, even
28 though their student credit hour cost is already lower than
29 eight of the other public universities in the State, they are
30 not requesting additional General Revenue dollars for that
31 increased enrollment. With an awareness of the fiscal problems
32 confronting us, they ask to use only funds they collected during
33 FY '76 to offset deficiencies caused by that increased enrollment.

1 I urge you to make this support possible. Thank you,
2 Mr. President.

3 PRESIDING OFFICER: (SENATOR BRUCE)

4 Is there discussion? Senator Weaver.

5 SENATOR WEAVER:

6 Well, I would just like to comment that Senator Buzbee
7 has found that there's more than one way to skin a cat.
8 Reminds me of the same argument could be made for allowing more
9 funds for the community colleges. This money that weren't spent
10 this year could be used by S.I.U. for debt service next year.
11 We've gone through this argument before and I'm sure this
12 bill is going to pass, but I just compliment you, Senator Buzbee
13 for learning another way of skinning the cat.

14 PRESIDING OFFICER: (SENATOR BRUCE)

15 Further discussion? Senator Shapiro.

16 SENATOR SHAPIRO:

17 Well, Mr. President and Ladies and Gentlemen of the Senate,
18 this isn't quite as bad as the retention fund proposal that
19 Senator Buzbee presented on behalf of Southern Illinois University.
20 Many universities have unappropriated university income funds that
21 are carried over into the next year. Really, there's no
22 sound rationale for coming in with a supplemental appropriation
23 on university income at this late date in the year. These funds
24 could be better used...be better used for expenditure next
25 year in FY '77 and relieve pressure on the General Revenue Funds.
26 Furthermore, if these funds were carried over into next year,
27 the General Revenue Fund appropriation could be reduced a like
28 amount and should be, but to give S.I.U. this supplemental appropriation
29 of their univeristy income fund at this late date, serves
30 no good purpose. They can use it better next year. I would
31 urge disapproval of this supplemental appropriation.

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 Senator Johns.

1. SENATOR JOHNS:

2. Senator Buzbee, in testimony the other day in committee,
3. you were right beside me, I asked Senator...I mean...President
4. Brant if he was going to restrict the enrollment of the freshman
5. class and I asked him if it was because of lack of facilities
6. and lack of funds or in structures. And he said both. Will this
7. help us in any way?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Well, Senator Johns, I...I can't give you a direct yes or
12. no on that and the reason I can't is, because they had a twenty-
13. two hundred student increase in enrollment this year, fiscal
14. '76 starting last Fall and what they did was, they took money
15. that had originally been appropriated for equipment, library,
16. and so forth purchases to put it over for the hiring of
17. additional faculty to take care of those additional twenty-two
18. hundred students. Now, what this is doing, is asking to
19. allow the income fund, that is the money where they get...collect
20. the tuition, to take that million two hundred thousand dollars and
21. go ahead and purchase those laboratory and library books and so
22. forth. As you are aware, I think, the...last year the enrollment
23. was about...this year, rather, year...the school year that
24. just ended, the enrollment was about twenty-two thousand...
25. twenty-one thousand two hundred. Next year they're putting
26. a cap on enrollment at twenty-one thousand seven hundred. They
27. already have that many...many more applications than that. They've
28. already capped the enrollment next year. There were, in fact,
29. students who could not find places to live last fall. A young
30. gentleman who was on our staff, our intern staff, lived in his
31. car in Carbondale for the first six weeks last fall when he started
32. to graduate school because he couldn't find a place to live. Now,
33. there's going to be five hundred more students this fall than there

1. were then. Now...I apologize for the long answer, but that's...
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Johns.
4. SENATOR JOHNS:
5. Just one thing, Senator Buzbee. I'd like to...maybe you
6. and I meet together in the City of Carbondale and I'll arrange
7. to have some of these business people who have facilities for rent
8. and maybe we can hear their side and maybe we can get together
9. and work out with the President, some of the problems.
10. Thank you, Mr. President.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Knuppel.
13. SENATOR KNUPPEL:
14. How much is this for?
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Buzbee.
17. SENATOR BUZBEE:
18. It's one million two hundred thousand dollars from the
19. tuition income fund, it's not from General Revenue.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Knuppel.
22. SENATOR KNUPPEL:
23. That's all I wanted to know.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Mitchler.
26. SENATOR MITCHLER:
27. Well, I hear about all this increased in enrollment down
28. at S.I.U. and then this is for laboratory work and movie
29. projectors and...does this kind of thing do with that Rueben,...
30. Professor Rueben and his amendment to get more people...want to
31. enroll down there for these sex-pot studies and all...I got all
32. those nice letters from the President down there in response to
33. the desire of the people and they said, no we're going ahead with

1. the experiment anyway.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is that a question, Senator Mitchler?

4. SENATOR MITCHLER:

5. Yeah.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Buzbee.

8. SENATOR BUZBEE:

9. No.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Chew.

12. SENATOR CHEW:

13. Yes, Mr. President. I'd like to inform the distinguished

14. Senator from Oswego that the funds that were given the university

15. happen to have been Federal funds and you couldn't have not...

16. could not have played a part in whether they got them or not.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Any further discussion? Senator Buzbee may close the

19. debate.

20. SENATOR BUZBEE:

21. I would ask for a favorable roll call, Mr. President.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The question is, shall House Bill 3338 pass? Those in favor

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

25. voted who wish? Take the record. On that question the Ayes

26. are 30, the Nays are 17, 2 Voting Present. House Bill 3338

27. having received a constitutional majority, is declared passed.

28. Senator Buzbee.

29. SENATOR BUZBEE:

30. Mr. President, I would ask that the motion...that the vote by which

31. that bill just passed be reconsidered.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Buzbee has moved for a...for reconsideration of the vote.

1. Senator Johns moves to Table. All in favor say Aye. Opposed
2. Nay. The Ayes have it. Senator Bell, for what purpose do you
3. arise?

4. SENATOR BELL:

5. What happened to the verification request. Point of
6. order, Mr. President.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Well, if we can have some order, Gentlemen. The Chair
9. awaited a question of the roll call. I recognized Senator Buzbee
10. and not one gentleman on that side of the aisle stood until
11. after Senator Buzbee was recognized. You have the right
12. to appeal the ruling of the Chair. I did not see anyone rise
13. requesting a verification of the roll call. Senator Bell.

14. SENATOR BELL:

15. Well, Mr. President, I'd just like to say that I think this
16. is the first time in the last three and a half years that I've
17. had the privilege of serving in this Body when there's been
18. a request almost unanimously from this side of the aisle
19. for a verification, that roll call has been denied.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. I would just point out that a verification was not denied,
22. it was not requested of the Chair prior to Senator Buzbee
23. being recognized. Senator Rock.

24. SENATOR ROCK:

25. Thank you, Mr. President. While we're on the order of
26. motions, I just wish to...Journal to reflect that I have today
27. filed a Motion in Writing that having voted on the prevailing
28. side by which Senate Bill 1994 lost, and I think I was the only
29. No vote, I move to reconsider said vote and I will take that up
30. at Chair's pleasure, but I wish to have it filed.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Record will so show. House Bill 3346, Senator Philip.
33. State Comptroller. Not on this Calendar, Senator. House Bill
34. 3372, Senator Knuppel. State Fair Agency. House Bill 3378,

1. Senator Carroll. House Bill 3385, Senator Smith. House Bill
2. 3428, Senator Vadalabene. Read the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 3428.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Vadalabene.

9. SENATOR VADALABENE:

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

11. House Bill 3428 is an administration bill, is a supplemental

12. appropriation of five hundred thousand dollars from the

13. Downstate Public Transportation Fund to the DOT to fund two-

14. thirds of the operating deficit of Downstate Mass Transit

15. Carriers. These expenditures are authorized under the Downstate

16. Public Transportation Act and a supplemental bill should be

17. passed to cover these expenses. And I would appreciate a favorable vote.

18. vote.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? The question is, shall House

21. Bill 3428 pass? Those in favor vote Aye. Those opposed vote

22. Nay. The voting is open. Have all voted who wish? Take the

23. record. On that question the Ayes are 35, the Nays are 2, 15

24. Voting Present. House Bill 3428 having received a constitutional

25. majority, is declared passed. House Bill 3515, Senator Carroll.

26. House Bill 3541, Senator Weaver. House Bill 3686, Senator

27. Donnewald. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 3686.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Donnewald.

1. SENATOR DONNEWALD:

2. Yes, Mr. President. This is a personal services transfer

3. bill for the Department of Transportation. There's no

4. dollar change...no total dollar change transferring funds

5. including supplemental appropriations from personal services

6. lines was projected surpluses to personal services lines was

7. projected shortage. I would request a favorable roll call.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Berning.

10. SENATOR BERNING:

11. Would the sponsor yield to a question?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Indicates that he will yield if the gentleman will

14. sit down in front of him so Senator Donnewald might be able

15. to see. Senator Berning.

16. SENATOR BERNING:

17. Is this transfer necessary because of the agreements under the

18. collective bargaining contracts?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Donnewald.

21. SENATOR DONNEWALD:

22. It has nothing to do with that, Senator.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? The question is, shall House Bill

25. 3686 pass? Those in favor vote Aye. Those opposed vote Nay.

26. The voting is open. Have all voted who wish? Take the record.

27. On that question the Ayes are 50, the Nays are none, 2 Voting

28. Present. House Bill 3686 having received a constitutional

29. majority is declared passed. House Bill 3814. Will someone handle

30. that for Senator Graham? Okay. House Bill 3859, Senator

31. Carroll. Okay. House Bills, 1st reading. For what purpose

32. does Senator Daley arise?

33. SENATOR DALEY:

1. Earlier the President of the Senate requested that House
2. Bill 1955 that was on 2nd reading, the amendment wasn't ready,
3. and he agreed to come back to House Bill 1955 on 2nd reading.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. We will return to that order of business as soon as we
6. conclude here. The Secretary has some bills he would like
7. to handle. House Bills, 1st reading.

8. SECRETARY:

9. House Bill 3937.

10. (Secretary reads title of bill)

11. 1st reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Chew.

14. SENATOR CHEW:

15. Mr. President, I have talked to the Senate President on
16. the sponsorship of 3937 and discussed with him possibility
17. of bypassing committee for two reasons. First of all, we're
18. late in the season and I can tell you exactly what the bill
19. does, and it is not harmful, it merely extends the time element that's
20. involved on the actual notification of property owners
21. with four units or less as to what condition the property
22. is in when it is to be sold to a tax buying party or company.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Chew moves to discharge the Committee on Assignment
25. of Bills from further consideration of House Bill 3937.

26. Senator Fawell, for what purpose do you arise?

27. SENATOR FAWELL:

28. Well, I...has...have you discussed this with the Minority
29. party, Senator Chew?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Chew.

32. SENATOR CHEW:

33. There is no such thing as a Minority Party in this

1. august Body. I have by all means gotten the approval of
2. the Minority Leader, the distinguished gentleman from Pontiac
3. and I'd like your approval also, Sir.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Harber Hall.

6. SENATOR HALL:

7. Well, Mr. President, I understand the...the Chairman of the
8. Revenue Committee or the Vice-Chairman told me just as recently
9. as an hour ago that there is going be a meeting of the Revenue
10. Committee, he assured me, in fact, that there would be one
11. and I believe this bill should go through the Revenue Committee.
12. It's obviously a complicated bill and needs study by the members
13. of the committee.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Chew.

16. SENATOR CHEW:

17. Senator, where you from?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Harber Hall is from Bloomington.

20. SENATOR CHEW:

21. Well, now there's nothing really in this bill that
22. has not been explained and it's...it's a sincere move on my
23. part. Got some hundred and forty votes in the House and I just
24. don't think we need to take up the committee's time to hear
25. exactly what I've heard, what I have given you today. Now, I
26. know sometimes we get an agreed thing and everybody's agreeable
27. to this, that and the other, but Senator Harber Hall, if there
28. are any questions you want on a bill, come over and ask me and
29. you and I will sit down and go over it. I mean, I'm sure you're
30. not afraid to talk to me. I'm on the same committee and that's
31. Revenue and so are you.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Harber Hall.

1 SENATOR HALL:

2 I presume that means you're withdrawing your motion
3 at this time till you and I have a chat about it, then.

4 PRESIDING OFFICER: (SENATOR BRUCE)

5 Senator Chew.

6 SENATOR CHEW:

7 Senator, I know some of you don't understand English
8 and some of you do when you want to, but I'm not withdrawing
9 the motion. Any further questions?

10 PRESIDING OFFICER: (SENATOR BRUCE)

11 Senator Harber Hall, have you concluded?

12 SENATOR HALL:

13 No, I haven't.

14 PRESIDING OFFICER: (SENATOR BRUCE)

15 Senator Harris. Senator Harris.

16 SENATOR HARRIS:

17 Well, thank you, Mr. President. The fact is that this
18 side of the aisle has requested a hearing by the Committee on
19 Revenue on two or three bills that are residing in the committee
20 and we must have had a misunderstanding, Senator Chew, it's
21 my understanding in touching base with you just now that
22 you understood your communication to the President was relayed
23 to me and as a matter-of-fact, that did not occur. This side
24 of the aisle does anxiously want to have a meeting of the
25 Committee on Revenue scheduled. And it just seems that we ought
26 to be able to get some understanding from the Acting Chairman
27 of Revenue as to whether he's going to schedule a meeting and
28 then we would take up the question of extending you the courtesy
29 of discharging the Committee on Revenue of this bill. Can we
30 have an understanding as to when the Committee on Revenue
31 is going to meet?

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 The next...next speaker on my list is Senator Bell. If you
34 will yield to Senator Carroll, perhaps Senator Bell, we could...
35 he is the Acting...Senator Bell.

36 SENATOR BELL:

1 Well, thank you, Mr. President. Yes, normally I would
2 certainly yield to Senator Carroll, but I just want to respond to
3 Senator Chew, my respected colleague over there. Senator Chew, you
4 know, you do a great job of negotiating contracts with...for our
5 world heavyweight champion, Muhammad Ali and the Senate and
6 I'm sure, you know, that this...this bill is probably
7 in shape that you're very happy with, could move with, but
8 you know, I'm...I'm a little concerned about, what's his
9 name, Anoki over there in Tokyo and what he's going to be
10 up against so I kind of think maybe being a member of the Revenue
11 Committee, I'd kind of like to take a look at this bill.

12 PRESIDING OFFICER: (SENATOR BRUCE)

13 Senator Carroll.

14 SENATOR CARROLL:

15 Thank you, Mr. President. I will have to re-echo some
16 of Senator Chew's comments. Sometimes, some people don't
17 hear what they don't want to hear. There was a statement made
18 last week and reaffirmed again this week, we met...the Revenue
19 Committee let...met late last week and it...this week was already
20 blocked off by committees who had not been meeting while Revenue
21 had been meeting each and every week. And there were conflicts
22 of membership on that committee, since we had met late last week,
23 and could not have had a six day posting except for late
24 this week, we said we would ask for a time slot to be blocked
25 off for the very beginning of next week. That had been done
26 by the President's staff and I have been told early this morning
27 that has been set for Tuesday of next week and that we were
28 in first so that anyone else has to schedule around that. And
29 the meeting will be set. The secretary for the committee, the
30 clerk of the committee has already posted, or started posting
31 bills and as has been told to Senator Hall, both last week and
32 this morning, we would have a committee meeting Monday or Tuesday
33 and that has, in fact, been set for those days. We told you this
34 last week, Harber, we told you this yesterday. The staff has

1 allocated the time and that's when the hearing will be.

2 PRESIDING OFFICER: (SENATOR BRUCE)

3 Further debate on the motion to discharge? Senator Chew
4 do you...you wish to close the debate or...Senator Harber
5 Hall, do you wish to be recognized on this question before
6 Senator Chew closes debate? Senator Harber Hall.

7 SENATOR HALL:

8 Well, as I had indicated, I had talked to Senator Carroll
9 about scheduling the meeting, but again, this week up until
10 just now, he didn't tell me what day it would be or for sure that there
11 would be one. He said, we're planning to schedule one for next
12 week. We've had bills in that committee for some weeks now and
13 we haven't even been able to have them heard when the committee
14 did meet. Now, we're going to meet, skip this week, meet next
15 week and it's the final week of the Session and we just hope
16 that we get our bills heard. Here in this case, we're asking
17 to release from committee hearing, a House Bill having already
18 passed the House and then will shortly be on passage stage
19 and we can't get a...we can't get Senate Bills rolling.
20 But, be that as it may, I no longer object so long as we have
21 a meeting on Tuesday.

22 PRESIDING OFFICE: (SENATOR BRUCE)

23 Senator Berning. Senator Chew, for what purpose do you arise?

24 SENATOR CHEW:

25 Well, hell, I've been standing here all the time and
26 you'd already recognized me. Why are you going over there?

27 PRESIDING OFFICER: (SENATOR BRUCE)

28 Well, Senator Chew, you spoken twice and under our rules...

29 SENATOR CHEW:

30 No, no, no, no, no, that isn't true. I have not spoken twice.
31 I happen to be the sponsor of the bill and...you recognized
32 Senator Harber Hall prior to my closing the debate.

33 PRESIDING OFFICER: (SENATOR BRUCE)

1 Well, Senator...

2 SENATOR CHEW:

3 Now,...

4 PRESIDING OFFICER: (SENATOR BRUCE)

5 ...Senator Berning then sought recognition of the Chair.
6 He has not spoken on this issue. Senator Chew. It is a motion
7 to discharge, Senator Chew, not a bill.

8 SENATOR CHEW:

9 Well,...well, it's a bill. The motion to discharge
10 a committee on a bill. I have no problem with having a committee
11 hearing. I happen to serve on the Revenue Committee and I know
12 what transpired in the committee last week. I had not been informed
13 that there would be a let-in on any additional bills when the
14 next meeting was set because our schedule had already been
15 posted on the bills that we were to hear. I don't mind
16 taking the bill through a committee hearing, I have no problems
17 with that whatsoever. It was just to expedite time and a
18 possibility of not having other bills heard in committee. It
19 is whatever the Senate wants...is...it's perfectly all right with me.
20 So, maybe I won't have to close the debate insomuch as I have no
21 objection of taking it through committee. I was merely doing
22 it to expedite time.

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Senator Chew, are you withdrawing your motion to discharge
25 the Committee on Assignment of Bills?

26 SENATOR CHEW:

27 Whatever the wishes of the Senate. It doesn't make any
28 difference. Well, then I'll...I'll keep the motion.

29 PRESIDING OFFICER: (SENATOR BRUCE)

30 All right. The motion is before the Body...Senator Berning
31 is recognized.

32 SENATOR BERNING:

33 Thank you, Mr. President. Having been a member of a sub-

1. committee a few years back which included Senator Dougherty
2. and Judge...now Judge Dempsey, among several others, all of whom
3. spent a great deal of time on this whole question of sale
4. of delinquent properties and redemption and the required
5. notices and myriad other provisions that we finally agreed upon
6. and enacted into the Statutes. I am of the opinion that
7. no changes should be made capriciously or without diligent
8. study and I personally would request that this bill be
9. referred to committee for adequate hearings and...and public
10. notice. This...this isn't something that should be treated
11. lightly and summarily passed over the committee hearing system.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Howard Mohr.

14. SENATOR MOHR:

15. Yes, Mr. President. It seems that this time of the year
16. why, we get all these requests to bypass committee and speed
17. up the process and I think that we should slow it down if we
18. do anything. Senator Chew did say that this bill could go to
19. committee, although Senator Harber Hall withdrew his objection.
20. There are others of us that feel that bills of this type and
21. all bills, really, should go through the committee process,
22. that we hear so much about, so I would again ask Senator
23. Chew to...to restate his...his motion or suggestion that the
24. bill go to committee.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Dougherty is on the list, Senator Chew. Senator
27. Dougherty.

28. SENATOR DOUGHERTY:

29. Thank you, Mr. President and fellow Senators.

30. I am in complete concurrence with Senator Berning's intendance program
31. I spent some seven or eight months working on this program with
32. former Senator Swanson, Senator Soper, myself, we put in months
33. and months of work with Judge Dempsey, if you will and I think

1 we need further study...any change or implementations in these
2 tax seed programs. Because we're going to run to programs...going
3 to be hundreds of pieces of property that are not up for tax
4 sales for simple reasons delaying tactics. We must pay the
5 operations of government. We can only do it by gathering a good
6 tax deal program.

7 PRESIDING OFFICER: (SENATOR BRUCE)

8 Further discussion? Senator Chew may close the debate
9 on the motion.

10 SENATOR CHEW:

11 I...I...I've been here for twenty minutes, here in the
12 Senate and I just heard a revelation, Mr. President, and I can
13 certainly appreciate and that was Howard MOhr said, he didn't
14 ever appreciate bills bypassing committee. Well, if my memory
15 serves me right, and I suppose it does, he was the ringleader,
16 the instigator, the perpetrator, the man up front, not behind
17 the scene, who stood on this Floor, since it's been renovated,
18 and demanded that the bill to dismantle the CTA bypass committee.
19 Now, he comes back, Mr. President, with all of his graciousness,
20 and congratulations of getting married Saturday, I guess
21 you're reformed, now. I will withdraw the motion to bypass
22 committee and...

23 PRESIDING OFFICER: (SENATOR BRUCE)

24 Senator Chew moves...withdraws his motion to discharge.
25 Take it from the record. Is there leave to return to the order
26 of House Bills, 2nd reading? Is there leave? Leave is granted.
27 House Bills on 2nd reading. House Bill 1955, Senator Daley.
28 Read the bill, Mr. Secretary. Senator Daley, is...is that bill now on
29 3rd reading?

30 SECRETARY:

31 House Bill 1955.

32 (Secretary reads title of bill)

33 2nd reading of the bill. The Committee on Finance and Credit Regulations

1. offers one amendment.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Daley to explain the amendment.

4. SENATOR DALEY:

5. Mr. President, fellow Senators, I'd like to make a motion

6. to Table Amendment No. 1 to...Committee Amendment No. 1 that

7. was adopted in the Committee.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Daley moves to Table Amendment No. 1 to

10. Senate Bill...House Bill 1955. All...is there discussion?

11. Senator Soper.

12. SENATOR SOPER:

13. Well, if that bill is...if that amendment was put on that

14. bill you better reconsider that amendment first before you

15. Table it.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Soper, we are on...on 2nd reading. The amendment

18. has not yet been adopted. Senator Daley has moved to Table

19. Committee Amendment No. 1 to House Bill 1955. Is there discussion?

20. Senator Fawell.

21. SENATOR FAWELL:

22. Senator, what...the amendment that is being Tabled,

23. what...the Committee Amendment, could someone on the Committee

24. explain what that...that did do. I...I assume the bill came out

25. with that amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Can we have some order, Gentlemen, please. Can we clear the

28. center aisle? Gentlemen please take their seats. On Amendment

29. No. 1, Senator McCarthy, did...Senator McCarthy.

30. SENATOR McCARTHY:

31. Yes, Mr. President, being Chairman of the Committee, I think

32. I'd be in a position to explain the action on Committee No....Committee

33. Amendment No. 1. What there was on Committee Amendment No. 1

1. was a typographical error, Senator Fawell, and now there will
2. be proposed and available for you a substitute amendment which
3. not only corrects the typographical error, but adds some
4. additional matter that Senator Daley will explain in detail.
5. But, the Amendment No. 1 which is the Committee Amendment,
6. is typographically in error. The...

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Merritt.

9. SENATOR MERRITT:

10. Well, Mr. President, members of the Committee,...or members
11. of the Senate, I'm sure Senator Daley, that...on almost in unanimous
12. agreement on that Amendment No. 1 and it might be clarifying
13. to know that that same language will be incorporated in a later
14. amendment. Is that not correct, Senator Daley?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Daley.

17. SENATOR DALEY:

18. That is correct.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Merritt. Further questions?

21. SENATOR MERRITT:

22. That's all I wanted to know.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Sommer.

25. SENATOR SOMMER:

26. What did that amendment do, Amendment No. 1, Senator Daley?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Daley.

29. SENATOR DALEY:

30. It's almost...It's identical to the substitute amendment
31. which I can explain, it's identical, there were typographical
32. errors in Amendment No. 1...Committee Amendment.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1 Senator Sommer.

2 SENATOR SOMMER:

3 Well, it's my understanding of the bill that the House
4 put on an amendment striking the thirty-five hundred yards
5 down to three thousand feet. Is that, in fact, what Amendment
6 No. 1 did in the...in the Committee?

7 PRESIDING OFFICER: (SENATOR BRUCE)

8 Senator Daley.

9 SENATOR DALEY:

10 Originally, the bill was thirty-five hundred yards.
11 It went to three thousand feet. Now it's back to thirty-
12 five hundred yards.

13 PRESIDING OFFICER: (SENATOR BRUCE)

14 Senator Sommer.

15 SENATOR SOMMER:

16 By virtue of...by virtue of the Committee Amendment, oh.

17 PRESIDING OFFICER: (SENATOR BRUCE)

18 Senator Daley. Yes. Is there further debate on the motion
19 to Table Amendment No. 1? All in favor say Aye. Opposed
20 Nay. The Ayes have it. Amendment No. 1 is Tabled.
21 Any further amendments?

22 SECRETARY:

23 Amendment No. 2, offered by Senator Daley.

24 PRESIDING OFFICER: (SENATOR BRUCE)

25 Senator Daley.

26 SENATOR DALEY:

27 Mr. President, fellow Senators. Amendment No. 2
28 of House Bill 1955 allows a main bank to allow them to have two
29 facilities. It grandfathers, the old facility of fifteen hundred
30 feet, it extends a second facility up to thirty-five hundred
31 yards. That is the first...let's see, seventeen lines of the
32 amendment which is on your desk. The second part of this
33 amendment from line eighteen to twenty, it says, that such facility,

1 the two facilities, shall not consist solely of one or more
2 devices or machines. This is to prevent a...a main bank
3 to open up a storefront facility with electronic banking.
4 The second...the third section deals with Section Two. It
5 says, the General Assembly in passing on this amendatory act,
6 that any geographical or numerical limitations on the facilities
7 if any section of this is declared unconstitutional or invalid,
8 then this whole section dealing with this amendment is declared
9 unconstitutional or invalid.

10 PRESIDING OFFICER: (SENATOR BRUCE)

11 Is there discussion? Senator Merritt.

12 SENATOR MERRITT:

13 I think, Mr. President, what Senator Daley has said is
14 exactly true and then I believe, Senator Daley, memory serves
15 me right, they weren't necessarily Committee Amendments, but two
16 clarifying amendments simply on language and some typos
17 were going to be taken care of with two Floor Amendments
18 or maybe it's even into one Floor Amendment at this time. Is
19 that correct?

20 PRESIDING OFFICER: (SENATOR BRUCE)

21 Senator Daley.

22 SENATOR DALEY:

23 This is the amendment, right here. This is the...where
24 we...typographical error in regards to Senator Brady's recommendation
25 dealing with such facilities shall not consist solely of one or
26 more devices or machines.

27 PRESIDING OFFICER: (SENATOR BRUCE)

28 Senator Merritt.

29 SENATOR MERRITT:

30 Well, he's answered my question. In other words, with this...
31 with the adoption of this amendment then, we have it exactly
32 in the form that it originated in the House, not as...not as it
33 came from the House, but as it was originated and what we agreed

1. on in committee. Is that not true?
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator Daley.
4. SENATOR DALEY:
5. Correct.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Brady at Senator John's desk.
8. SENATOR BRADY:
9. Thank you, Mr. President and fellow members. What Senator
10. Merritt was referring to are two points that I brought out in the
11. committee meeting and Senator Daley agreed to amendments to on
12. the Floor. He was able to incorporate those two points in
13. this one amendment and so therefore, I'm completely satisfied
14. with the way that was done and I stand up and second the support of
15. this amendment.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Ozinga.
18. SENATOR OZINGA:
19. Mr. President, I believe this second amendment is perfectly
20. okay. I believe that the confusion that's being raised will
21. be coming up in the next amendment which is a Floor amendment.
22. As far as this amendment with the thirty-five hundred yards,
23. I believe this to be okay.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Glass. Further discussion? Senator Daley
26. moves the adoption of Amendment No. 2 to House Bill 1955.
27. All in favor say Aye. Opposed Nay. The Ayes have it.
28. Amendment No. 2 is adopted. Further amendments?
29. SECRETARY:
30. Amendment No. 3 offered by Senator Rock.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Rock.
33. SENATOR ROCK:

1 Thank you, Mr. President, Ladies and Gentlemen
2 of the Senate. The current existing law allows one facility
3 and let me say that I am in favor of House Bill 1955 and
4 I am proposing this amendment to, I hope, strengthen and make
5 clear what our purpose is. The existing law allows one
6 facility which is fifteen hundred feet or less from the main
7 banking premise of the maintaining bank and says, that that
8 facility shall not be closer than six hundred feet of an
9 existing main bank. And then there are some unlessees, unless
10 ...irrevocable consent is given. What I am suggesting by virtue
11 of Amendment No. 3 is saying, that we are now in the process
12 of allowing a second facility two miles from the main bank, and
13 I am in favor of that and have been in favor of House Bill
14 1955 since its inception. But, what I am suggesting by virtue
15 of Amendment No. 3 is that now that we are going to allow, I
16 hope, a second facility two miles from the main bank, we should
17 state, and Amendment No. 3 does state that that second facility
18 shall not be within fifteen hundred feet of the main office of
19 an existing bank. I think it's eminently reasonable as everyone
20 on this Floor is well aware, I am, in fact, and have been the
21 Senate sponsor of branch banking, which is the subject of
22 some controversy around here. Senate Bill 25, which was
23 introduced by me last January, 1975, Senate Bill 1548, which
24 was introduced in January of this year. In those bills, which
25 provided in fact, for branches, not facilities, branches, I did
26 say and do say here, that we should not go within a quarter of a
27 mile which is some fourteen hundred feet of an existing
28 thirteen hundred and twenty, I have just been corrected.
29 What I am saying by virtue of Amendment No. 3 and I have had
30 copies distributed to the membership, that no facility which is
31 more than fifteen hundred feet from the main banking premise,
32 now this is the thirty-two hundred...thirty-five hundred yard
33 facility of the maintaining bank, shall be closer than fifteen

1 hundred feet to any then existing main banking premise.
2 What I am attempting to do by Amendment No. 3 is to say
3 we will, in fact, allow a second facility, but we will, in fact,
4 at the same stroke, allow home office protection for existing
5 banks and I would move the adoption of Amendment No. 3.

6 PRESIDING OFFICER: (SENATOR BRUCE)

7 Senator Rock has moved the adoption of Amendmend No. 3.
8 Is there discussion? Senator Daley.

9 SENATOR DALEY:

10 Mr. President, fellow Senators. I rise in opposition
11 of Amendment No. 3 to House Bill 1955. In the committee there was
12 some discussion in regards to extending the protection of the
13 main facility from six hundred feet to whether it was a thousand
14 or twelve hundred feet or fifteen hundred feet. It eventually...
15 the amendment that he's seeking to adopt is fifteen hundred feet
16 which I oppose on the basis of...this is a completely different
17 issue in regards to the...the amendment we recently adopted,
18 it is Amendment No. 2. This changes the complexion of the
19 bill. I think we're extending the fears of just a few
20 to all the banks in the State of Illinois and I would hope
21 that this amendment would be defeated.

22 PRESIDING OFFICER: (SENATOR BRUCE)

23 I now have on my list, Senator Harris, Senator Don Moore,
24 Senator Ozinga, Senator Wooten, Senator Egan. Other Senators
25 wish to speak on this issue? Senator Harris. Senator...Senator
26 McCarthy.

27 SENATOR McCARTHY:

28 Just a point of inquiry. The Committee Amendment which
29 was Tabled was designated as Amendment No. 1. Now, was the
30 amendment that was adopted, in fact, become Amendment No. 1 so that
31 we're talking about Amendment No. 2?

32 PRESIDING OFFICER: (SENATOR BRUCE)

33 No, Senator McCarthy, we actually took action on Amendment

1. No. 1 and our action was to Table it. There was a proceeding
2. at a prior time in the Labor Committee where a Committee
3. Amendment was withdrawn and then the substitute amendment
4. then became No. 1. But, No. 1 here was actually considered and
5. Tabled and so the second amendment was Amendment No 2.

6. SENATOR MCCARTHY:

7. So, we're on 3 now?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. So we are on Amendment No. 3 to House Bill 1955.

10. Senator Harris is recognized.

11. SENATOR HARRIS:

12. I do not want to speak, I want to ask a question of the
13. sponsor of the amendment. Senator Rock, or perhaps I...mean, I'll
14. direct it to either Senator Daley or Senator Rock. If this
15. bill proceeds without Senator Rock's Amendment, would not the
16. present six hundred foot safeguard apply to the second facility?
17. Yes, all right. So that...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Rock.

20. SENATOR ROCK:

21. Yes, the...in my...my understanding of...

22. SENATOR HARRIS:

23. I see.

24. SENATOR ROCK:

25. ...the amendment is that yes,...

26. SENATOR HARRIS:

27. Yeah.

28. SENATOR ROCK:

29. ...it would, in fact.

30. SENATOR HARRIS:

31. So, that the effect of your amendment, if adopted, would
32. be that with respect to a fifteen hundred foot or less facility
33. there would be the six hundred foot safeguard for the home office

1. premises and with respect to a second facility or even if it's
2. a first facility under these amendments, beyond fifteen hundred
3. feet, that the safeguard distance for home office premise
4. would be fifteen hundred feet rather than six hundred feet.

5. Okay, I...I just...I wanted to be edified. Thank you

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Don Moore.

8. SENATOR MOORE:

9. Thank you, Mr. President, members of the Senate.

10. I'm glad that Senator Rock made the statement that he is in
11. favor of Senate Bill 1955. The amendment which he is attempting
12. to put on could create a very muddy issue. I feel that
13. over the period of the last, well, fourteen years since I've
14. been down here, this type of question has been debated back and
15. forth by the various banking associations, the various banks,
16. and all of a sudden, we've come up with the bill that has almost
17. unanimous endorsement of all three banking...banking associations
18. in this State. And now, we come up with something changing
19. the six hundred feet to the fifteen hundred feet, which I personally
20. think, Senator Rock, should be in a separate bill. I think it's
21. a totally separate issue from the two facility issue which
22. we have in 1955, a law that has been on the books, I'm informed,
23. for some nine years that everybody has lived with, which there's
24. been no attempt to my knowledge to change and all of a sudden,
25. we try to muddy up Senate...or House Bill 1955. We need
26. House Bill 1955 in the State of Illinois. The vast majority of the
27. banks in the State of Illinois are in favor of this compromise
28. bill, as it is...stands now with Senator Daley's Amendment No. 2.
29. I feel that in order to keep a...a viable, confident, free
30. enterprise banking system in the State, House Bill 1955 should
31. be passed without Amendment No. 3. I am fearful that if Amendment
32. No. 3 is added I do not want to predict what would happen on...
33. if that bill...on the...on the 3rd reading here in the Senate.

1 And it's for these reasons that I oppose Amendment No. 3,
2 Mr. President, to House Bill 1955.

3 PRESIDING OFFICER: (SENATOR BRUCE)

4 Senator Ozinga.

5 SENATOR OZINGA:

6 Mr. President, members of the Senate. I rise as an
7 independent banker, ordinarily Senator Rock, in favor of
8 branch banking and I would be on opposite sides of the fence.
9 However, in this particular amendment, I personally feel this
10 would be much, much to my advantage to vote against it. However,
11 in the light of fairness, and equity to existing independent
12 bankers who have invested large sums in their independent banks,
13 I would rise in support of this amendment, in support of the bill,
14 on the basis of this amendment, on the fact that this will, as
15 Senator Harris has so well pointed out, allow any facility
16 up to thirty-five hundred yards or two miles away to be placed
17 in the territory where they are talking about out in the new
18 plazas at the edges of town, et cetera, et cetera. Therefore,
19 by restricting the closeness to the existing facility or the home
20 protection facility, the bank...the other bank itself, I believe
21 this is a good amendment and should be adopted.

22 PRESIDING OFFICER: (SENATOR BRUCE)

23 Senator Wooten. Oh, Senator Ozinga.

24 SENATOR OZINGA:

25 Senator Moore said something about that this should be
26 in a separate bill. Now, that is not quite right. The second
27 paragraph of this Act is the one that contains the six hundred
28 foot phrase and that is where the amendment is being made, and
29 therefore, it is rightfully belongs in this bill.

30 PRESIDING OFFICER: (SENATOR BRUCE)

31 Senator Wooten.

32 SENATOR WOOTEN:

1 Well, Mr. President and colleagues, I rise in opposition
2 to Amendment No. 3 to House Bill 1955. I think all of us want
3 to be fair, but sometimes it is extremely difficult to be fair.
4 I would suggest to you that since I had an inkling that this
5 move would be made, I checked in my community and found that one
6 bank would be able to put up a second facility, another one would
7 not if we changed the distance from six hundred to fifteen hundred.
8 I think in the interest of fairness we go with a customary
9 distance, if this becomes a serious problem, then, perhaps,
10 let's address it later. But, for right now, I would like
11 for us not to lose the main thrust of this bill which would
12 permit a second facility. I think the six hundred distance is
13 most just and urge the defeat of this amendment.

14 PRESIDING OFFICER: (SENATOR BRUCE)

15 Senator Egan.

16 SENATOR EGAN:

17 Yes, thank you, Mr. President, members of the Senate.
18 I rise in support of the amendment for the simple reason that
19 it is protective of existing facilities and Senator Wooten,
20 yours is the first observation that I have heard that it would
21 adversely effect any downstate bank situation and I'm...I'm not
22 altogether certain that you are correct, but I would...I would
23 certainly discuss the matter with you. If the amendment is
24 not adopted, the adverse effect is much greater on many more
25 existing facilities and if we wish to balance the equities, I think
26 that at least in my opinion, we should protect those which have
27 served the public and served our communities and that have been
28 with us over the past years rather than destroy those in favor
29 of some that have yet been put into existence and for that simple
30 reason, I wish to support the amendment.

31 PRESIDING OFFICER: (SENATOR BRUCE)

32 Senator Buzbee.

1. SENATOR BUZBEE:

2. Well, Mr. President, I've heard various members
3. say here that they rise today in support or in opposition of this
4. amendment. I rise in confusion, which is not, I guess,
5. an unfamiliar state for me because I find myself in that situation
6. every once in a while, but I...I would like to...ask Senator Rock
7. a question on the bill...on the amendment rather.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Indicates that he will yield. Senator Buzbee.

10. SENATOR BUZBEE:

11. As I understand it, a bank with this amendment would be
12. allowed to put a branching facility such as in a shopping center,
13. up to thirty-five hundred feet away...yards...thirty-five
14. hundred yards away from their principal facility, but they...
15. if your amendment went on, they could not put one within six
16. hundred feet...within fifteen hundred feet of another bank,
17. principal...principal facility, and the bill without your
18. amendment would...would make that six hundred instead of
19. fifteen hundred. Thank you.

20. PRESIDING OFFICER:

21. Senator Harber Hall.

22. SENATOR HALL:

23. Well, there's quite a difference between the areas that
24. this bill will apply to, for instance, the suburban areas
25. of Chicago and the downstate areas, so I'm going to explain
26. how I feel about the proposed amendment as it relates to
27. downstate cities such as Springfield, Decatur, Peoria,
28. Bloomington, et cetera. Here we have a situation where the older
29. banks have been successful and are located downtown and
30. they have virtually all the business. Now, a new shopping center
31. opens up and a new bank will get a charter and go out to the
32. shopping area and a lot of people want the services of their old
33. bank out there and they can't get it so they...the new bank takes

1. the customers that have been in the community for such a long
2. time. I resist this amendment simply because it's been
3. proven in all your cities downstate and I don't...I don't have
4. knowledge of upstate, Chicago area and suburbs, but downstate
5. has been proven that four and five and six banks can subsist
6. and compete against one another when they're only a few feet
7. apart, let alone fifteen hundred feet. Fifteen hundred feet in
8. Bloomington is four blocks. We have our four banks downtown
9. are located within one block of each other, one way or another.
10. And they get along fine and they compete, so I...I think we have
11. to be reasonable. We're...we're limiting to thirty-five
12. hundred foot expansion but we're...we're limiting that further
13. by a restriction on home office protection to fifteen hundred
14. feet with this amendment and I...and I would resist it and I...I
15. would hope everyone would understand it well enough particularly
16. downstate people to realize that our bankers downstate would
17. prefer the six hundred feet as the bill is now without the amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Glass.

20. SENATOR GLASS:

21. Thank you, Mr. President. I'd like to ask Senator
22. Rock, the sponsor of the amendment a question.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Indicates that he will yield. Senator Glass.

25. SENATOR GLASS:

26. Senator Rock, I suppose that in...that today with the law limiting
27. facilities to be no closer than six hundred feet to any existing
28. main banking premises of another bank, that there are, in fact,
29. some banking premises that are six hundred feet from other banks.
30. Do you know if that is the case?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Rock.

33. SENATOR ROCK:

1. The question is, that there is the question...are there
2. banks within six hundred feet of one another, yes.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Glass.

5. SENATOR GLASS:

6. Well, then I...I would put to you this further question
7. that if you extend or expand that distance or enlarge that
8. distance to fifteen hundred feet, what about those banks
9. that are now six hundred feet away, are they going to have to
10. be moved, are they...are they grandfathered in and what
11. kind of a...a competitive advantage are you giving to those
12. banks that are already there?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Rock.

15. SENATOR ROCK:

16. Yes, this...this...this amendment, Amendment No. 3
17. will have...has knowing effect...will not affect existing structures.
18. What we are saying is, by virtue of the terms of House Bill 1955
19. we are authorizing a second facility and what I am suggesting
20. is that if, in fact, you're going to have a facility two miles
21. from your existing structure, stay fifteen hundred feet away
22. from the other guys.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Soper.

25. SENATOR SOPER:

26. Well, thank you, Mr. President. I have a advisor on
27. banking by the name of Paul Spala who has a little bank
28. out in Berwyn and his...I think the only thing that's against
29. Paul Spala is that he owns the whole bank. A lot of people
30. always criticize him and say, well, he doesn't care about expanding
31. and so forth because he owns the bank. I said, well, if he's...
32. his banking procedures are so bad, the only thing he can do
33. is lose his own money and nobody else's money. But, I talked

1. to him about this thing cause he knows something about
2. banking. Now, we have...we have shopping centers right across
3. the street from his bank within fifteen hundred feet of his
4. bank. Now, he's been around there a long time and if somebody
5. wants to come with a second facility, I don't see why they should
6. be allowed to be within fifteen hundred feet of them. I think
7. if you want to save the small banker, now this is a little
8. different than a new facility going in. If a new facility
9. goes in and...and the bank is allowed to organize and go into
10. that territory, that's a new facility. That's...that would
11. be allowed under the...under the guys that was...the necessity
12. for this...for this facility. But,...and they would have to get
13. a...chartered in that way. But, when you're expanding then
14. the law says that if...if you have one facility or a main
15. facility, you can go for thirty-five hundred yards. He's
16. not precluded from proving again that it's necessary for another
17. banking facility in that...in that territory. But it would
18. say...then you stay away from the existing facility for
19. fifteen hundred feet, and not six hundred feet. That's the
20. second facility. Now, I can see the reasoning for that.
21. So, if somebody wants to expand to two facilities, I think
22. you ought to protect the fellows that are on the outskirts
23. of a town or where a...where a...where a new shopping center
24. was put in, you go right across the street from another fellow.
25. You kill the existing facility. Now, if you want two you ought...you
26. to...it ought to be made so that you don't kill the little banker.
27. Now, it's...it's hard to make a determination on this except
28. under that...under that thought, that you ought to give a guy
29. a chance and make it a little tougher if he doesn't have to prove
30. that there's a necessity for this bank, all he has to do is
31. follow the law. So, I think this is a good amendment and I support
32. it.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Kenneth Hall.

2. SENATOR HALL:

3. Thank you, Mr. President and members of the Senate.

4. I rise in support of this amendment. The mere fact that...
5. that he's off the Floor right now, I don't see him, that
6. cuz H.H. Hall with his discussion, no, he turned around, I
7. saw him, is a clear indication that we did this same thing
8. in the House and by the mere fact that he's opposing it
9. I know it's a good bill...amendment so therefore, I'm going
10. to support it, cuz.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator McCarthy.

13. SENATOR MCCARTHY:

14. Yes, Mr. President, members of the Senate, I think
15. Senator Don Moore and Senator Wooten said best the reasons
16. that I am in opposition to this amendment. In committee there
17. were three witnesses I think, who were looking for some
18. extra type of protection. The distances were not spelled out to
19. the committee so that the committee took no affirmative
20. action on this. The committee did pass the bill out with the
21. firm, clear and understanding that it was to be recommended to
22. the Senate as a whole, that the second facility would be within
23. thirty-five hundred yards. Now, it is a rare occasion when
24. you get your three groups and those three groups at least is re-
25. presented by their registered lobbyist were around here today
26. saying they had agreed entirely on the contents of this bill, as
27. embraced within Amendment No. 2 which has been adopted. Senator
28. Moore...Senator Don Moore said that he hesitated to guess at the
29. progress of this bill if this amendment were adopted. I, too,
30. look...look to the point that if this amendment were adopted,
31. I think it would jeopardize the passage of this bill which has
32. been agreed amongst...amongst the three groups, the Independent
33. Community Bankers in Illinois, the Illinois Bankers Association,
34. and the Association for Modern Banking. The reason that the bill

1. is important and should be passed is because we, who oppose
2. branch banking believe that this bill as it is amended, with
3. Amendment No. 3 defeated, will be an answer to the clamor
4. downstate for some type of branch banking. We're against
5. branch banking. We believe that unit banking serves the people
6. better. We believe by giving the existing facility or the
7. additional facility within the thirty-five hundred yards
8. described that that will take the steam out of the downstate
9. proponents of branch banking. We don't accuse Senator Rock
10. of putting this amendment on here, or attempting to put
11. this amendment on so that...so that his idea on legislation
12. that would provide for branch banking would still be alive
13. but we believe those on the committee from downstate, we
14. believe that this is the answer to downstate for their extra
15. facilities. Keeping that in mind, the fact that the bill has
16. been thoroughly discussed and came out the way it is, strikes me
17. this amendment should be defeated because it would jeopardize
18. the passage of the bill. If at a later date, it comes up on
19. another matter, we should view it at that time independent of
20. this most important legislation. I therefore, would urge
21. opposition to the amendment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President. Very briefly, Senator McCarthy
26. and I are known to be in general agreement on matters of finance
27. and credit, this is one where we are in total disagreement.
28. And as also an opponent of the branch system, in supporter of
29. the unit banking system and the community concept of vital and vibrant
30. communities in Illinois, I think that the concept that was built
31. into the original Act of Home Office Protection based on a fifteen
32. hundred foot facility with a six hundred foot protection is
33. a concept that this amendment by Senator Rock is trying to keep

1. in the bill. The Act has created a almost three for one
2. concept. Well, this Home Office Protection is not that
3. great, it is not maintaining a three for one. It is still pro-
4. viding the type of protection that I think is necessary
5. for the strong and vibrant community banking facilities. I
6. don't think this amendment jeopardizes the bill as some of the
7. members have said. I think it makes it a much more palatable
8. bill to those who favor strong communities. I think that with
9. this amendment this bill is in shape to pass, without it, I
10. don't think it is and I would urge support of the amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? Senator Rock may close the debate.

13. SENATOR ROCK:

14. Thank you, Mr. President, Ladies and Gentlemen of the
15. Senate. I will, in fact, attempt at least, to be brief, but
16. there are a couple of points that were raised which I feel out
17. of necessity must be answered. One, let it be perfectly clear
18. that I am in no way attempting to jeopardize the ultimate
19. passage of House Bill 1955. In any suggestion that by virtue
20. of the adoption of Amendment No. 3 that somehow this bill which
21. is vitally necessary will, in fact, be jeopardized I think
22. is just a misstatement. Nobody I think, that is aware as are
23. the members of the Senate Committee on Finance, questions the
24. need for this bill. I will, however, disagree with Senator
25. McCarthy very strenuously that this is not and should not
26. be construed as a substitute or a palative for the branching
27. question. Branching has to come to Illinois if Illinois is
28. to thrive. And it will be presented next Session, I am sure.
29. To say, also, that this is somehow an ancillary or different or
30. separate issue I think is not quite correct. We are dealing
31. with the question of Home Office Protection with respect to a new
32. second authorized statutorily authorized facility. I think the
33. question of Home Office Protection is, in fact, germane because
34. if, in fact, we will pass...House Bill 1955 we will then, have

1. authorized a second facility two miles from the main bank.
2. And all I am suggesting is so Senator...as Senator Soper
3. so well put it, is if, in fact, you are going to have a second
4. facility two miles from your home office, stay at least fifteen
5. hundred feet from the other guys. And I would ask the adoption
6. of Amendment No. 3 and request a roll call.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Rock has moved the adoption of Amendment No. 3
9. to House Bill 1955. A roll call has been requested. On that...
10. on that issue, those in favor will vote Aye. Those opposed
11. will vote Nay. The voting is open. Have all voted who wish?
12. Have all voted who wish? Take the record. On that question
13. the Ayes are 19, the Nays are 28, 3 Voting Present. Amendment
14. No. 3 is lost. Further amendments? 3rd reading. Senator
15. Partee.

16. SENATOR PARTEE:

17. We are now one hour and twenty minutes late for the
18. Appropriations Committee meeting. I'm just wondering if we
19. shouldn't wind it down. But while I'm on my feet, let me take
20. the pleasure of introducing the wife and children of Senator Joyce.
21. She's sitting in the President's Box, Mrs. Janet Joyce with her
22. daughters Judy, Laurie, Karen, and her son Pat is here on the Floor.
23. Stand up Pat. I'd ask them all to stand and be recognized by the
24. Senate.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Partee, we have two bills for introduction, I think
27. that will conclude today's business. Senator Netsch, for what
28. purpose do you arise?

29. SENATOR NETSCH:

30. I have an announcement. Is this an appropriate time?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Why don't we hold it till we get through the...of the...of
33. business today. Introduction of Bills.

1. SECRETARY:

2. Senate Bill 2002 and 2003.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Rules Committee. Announcements. Senator Netsch.

5. SENATOR NETSCH:

6. Thank you, Mr. President. May I remind the members of the
7. Senate that well, beginning at 4:00, except it will probably
8. be somewhat later now, in Room C3 on the first floor of the
9. State Office Building, there will be a meeting to explain the
10. provisions of the plans for implementation of the Alcoholism
11. Bill beginning July 1. Mrs. Alderman, head of the Division
12. of Alcoholism and a representative of the Department
13. of Public Aid will be there to answer any questions that you
14. might have. That's at 4:00 o'clock or shortly thereafter, Room
15. C3.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Dougherty.

18. SENATOR DOUGHERTY:

19. Thank you, Mr. President. Mr. President, I would like
20. to move that the Committee on Rules and the Committee on
21. Assignment of Bills be dismissed from consideration and the
22. bill be assigned to the Committee on Local Government this
23. bill was introduced last Friday, it's being introduced to
24. provide some fifteen million dollars for construction funds.
25. I also would like to make Senator Soper as a cosponsor
26. of this bill, be assigned to Committee...Committee on Local
27. Government to handle this bill in the interest of time. I can
28. read the bill in it's entirety for you right now. It provides
29. ...amends the Transportation Bond Act, and provides for
30. fifteen million dollars refunds already authorized to be obtained
31. by the sales...Series A bonds to be used by the Department of
32. Transportation for the repair, reconstruction of unsafe and
33. some standard bridges on roads maintained by counties, municipalities,
34. townships, and road districts. It is vitally necessary to get this

1. out. I would ask...consideration of these two...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is that Senate Bill 2000, Senator Dougherty?

4. SENATOR DOUGHERTY:

5. That's correct.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Dougherty moves that the Committee on Rules

8. be discharged from further consideration of Senate Bill 2000

9. and that the bill be referred to the Committee on Local

10. Government. Is there leave? Leave is granted. Senator Partee.

11. SENATOR PARTEE:

12. I'd like to make the motion, I think Senator Lane

13. was intended to, but I don't see him at the moment, on House

14. Bills 3957 and House Bill 3958 to be discharged from the Committee

15. on Rules and Assignment of Bills and to be placed in the Insurance

16. and Licensed Activities Committee and further move that the

17. Six Day Notice be waived as to those two bills. Let me make

18. an explanation. These are two additional bills which came

19. from the House on the subject of medical malpractice. They...

20. are a large number of bills on that same subject in that committee

21. tomorrow morning and I would ask leave for what I've just

22. requested. 3957 and 3958.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator...Senator Partee, those two bills were just handled.

25. last Friday and they are, in fact,...

26. SENATOR PARTEE:

27. Fine.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. ...in the Insurance Committee.

30. SENATOR PARTEE:

31. Then I will...I will...I will take from the statement

32. that part of it with reference to the...taking them out of committee

33. and just simply ask for a waiver of the Six Day Notice hearing

1. on those two bills so they may be heard in Licensed...

2. Insurance and Licensed Activities tomorrow morning. Is there leave?

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there leave? Leave is granted. Senator Dougherty, on...

5. on Senate Bill 2000, again. Senator Dougherty.

6. SENATOR DOUGHERTY:

7. I will like to have the waive the Six Day Rule. This bill

8. will be assigned for hearing on Monday morning at...or Tuesday

9. morning next week.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there leave? Leave is granted. Senator Berning.

12. SENATOR BERNING:

13. Thank you, Mr. President. I'd like leave of the Body

14. to go to the order of 3rd reading in order to take Senate Bill

15. 1959 back to 2nd reading for purposes of an amendment, a corrective

16. amendment, which is on the Secretary's Desk.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Berning, could you do that tomorrow? Several

19. of the members of the Body have left since we've gone to the

20. order of announcements and if...if it would not...we can always

21. still pass it tomorrow. Is that...meet with your approval,

22. Senator Berning? Senator Partee.

23. SENATOR PARTEE:

24. I'm going to have to leave the Floor immediately, but

25. before I left, I'd like to make the announcement that the Rules

26. Committee will meet immediately after adjournment and the

27. Senate will be in Session tomorrow at 11:30. That gives the two

28. committees which are meeting in the early morning hours

29. adequate time for their meetings.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Hynes.

32. SENATOR HYNES:

33. An announcement and a motion, Mr. President. The Appropriations

34. Committee will meet immediately after the Session in Room 212 and I would

1. further move that the Senate Education Committee be dis-
2. charged from further consideration of Senate Bill 1890
3. for the purpose of moving to Table that bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. ...you've heard the motion, the Committee on Education
6. be discharged from further consideration of Senate Bill
7. 1890. Those in favor say Aye. Those opposed Nay. The Ayes
8. have it. The committee is discharged. Senator Hynes now moves
9. to Table Senate Bill 1890. Those in favor say Aye.
10. Opposed Nay. The Ayes have it. The bill is Tabled. Senator
11. Vadalabene.

12. SENATOR VADALABENE:

13. Yes, thank you, Mr. President and members of the Senate.
14. In the purpose of an announcement, the Executive Committee
15. on Appointments will be meeting in Room 212 next Wednesday,
16. June the 23rd, at 2:00 o'clock.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. That is a week from Wednesday, not tomorrow.

19. SENATOR VADALABENE:

20. Week from Wednesday.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Daley.

23. SENATOR DALEY:

24. Mr. President, fellow Senators. I ask leave to waive
25. the Six Day Notice Rule for the Senate Judiciary meeting to meet
26. on this Thursday, June 17th in Room 400 at 2:00 p.m. on Senate
27. Bill 1915, Senate Bill 1960...1916 in regards to discussion on the
28. rate bills. Is there leave?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there leave...waive the Six Day Notice Rule relative
31. to 1915, 1916? Is there leave? Leave is granted. Senator
32. Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President and Ladies and Gentlemen of the
2. Senate before all the members drift off, I would like to ask
3. leave of this Body to introduce two guests in the gallery, the
4. mother of our State Senator from Southern Illinois, Kathryn
5. Murphy Demuzio, and her sister, Margaret Guenzy from Tinley Park,
6. Illinois. They're seated in a bipartisan spirit behind the
7. Republican side of the aisle. I'd ask that they stand and be
8. recognized.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President. I would ask leave that the
13. Committee on Local Government be discharged from House Bill
14. 3930 and that bill be reassigned to the Committee on Revenue.
15. This is an identical bill to what had been a Revenue Committee
16. bill in the Senate and we would set it for hearing at next
17. week's meeting. That's House Bill 3930 to discharge Local
18. Government and reassign it to Revenue.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. You've heard the motion. All in favor say Aye. All opposed
21. Nay. The Ayes have it. The bill is discharged from Local
22. Government, reassigned to Committee on Revenue. Senator Lane.

23. SENATOR LANE:

24. Thank you, Mr. President and members of the Senate. I'd like
25. to announce that the Committee on Insurance and Licensed Activity
26. will meet tomorrow in Room 212 at 8:30, that's 8:30 a.m. Thank you.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further announcements? Further business to come before the
29. Senate? Senator Rock moves the Senate adjourn until 11:30 Wednesday,
30. June the 15th...16th. All in favor say Aye. Opposed Nay.
31. Ayes have it. The Senate stands adjourned until 11:30 tomorrow.

32.

33.