

79TH GENERAL ASSEMBLY

REGULAR SESSION

JUNE 19, 1975

1. PRESIDENT:

2. The hour of nine having arrived, the Senate will come to
3. order. Will our guests in the Gallery please stand while we have
4. the prayer by Father Nelis.

5. FATHER NELIS:

6. (Prayer given by Father Nelis)

7. PRESIDENT:

8. Reading of the Journal. Senator Soper.

9. SENATOR SOPER:

10. Mr. President, I now move that the reading and the approval
11. of the Journals of June 11th, 12th, 13th, 16th, 17th, and June 18th
12. of 1975, be postpone pending the arrival of the printed Journal.

13. PRESIDENT:

14. You heard the motion. All in favor say Aye. Opposed Nay.
15. Ayes have it. The motion carries. Committee reports.

16. SECRETARY:

17. Senator Savickas, Chairman of Labor and Commerce, reports out
18. the following bills:

19. House Bill 324 and 3093 with the recommendation Do Pass.

20. Senator Kosinski, Chairman of Elections and Reapportionment,
21. reports out the following bills:

22. House Bills 3051 and 3057 with the recommendation Do Pass.

23. Senator Vadalabene, Chair...Chairman of Executive Appointments
24. and Administration, reports out the following bills:

25. House Bills 3077 and 3082 with the recommendation Do Pass.

26. Senator Hynes, Chairman of Appropriations Committee, reports
27. out House Bills 284, 2972, 3005, and 3015 with the recommendation
28. Do Pass. House Bills 620...or Senate Bills 626 and 683 with the
29. recommendation Do Pass. And House Bills 738, 942, 1048, 1079, 1089,
30. 1172, 1977, with the recommendation Do Pass as Amended. And the
31. two Senate Bills, Senate Bills 629 and 683 are Do Pass as Amended.

32. PRESIDENT:

33. Messages from the House.

1. SECRETARY:

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

3. Mr. President - I'm directed to inform the Senate that
4. the House of Representatives has concurred with the Senate in the
5. passage of the following bills, along with the following amendments:

6. Senate Bill 223 with House Amendment No. 1 - Senator Fawell is
7. the chief sponsor.

8. Senate Bill 248 with House Amendments No. 1 and 2 - Senator
9. Sommer is the chief sponsor.

10. Senate Bill 283 with House Amendment No. 1 - Senator Soper is
11. the chief sponsor.

12. Senate Bill 286 with House Amendment No. 1 - Senator Rock is the
13. chief sponsor.

14. Senate Bill 336 with House Amendment No. 1 - Senator Carroll is
15. the chief sponsor.

16. Senate Bill 340 with House Amendment No. 1 - Senator Kenneth
17. Hall is the chief sponsor.

18. Senate Bill 383 with House Amendment No. 1 - Senator Knuppel
19. is the chief sponsor.

20. PRESIDENT:

21. All to the Secretary's Desk. House Bills 1st reading. House
22. Bill 339, Senator Lemke.

23. SECRETARY:

24. House Bill 339.

25. (Secretary reads title of bill)

26. 1st reading of the bill.

27. PRESIDENT:

28. House Bill 3095, Senator Lemke.

29. SECRETARY:

30. House Bill 3095.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. PRESIDENT:

1. House Bill 3103, Senator Lemke.
2. SECRETARY:
3. House Bill 3103.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. House Bill 3104, Senator Schaffer.
8. SECRETARY:
9. House Bill 3104.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. House Bills on 1st reading. House Bill 3085, Senator Latherow.
14. SECRETARY:
15. House Bill 3085.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDENT:
19. House Bill 3087, Senator Shapiro.
20. SECRETARY:
21. House Bill 3087.
22. (Secretary reads title of bill)
23. 1st reading of the bill.
24. PRESIDENT:
25. House Bills on 2nd reading. House Bill 3, Senator Lemke. House
26. Bill 396, Senator Kenneth Hall. House Bill 449, Senator Dougherty.
27. 612, Senator Brady. House Bill 736, Senator Hickey. House Bill
28. 743, Senator Vadalabene. House Bill 852, Senator Joyce. House Bill
29. 983, Senator Brady. 984, Senator Brady. House Bill 1103, Senator
30. Netsch. House Bill 1274, Senator Demuzio. House Bill 1399, Senator
31. Savickas. House Bill 1426, Senator Knuppel-Joyce. House Bill 1506,
32. Senator Palmer. House Bill 1589, Senator Shapiro. House Bill 1659,
33. Senators Don Moore-Schaffer. Read the bill.

1. SECRETARY:

2. House Bill 1659.

3. (Secretary reads title of bill)

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

5. Amendment offered by Senator Dougherty.

6. PRESIDENT:

7. Senator Dougherty is recognized.

8. SENATOR DOUGHERTY:

9. Mr. President, this amendment I'm offering is an amendment to
10. 1659. It provides for the appointment of a special committee within
11. the bondage of...of eight members, of two appointed by the leadership
12. of either side, both minority and the President Pro Tem and the Speaker
13. and Minority Leader. This committee will work with the Department of
14. Public Aid as it...it'll be composed of members, suggested members,
15. from the Public Aid Advisory Committee to work upon the problems that
16. ...that are created by intermediate nursing care homes and like organi-
17. zations. I will move the adoption of the amendment. We'll be able
18. to pass on these grants. We'll be able to advise and consent with
19. the Legislature, for that reason, as to the necessity of the efficient
20. operation of these programs.

21. PRESIDENT:

22. Any further discussion?

23. SENATOR DOUGHERTY:

24. I move the adoption of the amendment.

25. PRESIDENT:

26. Senator Dougherty moves the adoption of Amendment No. 1 to House
27. Bill 1659. All in favor will say Aye. Opposed Nay. The Ayes have
28. it. Amendment No. 1 is adopted. Are there any further amendments?
29. 3rd reading. House Bill 1662, Senator Schaffer. 1732, Senator
30. Brady. House Bill 1837, Senator Don Moore. House Bill 1968, Senator
31. Nudelman. House Bill 1979, Senator Hickey. House Bill 2074, Senator
32. McCarthy. House Bill 2099, Senator Latherow. House Bill 2160, Senator
33. Brady. House Bill 2355, Senator Netsch. House Bill 2576, Senator

1. Davidson. House Bill 269...House Bill 2784, Senator Egan. House
2. Bill 2790. Read the bill.
3. SECRETARY:
4. House Bill 2790.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDENT:
8. Any amendments from the Floor? 3rd reading. House Bill 2909,
9. Senator Dougherty. Read the bill.
10. SECRETARY:
11. House Bill 2909.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDENT:
15. House Bill...pardon me. Any amendments from the Floor? Senator
16. Dougherty.
17. SENATOR DOUGHERTY:
18. Mr. President, I have a bill that I passed through this very...
19. House Bill 1381...
20. PRESIDENT:
21. Well, no. Just...just one moment, Senator. Let me finish this.
22. SENATOR DOUGHERTY:
23. Oh, I beg your pardon.
24. PRESIDENT:
25. On 2909, there are no amendments, committee amendments? Any
26. amendments from the Floor? 3rd reading. Now, Senator Dougherty,
27. you're recognized.
28. SENATOR DOUGHERTY:
29. House Bill 1381, I understand Senator Glass has an amendment to
30. be put on this bill.
31. PRESIDENT:
32. 1381? What order is that on, Senator?
33. SENATOR DOUGHERTY:

1. Sir?
2. PRESIDENT:
3. Where is that bill on the Calendar?
4. SENATOR DOUGHERTY:
5. It's on...on 2nd reading.
6. PRESIDENT:
7. No, I think it must be 3rd.
8. SENATOR DOUGHERTY:
9. Well, then...
10. PRESIDENT:
11. We'll get back...we'll get right back to it.
12. SENATOR DOUGHERTY:
13. Thank you.
14. PRESIDENT:
15. House Bill 2991, Senator Bloom. House Bill 3070, Senator
16. Clarke. Read the bill.
17. SECRETARY:
18. House Bill 3070.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDENT:
22. Any amendments from the Floor? 3rd reading. House Bill 3071.
23. SECRETARY:
24. House Bill 3071.
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 3089,
29. Senator Mitchler. Read the bill.
30. SECRETARY:
31. House Bill 3089.
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. House Bills on
3. 1st reading. House Bill 3072, Senator Rock.
4. SECRETARY:
5. House Bill 3072.
6. (Secretary reads title of bill)
7. 1st reading of the bill.
8. PRESIDENT:
9. House Bills on 1st reading. House Bill 3105, Senator Newhouse.
10. SECRETARY:
11. House Bill 3105.
12. (Secretary reads title of bill)
13. 1st reading of the bill.
14. PRESIDENT:
15. Any other members have bills on 1st reading they desire to pick
16. up? Any members have bills on 2nd reading they desire to move?
17. Senator Weaver.
18. SENATOR WEAVER:
19. Mr. President, regarding House Bill 3074, it's been assigned
20. to Public Health and Welfare. I've talked to the Chairman on Assign-
21. ment of Bills, also the Chairman of Public Health and Welfare. I'd like
22. to move that bill to 2nd reading without reference to committee and
23. will hold it on 2nd for any possible problems that might exist. This
24. is the transfer of property from Public Health to the university in
25. Chicago. The budget of Public Health has been reduced and the budget
26. of the U of I has been increased to effectuate this change.
27. PRESIDENT:
28. Senator Weaver seeks leave to move House Bill 3074 from the
29. order...from the Committee on Public Health and Welfare to place it
30. on the order of 2nd reading to be held. Is there discussion? Is
31. there leave? Leave is granted. Read the bill a first time please.
32. You've sent for the bill? We'll read it when it gets here, Senator.
33. House Bill 3074 is on 2nd reading. For what purpose does Senator

1. Newhouse arise?
2. SENATOR NEWHOUSE:
3. Mr. President, House Bill 3105...
4. PRESIDENT:
5. One moment, Senator. Now, let's keep our order. Let's keep our
6. order. That's the way we do it. Senator Newhouse.
7. SENATOR NEWHOUSE:
8. House Bill 3105 is a committee bill. I wonder if it would be
9. in order to move that bill to 2nd reading without reference.
10. PRESIDENT:
11. Senator Newhouse seeks leave to move House Bill 3105 to the order
12. of 2nd reading without reference to a committee. Is there leave?
13. Leave is granted. Senator Kosinski.
14. SENATOR KOSINSKI:
15. Good morning, Mr. Chairman. Mr. President and members of the
16. Senate, I would like to have leave of the Body to discharge the
17. committee for the purpose of Tabling Senate Bill 1502. I would like
18. to discharge the Committee of Elections and Reapportionment...
19. PRESIDENT:
20. Which...what committee?
21. SENATOR KOSINSKI:
22. ...from hearing...Senate Bill 1502.
23. PRESIDENT:
24. Senate Bill or House Bill?
25. SENATOR KOSINSKI:
26. Senate Bill. Senate Bill 1502.
27. PRESIDENT:
28. Alright. Senator Kosinski seeks leave of the Body to remove
29. House Bill...Senate Bill 1502 from the Committee on Elections and
30. Reapportionment for the purpose of Tabling. Is there leave? The
31. bill is now on the Secretary's Desk. Senator Kosinski now has a
32. motion to Table...
33. SENATOR KOSINSKI:

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1381
5/19/75

1. To Table Senate Bill 1502.

2. PRESIDENT:

3. All in favor will say Aye. Opposed Nay. Senate Bill 1502 is
4. Tabled. Senator Dougherty.

5. SENATOR DOUGHERTY:

6. Mr. President, is this the proper time to call a bill back that's
7. now on 3rd reading, bring it back to the order of 2nd reading for
8. the purpose of amendment? Senator Bradley...

9. PRESIDENT:

10. It is indeed, Senator. Will the members...

11. SENATOR DOUGHERTY:

12. House Bill...

13. PRESIDENT:

14. ...may I have the members' attention. We are going to the order
15. of 3rd reading, of those bills on 3rd reading which members desire
16. to bring back to 2nd reading for the purpose of an amendment. Senator
17. Dougherty is recognized.

18. SENATOR DOUGHERTY:

19. Senate...House Bill 1381, I'm calling it back to the order of
20. 2nd reading for the purpose of attaching an amendment. Senator Bradley
21. Glass has the amendment. I'm in agreement with it.

22. PRESIDENT:

23. Senator Dougherty seeks leave to remove House Bill 1381 from
24. the order of 3rd reading to place on the order of 2nd reading for
25. the purpose of an amendment. Is there leave? Leave is granted.
26. Senator Glass has the amendment? Senator Glass is recognized.

27. SENATOR GLASS:

28. Thank you, Mr. President. As Senator Dougherty said, I have
29. discussed this amendment with him, and he has agreed with it. Also,
30. Director Fornelli of the Department of Financial Institutions. It
31. would change the bill by retaining the fifteen year period for es-
32. cheating to the State of...of travelers checks. That is the primary
33. purpose of it, and I would move its adoption.

1. PRESIDENT:

2. Senator Glass moves the adoption of Amendment No. 1 to House
3. Bill 1381. All in favor will say Aye. Opposed Nay. The Ayes have
4. it. The amendment is adopted. Any further amendments? 3rd reading.
5. Senator Nimrod.

6. SENATOR NIMROD:

7. Yes, Mr. President, I would like to have a bill brought back so
8. I can Table an amendment. It's House Bill 152.

9. PRESIDENT:

10. Senator Nimrod seeks to bring House Bill 152 from the order of
11. 3rd reading back to the order of 2nd reading for the purpose of an
12. amendment. Is there leave? Leave is granted. Senator Nimrod is
13. recognized on the amendment.

14. SENATOR NIMROD:

15. Yes, Mr. President, having voted on the prevailing side, I...I
16. move to Table Amendment 1, and this was the amendment that was put
17. on by Senator...asked to be put on by Senator Soper, and he's now
18. asked me that...to take the amendment off, and has spoken with Senator
19. Dougherty the Chairman of that committee.

20. PRESIDENT:

21. Would you...would you explain the amendment. There would be
22. those who'd ask for an explanation.

23. SENATOR NIMROD:

24. Yes. The explanation of that amendment was that this bill ori-
25. ginally provided that a park board may increase its membership from
26. five to seven members by two methods. One by referendum and one by
27. board ordinance. The part of board ordinance was amended out and now
28. Senator Soper says that it's alright with him to put that back on.

29. PRESIDENT:

30. Is there discussion? Senator Nimrod moves to Table Amendment
31. No. 1 to House Bill 152. All in favor will say Aye. Opposed Nay.
32. The amendment is Tabled. Any further amendments? 3rd reading.
33. Senator Bell.

1. SENATOR BELL:

2. Could I...Mr. President, could I have leave to go to Considera-
3. tion Postponed in order to bring Senate Bill 1501 back to 2nd reading
4. for consideration of an amendment? That's on Page 40.

5. PRESIDENT:

6. Senator Bell seeks leave to remove Senate Bill 1501 from the
7. order of Consideration Postponed for the purpose of an amendment.
8. Is there leave? Leave is granted. Senator Bell is recognized.

9. SENATOR BELL:

10. Yes, thank you, Mr. President. This is a...the, I think, what
11. is fairly commonly known as the Christian Science Amendment. It says -
12. nothing in this bill shall be construed to require an ear or hearing
13. examination by a physician of any person who objects thereto on the
14. grounds such examination conflicts with the tenets and practices of
15. a church or religious denomination of which he is a member or adherent.
16. It's a common amendment to bills of this type. I would move for its
17. adoption, Mr. Chairman...or Mr. President.

18. PRESIDENT:

19. Any discussion? Senator Bell moves for the adoption of Amend-
20. ment No. 1.

21. SENATOR BELL:

22. No, that's Amendment No. 3.

23. PRESIDENT:

24. I'm sorry. Amendment No. 3 to Senate Bill 1501. All in favor
25. will say Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is
26. adopted. Any further amendments? The bill is returned to the order
27. of Consideration Postponed. Senator Johns.

28. SENATOR JOHNS:

29. Mr. President, I have House Bill 1822 on 3rd reading. I'd like
30. to have permission of the Body to move it back to 2nd for the purpose
31. of amendment.

32. PRESIDENT:

33. Is leave granted? The bill is on 2nd reading. Senator Johns.

1. SENATOR JOHNS:

2. The amendment is number 1. It's on the Secretary's Desk as of
3. yesterday, and it merely brings the bill in line with the Federal
4. Act, and I move its adoption, Mr. President.

5. PRESIDENT:

6. Any further discussion? Senator Johns moves the adoption of
7. Amendment No. 1 to House Bill 1822. All in favor will say Aye.
8. Opposed...pardon. Well, he said No. 1. I didn't know.

9. SENATOR JOHNS:

10. Oh. Yes, forgive you...forgive me, Sir.

11. PRESIDENT:

12. Just a minute, we'll check it.

13. SENATOR JOHNS:

14. Amendment No. 3, Mr. President, and I...Mr. President, it's
15. Amendment No. 3, Sir.

16. PRESIDENT:

17. Senator Johns moves the adoption, which he has explained, of
18. Amendment No. 3 to House Bill 1822. All in favor will say Aye.
19. Opposed Nay. Ayes have it. The amendment is adopted. Any further
20. amendments? 3rd reading. Senator Morris, were you seeking recogni-
21. tion?

22. SENATOR MORRIS:

23. When...when the time is appropriate, I'd like to take Senate
24. Bill 7...House Bill 771 off Postponed back for an amendment that
25. Senator Latherow would like to offer, and if he's not here, I'll offer
26. the amendment for him so he can get it into your...that form.

27. PRESIDENT:

28. Pull that bill out too, would you, 771 on Consideration Post-
29. poned. Senator Hickey is recognized.

30. SENATOR HICKEY:

31. Thank you, Mr. President. I have two amendments to House Bill
32. 756.

33. PRESIDENT:

1. Senator Hickey leave...seeks leave to bring House Bill 756
2. from the order of 3rd reading back to the order of 2nd reading for
3. the purpose of an amendment. Is there leave? Leave is granted.
4. Senator Hickey.
5. SENATOR HICKEY:
6. This is the bill that permits the Secretary of State to designate
7. a spot on the driver's license for a sticker which may be applied
8. if the licensee so wishes, which designates that he carries a Uniform
9. Anatomical Card which denotes his wish to be a donor of his body or
10. part of his body at his death. And these two amendments are added
11. at the request of Senator Davidson. One is an effective date and
12. the other one is changing the word provide to designate and the word
13. and the owner of the license to licensee. I ask that both amendments
14. be approved.
15. PRESIDENT:
16. Senator Hickey moves the adoption of Amendment No. 1. All in
17. favor will say Aye. Opposed Nay. The amendment is adopted. Any
18. further amendments? Amendment No. 2, Senator Hickey.
19. SENATOR HICKEY:
20. I don't know whether this is the effective date one...or anyway,
21. I move the adoption of Amendment No. 2.
22. PRESIDENT:
23. Any discussion? Senator Hickey moves the adoption of Amendment
24. No. 2 to House Bill 756. All in favor will say Aye. Opposed Nay.
25. The amendment is adopted. Any further amendments? 3rd reading.
26. Senator Johns.
27. SENATOR JOHNS:
28. Mr/ President, a moment ago, I adopted Amendment No. 3 for
29. House Bill 1822. It's just been pointed out to me that we were
30. moving a period on the outside of the quote marks at the end of the...
31. of the amendment. It's a typographical error in Amendment No. 2.
32. We were correcting it with Amendment No. 3. I now move we Table
33. Amendment No. 2. On 1822, and I...I beg your forgiveness...

HB 771
Recall
6/19/75

1. PRESIDENT:

2. On House Bill...on House Bill 1822 on the order of 3rd reading.

3. Senator Johns seeks leave to return that bill to the order of 2nd

4. reading for the purpose of Tabling an amendment. Is there leave?

5. Leave is granted. The bill is on 2nd reading, and Senator Johns moves

6. to reconsider...no, to Table Amendment No. 2. To reconsider the vote

7. by which Amendment No. 2 was adopted. All in favor will say Aye.

8. Opposed Nay. It is on reconsideration. Senator Johns now moves to

9. Table Amendment No. 2. All in favor will say Aye. Opposed Nay.

10. Amendment No. 2 is adopted. Any further amendments? It's...it's

11. Tabled, I'm sorry. Amendment No. 2 is Tabled. 3rd reading. Senator

12. Morris.

13. SENATOR MORRIS:

14. I...I would like to bring House Bill 771 back from Postponed

15. Consideration for consideration of an amendment.

16. PRESIDENT:

17. Senator Morris seeks leave to bring House Bill 771 from the

18. order of Consideration Postponed back to 2nd reading for the purpose

19. of amendment. Is there leave? Leave is granted. The bill is on

20. 2nd reading. Senator Morris.

21. SENATOR MORRIS:

22. This...this amendment would deal with Senator Latherow, and

23. Senator Chew had a problem with the bill the other day where the

24. Department of Conservation was going to be allowed to...

25. PRESIDENT:

26. Just a minute, Senator. Well, now will the members be in their

27. seats. The Gentleman is close...one of the closest persons in the...

28. in the hall and I can't hear him. He's very close to me and I can't

29. hear him. Now, just slow it down, and tone it down. Thank you.

30. Senator...Senator Morris.

31. SENATOR MORRIS:

32. Thank you. This would remove the power of the Director of the

33. Department of Conservation to deputize anyone he so chose to enforce

HB 1851
Recall
6-19-75

1. the Snowmobile Act. This is an amendment that was worked out with
2. Senator Latherow, the Department of Conservation, and Senator Chew.
3. And I would appreciate its adoption.
4. PRESIDENT:
5. Any further discussion? Senator Morris moves the adoption of
6. Amendment No. 1 to House Bill 771. All in favor will say Aye.
7. Opposed Nay. The amendment is adopted. Any further amendments? 3rd
8. reading. Senator Schaffer on 1443, House Bill 1443.
9. SENATOR SCHAFFER:
10. Ask leave to bring it back from 3rd to 2nd for the purpose of
11. an amendment.
12. PRESIDENT:
13. Is leave granted? Leave is granted. The bill is on 2nd reading.
14. Senator Schaffer.
15. SENATOR SCHAFFER:
16. Amendment up there simply takes the City of Chicago out of the
17. bill. Senator Rock had discussed this with me yesterday.
18. PRESIDENT:
19. All in favor will say Aye. Opposed Nay. The amendment...
20. Amendment No. 2 is adopted. Any further amendments? 3rd reading.
21. On House Bill 1851, Senator Egan is recognized.
22. SENATOR EGAN:
23. I would ask leave, Mr. President, to return House Bill 1851 to
24. the order of 2nd reading for the purposes of amendment.
25. PRESIDENT:
26. Is leave granted? Leave is granted.
27. SENATOR EGAN:
28. I have two amendments, Mr. President. I would like to offer
29. Amendment No. 1 which merely recites specifically the need for the
30. intention...the word intentionally into the Act. There...this is
31. done for the Medical Association, and I would ask for its adoption.
32. PRESIDENT:
33. Senator Egan moves the adoption of Amendment No. 1 to House

1. Bill 1851. All in favor will say Aye. Opposed Nay. The amendment
2. is adopted. Amendment No. 2, Senator Egan.

3. SENATOR EGAN:

4. Amendment No. 2 does the same thing in a different section. I
5. would ask for its adoption, Mr. President.

6. PRESIDENT:

7. Any discussion? Senator Egan moves the adoption of Amendment
8. No. 2 to House Bill 1851. All in favor will say Aye. Opposed Nay.
9. Amendment No. 2 is adopted. Any further amendments? 3rd reading.
10. For what purpose does Senator Knuppel arise?

11. SENATOR KNUPPEL:

12. If we're on the order of returning bills on 3rd to 2nd for
13. purposes of amendment, I'd like to have Senate...or House Bill No. 5
14. returned from 3rd reading to 2nd reading for the purpose of amendment.

15. PRESIDENT:

16. Is there leave? Leave is granted. Do we have the bill out
17. here? House Bill 5. Senator Knuppel.

18. SENATOR KNUPPEL:

19. At this time, I'd like to offer I guess it's Amendment No. 1,
20. Senate Amendment No. 1 to House Bill No. 5 which has been prepared
21. pursuant to objections of Senator Carroll with respect to this bill,
22. and the amendment deletes on the 4th page there of Line 4, language
23. with respect to what...with respect to a dangerous or a destructive
24. weapon. It takes out the words - which is loaded and operated or other-
25. wise capable of be...of being fired or ignited. I move the adoption
26. of the amendment.

27. PRESIDENT:

28. Senator Knuppel moves the adoption of Amendment No. 1 to House
29. Bill 5. All in favor will say Aye. Opposed Nay. Amendment No. 1
30. is adopted. Any further amendments? 3rd reading. Senator Knuppel.

31. SENATOR KNUPPEL:

32. I'd like to...I'd like to recall House Bill 1244 for the purpose
33. of an additional amendment. This is Amendment No. 2 and the purpose

1. of the amendment is to reduce the age in...in the bill from...from
2. twenty-one to eighteen. I move the adoption of the amendment.

3. PRESIDENT:

4. Is there leave to return House Bill 1244 to the order of 2nd
5. reading for the purpose of an amendment? Leave is granted. It is
6. on 2nd reading. Senator Knuppel has already made the explanation and
7. seeks to...

8. SENATOR KNUPPEL:

9. I move the amendment.

10. PRESIDENT:

11. ...amend the adoption...I mean to...seeks the adoption of Amend-
12. ment No. 2 to House Bill 1244. All in favor will say Aye. Opposed
13. Nay. Amendment No. 2 is adopted. Any further amendments? 3rd read-
14. ing. Senator Knuppel.

15. SENATOR KNUPPEL:

16. I have House Bill 898 which I'd like to return to the order of
17. 2nd reading for an amendment. What happened here was in preparing
18. the amendment, inadvertently two amendments were numbered Section 22.
19. All this does is make one marked Section 23.

20. PRESIDENT:

21. Senator Knuppel seeks leave to bring House Bill 898 to the
22. order of 2nd reading for the purpose of amendment. Is leave granted?
23. Leave is granted. Senator Knuppel moves the adoption of Amendment
24. No. 4 to House Bill 898. All in favor will say Aye. Opposed Nay.
25. The amendment is adopted. Any further amendments? 3rd reading.
26. Senator Schaffer.

27. SENATOR SCHAFFER:

28. Mr. President, I ask leave to bring House Bill 1443 back for
29. the purpose of Tabling an amendment.

30. PRESIDENT:

31. Is leave granted? Leave is granted. Senator Schaffer.

32. SENATOR SCHAFFER:

33. Having voted on the prevailing side, I move to reconsider the

1. vote by which Amendment No. 1 was adopted.

2. PRESIDENT:

3. Would you explain the amendment.

4. SENATOR SCHAFFER:

5. Well, it's the same thing as the amendment we just put on.

6. I just wasn't aware of the fact that I had to Table the original...

7. the...Amendment No. 1 before placing Amendment No. 2 on.

8. PRESIDENT:

9. Senator Schaffer moves to Table Amendment No. 1 to House Bill
10. 1443. All in favor say Aye. Opposed Nay. The amendment is Tabled.

11. Any further amendments? 3rd reading. Ladies and Gentlemen of the

12. Senate, the Chair has had several inquiries this morning about the

13. jacket that the Chair is wearing, and although it may appear to you

14. to be orange in color, I would suggest to you that when you have

15. a grandmother who gives you a blue blazer and if she happens to be

16. colorblind, you take it. Particularly, if she has the capability of

17. changing her will. Resolutions.

18. SECRETARY:

19. Senate Resolution 107 by Senator Mitchler and Bell. It's con-
20. gratulatory.

21. PRESIDENT:

22. Senator Mitchler.

23. SENATOR MITCHLER:

24. This is a congratulatory resolution for Superintendent D'Amico
25. of the Will County Regional Educational Service Unit. I would ask
26. for a suspension of the rules, immediate consideration and adoption
27. of the resolution.

28. PRESIDENT:

29. Would you add all Senators to that resolution, Senator? He
30. happens to be a very fine man. Senator Mitchler moves for the suspension

31. of the rules for the immediate consideration of Senate Resolution

32. 107. All in favor will say Aye. Opposed Nay. The resolution is

33. under consideration and Senator Mitchler moves for its immediate

1. adoption. All in favor will say Aye. Opposed Nay. Senate Resolution
2. 107 is adopted. Show all Senate members as cosponsors.

3. SECRETARY:

4. Senate Resolution 108 introduced by Senators Savickas, Daley,
5. Lane and Course. It's congratulatory.

6. PRESIDENT:

7. Senator Savickas. I can't hear you when you're sitting.

8. SENATOR SAVICKAS:

9. Well, I...I could hear you all the way over here with that
10. jacket. I would move adoption of...suspension of the rules and the
11. immediate adoption of Senate Resolution.

12. PRESIDENT:

13. Senator Savickas moves the suspension of the rules for the
14. immediate consideration of Senate Resolution 108. All in favor will
15. say Aye. Opposed Nay. The...the resolution is under consideration.

16. Senator Savickas moves the immediate adoption of Senate Resolution
17. 108. All in favor will say Aye. Opposed Nay. The resolution is
18. adopted.

19. SECRETARY:

20. Senate Resolution 109 introduced by Senator Newhouse. It's
21. congratulatory.

22. PRESIDENT:

23. Senator Newhouse.

24. SENATOR NEWHOUSE:

25. Congratulatory, Mr. President. I move for immediate suspension
26. of the rules and the adoption of the resolution.

27. PRESIDENT:

28. Senator Newhouse moves the immediate suspension of the rules
29. for adoption of Senate Resolution 109. All in favor will say Aye.
30. Opposed Nay. The resolution is under...under...the rules are suspended.

31. Senator Newhouse moves the adoption of Senate Resolution 109. All
32. in favor will say Aye. Opposed Nay. The resolution is adopted.

33. SENATOR NEWHOUSE:

1. Mr. President, this is the Chicago State Swimming Team and I
2. would invite all Senators to join me in the resolution.

3. PRESIDENT:

4. Is there leave to add all Senators? Leave is granted. Introduc-
5. tion of committee bills.

6. SECRETARY:

7. Senate Bill 1506 introduced by the Committee on Elections and
8. Reapportionment.

9. (Secretary reads title of bill)

10. 3rd...1st reading of the bill.

11. PRESIDENT:

12. Senator Kosinski.

13. SENATOR KOSINSKI:

14. Mr. President and members of the Senate, I would have...like to
15. have leave of the Body to move Senate Bill 1506 to 2nd reading without
16. reference to committee.

17. PRESIDENT:

18. Senator Kosinski moves that House Bill...Senate Bill 1506 be
19. taken to the order of 2nd reading without reference to committee.
20. Is there leave? Leave is granted. Senate Bills on 2nd reading.
21. Senate Bill 632, Senator Rock. Read the bill.

22. SECRETARY:

23. Senate Bill 632.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. The Committee on Appropriations offers
26. three amendments.

27. PRESIDENT:

28. Senator Rock.

29. SENATOR ROCK:

30. Yes, I wonder if, Mr. Secretary, can you indicate in what...
31. which order they are? I have four different amendments in my book...

32. SECRETARY:

33. Number...No. 1 is amends Senate Bill 632 by deleting Sections 4,

1. 5, and 6 and...

2. SENATOR ROCK:

3. Thank you. I would move, Mr....Mr. President, the adoption of
4. Amendment No. 1 which merely sets out in greater specificity and
5. detail the amount of the grants that are handled by the Bureau of the
6. Budget. They are grants-in-aid under the Office of...under the
7. Federal Comprehensive Employment and Training Act. We have taken the
8. thirty-seven plus million dollars in Federal money and merely line
9. itemed and detailed...its purposes, and I would move the adoption of
10. Amendment No. 1.

11. PRESIDENT:

12. Senator Rock moves the adoption of Amendment No. 1 to Senate
13. Bill 632. All in favor will say Aye. Opposed Nay. The Ayes have
14. it. Amendment No. 1 is adopted. Amendment No. 2, Senator Rock.

15. SECRETARY:

16. Amendment No. ...Amendment No. 2, Senator Rock, reads - amends
17. Senate Bill 632 on Page 2 by deleting Lines 11 and 13 and inserting...

18. PRESIDENT:

19. Senator Rock.

20. SENATOR ROCK:

21. Thank you, Mr. President. Amendment No. 2 deletes the funds
22. which had been included for the expenses related to the sale of
23. Series C transportation bonds. That program met its demise. There
24. are no Series C bonds. So...so, this...this money is just unnecessary.
25. I would move the adoption of Amendment No. 2.

26. PRESIDENT:

27. Any discussion? Senator Rock moves the adoption of Amendment
28. No. 2 to Senate Bill 632. All in favor will say Aye. Opposed Nay.
29. The Ayes have it. Amendment No. 2 is adopted. Amendment No. 3.
30. Senator Rock.

31. SECRETARY:

32. Amendment...Amendment No...

33. SENATOR ROCK:

1. Amendment No. 3 is, I believe, the six percent reduction in the
2. General Revenue Fund, operations request of the bureau. This was
3. put on at their request in accordance with the Governor's mandate,
4. and I would move the adoption of Amendment No. 3.

5. PRESIDENT:

6. Any discussion? Senator Rock moves the adoption of Amendment
7. No. 3 to Senate Bill 632. All in favor will say Aye. Opposed Nay.
8. Amendment No. 3 is adopted.

9. SECRETARY:

10. Amendment No. 4 offered by Senator Johns.

11. PRESIDENT:

12. One moment. Senator Rock.

13. SENATOR ROCK:

14. I...I do have another amendment up there, I'm told, and I would
15. just...it's just a technical amendment. I'd like to put that on as
16. No. 4 before...I understand there are two additional Floor amendments.
17. One from Senator Johns and one from Senator Weaver. So, let's get
18. No. 4 on.

19. PRESIDENT:

20. Amendment No. 4.

21. SENATOR ROCK:

22. Thank you. Amendment No. 4 makes two technical changes in the
23. bill. It merely corrects some...some clerical errors. I would move the
24. adoption of Amendment No. 4.

25. PRESIDENT:

26. Senator Rock moves the adoption of Amendment No. 4 to Senate
27. Bill 632. All in favor will say Aye. Opposed Nay. Amendment No. 4
28. is adopted. Amendment No. 5, Senator Johns.

29. SENATOR JOHNS:

30. Mr. President, this amendment has been approved by Senator
31. Rock I'm told, and it specifies the amount allocated to the twenty-
32. four Illinois community action agencies.

33. PRESIDENT:

Any discussion?

SENATOR JOHNS:

I move for the adoption.

1. PRESIDENT:

2. Senator Johns moves the adoption of Amendment No. 5 to Senate
3. Bill 632. All in favor will say Aye. Opposed Nay. Amendment No. 5
4. is adopted. Amendment No. 6, Senator Weaver.

5. SENATOR WEAVER:

6. Thank you, Mr. President. This amendment eliminates the State
7. Economic Opportunity Office from the Governor's Office of Manpower
8. and Human Development. This office originally was part of GOHR and
9. was transferred after the General Assembly declined to appropriate
10. the fund. The amount of money eliminated is five hundred and eighty-
11. nine thousand, a hundred and sixty thousand GRF and four hundred and
12. twenty-nine thousand FEOF. I move its adoption.

13. PRESIDENT:

14. Senator Weaver moves the adoption of Amendment No. 6 to Senate
15. Bill 632. Senator Rock.

16. SENATOR ROCK:

17. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
18. This is the amendment we...we talked about in committee. Senator
19. Hynes is in a meeting, but I am sure that he would join with me in
20. resisting the adoption of Amendment No. 6. I think this cut is just
21. simply unwarranted, and I would urge opposition to the adoption of
22. Amendment No. 6.

23. PRESIDENT:

24. Any further discussion? The question is shall Amendment No. 6
25. be adopted. All in favor...Senator Weaver, you may close the debate.

26. SENATOR WEAVER:

27. Well, Mr. President, I'd just like to point out that this amend-
28. ment...this is coordinating agency for CAP and the Governor's Action
29. ...Action Office, and I certainly think that it...past years
30. we've eliminated this outfit and I think we should continue to...to
31. refuse to fund it.

32. PRESIDENT:

33. Senator Demuzio, for what purpose?

SENATOR DEMUZIO:

1. Well, I must take exception with my colleague on the other side
2. of the aisle. The services that are being performed through this
3. agency that he's seeking to eliminate, have been provided similar
4. services back when Governor Ogilvie was Governor. And they do pro-
5. vide a worthwhile service to the community and I have been the
6. recipient of the technical assistance that they have been providing
7. to all administrations, and I join with Senator Rock in resisting
8. this amendment. I think that it ought to be resisted, and I urge
9. my colleagues on this side of the aisle to...to resist it.

10. PRESIDENT:

11. Senator Johns.

12. SENATOR JOHNS:

13. Mr. President, thank you for this privilege to speak about this.
14. This is one of the only agencies in several depressed counties down-
15. state that is viable, and living, and able to do some help under the
16. present physical crisis. It's bringing Federal money into an area
17. and giving jobs to the unemployed that we would just not be able to
18. do otherwise. And I resist this amendment with every effort.

19. PRESIDENT:

20. Senator Smith.

21. SENATOR SMITH:

22. Mr. President, I differ with the speaker who just spoke with
23. regards to the amendment though I did not have the privilege of
24. hearing all of the amendment. I know what it does or attempts to
25. do. I think, I may not be exactly right with that, but I know what
26. it refers to in general terms. I hope that members will see fit to
27. support the position that we have heretofore taken with regards to
28. this particular branch of government. May I ask Senator...what do
29. you seek to do with reference to this bill, just so I'll know for
30. my own...?

31. PRESIDENT:

32. Senator Weaver.

33. SENATOR WEAVER:

1. Well, Senator Smith, this would eliminate a hundred and sixty
2. thousand in General Revenue Funds and four hundred and twenty-nine
3. thousand in Federal Economic Opportunity Funds. Basically, the...
4. the old GOHR Program.

5. PRESIDENT:

6. Senator Smith.

7. SENATOR SMITH:

8. Mr. Chairman, what I then will say is that last year the Body
9. saw fit to strike the entire appropriation, and his Excellency found
10. it to his advantage, at least he thought his advantage and perhaps
11. it was, to continue the office and it was dispersed and the employees
12. were still paid from funds that had been appropriated for other pur-
13. poses which indicated to me that however much you cut these budgets
14. that there's always somewhat...some are pleased to call fact. He
15. had sufficient fact then, and whatever the appropriation is generally
16. I would say that he has enough for the purpose of carrying on the
17. office, and I hope that the amendment will be supported.

18. PRESIDENT:

19. Any further discussion? The question is shall Amendment No. 6
20. be adopted. Those in favor will vote Aye. Opposed will vote Nay.
21. The voting is open. Have all voted who wish? Take the record. On
22. this question, the Ayes are 23, the Nays are 22. The motion is
23. adopted. A verification has been requested. A verification...will
24. the members be in their seats. A verification of the affirmative
25. vote is requested. The Secretary will read the affirmative votes.

26. SECRETARY:

27. The following voted in the affirmative:

28. Cell, Berning, Clarke, Davidson, Glass, Graham, Harber Hall,
29. Kosinski, Latherow, Merritt, Mitchler, Howard Mohr, Don Moore,
30. Nimrod, Nudelman, Ozinga, Palmer, Philip, Schaffer, Smith, Soper,
31. and Weaver.

32. PRESIDENT:

33. Is Senator Schaffer on the Floor? Strike...strike him from the

9-15
5/11/98
David R. ...

1. roll call. Oh, he's over here. Alright. Is Senator Don Moore
2. on the Floor? Is Senator Palmer on the Floor? Strike him from the
3. roll call. Senator Philip on the Floor? Strike him from the roll
4. call. Senator Terrel Clarke on the Floor? Strike him from the
5. roll call. On this...question...the question has been raised for the
6. verification of the negative vote.

7. SECRETARY:

8. The following voted in the negative:

9. Brady, Bruce, Buzbee, Carroll, Chew, Demuzio, Donnewald, Egan,
10. Kenneth Hall, Hickey, Hynes, Johns, Joyce, Knuppel, Lane, McCarthy,
11. Morris, Netsch, Rock, Vadalabene, Wooten, Mr. President.

12. PRESIDENT:

13. Is Senator...Senator Bruce is on the Floor. Is Senator...Senator
14. Chew on the Floor? Senator, we do not count you unless you are on
15. ...inside the rail. Senator Vadalabene crawled under. Now, who
16. else? Senator Hynes is here. Senator Chew...is Senator Chew here?
17. I have not taken him off. I've not taken off any negative yet.
18. Senator Chew. Is Senator Chew here? Strike him from the roll call.
19. Senator...Senator Clarke is here. That's correct. We did not
20. strike Senator Mitchler in the first instance. He was not struck.
21. Now, the Chair is, and I'll ask the Secretary to verify this, three
22. people were stricken from...struck from the affirmative roll call,
23. one of them is now here which makes the affirmative vote 21. Were
24. ...were there any struck on the negative? 1 struck on the negative
25. which makes that 21. The amendment failed. 21-21, the amendment
26. fails. There won't be any Postponing Consideration now. Believe
27. that. Any further amendments? 3rd reading. Senate Bill 1498, Senator
28. Hynes.

29. SENATOR HYNES:

30. Would you move...did you read the bill a second time?

31. PRESIDENT:

32. Not yet. We will in a moment.

33. SECRETARY:

June 19-75
SB 1498
2nd Reading

- 1. Senate Bill 1498.
- 2. (Secretary reads title of bill)
- 3. 2nd reading of the bill. The Committee on Appropriations offers
- 4. nine amendments.
- 5. PRESIDENT:
- 6. Senator Hynes. Now, just a moment. Let's take our caucuses to
- 7. a more propitious place. Will the members be in their seats. Senator
- 8. Hynes.
- 9. SENATOR HYNES:
- 10. Mr. President, this is the omnibus commission bill and these
- 11. amendments will be adding the appropriation for regular commissions
- 12. or those that have been approved in this Session by the General
- 13. Assembly. I will bring the bill back again from 3rd reading if it
- 14. is desired, because I think there may be some additional amendments
- 15. forthcoming and some changes possibly in the amounts in the bill.
- 16. But I would like to get it on 3rd reading so that we can say that...
- 17. the first...Amendment No. 1 is three hundred and fifty thousand
- 18. dollars for the Transportation Study Commission which makes the bill
- 19. conform to the House version. I move its adoption.
- 20. PRESIDENT:
- 21. Senator Hynes moves the adoption of Amendment No. 1 to House
- 22. Bill 1498. All in favor will say Aye. Opposed Nay. Amendment No. 1
- 23. is adopted. Amendment No. 2, Senator Hynes.
- 24. SENATOR HYNES:
- 25. Amendment No. 2 removes the appropriation for the Aerosol and
- 26. Other Pollutants Study Commission and adds the...an appropriation
- 27. of twenty-five thousand dollars for the State Employees Group Insur-
- 28. ance Advisory Commission, and I move its adoption.
- 29. PRESIDENT:
- 30. Senator Hynes moves the adoption of Amendment No. 2 to Senate
- 31. Bill 1498. All in favor will say Aye. Opposed Nay. Amendment No. 2
- 32. is adopted. Amendment No. 3, Senator Hynes.
- 33. SENATOR HYNES:

June 19-75
SB 1498
2nd Reading

1. Amendment No. 3 would add ten thousand dollars for the Park
2. District Problems Study Commission, and I'd move its adoption.

3. PRESIDENT:

4. Senator Hynes moves the adoption of Amendment No. 3 to Senate
5. Bill 1498. All in favor will say Aye. Opposed Nay. Amendment No. 3
6. is adopted. Amendment No. 4, Senator Hynes.

7. SENATOR HYNES:

8. Amendment No. 4 is...deals with the Pension Laws Commission and
9. increases it to seventy-eight thousand six hundred which is the
10. amount in the House Bill in their original request. And I'd move
11. its adoption.

12. PRESIDENT:

13. Senator Hynes moves the adoption of Amendment No. 4 to House
14. Bill...Senate Bill 1498. All in favor will say Aye. Opposed Nay.
15. Amendment No. 4 is adopted. Amendment No. 5, Senator Hynes.

16. SENATOR HYNES:

17. Amendment No. 5...it...it increases the appropriation for the
18. Commission of Economic Development to sixty-five thousand and adds
19. a reappropriation for the Space...Space Needs Commission in the
20. amount of two million five hundred thousand for land acquisition and
21. some hundred thousand for operations. I move the adoption.

22. PRESIDENT:

23. Senator Hynes moves the adoption of Amendment No. 5 to Senate
24. Bill 1498. All in favor will say Aye. Opposed Nay. Amendment No. 5
25. is adopted. Amendment No. 6, Senator Hynes.

26. SENATOR HYNES:

27. Amendment No. 6 is the appropriation for the Land Use Study
28. Commission and the Electronic Funds Transfer Systems Study Commission.
29. Move its adoption.

30. PRESIDENT:

31. Senator Hynes moves the adoption of Amendment No. 6 to Senate
32. Bill 1498. All in favor will say Aye. Opposed Nay. Amendment No. 6
33. is adopted. Amendment No. 7, Senator Hynes.

June 19-75
SB 1498
2nd Reading

1. SENATOR HYNES:

2. Amendment No. 7 is an appropriation of seventy-four thousand
3. dollars to the Illinois Pollution Control Financing Authority for
4. its ordinary and contingent expenses. This is necessary because in
5. their bill which passed the Senate, we required them to henceforward
6. have an appropriation for the General Assembly for operations. They
7. had not done this in the past, and this is their operating money.
8. And I'd move the adoption of Amendment No. 7.

9. PRESIDENT:

10. Senator Hynes moves the adoption of Amendment No. 7 to Senate
11. Bill 1498. All in favor will say Aye. Opposed Nay. Amendment No. 7
12. is adopted. Amendment No. 8, Senator Hynes.

13. SENATOR HYNES:

14. Would you read the amendment please?

15. SECRETARY:

16. Amend Senate Bill 1498 by inserting immediately following
17. Section 2 the following. The following named sums, in addition to
18. the amounts otherwise appropriated, and appropriates the respective
19. retirement system boards of trustees in the retirement contribution
20. by the State of Illinois. The Board of Trustees Teachers Retirement...

21. PRESIDENT:

22. Senator Hynes.

23. SENATOR HYNES:

24. This amendment...this amendment was defeated in the committee,
25. and it should not be...is that shown as a committee amendment? Well,
26. then I move to Table Amendment No. 8.

27. PRESIDENT:

28. Senator Hynes moves to Table Amendment No. 8. Any discussion?
29. All in favor say Aye. Opposed Nay. Amendment No. 8 is Tabled.
30. Amendment No. 9. Senator Hynes.

31. SENATOR HYNES:

32. Amendment No. 9 is the appropriation for two hundred thousand
33. from General Revenue and two hundred thousand from Federal Funds for

Jan 19 75
SB 498
2nd reading

1. the Legislative Advisory Commission on Public Aid and I move its
2. adoption.
3. PRESIDENT:
4. Senator Hynes moves the...
5. SENATOR HYNES:
6. It's to pay off the Federal Grant.
7. PRESIDENT:
8. Senator Hynes moves the adoption of Amendment No. 9. All in
9. favor will say Aye. Opposed Nay. Amendment No. 9 is adopted. Any
10. further amendments? Any amendments from the Floor? 3rd reading.
11. House Bill 1505. Read the bill.
12. SECRETARY:
13. Senate Bill 1505.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17. Any amendments from the Floor? 3rd reading. Senate Bills on
18. 3rd reading. Senate Bill 635, Senator Rock.
19. SECRETARY:
20. Senate Bill 635.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDENT:
24. Senator Rock.
25. SENATOR ROCK:
26. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
27. Senate Bill 635 is the appropriation for the ordinary and contingent
28. expenses of the Department of Children and Family Services in the
29. total amount of a hundred and eighteen million dollars. This bill
30. was in committee for some five weeks. It has undergone sixteen
31. amendments. I think it's been well scrutinized and I would urge a
32. favorable vote.
33. PRESIDENT:

1. Any discussion? Senator Harber Hall.

2. SENATOR HALL:

3. Well, Mr. President and fellow Senators, I'm very concerned
4. about the Department of Children and Family Services in one respect.
5. We have in Bloomington and Normal and Champaign and Peoria and
6. Chicago some childrens' homes called Kaleidoscope, Kaleidoscope
7. Browndale. This program, actually, originated as a brainchild of
8. two dedicated State childrens' workers at Illinois State Soldiers'
9. and Sailors' Children's School who conceived that there might be a
10. better way to handle difficult children than any that had been
11. devised. They entered into a contract with the State of Illinois
12. to start up such a program, and it seemed to have promise. Then a
13. promoter from the Canada...from the country of Canada came down and
14. apparently bought the idea and the organization of Kaleidoscope, and
15. is now promoting it throughout the United States as Kaleidoscope
16. Browndale or Browndale something else, and he sees in it an oppor-
17. tunity to get rich quick, and I think he has succeeded. And here's
18. what he does, he talks to the State of Illinois, as a good example,
19. into entering into a contract with his corporation. He espouses
20. that that corporation is a not-for-profit corporation, and he
21. charges the State of Illinois to his not-for-profit corporation
22. sixty-six dollars per day for each child kept in a therapeutic
23. home - a nice sounding term that would engender the confidence
24. of anyone just on the basis of the sound of the name. So we
25. have five children in a home, a residence, a normal, typical, single,
26. family dwelling that the State pays sixty-six dollars per day for
27. the care of each of the five children - three hundred and thirty
28. dollar per day to operate a single family home. Now, we...the
29. program as of now is not too far along. I've already told you where
30. some of the homes are. There are many problems, aside from the
31. terrible cost, there are many problems with Kaleidoscope. There are
32. the problems of dope. There are problems of mistreatment of children.
33. There are problems of possible needless expansion of the program and

1. the needless additional cost. There are problems of buying equipment
2. that isn't needed. For example, every home has a station wagon full-
3. time assigned to that home, and there are lots of problems with it.
4. Now the Department will say that - well, some of these children were
5. turned down by other agencies normally accepting needy children. I
6. say if that is indeed a problem with it, that the State should provide
7. their own home, a State institution, which we have several of, and that
8. we could equip to take care of children no matter what their needs are
9. if there aren't private agencies volunteering. But, my principal
10. answer to that charge is that we have private agencies who are being
11. deprived of children that they want to take care of and they're being
12. removed from private agencies who take care of them at a very nominal
13. and realistic cost. I have talked to the Director of the Department
14. of Children and Family Services about this on more than one occasion.
15. The Director is highly respected and I join in those who do respect
16. her, and she's hard working, and I believe she does an outstanding
17. job in her position as Director, excepting I fail to recognize why
18. the Department continues to pay out sixty-six dollars a day. I visited
19. these homes. They're children that would be, seemingly to my knowledge,
20. and I'm obviously not an authority on behavioral patterns of children,
21. but I visited and talked with children in these homes and I see no
22. reason why...I haven't found one child who I thought was beyond the
23. ability to care for in any ordinary, now existing institution operating
24. for that purpose. And so, with this exception that I have, in the
25. appropriation for the Department of Children and Family Services, I
26. say fine. In this case, I say a bad decision has been rendered to
27. provide, knowingly, an amount of sixty-six dollars a day, three hundred
28. and thirty dollars per day, per home to a so-called not-for-profit
29. institution who we know is paying out most all of that money to a
30. profit making, out of this country corporation bent and designed to
31. make huge profits, is wrong. I'm asking with my vote of No for this
32. appropriation, that the Director immediately subsist in signing
33. contracts and approving contracts for Kaleidoscope Browndale.

1. PRESIDENT:

2. Any further discussion? Senator Rock.

3. SENATOR ROCK:

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

5. I share to a certain extent Senator Hall's concern. The subject of
6. Browndale Kaleidoscope being the recipient of purchase care agreement
7. with the State of Illinois is not a new one. Some of us have been
8. working around this problem for about the last thirteen months. This
9. is, in fact, a company based in Canada, and they have, in fact, come
10. into the State of Illinois. There is a home in my district in Oak
11. Park. There's also one in Maywood. There are a number of them. One
12. of the problems that Browndale and other institutions have had is that
13. when they attempt to set up a group home in a community, they
14. meet with community resistance, because the people in the local
15. community don't want that kind of quasi institution or any other
16. kind, frankly, in their super residential neighborhoods. So many
17. of the allegations, unfortunately, are simply not based upon fact.
18. The amount of sixty-six dollars a day, I think, is overestimated
19. by the figures that I have had. We have caused an audit to be
20. made of Browndale Kaleidoscope and their operation in Illinois, and
21. I will be happy to provide Senator Hall or any other member with a
22. copy of that audit. The fact that it is a not-for-profit company,
23. I do not think, at least based on that audit, that there is anything
24. untoward in their operation. Now we may not agree with the philo-
25. sophical basis under which they operate, but that's quite another
26. question. They are in the business of providing group homes for
27. wards of the State. Now whether or not the local community wishes
28. to change their zoning ordinance and provide a facility for these group
29. homes is a decision that, in fact, is left to the local communities.
30. But I think to...to vote No on this entire appropriation, when, in
31. fact, the contract with Browndale Kaleidoscope is renewable yearly,
32. it will, in fact, be...it is under study right now prior to its July
33. 1 renewal date. I think it's simply a mistake. Many of these so-

1. called facts are, in fact, merely allegations. The Director has
2. this matter under study, and I would urge a favorable vote.

3. PRESIDENT:

4. Senator Graham.

5. SENATOR GRAHAM:

6. I agree with Senator Rock when he says that we perhaps would
7. be ill-advised to attempt to beat this appropriation bill. I want
8. to remind the General...the members of the Senate that some two
9. years ago, despite the fact that the Department of Children and
10. Family Services had run afoul of many people up until that time, we
11. complicated our problem by the absolute obstinance of the Governor
12. to listen to reason. That's the time when he brought in the trouble-
13. some twins, Gary Miller from Massachusetts, Dave Fogel from Minnesota,
14. and we started our, not gradual, a rapid deterioration of programs
15. so that these two gentlemen could start building their own empires
16. despite the fact that in one case, the Senate said no to one and
17. should have said no to the other. We started then down the wrong
18. road. I've had many conversations with the Director, and she has a
19. twofold problem. First she tried to put this thing back together
20. after the disastrous effect of the Massachusetts Plan and to try to
21. keep it going in a time when our economy and problems are great. I
22. suggest to her also that in the area of a noncommunity acceptance to
23. some of these group homes that she'd be well-advised to have some of
24. those people, the personnel, to dress like they're supposed to dress,
25. wash their faces and comb their hair or have it cut so that people
26. could really tell who they are. She's agreed that she would address
27. herself to this problem in the best manner possible, and I guess that
28. we have to place our trust in Director Leahy for the next year, and
29. we'll bring her before the mast again when the next appropriation comes
30. up.

31. PRESIDENT:

32. Senator Howard Mohr.

33. SENATOR MOHR:

1. Yes, Mr. President, I would agree wholeheartedly with the
2. statements made by Senator Hall and...with regard to Senator Rock's
3. statement and the problem with zoning. That isn't the only problem
4. that the communities are having, Senator. Last year at the Appropria-
5. tions Committee, Mr. Miller, Director Miller at the time, stated that
6. or misstated the...the figure of Browndale when asked if they were
7. paying sixty dollars a day, he said no, they were not. Not only
8. were they paying sixty dollars at that time, now under Director Leahy,
9. they're paying sixty-six dollars a day. We have been in touch with
10. Director Leahy and she does have some reservations with this operation
11. at this time, and if we had a little more time, I'm sure that many of
12. us would like to hold this bill for future consideration by Director
13. Leahy on this matter. Time is growing short. We are going to be in
14. touch with the Appropriations Committee in the House to give them
15. our file on this subject, and going...and are, in fact, in touch with
16. Director Leahy this morning on this very subject. It does bear need
17. for serious review, and we're going to stay on top of it. And I
18. would suggest, Senator Hall, that there will be amendments in the
19. House and when it comes back over here, if we have not been satisfied
20. by that time, why then refer it to a conference committee and perhaps
21. we can get the problems worked out.

22. PRESIDENT:

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

24. SENATOR ROCK:

25. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
26. I would just urge a favorable vote. The clientele served by this
27. Department now approaches thirty thousand children who are, in fact,
28. declared wards of the State. This money is absolutely necessary,
29. and I would urge a favorable vote.

30. PRESIDENT:

31. The question is shall Senate Bill 635 pass. Those in favor will
32. vote Aye. Opposed Nay. The voting is open. Have all voted who
33. wish? Take the record. On this question, the Ayes are 51, the Nays

1. are none, with 4 Voting Present. Senate Bill 635 having received
2. a constitutional majority is declared passed. Senate Bill 1504,
3. Senator Carroll. Senator Carroll is recognized.
4. SECRETARY:
5. Senate Bill...
6. SENATOR CARRÓLL:
7. I would ask leave, Mr. President, to re-refer that to the
8. Committee on Revenue.
9. PRESIDENT:
10. Senator Carroll seeks leave to re-refer Senate Bill 1504 to
11. the Committee on Revenue. All in favor will say Aye. Opposed Nay.
12. The bill is re-referred to the Committee on Revenue. Senator
13. Latherow.
14. SENATOR LATHEROW:
15. Mr. President, I'd like to rise on a point of personal privilege.
16. PRESIDENT:
17. State your point, Senator.
18. SENATOR LATHEROW:
19. Standing behind me is one of our old Pages, you remember those
20. of you here in '66, is Keith Siverts is back visiting us today.
21. PRESIDENT:
22. Glad to have him here.
23. SENATOR LATHEROW:
24. He's proceeding in the field of law now over at the University
25. of Illinois.
26. PRESIDENT:
27. Very good. The Chair would like to make an announcement with
28. reference to the schedule. Many have made inquiries as to what we
29. project as the schedule for the rest of the week. We will work
30. straight through today until 4:30. We'll take a two hour break for
31. dinner and return at 6:30. We'll work till about 9:30 or 10:00
32. o'clock tonight. Tomorrow we will work from 9:00 to approximately
33. 5:00 or 6:00 in the afternoon and no night Session. We'll work

1. Saturday morning from 9:00 till 2:00 in the afternoon. Hopefully,
2. this will avoid our having to work on Sunday, and then we would
3. return again of course on Monday at 9:00. For what purpose does
4. Senator McCarthy arise?
5. SENATOR MCCARTHY:
6. I...I wonder if you would repeat it so that we could write
7. it down.
8. PRESIDENT:
9. We'll work today until 4:30. There'll be a two hour break for
10. dinner, and we'll return at 6:30 and work till approximately 9:30 or
11. 10:00 tonight. Tomorrow, we'll work from 9:00 in the morning till
12. 5:00 or 6:00 tomorrow afternoon, and no Session Friday night, and
13. Saturday, we'll work from 9:00 till 2:00 and hopefully no Session on
14. Sunday. 9:00 o'clock on Monday. There's a photographer here from the
15. AP who wants to take some still pictures. Is there leave? Leave.
16. I don't know if they're in color or not, Senator Johns. House Bills
17. on 3rd reading. House Bill 1790, Senator Savickas. House Bill 1795,
18. Senator Wooten.
19. SECRETARY:
20. House Bill 1795.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDENT:
24. Senator Wooten.
25. SENATOR WOOTEN:
26. Yes, Mr. President and colleagues, this is substantially the
27. same bill that we passed in Senate form. The difference is that
28. there are eighteen committee members rather than sixteen, although the
29. Senate Bill has now been amended in the House to conform to that.
30. I'd be glad to answer any questions, otherwise, I'd request a favor-
31. able roll call.
32. PRESIDENT:
33. Senator Sommer.

1. SENATOR SOMMER:

2. Senator Wooten, is this the same great outfit that keeps trying
3. to send all that water down the Illinois River, trying to flood out
4. all the farms down there? Not have anybody on the commission who's
5. going to be flooded out, but they're going to send it down anyway.
6. Is that the same great outfit?

7. PRESIDENT:

8. Senator...Senator Wooten.

9. SENATOR WOOTEN:

10. Senator Sommer, I resist the suggestion that those of us on
11. the present commission have attempted to flood you out. I certainly
12. have opposed all such measures, and I don't believe we have backed
13. any, but this will be...this will be a new commission, and it starts
14. out with a clean slate.

15. PRESIDENT:

16. Senator Sommer.

17. SENATOR SOMMER:

18. Senator Wooten, is this the same great outfit that went to
19. Washington numerous times and lobbied to send water down the Illinois
20. River? Spent taxpayers' money in this State to go down there and not
21. tell anybody until after they got back?

22. PRESIDENT:

23. Senator Wooten.

24. SENATOR WOOTEN:

25. This is a new commission, and whatever sins or whatever virtues
26. you may attribute to the old commission, I...I would say we would
27. like to grant some absolution to and say that we're starting with a
28. clean slate.

29. PRESIDENT:

30. Senator Mitchler.

31. SENATOR MITCHLER:

32. Maybe I can respond to Senator Sommer's inquiry. The Illinois
33. Water Pollution and Water Resources Commission which has as a

1. permanent commission been...active since 1965, has been working with
2. the Illinois Division of Water Resources. The various communities
3. in the northeastern section of Illinois who find they have a very
4. serious ground water and clear water supply for industrial and domestic
5. use. We have been working with the Great Lakes Basin Commission.
6. We've been working with the City of Chicago, Mayor Daley, with the
7. members of Congress representing the State of Illinois, specifically,
8. Congressman Dan Rostenkowski, and the Public Water Commission of
9. Will County. Just about everybody that is concerned with the avail-
10. ability of good, clean water for industrial and domestic use. And one
11. of the areas that we have found is the most attractive is the Great
12. Lakes Basin, specifically, Lake Michigan. Lake Michigan has blessed
13. us with a...an abundance of good, fresh, clean water, and through
14. activity of the Illinois Water Pollution and Water Resources Commission
15. shortly after its organization in 1965, the Commission was instru-
16. mental in being the catalyst for stopping all dumping and discharge
17. into Lake Michigan, thereby saving Lake Michigan from contamination
18. as has occurred in Lake Erie and some of the other Great Lakes and
19. other bodies of water in the United States. However, the reason that
20. we wanted to save Lake Michigan is not only for recreational purposes,
21. but also the fact that someday we are going to have to utilize that
22. great body of water to supply the nourishment to the bodies of the
23. citizens in the northeastern section of Illinois. Through the Judge
24. Marris case, there is a limited amount of water to be diverted
25. from Lake Michigan, thirty-two hundred cubic feet per second to be
26. specific. Now, it is true that the Illinois Water Pollution and
27. Water Resources Commission has testified before Congressional
28. committees working with the Great Lakes Basin Commission as had
29. other governmental units of the State of Illinois to request an
30. increase of up to ten thousand cubic feet per second of water diver-
31. sion for use by the State of Illinois. This would be administered
32. as to the time and control by the Army Corps of Engineers and the
33. Illinois Water Resources Division of the Department of Transportation.

1. This does not mean that we would open up the flood gates and flood
2. the southern part of Illinois or those downstream on the Illinois
3. River. I might point out that all of the diversion is monitored
4. at Lockport, and actually, what is included in the amount of water
5. that is considered to be diverted from Lake Michigan, the thirty-
6. two hundred cubic feet, is much of the runoff due to heavy rains
7. and storm runoff that gets into the canal and is monitored at...at
8. Lockport. Actually, the full thirty-two hundred cubic feet per
9. second is not discharged from Lake Michigan downstream. I just
10. want to assure Senator Sommers and anybody else that is worried
11. about any attempt on the part of the Illinois Water Pollution and Water
12. Resources Commission in the past to have diverted water from Lake
13. Michigan to flood the downstate area would be erroneous. The
14. problem is not from the diversion of water from Lake Michigan. It's
15. ...the problem comes from the lack of the separated storm and sani-
16. tary sewers in the densely populated area of the metropolitan area
17. in northeastern section of Illinois including the City of Chicago.
18. And the Deep Tunnel Project, if the City of Chicago and the Metro-
19. politan Sanitary District is undertaking...

20. PRESIDENT:

21. Senator, your time has expired.

22. SENATOR MITCHLER:

23. ...is going to be a monumental achievement in this area.

24. Thank you.

25. PRESIDENT:

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well, of course, I think it was, and I'm sincere about it, I
29. think it was presumptive of...of a state-wide commission to appear
30. in Washington to testify in favor of the discharge of more water
31. down the Illinois waterway when for the last two years all those
32. thousands and thousands of acres of farmland have been inundated
33. and have been pumping additional water just to be able to farm or

1. to reduce the water level. I think also that I'd like to know
2. from Senator Mitchler if this is the same commission that he's been
3. Chairman of that was to be replaced by the commission that was
4. included in a bill sponsored by Senator Rock or are we going to have
5. two commissions here now? Could you answer that question please?

6. PRESIDENT:

7. Senator Mitchler.

8. SENATOR MITCHLER:

9. Well, it's apparent, Senator Knuppel, that there's been a
10. change in the makeup of both the House, the Senate, and it is the
11. determination of those now in the majority that they would like to
12. have a differently structured commission. And two bills, one that
13. was introduced in the House and one in the Senate, one by Represent-
14. tative Madigan and one by Senator Rock, they are identical. The
15. Senator Rock Bill has passed out. This is the House Bill to create
16. a new commission. Now...

17. SENATOR KNUPPEL:

18. Will...will this...will this commission then take over the
19. function of the now defunct commission which went to Washington and
20. testified?

21. SENATOR MITCHLER:

22. No, the commission is not defunct yet. It still exists. It's
23. a permanent commission. If this bill and the Senator Rock Bill are
24. approved by the Governor, it would repeal the language in the former
25. Illinois Water Pollution and Water Resources Commission Act and put
26. in new language, new makeup and so forth.

27. SENATOR KNUPPEL:

28. Well, it's really a simple question. Are we going to end up
29. with two commissions or one?

30. SENATOR MITCHLER:

31. You wind up with one commission.

32. SENATOR KNUPPEL:

33. Okay.

1. SENATOR MITCHLER:

2. But, let me further explain this, Senator, and I think this
3. alludes to your question. In addition to this commission, you have
4. fragment...fragmented commissions, for example, the Lake Michigan
5. Shoreline Erosion Commission, the Chain of Lakes Study Commission.
6. You have a number of commissions that address themselves to identical
7. problems that are handled...that...or will be handled by this new
8. commission and have been handled by the previous commission.

9. SENATOR KNUPPEL:

10. Well, I think the statement that this commission is going to
11. replace that commission that went to Washington and testified against
12. my people is grounds enough to vote for this commission and hope
13. that it's got better judgement, and realize that there's a whole
14. total State of Illinois and that a lot of it's strung out along the
15. Illinois River which is the aorta of commerce and of this very State,
16. and that all the water you can let out of Lake Michigan under any
17. kind of a controlled program going to amount to like trying to run
18. water through a hose and drain a...a lake about five miles across.
19. You can't take it down any, and I...I just don't think that...that
20. if we ought to have commissions doing that without some authority
21. here to take it on themselves to make a study, yes, but to go to
22. Washington and make recommendations, no. I'll probably be voting
23. for this bill to get rid of the other...get rid of the other commis-
24. sion then. Thank you.

25. PRESIDENT:

26. Senator Bell.

27. SENATOR BELL:

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

29. PRESIDENT:

30. State your point.

31. SENATOR BELL:

32. Thank you, Mr. President and members of the Senate. I'd like
33. to bring to your attention to the southwest Gallery. We have a group

1. from West View Junior High School in Romeoville in the great county
2. of Will lead by their teacher Mr. Jay Vidmeyer. I wonder if the
3. members of the Senate would be kind enough to give them an acknow-
4. ledgement.

5. PRESIDENT:

6. Would they stand and be recognized by the Senate. Senator
7. Weaver.

8. SENATOR WEAVER:

9. I move the previous question, Mr. President.

10. PRESIDENT:

11. All in favor will say Aye. Opposed Nay. Senator Wooten may
12. close the debate.

13. SENATOR WOOTEN:

14. Request a roll call.

15. PRESIDENT:

16. The question is shall House Bill 1795 pass. Those in favor
17. will vote Aye. Opposed Nay. The voting is open. Have all voted
18. who wish? Senator Mitchler.

19. SENATOR MITCHLER:

20. For some reason or other I'm pushing my button, but it's not
21. being recorded...my key is not...

22. PRESIDENT:

23. Are you at your own desk, Senator?

24. SENATOR MITCHLER:

25. I was in conversation.

26. PRESIDENT:

27. Did yours have a nameplate on it?

28. SENATOR MITCHLER:

29. That coat of yours is just blinding me today.

30. PRESIDENT:

31. Have all voted who wish? Take the record. On this question,
32. the Ayes are 44, the Nays are 6, with 1 Voting Present. House
33. Bill 1795 having received a constitutional majority is declared

1. passed. House Bill 1821, Senator Glass.
2. SECRETARY:
3. House Bill 1821.
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDENT:
7. Senator Glass.
8. SENATOR GLASS:
9. Thank you, Mr. President. And let me before I discuss this
10. bill compliment you on your...and your grandmother on the fine choice
11. of sport coats. I think...
12. PRESIDENT:
13. You're not doing so shabby yourself, Senator.
14. SENATOR GLASS:
15. Thank you, Mr. President. House Bill 1821 has been amended to
16. the satisfaction, I believe, of the Chairman of the Insurance
17. Committee and the Insurance Committee generally. It does amend the
18. Fair Plan to include homeowner's insurance. It sets up separate
19. funds for the existing insurance and the homeowner's insurance and
20. as amended, I believe that is all the bill does. I would ask for
21. a favorable roll call.
22. PRESIDENT:
23. Senator Wooten.
24. SENATOR WOOTEN:
25. Senator Glass, was not the original purpose of this bill...the
26. principal purpose to place two public members on the board, and has
27. that not now been amended out, two members but not public members?
28. PRESIDENT:
29. Senator Glass.
30. SENATOR GLASS:
31. Senator Wooten, that was one of the two purposes of the bill,
32. yes, and the Insurance Committee did amend that. I did not offer
33. the amendment, but it was put on by the committee to eliminate that

1. provision. The rationale for it being that the funds involved are
2. not public funds. The money is all put up by the various insurance
3. companies, and the committee put on that amendment eliminating the
4. public members leaving, however, what I think is a good provision in
5. the bill and that is to include the homeowner's insurance in the Fair
6. Plan.

7. PRESIDENT:

8. Senator Morris.

9. SENATOR MORRIS:

10. Thank you, Mr. President. I'm going to have to vote against
11. this bill because of what Senator Glass just said about the public
12. members being removed, and the committee I opposed removing the
13. public members. I believe that we ought to let the public have a
14. say in some of the governmental operations we have, and I think since
15. that was one of the two key purposes of the bill and the bill has
16. been half gutted, it's not worth voting for any longer.

17. PRESIDENT:

18. Senator Harris.

19. SENATOR HARRIS:

20. Well, I want the...the Senate to understand that we're not
21. talking about governmental operations here. We're talking about a
22. socialized program that is financed completely from assessments
23. that premium payers in Illinois pay. There isn't public money
24. involved here and it's a tremendously technical responsibility, and
25. this Fair Plan is working well. And one of the reasons it's working
26. well is it's being governed and administered by men of extremely
27. technical capability, and there is not public money involved here,
28. and that amendment was sound and ought to be supported, and this
29. bill is fine in the shape it's in.

30. PRESIDENT:

31. Senator Bell.

32. SENATOR BELL:

33. Thank you, Mr. ...thank you, Mr. President. Members of the

1. Senate, I'm going to rise in opposition in reference to House
2. Bill 1821. I think Senator Morris has addressed himself to the
3. specific point that...that public members have been removed from the
4. bill and thus has circumvented the basic purpose of the bill. But
5. nonetheless, that being the case, 1821 would still be a bad bill and
6. when referring here, I think I may be along with Senator Lane only
7. one of the few practicing agents in the insurance business that's
8. had to work day by day with the problems of the Fair Plan. And it's
9. ...it's a program that's developed over the last several years. It's
10. got a lot of the intricacies worked out, and it is functioning along.
11. It provides as it is right now, fire and extended coverage provisions
12. for those that find difficulty in securing home insurance. Now,
13. Gentlemen, bear with me for just a moment because the cost of that
14. coverage as it currently exists, as it currently exists right now,
15. to the people that don't qualify for homeowner's coverage that can
16. only get insurance on their dwellings under Fair...under the Fair
17. Plan, is of necessity quite high. Now, when you add to it, homeowner's
18. coverage, homeowner's coverage brings in burglary provisions, brings
19. in liability provisions, brings in many other sections that as a
20. package are not provided under the current Fair Plan, but the cost
21. factors are going to escalate tremendously. Many of these people
22. have difficulty in getting just a straight fire and extended coverage
23. that's necessary to cover...provide the necessary coverage for
24. security for their mortgages. It's a tremendous cost to them as it
25. is right now, and they have to provide this for their mortgages.
26. Once you mandate a homeowners there, you're going to almost raise
27. the cost by thirty to forty percent more and they've still got to
28. provide this coverage for the necessity of mortgages. You're doing
29. them an injustice. It's going to be a tremendous cost to the con-
30. sumer, and I would rise in opposition on House Bill 1821. Thank
31. you.

32. PRESIDENT:

33. Senator Glass.

1. SENATOR GLASS:

2. To close the debate, Mr. President, on House Bill 1821, I
3. believe the bill as amended should be passed. It obviously doesn't
4. agree with all the members as you can tell from some of the debate,
5. but it does accomplish a significant improvement in my judgement by
6. the addition of homeowner's insurance to the Fair Plan. As amended
7. the bill did have the support of the witnesses from the industry.
8. I believe it is a good bill and would urge a favorable roll call.

9. PRESIDENT:

10. Any further discussion? The question is shall House Bill 1821
11. pass. Those in favor will vote Aye. Opposed Nay. The voting is
12. open. Have all voted who wish? Take the record. On this question,
13. the Ayes are 34, the Nays are 6, with 6 Voting Present. House Bill
14. 1821 having received a constitutional majority is declared passed.
15. House Bill 1822, Senator Johns.

16. SECRETARY:

17. House Bill 1822.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Johns.

22. SENATOR JOHNS:

23. Thank you, Mr. President and members of the Senate. This is
24. the Consumers' Billing Act. What it does is it establishes protec-
25. tion for the consumer in case he's billed in error. It allows the
26. disposition of credit billing errors which is in substantial harmony
27. with the new Federal legislation which takes effect next October,
28. specifically, on October the 28th, 1975. Be glad to answer any
29. questions about it if you have any, if not, I would appreciate a
30. favorable roll call.

31. PRESIDENT:

32. Any further discussion? Senator Soper.

33. SENATOR SOPER:

1. Well, Mr. President, in all due respect to Senator Johns, you
2. know, we didn't understand what you said. Now, tell us how this...

3. SENATOR JOHNS:

4. Alright, I'll go over it again.

5. SENATOR SOPER:

6. Who pays the cost...

7. PRESIDENT:

8. Just one minute. Just one minute. One minute. Now, will
9. the members be in their seats. Senator Johns.

10. SENATOR JOHNS:

11. What...what we're trying to do with this State legislation is
12. place it as a companion to the Federal legislation which will go
13. into effect October the 28th, 1975. Let me give you an idea. If
14. a consumer within thirty days of the receipt of his bill either
15. writes or calls the creditor and states that he specifically believes
16. there is an error, then the creditor must acknowledge within forty-
17. eight hours the receipt of the consumer inquiry, within ninety days
18. of the receipt of the notice of the consumer and prior to taking any
19. action to collect, the sums involved either...

20. PRESIDENT:

21. For what purpose does Senator...Nudelman arise?

22. SENATOR NUDELMAN:

23. Mr. President, I'd like to be able to vote on these bills and
24. I just can't hear the explanation of the bill by Senator Johns and
25. I would request the Chair to make some order in this room so we can
26. hear the explanation of the bill.

27. PRESIDENT:

28. Will those not entitled to the Floor please leave the Floor,
29. and those who are entitled, please keep quiet.

30. SENATOR JOHNS:

31. Alright, Mr. President, I'll...I'll start...try to start over
32. again, and if I have been going in too much haste, why I'll be glad
33. to slow it down. Alright...

1. PRESIDENT:

2. You haven't been going in too much haste, Senator. It's just
3. that people are disrespectful of others and will not comport them-
4. selves in a way befitting a Senator of the State of Illinois. Now,
5. let's try it again.

6. SENATOR JOHNS:

7. Thank you, Mr. President. Now, if a consumer feels that he has
8. been billed in error from a person that he's doing business with, if
9. he does within thirty days of the receipt of his bill, either writes
10. or calls the creditor and states that he specifically believes there
11. is an error, then the creditor must acknowledge within forty-eight
12. hours the receipt of the consumer inquiry, be within ninety days of
13. the receipt of the notice of the consumer and prior to taking any
14. action to collect the sums involved either - one, make appropriate
15. corrections and mail to the consumer such corrections and show this
16. correction on the next billing statement, or two, send a written
17. notice to the consumer stating the reasons why the creditor feels he
18. believes the amount charged was correct. In any case...in any case,
19. the creditor shall not transmit any unfavorable credit information
20. about the consumer to anyone based upon his failure to pay the amount
21. believed to be in error. Now, the Federal regulations go into effect
22. on October the 28th, 1975. We're trying to make this compatible with
23. the Federal legislation to protect the consumer from being chastised
24. or...or given any bad reputation when he feels that he has a legiti-
25. mate claim to a correction. And that's what this bill is about. It
26. is consumer legislation.

27. PRESIDENT:

28. Senator Donnewald.

29. SENATOR DONNEWALD:

30. Mr. President and members of the Body, the...Senator Johns is
31. absolutely correct there with one exception. The...the bill was
32. amended, Amendment No. 1 to the House Bill 1822, which in fact
33. removed the forty-eight hour period and...and placing in lieu thereof

1. thirty days. Now, what this does, and he stated it properly, it
2. puts this is in exact conformity with the Federal law, and I think
3. it's...excellent legislation and needs support. Thank you.

4. PRESIDENT:
5. Senator Soper.

6. SENATOR SOPER:
7. Well...

8. PRESIDENT:
9. I know he's been up once, but that...you know...Senator Soper.

10. SENATOR SOPER:
11. Right...right now, Senator...thank you, Mr. President. Right
12. now the statute reads a reply must be made sixty days, not ninety
13. days after. I don't know how this helps the consumer. He's left
14. on the hook for ninety days instead of sixty.

15. PRESIDENT:
16. Senator Johns.

17. SENATOR JOHNS:
18. Mr. President, I...I feel like, and as a businessman and having
19. people billed by me, that I can give some assurance that most
20. business relationships could tolerate the thirty days or the sixty
21. days because it requires that in mailing time and going over the
22. records or the books, and I don't feel like that either one is really
23. out of line, but let me state this, Senator Soper. The Federal law...

24. SENATOR SOPER:
25. I...you missed...you didn't get my...quotation. You didn't
26. understand me. I said the law now reads thirty days and sixty
27. days. You had forty-eight hours and ninety days. You left the
28. ninety days in and you put in thirty days to comply with the...with
29. the laws that now exist. But you gave the...you gave the...you gave
30. the creditor ninety days instead of sixty days, so you didn't help
31. the consumer. You...I said you kept him on the hook for thirty
32. more days with this misbilling.

33. SENATOR JOHNS:

1. The Federal legislation is sixty days, and we've made this
2. bill for thirty days.

3. SENATOR SOPER:

4. No, Federal legislation is thirty days and sixty days and you
5. made this, and the State law now is thirty days and sixty days. You
6. made this now thirty days and ninety days.

7. SENATOR JOHNS:

8. Well, let's see if I've got this staff analysis right. Federal
9. law provides the consumer has sixty days to register a complaint,
10. so I'm being told. This bill provides...

11. SENATOR SOPER:

12. Mr. President, why don't you take this out of the record, and
13. we'll...we'll send a staff man over and you can talk...call it later.

14. SENATOR JOHNS:

15. Well, I...I don't know, just a moment. Just a moment. Maybe
16. we can iron this out. We haven't got that kind of time.

17. PRESIDENT:

18. Senator Merritt. Senator Merritt. Senator Johns.

19. SENATOR JOHNS:

20. The Federal legislation is sixty and ours is ninety. That's
21. the only difference, and I don't see a need to take this out of the
22. record and go back through that again. We can handle it right here.
23. Let's run it.

24. PRESIDENT:

25. Any further discussion? Now, don't tell me Senator Soper has
26. been up three times. I know that. Senator Soper.

27. SENATOR SOPER:

28. Well, I helped you with your...your blue blazer there for a
29. while.

30. PRESIDENT:

31. I'm with you, Senator, go right ahead.

32. SENATOR SOPER:

33. I'd like to help him with his blue blazer.

1. PRESIDENT:

2. I don't listen to these kids up here. Go ahead.

3. SENATOR SOPER:

4. If you want...if you want to give the...the creditor ninety
5. days instead of sixty, it's alright with me. I just wanted to point
6. out your error.

7. PRESIDENT:

8. Any further discussion? Senator Merritt.

9. SENATOR MERRITT:

10. Yes, Mr. President and members of the Senate, inasmuch as I
11. was the only one in committee that opposed this, I feel like I should
12. at least make a few brief remarks. I will give Senator Johns and
13. others a lot of credit for the amendment which I think makes the
14. bill much better than it was before, but I'm wondering, Senator, if you'd
15. mind explaining, briefly, inasmuch as you repeal Section 4.2a of the
16. Interest Act which presently provides for some relief in this area,
17. would you touch upon...upon that what you've eliminated by repealing
18. that?

19. PRESIDENT:

20. Senator Johns may close the debate.

21. SENATOR JOHNS:

22. Mr. President, I need to answer Senator Merritt's question.
23. I'm going to...now, Senator Merritt, here's my answer. It repeals
24. an old section, Sir, that was obsolete, obsolete under the new Federal
25. Act, you see.

26. PRESIDENT:

27. Senator Ozinga. Oh, I'm sorry. Senator Merritt.

28. SENATOR MERRITT:

29. Senator Johns, you still didn't answer my question. What have
30. you eliminated in the limited relief that was there?

31. PRESIDENT:

32. Senator Johns.

33. SENATOR JOHNS:

1. I couldn't hear him, Mr. President.

2. PRESIDENT:

3. No, you can't. Senator Romano, we're delighted to have your
4. friends, but we'll have to ask them to hold it down a little.
5. Senator is complaining he can't be heard here.

6. SENATOR JOHNS:

7. I apologize, Senator Merritt. I just couldn't hear you, Sir.

8. PRESIDENT:

9. Senator Merritt.

10. SENATOR MERRITT:

11. I go back to my question before which you've not answered. And
12. that is by repealing that Section 4.2a of the present Interest Act
13. which did provide some limited relief in this area. Now, what have
14. you eliminated by repealing that section?

15. PRESIDENT:

16. Senator Johns.

17. SENATOR JOHNS:

18. The staff and I, we're trying to find out what the problem is
19. because it just repeals an obsolete section. Your staff is talking
20. to you, and I'll give you a chance, Sir.

21. PRESIDENT:

22. We could have a staff conference, maybe we...Senator Ozinga.

23. SENATOR OZINGA:

24. Well, Mr. President, Senator Johns, looking at the bill in its
25. entire concept from start to finish, I think if one really analyzes
26. this whole bill, truly good faith errors in spite of the procedures
27. that should weed them out still makes the creditor liable for actual
28. damages plus attorney fees under the terms of this bill.

29. SENATOR JOHNS:

30. No, no that's not true.

31. SENATOR OZINGA:

32. Yes, it is.

33. SENATOR JOHNS:

1. Well, then the mistake was not intentional. The creditor
2. shall be liable only for the actual damages suffered by the consumer,
3. plus reasonable attorney fees.

4. SENATOR OZINGA:
5. That's what I say...

6. SENATOR JOHNS:
7. Yeah, but...

8. SENATOR OZINGA:
9. Regardless, good faith errors in spite of them, even if they're
10. weeded out, and he can show where there's been delaying tactics or
11. something along the line, it would still lead him to be susceptible
12. to these damages. Now, all billing statements must contain an address
13. or he's going to be put through extracurricular activities along this
14. line, and if we're going to go hassling for a period to beyond a
15. certain length of time, why, in the long-run, why, he's going to be
16. suffering damages, but he could be sued or have to pay damages up to
17. the sum of a hundred dollars. Is that correct?

18. PRESIDENT:
19. Senator Johns.

20. SENATOR JOHNS:
21. Let's just go with the bill, Mr. President. Let's just go...

22. PRESIDENT:
23. The question is shall House Bill 1822 pass. Those in favor
24. will vote Aye. Opposed Nay. The voting is open. Have all voted
25. who wish? Take the record. On this question, the Ayes are 30, the
26. Nays are 8, with 4 Voting Present. House Bill 1822 having received
27. a constitutional majority is declared passed. A verification has
28. been requested. Will the members be in their seats. The Clerk will
29. call the affirmative vote.

30. SECRETARY:
31. The following voted in the affirmative:
32. Berning, Brady, Bruce, Buzbee, Chew, Course, Demuzio, Donnewald,
33. Egan, Fawell, Glass, Kenneth Hall, Hickey, Johns, Joyce, Knuppel,

1. Lane, Lemke, McCarthy, Morris, Netsch, Newhouse, Rock, Roe, Schaffer,
2. Smith, Sommer, Vadalabene, Wooten, Mr. President:
3. PRESIDENT:
4. Is Senator Hickey on the Floor? Strike her from the roll call.
5. Senator Joyce is here. Senator Morris on the Floor of the Senate?
6. He is indeed. The roll call has been verified. The Ayes are 29, the
7. Nays are 8, with 4 Voting Present. House Bill 1822 having failed to
8. receive a constitutional majority is declared lost. Pursuant to
9. arrangement and statement, the agreed bill list was to be called at
10. 11:00 o'clock. It is now two minutes of eleven. It makes no sense
11. to start with another bill. The Secretary informs me that of those
12. bills on the agreed list, there are three bills with twelve or more
13. negative votes. Those bills will be removed and stricken from the
14. agreed list. They are House Bill 1053, House Bill 1147, and House
15. Bill 1176. Any discussion? Senator Course. Senator Johns, would
16. you and Senator Nudelman move from in front of Senator Course.
17. Gentlemen, would you move from in front of Senator Course. He desires
18. recognition.
19. SENATOR COURSE:
20. Yes, Mr. President, I'd like to remove House Bill 1287 which
21. appears on the agreed list, to remove that from the list please.
22. PRESIDENT:
23. Is there leave? Remove House Bill 1287 also from the agreed
24. list. Any further discussion? Senator Netsch.
25. SENATOR NETSCH:
26. Mr. President, this might have been announced before, but if
27. so, I did not hear it. Is 2560 removed from the list?
28. PRESIDENT:
29. No, it is not.
30. SENATOR NETSCH:
31. I would request that it be removed. I thought that had...that
32. request had been made previously.
33. PRESIDENT:

1. It takes twelve votes...I'm sorry. I'm sorry. It is off.
2. This has been done before. You did that yesterday or one day. Yes.
3. Senator Clarke.
4. SENATOR CLARKE:
5. Mr. President, we're now on the agreed bill list, and we don't
6. get to explain our vote once we vote, right? So, I want to explain
7. my vote ahead of time if I could.
8. PRESIDENT:
9. We don't explain votes. Our rules don't provide for it. If
10. you desire...
11. SENATOR CLARKE:
12. I want to speak...speak to the issue, Mr. President, of the
13. agreed bill list, if I could. Just want to make a few comments...
14. PRESIDENT:
15. Go right ahead. Go right ahead, Senator.
16. SENATOR CLARKE:
17. Just want to make a few comments because three weeks ago when
18. we had the agreed bill list previously, I was the only red vote up
19. there, and of course, you can't explain your vote. So, I'd like to
20. explain it ahead of time. I just want to say that I think that this is
21. an example of the breakdown of the legislative process. I have
22. watched the...I have watched the daily sheets on the Senate committees
23. over the last two weeks, and before May 23rd, I looked at the daily
24. sheets on the House committees, and by and large, we killed a token
25. bill every day in committee and passed out fifteen to twenty bills.
26. We could have saved time by having all of the bills out on the Calen-
27. dar and spending all of the time considering all of the bills. I
28. think we are giving the Governor an opportunity to hire a lot more
29. lawyers to look at all of the bills, and I think in effect we're say-
30. ing the Legislature can't do the job that they should have done. I
31. do not want to participate in casting one vote for a hundred and
32. eighty bills. I don't disagree with combining bills, but I really
33. think that if the committees had done their job and killed forty or

1. ...fifty percent of the bills that have been there which they should
2. have done, we would have done a lot better job with the bills we
3. have left. Let me just point out, and Senator Partee knows this,
4. that a bill goes through and has mud flaps, and only one person
5. makes the mud flaps, and we have to come back and rescind the bill,
6. or a highlight bill goes through, and these things have happened,
7. and that can be one paragraph in one bill. And I don't care to partic-
8. ipate and run the chance of voting for that kind of a bill. So,
9. I'm going to vote No.

10. PRESIDENT:

11. Senator Bruce.

12. SENATOR BRUCE:

13. Well, Mr. President, I...I take Senator Clarke's comments under
14. advisement, but the problem is the agreed bill list does help us
15. operate in a more efficient fashion. I happened to just fall open
16. to Page 25 as he started to talk to the bill to remove from that list,
17. we have such things as Senator Mitchler's bill which extended time for
18. filing. Now, that's a bill that's important but need not be debated.
19. Senator Joyce has a bill that changes the reference from IBI to the
20. Capital Development Board rather than the Illinois Building Authority.
21. That's a bill that's important but need not be debated. All these
22. bills that are on there have been screened by both committees, every
23. committee chairman, the minority spokesman, plus we gave the member-
24. ship of this Body a good two days to review and go over the list
25. again. It seems to me that there's no bill on there that's contro-
26. versial, no bill that really requires a consideration of the entire
27. Body on a debate type situation. I...I concur that we all have pro-
28. blems going over it, but it certainly is a...an efficient way to
29. handle what would be known as agreed bills or housekeeping bills, and
30. there's nothing on there that's going to hurt anyone.

31. PRESIDENT:

32. Senator Donnewald.

33. SENATOR DONNEWALD:

1. Yes, Mr. President, in the last four to six years, I think we
2. all agree that the number of bills being introduced is absolutely
3. monstrous, and we're going to have to resort to this system until
4. we in the General Assembly, in the House and Senate, do agree on some
5. sort of limitation on the introduction of bills. Now, I...I full
6. well realize and I think we all realize that we have to cope with
7. the situation as it presently exists, but I would urge, I would
8. strongly urge that we get together and have a rule, a rule to limit
9. either by a Rules Committee or by an...outright limitation on bills
10. introduced of a private nature. Now, we...we...I don't want to be
11. repetitious, but we've had an adequate time to review the bills that
12. are on this Calendar...on the agreed bill list. There are some that
13. have been removed, but under the circumstances, Mr. President and
14. members of this Body, I think that this is the only route that we can take
15. when the House floods us with bills at the end of the Session. Thank
16. you.

17. PRESIDENT:

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. Mr. President and members of the Senate, the agreed bill list
21. is about the only way that we can get rid of a large number of bills
22. on 3rd reading. However, I do believe that the remarks of Senator
23. Clarke are valid in that we do have before us a very excellently
24. prepared synopsis of the bills that are on the agreed bill list and
25. have them listed in our Calendar, but when we had the Senate agreed
26. bill list earlier in the Session, I had sufficient time and was not
27. as busy as I am now reading the bills and I read each bill, and I
28. do not believe that you can understand what is in a bill by reading
29. the synopsis and the digest or what's on your Calendar. You do have
30. to read each bill or there are going to be paragraphs in there that
31. can cause you considerable embarrassment when the bill gets vetoed
32. or corrected by the Governor and you have to come back in the Fall
33. for the veto. And because of the short period of time, Mr. President,

1. that we had a chance to actually review the bills on the agreed bill
2. list, I did not find it sufficient time to properly address myself
3. to the agreed bill list on the House Bills as I did the Senate Bills,
4. and I just want that made a part of the record because I did not
5. turn in a negative list on several bills that I would have voted No
6. and I shall be recorded in the affirmative on all of the bills on the
7. agreed list, although it's obvious that I would not agree with all
8. of them, although that would not...my vote would have not changed
9. the passage or defeat of any of those bills. I would like to have
10. that in the record. Thank you.

11. PRESIDENT:

12. We'll also put in the record, Senator, since you didn't specify
13. the time, you only said short, that you have had the list since Tuesday
14. and today is Thursday. Any further discussion? Now, Senator Harris.

15. SENATOR HARRIS:

16. Well, Mr. President, I just want to say this. Facts cannot
17. be avoided or overlooked. We are faced with a tremendously long
18. Calendar. Chairmen and...minority spokesmen have worked diligently
19. in cooperation with both staffs and all leadership giving a great
20. deal of nocturnal time to the development of this list. Common sense
21. and devotion to responsibility have developed this reasonable attempt
22. to eliminate a great deal of Floor time to permit us to have that
23. time available for the more controversial decisions facing us. The
24. agreed bill list is not ideal, but it is sensible, and I believe
25. we've applied that amount of safeguard that well intentioned, conscien-
26. tious people can provide.

27. PRESIDENT:

28. Senator Netsch.

29. SENATOR NETSCH:

30. Mr. President, if I might add just one brief comment on this
31. because it is a matter of...of major importance. I think most of us
32. recognize that...that there has to be some accommodation to the
33. enormous number of really routine, noncontroversial bills rightly

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1. or wrongly members feel have to be introduced and passed so that at
2. least for me the objection is not to the...I...principle of using
3. something like an agreed bill list. I would only urge and beg that
4. ...that next time around instead of developing an informal procedure,
5. just to accommodate us at the last minute, we recognize from the out-
6. set that we are going to face this and incorporate a formal procedure
7. that everyone knows and understands in the rules from the very begin-
8. ning with adequate time so that no one will have the opportunity to
9. say that they did not have a chance to get through the list to get
10. their list in and whatever. I think if we accepted that from the
11. very beginning that a lot of the objection and the grumbling that we
12. hear right now could be obviated, and it would indeed and is indeed
13. a necessary procedure.

14. PRESIDENT:

15. Adaptability is a measure of intelligence. Now, the Chair wants
16. to make an announcement. May I have your attention please. I'm
17. going to make an announcement that has perhaps embraced in it an
18. abstract implication which I hope you will get. The Chair does not
19. know how long it will take to read these bills. Our best estimate
20. is between thirty and forty-five minutes. The Chair wants each
21. member of this Body to know that at the conclusion of the reading of
22. these bills, at the conclusion of the reading of these bills, the roll
23. call will then be taken. Read the bills. Pardon me, for what purpose
24. does Senator McCarthy arise?

25. SENATOR MCCARTHY:

26. Well, I just was wondering. There...there is scheduled a
27. Judiciary Committee...no.

28. PRESIDENT:

29. Senator Daley.

30. SENATOR DALEY:

31. Senator McCarthy, since the bills will be voted upon within a
32. half hour or forty-five minutes and there's a number of conflicts
33. with some of the committee members, we will call the committee hear-
ing maybe this afternoon or tomorrow morning subject to the call of

HB 102
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1. the Chairman. Yes. Yes, Judiciary Committee will be cancelled
2. subject to the call of the Chairman.
3. SECRETARY:
4. House...House Bill 102.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. House Bill 1111.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. House Bill 115.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. House Bill 122.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. House Bill 132.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. House Bill 170.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. House Bill 174.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. House Bill 178.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. House Bill 373.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. House Bill 405.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

HB 494
3rd reading
6/19/75

1. House Bill 409.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. House Bill 703...the previous bill was House Bill 494.
5. House Bill 703.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 760.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 804.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 870.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 874.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 926.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 936.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 948.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 949.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 950.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.
2. House Bill 970.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 975.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 980.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 987.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 992.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 994.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 1030.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 1074.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 1082.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 1084.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 1085.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.
2. House Bill 1107.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 1126.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 1127.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 1148.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 1151.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 1152.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 1153.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 1155.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 1159.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 1162.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 1163.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.
2. House Bill 1166.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 1168.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 1171.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 1174.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 1255.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 1269.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 1284.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 1286.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. ACTING SECRETARY (MR. FERNANDES):
27. House Bill 1292.
28. (Secretary reads title of bill)
29. 3rd reading.
30. House Bill 1322.
31. (Secretary reads title of the bill)
32. 3rd reading.
33. House Bill 1323.

1. (Secretary reads title of bill)
2. 3rd reading of the bill.
3. House Bill 1331.
4. (Secretary reads title of bill)
5. 3rd reading.
6. House Bill 1332.
7. (Secretary reads title of bill)
8. 3rd reading.
9. House Bill 1335.
10. (Secretary reads title of bill)
11. 3rd reading.
12. House Bill 1336.
13. (Secretary reads title of bill)
14. 3rd reading.
15. House Bill 1341.
16. (Secretary reads title of bill)
17. 1352.
18. (Secretary reads title of bill)
19. 3rd reading.
20. 1353.
21. (Secretary reads title of bill)
22. 3rd reading.
23. House Bill 1355.
24. (Secretary reads title of bill)
25. 3rd reading.
26. House Bill 1357.
27. (Secretary reads title of bill)
28. 3rd reading.
29. House Bill 1361.
30. (Secretary reads title of bill)
31. 3rd reading.
32. House Bill 16...1363.
33. (Secretary reads title of bill)

1. 3rd reading.
2. House Bill 1364.
3. (Secretary reads title of bill)
4. 1370.
5. (Secretary reads title of bill)
6. 3rd reading.
7. 1371.
8. (Secretary reads title of bill)
9. 3rd reading.
10. 1375.
11. (Secretary reads title of bill)
12. 3rd reading.
13. 1388.
14. (Secretary reads title of bill)
15. 3rd reading.
16. House Bill 1391.
17. (Secretary reads title of bill)
18. 3rd reading.
19. House Bill 1392.
20. (Secretary reads title of bill)
21. 3rd reading.
22. House Bill 1408.
23. (Secretary reads title of bill)
24. 3rd reading.
25. House Bill 1416.
26. (Secretary reads title of bill)
27. 3rd reading.
28. House Bill 1420.
29. (Secretary reads title of bill)
30. 3rd reading.
31. House Bill 1548.
32. (Secretary begins reading title of bill)...
33. Sorry, that's the wrong bill, out of...out of line.

1. 1423.
2. (Secretary reads title of bill)
3. 3rd reading.
4. 1424.
5. (Secretary reads title of bill)
6. 1427.
7. (Secretary reads title of bill)
8. 1428.
9. (Secretary reads title of bill)
10. 3rd reading.
11. House Bill 1430.
12. (Secretary reads title of bill)
13. 1431.
14. (Secretary reads title of bill)
15. 3rd reading.
16. 1433.
17. (Secretary reads title of bill)
18. 3rd reading.
19. House Bill 1434.
20. (Secretary reads title of bill)
21. 3rd reading.
22. 1445.
23. (Secretary reads title of bill)
24. House Bill 1446.
25. (Secretary reads title of bill)
26. 3rd reading.
27. 14...
28. PRESIDING OFFICER (SENATOR NUDELMAN):
29. For what purpose does Senator Romano arise? Please continue.
30. ACTING SECRETARY (MR. FERNANDES):
31. House Bill 1454.
32. (Secretary reads title of bill)
33. 3rd reading.

1. 1455.
2. (Secretary reads title of bill)
3. 3rd reading.
4. House Bill 1456.
5. (Secretary reads title of bill)
6. 3rd reading.
7. House Bill 1458.
8. (Secretary reads title of bill)
9. 3rd reading.
10. House Bill 1459.
11. (Secretary reads title of bill)
12. 3rd reading.
13. House Bill 1460.
14. (Secretary reads title of bill)
15. 3rd reading.
16. 1461.
17. (Secretary reads title of bill)
18. 3rd reading.
19. 1462.
20. (Secretary reads title of bill)
21. 3rd reading.
22. 1475.
23. (Secretary reads title of bill)
24. 3rd reading.
25. House Bill 1479.
26. (Secretary reads title of bill)
27. 1482.
28. (Secretary reads title of bill)
29. 3rd reading.
30. 1486.
31. (Secretary reads title of bill)
32. 3rd reading.
33. House Bill 1147.

1. (Secretary reads title of bill)
2. 3rd reading.
3. PRESIDING OFFICER (SENATOR NUDELMAN):
4. Mr. Secretary, let the record show that this bill had eleven
5. negative votes, and one of the negative votes originally was counted
6. twice to call to the twelve, but actually, a recount has shown eleven
7. so therefore it's still on the agreed bill list.
8. ACTING SECRETARY (MR. FERNANDES):
9. House Bill 1495.
10. (Secretary reads title of bill)
11. 3rd reading.
12. House Bill 1499.
13. (Secretary reads title of bill)
14. 3rd reading.
15. House Bill 1503.
16. (Secretary reads title of bill)
17. 3rd reading of the bill.
18. House Bill 1527.
19. (Secretary reads title of bill)
20. 3rd reading.
21. House Bill 1531.
22. (Secretary reads title of bill)
23. 3rd reading.
24. House Bill 1534.
25. (Secretary reads title of bill)
26. 3rd reading.
27. 1543.
28. (Secretary reads title of bill)
29. 3rd reading.
30. House Bill 1545.
31. (Secretary reads title of bill)
32. 3rd reading.
33. House Bill 1546.

1. (Secretary reads title of bill)
2. 3rd reading of the bill.
3. House Bill 1551.
4. (Secretary reads title of bill)
5. 3rd reading.
6. House Bill 1561.
7. (Secretary reads title of bill)
8. 3rd reading.
9. House Bill 1568.
10. (Secretary reads title of bill)
11. 3rd reading.
12. House Bill 1586.
13. (Secretary reads title of bill)
14. House Bill 1599.
15. (Secretary reads title of bill)
16. House Bill 1605.
17. (Secretary reads title of bill)
18. 3rd reading.
19. House Bill 1680.
20. (Secretary reads title of bill)
21. 3rd reading.
22. House Bill 1686.
23. (Secretary reads title of bill)
24. 3rd reading.
25. House Bill 1696.
26. (Secretary reads title of bill)
27. 3rd reading.
28. House Bill 1754.
29. (Secretary reads title of bill)
30. 3rd reading.
31. House Bill 1758.
32. (Secretary reads title of bill)
33. 3rd reading.

1. House Bill 1761.
2. (Secretary reads title of bill)
3. 3rd reading.
4. 1782.
5. (Secretary reads title of bill)
6. Pardon me, that's 1913 as amended.
7. House Bill 1788.
8. (Secretary reads title of bill)
9. 3rd reading.
10. 1789.
11. (Secretary reads title of bill)
12. 3rd reading.
13. House Bill 1807.
14. (Secretary reads title of bill)
15. 3rd reading.
16. House Bill 1808.
17. (Secretary reads title of bill)
18. 3rd reading.
19. House Bill 1809.
20. (Secretary reads title of bill)
21. 3rd reading.
22. House Bill 1810.
23. (Secretary reads title of bill)
24. 3rd reading.
25. House Bill 1834.
26. (Secretary reads title of bill)
27. 3rd reading.
28. SECRETARY:
29. House Bill 1885.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 1888.
33. (Secretary reads title of bill)

HB 1964
3rd Reading
Bill List
6/19/75

1. 3rd reading of the bill.
2. House Bill 1916.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 1917.
6. (Secretary reads title of bill)
7. House Bill 1920...3rd reading of the bill.
8. House Bill 1926.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 1940.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 1961.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 1964.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 1966.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 1978.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 1988.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 2015.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 30...or 2031.
33. (Secretary reads title of bill)

APR 21 1955
3rd READING
6/19/95

This was read on Agued Beel List.

1. 3rd reading of the bill.
2. House Bill 2050.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 2086.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 205...2155.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 2157.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 2159.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 2181.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 2182.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 2192.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 2203.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 2207.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 2216.
33. (Secretary reads title of bill)

3rd Reading
3/6/45

1. 3rd reading of the bill.
2. House Bill 2230.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 2236.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 2237.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 2242.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 2249.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 2255.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 2264.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 2270.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 2286.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER (SENATOR NUDELMAN):
30. Excuse me, Mr. ...Ladies and Gentlemen of the Senate, I would
31. advise you that we are now on the last page, the last page of the
32. agreed bill list, and we will probably have the vote...the roll call
33. within the next ten or fifteen minutes. So, suit yourself accordingly.

1. SECRETARY:
2. House...House Bill 2384.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 2392.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 2395.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 2574.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 2704.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 2706.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 2708.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 2709.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 2740.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 2763.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 2768.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.
2. House Bill 2780.
3. (Secretary reads title of bill).
4. 3rd reading of the bill.
5. House Bill 2872.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 2882.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 3007.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDING OFFICER (SENATOR NUDELMAN):
15. That concludes...
16. SECRETARY:
17. No...House Bill 3025.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. PRESIDING OFFICER (SENATOR NUDELMAN):
21. That concludes the reading, the 3rd reading, of all of the
22. bills...all of the agreed bills on the agreed House Bill list, and
23. the Senate will be at ease for the next two...two minutes, and I
24. would again request that all of the Senators within hearing of my
25. voice in the building come in because we are going to have the roll
26. call within the next two minutes. Thank you very much, but hurry. For
27. what reason does Senator Bruce arise?
28. SENATOR BRUCE:
29. Well, with all the activity on the Floor, I did not hear you.
30. Did you say that all of the bills have been read and we will be
31. taking a roll call on all the bills on the consent calendar in case
32. anyone did not hear us in all the confusion here?
33. PRESIDING OFFICER (SENATOR NUDELMAN):

HB 1964
Agreed Bill List
Passed
6/19/76

1. Let me straighten out what I said so that everybody will under-
2. stand. We have completed the 3rd reading on all of the bills on the
3. agreed bill list for House Bills, and we are ready to take the roll
4. call, and I have said that the Senate will be at ease for two minutes
5. and have requested all Senators interested in voting on these bills
6. to come into the Senate Chamber because the vote will be had in a
7. minute or two. Senator Bruce.

8. SENATOR BRUCE:

9. Yes, thank you, Mr. President, for that lucid explanation that
10. we are, in fact, going to vote on the agreed bill list now.

11. PRESIDING OFFICER (SENATOR NUDELMAN):

12. You are welcome. The Senate will be at ease for one minute.

13. PRESIDENT:

14. The next roll call will be on the final passage of the bills
15. just read by the Secretary from the Senate Calendar of Thursday,
16. June 19th, headed agreed bill list, House Bills 3rd reading. Is
17. there any discussion? The question is shall this series of bills
18. pass. Those in favor vote Aye. Opposed Nay. The voting is open.
19. Have all voted who wish? Have all voted who wish? Have all voted
20. who wish? Take the record. On these bills, the votes are 57 Ayes,
21. no Nays...pardon me. 57 Ayes, with 1 Present. The Nays are recorded
22. in the Office of the Secretary of the Senate and will be applied to
23. the individual bills as recorded. This series of bills having
24. received a constitutional majority by record vote is declared passed.
25. The record vote of the Ayes and Nays for each bill passed shall be
26. entered in the Journal. The Chair has an announcement. At 10:00 a.m.
27. tomorrow, we will go to the order of those items on the Secretary's
28. Desk. I would advise the...the membership to get your amendments in
29. ...in order so that you can proceed with dispatch. Messages from
30. the House. One moment. Senator Wooten, for what purpose do you
31. arise?

32. SENATOR WOOTEN:

33. Mr. President, if I could request a clarification on the Saturday

1. schedule. Do I understand that the Appropriations Committee which
2. was originally scheduled for 10:00 has been deferred till 2:00 since
3. there are great number of witnesses coming in that day on a particu-
4. lar bill?

5. PRESIDENT:

6. Yes, the Appropriations Committee will meet after adjournment
7. at 2:00 o'clock. They may also meet Sunday. Messages from the
8. House.

9. SECRETARY:

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

11. Mr. President - I am directed to inform the Senate that
12. the House of Representatives has concurred with the Senate in the
13. passage of the following bills along with House amendments.

14. House...or Senate Bill 418 with House Amendment No. 1. Senator
15. Demuzio is the chief sponsor.

16. Senate Bill 432 with House Amendment No. 1. Senator Partee
17. is the chief sponsor.

18. Senate Bill 470 with House Amendment No. 1. Senator Bell is
19. the chief sponsor.

20. PRESIDENT:

21. All to the Secretary's Desk. House Bills on 3rd reading. House
22. Bill 1828, Senator Regner. House Bill 1831, Senator Shapiro. House
23. Bill 1840, Senator Palmer. House Bill 1841, Senator Palmer. House
24. Bill 1845, Senator Philip. House Bill 1848, Senator Don Moore.
25. House Bill 1849, Senator Don Moore. House Bill 1851, Senator Egan-
26. Philip. House Bill 1859, Senator Harber Hall. Read the bill.

27. SECRETARY:

28. House Bill 1859.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Harber Hall.

33. SENATOR HALL:

1. Mr. President and Senators, this bill incorporates into one
2. bill the elimination of the...

3. PRESIDENT:

4. One moment. One moment. There are two reasons why you can't
5. hear. There's a lot of talking away from this mike and he's not
6. talking close enough to the mike. Let's start over. Senator Harber
7. Hall.

8. SENATOR HALL:

9. This bill incorporates into one bill the elimination of members
10. of the General...General Assembly appointing trustees of various
11. districts. It...includes all of the various districts that were
12. included in another series of bills. The House passed both of these
13. measures, that is the series of bills that did it individually, and
14. this one, that does it all in one bill. The merit of this procedure
15. is up to the Body. I solicit your support for this bill.

16. PRESIDENT:

17. Senator Rock.

18. SENATOR ROCK:

19. This, I take it, would be subject to the same objection that
20. Senator Graham had yesterday on certain...of Representative Deavers'
21. bills, I...I would assume. Is that not correct?

22. PRESIDENT:

23. Senator Harber Hall.

24. SENATOR HALL:

25. That is correct. The Senator did object to trustees of sanitary
26. districts, I believe it was...or pardon...fire protection districts
27. for metropolitan counties. We have an amendment ready for that par-
28. ticular one. The Senator doesn't have objection to the other one, but
29. this would include that district too.

30. PRESIDENT:

31. Any further discussion? The question is shall House Bill 1859
32. pass. Those in favor will vote Aye. Opposed Nay. The voting is
33. open. Have all voted who wish? Take the record. On this question,

1. the Ayes are 36, the Nays are 10, with 1 Voting Present. House
2. Bill 1859 having received a constitutional majority is declared
3.* passed. House Bill 1860, Senator Netsch. Senator Netsch, you desire
4. recognition? You want...

5. SENATOR NETSCH:
6. Yes, I would desire recognition.

7. PRESIDENT:
8. Senator Netsch is recognized.

9. SENATOR NETSCH:
10. This is a bill which does substantially...

11. PRESIDENT:
12. No, you want to call the bill?

13. SENATOR NETSCH:
14. No, I am going...I am not going to have it voted on. I would
15. like to explain why it's on my...

16. PRESIDENT:
17. Oh, I see. Pardon me. Senator Netsch has the Floor.

18. SENATOR NETSCH:
19. This is a bill which does substantially what House Bill 780 did
20. in the case of abortion clinics. It allows a temporary closing to
21. be followed by a hearing where there are found conditions which are
22. thought threatening to the public health. This is applicable to
23. clinical laboratories. It seemed to me that the...that provision
24. with respect to abortion clinics was extremely important and involved
25. a direct threat to the public health and safety, and fully justified,
26. the modest change in rights that was involved in that bill. But in
27. view of the comments that were made about that bill, as I recall,
28. Senator Mohr called it the worst bill that had been introduced into
29. this Session of the Legislature, and others had equally strong comments
30. about it. I assume that if you would not let an abortion clinic
31. which was threatening the public health be closed for a temporary
32. period of time, you would not be able to justify it in the case of
33. clinical laboratories. So, on that basis and with the permission

1. of the Department of Public Health and the House sponsor, I move
2. to Table the bill.

3. PRESIDENT:

4. Is there leave? All in favor will say Aye. Opposed Nay. House
5. Bill 1860 is Tabled. House Bill 1861, Senator...Senator Course.
6. Read the bill.

7. ACTING SECRETARY (MR. FERNANDES):

8. House Bill 1861.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Course.

13. SENATOR COURSE:

14. Thank you, Mr. President. House Bill 1861 amends the Consumer
15. Fraud Act, and what this does, Ladies and Gentlemen, it defines
16. automotive repair dealer as a person who engages in the business of
17. repairing or diagnosing malpractice of motor vehicles for compensa-
18. tion. And in the definition of repair of motor vehicles as main-
19. tenance and repair excluding repair or changing tires, lubrication,
20. installing light bulbs, windshield wiper blades and other minor
21. accessories, changing, adjusting and replacing spark plugs, replacing
22. fan belts, oil and air filters, and other functions which the
23. Attorney General determines as customarily be performed by gas
24. station. And it prohibits automotive repair dealers from...excul-
25. pating themselves from liability and for...for damage to person or
26. property from negligent repair and any contract, invoice or agreement
27. for repair of a motor vehicle provides that any contract in which
28. a automotive repair dealer exculpates himself for liability for
29. damage caused by negligence is valid and unenforceable. This is
30. a consumer package piece of legislation, Ladies and Gentlemen. I
31. would appreciate your support.

32. PRESIDENT:

33. Senator Howard Mohr.

1. SENATOR MOHR:

2. Yes, Mr. President, I rise in opposition to this bill. I am
3. surprised that such a fine sponsor of other legislation, Senator
4. Course would ever come up with such a miserable bill. I would point
5. out, Mr. President and members of the Senate, that the Illinois
6. Crime Investigating Commission is...has heard a...had a number of
7. hearings on this subject, and I would suggest we wait and...and
8. see if they come in with any legislative proposals. It's interest-
9. ing to note that other repair station...service stations who repair
10. an estimated two and a half million cars annually are not covered
11. in this bill, and I think it's another bill, another consumer bill,
12. that is a little ahead of its time, and I would encourage a No vote.

13. PRESIDENT:

14. Any further discussion? The question is shall House Bill 1861
15. pass. Those in favor will vote Aye. Opposed Nay. The voting is open.
16. Have all voted who wish? Take the record. On this question, the
17. Ayes are 31, the Nays are 9, with 2 Voting Present. House Bill 1861
18. having received a constitutional majority is declared passed. Senator
19. Howard Mohr requests a verification of the affirmative vote. Will
20. the members be in their seats. Will the Secretary call the affirma-
21. tive vote.

22. ACTING SECRETARY (MR. FERNANDES):

23. The following voted in the affirmative:

24. Brady, Bruce, Buzbee, Carroll, Clarke, Course, Daley, Demuzio,
25. Donnewald, Dougherty, Egan, Glass, Kenneth Hall, Hickey, Hynes,
26. Joyce, Knuppel, Kosinski, Lemke, McCarthy, Morris, Netsch, Newhouse,
27. Nudelman, Palmer, Rock, Savickas, Vadalabene, Welsh, Wooten, Mr.
28. President.

29. PRESIDENT:

30. Is Senator Hynes on the Floor? Strike him from the roll call.

31. SENATOR MOHR:

32. Is Senator...Senator Donnewald on the Floor?

33. PRESIDENT:

1. Is Senator Donnewald on the Floor? Is Senator Donnewald on
2. the Floor? Strke him from the roll call.
3. SENATOR MOHR:
4. Is Senator Buzbee on the Floor?
5. PRESIDENT:
6. Is Senator Buzbee on the Floor? He's on the Floor.
7. SENATOR MOHR:
8. Is Senator Nudelman on the Floor? I know he doesn't like this
9. kind of legislation.
10. PRESIDENT:
11. Senator Nudelman is in...in his seat.
12. SENATOR MOHR:
13. Hynes, Senator Hynes, I think we asked...
14. PRESIDENT:
15. You called him. He's been struck from the roll call. The
16. roll call has been verified. There are 28 Ayes, 9 Nays and two
17. Present. House Bill 1861 having failed to receive a constitutional
18. majority is declared lost. House Bill 1876, Senator Graham. Senator
19. Graham, 1876.
20. ACTING SECRETARY (MR. FERNANDES):
21. House Bill 1876.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.
24. PRESIDENT:
25. Senator Graham.
26. SENATOR GRAHAM:
27. Mr. President and members of the Senate, this is a natural
28. persons bill. Really it's a bill suggested by the Tree Expert
29. Examining Board and some people that interested in preservaion
30. of our trees, and the University of Illinois, and others, and it
31. will, in fact, say that those involved in tree expert and planning
32. work will have a knowledgeable tree expert on full-time as now some
33. of them work in various all over the States and in Illinois and we'll

1. have only one part-time tree expert and in our various areas where
2. we have a great love for our trees. It...this is designed to help
3. us preserve that great addition to our American heritage. I ask for
4. a favorable roll call.

5. PRESIDING OFFICER (SENATOR ROCK):

6. Senator Wooten.

7. SENATOR WOOTEN:

8. Senator Graham, do you mean if I want to invite a celebrated
9. Viennese tree surgeon in to consult on a special case in Illinois,
10. I could not?

11. PRESIDING OFFICER (SENATOR ROCK):

12. Senator Graham.

13. SENATOR GRAHAM:

14. If...if you wanted to do it as a person, I don't think we're
15. preventing you from doing it. These are the firms that are engaged
16. in this, Senator.

17. PRESIDING OFFICER (SENATOR ROCK):

18. Senator Wooten.

19. SENATOR WOOTEN:

20. Well, the celebrated tree surgeon would not be able to do any-
21. thing if he did not...this is...I don't believe this will stand a
22. constitutional test. It's...it's a gesture...I think it's considered
23. a patriotic gesture, but I just don't think it's constitutional.

24. PRESIDING OFFICER (SENATOR ROCK):

25. Senator Hall, Kenneth Hall.

26. SENATOR HALL:

27. Would the sponsor yield for a question?

28. PRESIDING OFFICER (SENATOR ROCK):

29. Indicates he will yield. Senator Hall.

30. SENATOR HALL:

31. Senator Graham, for my edification, would you please tell me
32. what is a natural person?

33. PRESIDING OFFICER (SENATOR ROCK):

1. Senator Graham.

2. SENATOR GRAHAM:

3. You know, that...if I could hear, and I can't...

4. PRESIDING OFFICER (SENATOR ROCK):

5. Can we have a little order please? Senators Philip and Clarke.

6. SENATOR GRAHAM:

7. This is the day for caucus. This provision in the bill is in
8. there to designate a person as a natural person as opposed to a
9. corporation. That's the reason for it.

10. PRESIDING OFFICER (SENATOR ROCK):

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well, I...I sincerely doubt the constitutionality as Senator
14. Wooten has said, and I...I find it kind of incomprehensible that you
15. couldn't incorporate a business and hire qualified people to do this
16. work and that it has to be only, you know, a person who might have
17. a good business might want to incorporate for tax purposes or other
18. and he might be the most knowledgeable man there was. More than that,
19. I find it kind of incomprehensible that some fellow who cuts on a
20. tree and I...and I'm sincere about this, should be licensed while
21. someone who lays out a subdivision plans what the trees are, their
22. interrelation, the...the erosion problems and everything else which
23. really requires a lot of...of engineering skill shouldn't be licensed.
24. I went through this yesterday afternoon. Now, I'm going to vote for
25. this...for the bill although I don't why in hopes that somebody will
26. come back and vote for my bill, I guess, but really, I don't under-
27. stand it. I'm sincere about this that if a man has a good business
28. and he wants to incorporate it, if he has to be in this particular...
29. happens to be in this particular kind of a...of a profession or
30. avocation, he cannot do it. It disallows a corporation. Now, the
31. next thing that will follow, we go through all this licensing stuff,
32. and the next thing that's going to follow is somebody that wants to
33. run a...plumbing company wants to incorporate it. Well, he can't

1. incorporate, and then it'll be the horseshoer, and then it'll be
2. everybody else.

3. PRESIDING OFFICER (SENATOR ROCK):

4. Senator Bruce.

5. SENATOR BRUCE:

6. Well, I concur with Senator Knuppel except the fact I'm going to
7. vote against it, Senator Knuppel. It does exclude partnerships and
8. corporations and business associations for what purpose I know not.
9. In addition, I would note to the Body that it deletes a provision
10. that made the Act nonapplicable to people who have spent four years
11. getting a degree in forestry. Now, it seems to me, Gentlemen, that
12. goes beyond the...beyond good sense. Southern Illinois University has
13. a school of forestry. We spend...fellows down there spend four years,
14. they get a degree in forestry, then they cannot be licensed unless
15. they go out and under another provision of the bill have two years
16. of supervised training under a registered tree expert. Now, that
17. just goes beyond what I think is fair. If a fellow gets a four year
18. degree in...in forestry, he ought to have an exclusion of the past.
19. He's been certified by Southern Illinois University. That seems to
20. be enough.

21. PRESIDING OFFICER (SENATOR ROCK):

22. Senator Soper.

23. SENATOR SOPER:

24. Well, Mr. President and...and Senator Graham, and Senator Hall
25. asked a question there, but I thought I...I could...I could answer
26. that question. Maybe Senator Graham will agree with me. I'd say,
27. Senator Hall, anybody born between seven and eleven is a natural
28. person.

29. PRESIDING OFFICER (SENATOR ROCK):

30. Senator Glass.

31. SENATOR GLASS:

32. Mr. President, in response to Senator Knuppel and Senator Bruce,
33. I been...maybe missing something about the bill, but it certainly

1. doesn't seem to me to exclude a corporation or a partnership from
2. engaging in this kind of business. As I understand the bill, it says
3. that anyone who does the work that is employed by the corporation has
4. to be licensed. It...I think it's directed toward fixing responsi-
5. bility on the individual, natural people, rather than allowing them
6. to hide under the corporate shelf, and I don't think it excludes a
7. corporation from doing business in this field.

8. PRESIDING OFFICER (SENATOR ROCK):

9. Any further discussion? Senator Nudelman.

10. SENATOR NUDELMAN:

11. I would suggest to Senator Knuppel that he join with me in
12. voting against this bill and that next year he and I get together a
13. group of bills to do away with licensing of various businesses and
14. ...occupations including this one.

15. PRESIDING OFFICER (SENATOR ROCK):

16. Any further discussion? Senator Graham may close the debate.

17. SENATOR GRAHAM:

18. I...I think that Senator Glass reaffirmed what is really the
19. intent of this bill. Many of the...many of the municipalities in
20. ...many municipalities in the suburban area of Cook County, many of
21. those who have spent a tremendous amount of money on the preservation
22. of their trees feel that there is a need for this. Now, if some
23. of the counties downstate will want to be excluded, we can probably
24. take care of that, but I think it's in the best interest, and I am
25. not a real pro licensing expert either, but when they start dealing
26. with those trees and a few things and the municipalities have found
27. need for this, corporations are not precluded. It says they shall
28. have a licensed expert. I ask for a favorable roll call.

29. PRESIDING OFFICER (SENATOR ROCK):

30. The question is shall House Bill 1876 pass. Those in favor
31. will vote Aye. Those opposed will vote Nay. The voting is open.
32. Have all voted who wish? Take the record. On that question, the
33. Ayes are 13, the Nays are 20. ...the sponsor has asked that this

1. bill be placed on the order of Consideration Postponed. So ordered.
2. 1878. On the order of House Bills on 3rd reading. House Bill 1878.
3. Mr. Secretary.
4. ACTING SECRETARY (MR. FERNANDES):
5. House Bill 1878.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER (SENATOR ROCK):
9. Senator Carroll.
10. SENATOR CARROLL:
11. Thank you, Mr. President. House Bill 1878 deals with the
12. Cook County Merit Board in its sheriffs police, and what we have
13. done is to change...one, to change the method by which the computa-
14. tion of compensation is derived at. They have been and will still
15. be maximized at seventy-five hundred dollars a year. The difference
16. was that they're being paid fifty dollars for every day they were
17. there. Now, this allows them to determine what their rate will be
18. for each day of service or hour of service, but still up to the maxi-
19. mum of seventy-five hundred. What has happened is some days they
20. meet eight hours, some days they meet one hour, some days they meet
21. thirty minutes, and they have still received the same compensation
22. per day. The IRS and others have been in suggesting that it might
23. be better to use some other method of determining whether they get
24. compensated per hour or per month or per meeting. In addition to
25. that, it allows them to look at any potential or alleged criminal
26. violation of the applicant prior to his applying, and what has happened
27. here was that several people had been arrested in marital disputes
28. and had been pledged as guilty to some type of supervision because
29. of a husband and wife argument. They want to be able to go back and
30. look at what the reasoning was for the arrest before they approve or
31. deny an applicant for their sheriffs police. I would ask for a
32. favorable roll call.
33. PRESIDING OFFICER (SENATOR ROCK):

1. Any discussion? Senator Berning.
2. SENATOR BERNING:
3. May I ask the sponsor a question?
4. PRESIDING OFFICER (SENATOR ROCK):
5. Sponsor indicates he will yield.
6. SENATOR BERNING:
7. Thank you very much, Senator. Where the change is made on Page
8. 2 and eliminating the words "have no criminal record" and substituting
9. "have not been convicted of a crime which the board considers to be
10. detrimental to the applicants ability to carry out his duties." Should
11. that not at least have the concurrence of the sheriff?
12. PRESIDING OFFICER (SENATOR ROCK):
13. Senator Carroll.
14. SENATOR CARROLL:
15. Let me just...Senator Berning, as I think I...you may not have
16. been able to hear me, but the explanation that we gave as to the
17. reason for that change in language was the result of some applicants
18. who had at one time been arrested for disturbing the peace and may have
19. plead guilty, several of them involved marital situations, husband
20. and wife arguments, and so on where that itself under the statute
21. was a bar. Now, as to the question of whether the sheriff should
22. decide, I'll give you two answers. One, of course, is that the
23. Sheriff of Cook County is in support of this legislation and has asked
24. for this legislation. Secondly, the Merit Board is to be somewhat
25. independent of the Office of the Sheriff.
26. PRESIDENT:
27. Senator Wooten.
28. SENATOR WOOTEN:
29. Senator Carroll, may I assume that the change in compensation
30. is to make the members eligible for a pension system?
31. SENATOR CARROLL:
32. To my knowledge, you may not so assume.
33. PRESIDENT:

1. Senator Wooten.

2. SENATOR WOOTEN:

3. You mean then...the annual compensation would not make them
4. eligible for a pension?

5. PRESIDENT:

6. Senator Carroll.

7. SENATOR CARROLL:

8. I don't know whether it would or not. The purpose of this was
9. not to necessarily put them in or out of any pension system. It is
10. not necessarily an annual compensation. It is still to be determined
11. by them and/or the sheriff what their rate of compensation will be
12. during the period of the year, but it cannot exceed seventy-five
13. hundred. It is not an annual seventy-five hundred dollar fee.

14. PRESIDENT:

15. Any further discussion? The question is shall House Bill 187...
16. Senator Berning.

17. SENATOR BERNING:

18. I'm sorry, Mr. President. I have difficulty getting your
19. attention or anybody's attention that's on that podium. I'm buried
20. back in the corner.

21. PRESIDENT:

22. It'll never happen again.

23. SENATOR BERNING:

24. I have one additional question for the sponsor, and I realize
25. that this is a late hour to attempt to suggest any corrective amend-
26. ments, but when we leave or you leave the discretion solely to the
27. board to determine whether or not an applicant's ability to carry
28. out his duties has any bearing on what crime he has been convicted
29. of, I submit that some of the cleverist criminals in the world are
30. highly competent to carry out the duties of a deputy sheriff. It
31. would just appear to me that in all good conscience, if you're going
32. to open this up in this fashion, it ought to spell out that it is a
33. crime of minor nature and...and just leave convicted of a crime because

1. that has no limitations whatsoever and gives no guidelines as well
2. as no restrictions to the board and this seems to be contrary to
3. good judgement.

4. PRESIDENT:

5. Any further discussion? The question is shall House Bill 1878
6. pass. Those in favor will vote Aye. Opposed Nay. The voting is
7. open. Have all voted who wish? Take the record. On this question,
8. the Ayes are 44, the Nays are 5, with 2 Voting Present. House Bill
9. 1878 having received a constitutional majority is declared passed.
10. House Bill 1879, Senator Howard R. Mohr. Read the bill.

11. ACTING SECRETARY (MR. FERNANDES):

12. House Bill 1879.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDENT:

16. Senator Howard Mohr.

17. SENATOR MOHR:

18. Yes, Mr. President, the bill does exactly what the synopsis
19. states. The reason for the supplemental is that through the recommen-
20. dation of Doctor Levitt who is the Director of...and Chairman of
21. the Dangerous Drugs Commission, the weekly clinic rates were raised
22. from sixteen dollars and fifty cents a week to twenty-two dollars a
23. week per person. I ask for a favorable roll call.

24. PRESIDENT:

25. Any further discussion? The question is shall House Bill 1879
26. pass. Those in favor will vote Aye. Opposed Nay. The voting is
27. open. (Machine cut-off)...all voted who wish? Take the record.
28. On this question, the Ayes are 50, the Nays are 1, with 4 Voting
29. Present. House Bill 1879 having received a constitutional majority
30. is declared passed. House Bill 1880, Senator Carroll.

31. ACTING SECRETARY (MR. FERNANDES):

32. House Bill 1880.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President. I like your blue jacket, by the way,
6. I forgot to mention before. This bill, House Bill 1880, would create
7. a Consumer Protection Act with a Consumers' Advocate. It provides that
8. a board be created made up of the Lt. Governor, a representative of
9. the Governor, and a representative of the Attorney General who would
10. pick the Consumer Advocate and that same board would also have the
11. power over the distribution of literature, the printing of rules and
12. rags and all of the type of articles that are disseminated to the
13. general public. They require that the Advocate be a resident of the
14. State, be experience in the area of consumer affairs, and it takes
15. a two-third vote of those three people to confirm that appointment.
16. These Consumer Advocates shall represent the interests of the consumer.
17. Senator Harris, were you wishing for me to stop for a second. I...
18. I see. Yes.

19. PRESIDENT:

20. Forever. Senator Harris.

21. SENATOR HARRIS:

22. Mr. President, with the clear understanding that I think we
23. should preserve Senator Carroll's right to be reached, I would like
24. for...not to have to wait for a clear go around. Could I ask him to
25. take this bill out of the record momentarily?

26. SENATOR CARROLL:

27. Momentarily, I would be more than willing to Senator Harris as
28. we were yesterday.

29. PRESIDENT:

30. Take it out of the record. House Bill 1884, Senator Brady and
31. Buzbee. House Bill 1890, Senator Demuzio.

32. SECRETARY:

33. House Bill 1890.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDENT:

4. Senator Demuzio.

5. SENATOR DEMUZIO:

6. Thank you, Mr. President and members of the Senate. House Bill
7. 1890 changes the name of the Department of Registration and Education
8. to the Department of Consumer Affairs and Licensing. The bill merely
9. incorporates the new name of the department. The change actually
10. originated with House Bill 1889 which changed the name as well as
11. creates within the department the Division of Consumer Advocate and
12. specifies the responsibilities of the division. It's a simple bill.
13. I'd be happy to answer any questions, if not, move for a favorable
14. roll call.

15. PRESIDENT:

16. Senator Harris. You have leave to use a Democratic microphone
17. if you want to. Senator Harris is recognized.

18. SENATOR HARRIS:

19. Well, Mr. President, the Senate will have an opportunity to
20. deal with the question involved here when we consider another bill.
21. Now, Senator Netsch asked me for a copy of an amendment I intend
22. to propose in connection with another bill dealing with this same
23. subject, House Bill 2355. When we get to that point, it seems to me
24. that we've got no alternative if that question is affirmatively
25. responded to by the Body to, you know, really reject what the provi-
26. sions of this bill are. Now, there is a serious question about
27. whether,, in at least in the minds I know of some of us, about whether,
28. in fact, we are ready yet to identify this department as is provided
29. for in House Bill 1890. I...I don't want to impair Senator Demuzio's
30. suggestion here, but if we prevail and of course we cannot make that
31. determination as with respect to 1890, but if my amendment to 2355
32. were to prevail, then this bill would not, in fact, be necessary.
33. I want to call to the attention of the members that whether, in fact,

1. we are going to establish in law the designation to a department
2. within the Civil Administrative Code the name the Department of
3. Consumer Affairs and Licensing has not been acted upon by this
4. General Assembly. What this bill does is to establish a division
5. with such a potentially designated department of this new name, and
6. I...I'd just call the attention of the membership to the problem in
7. connection with that conflict. If, in fact, this bill were to prevail
8. and Senate Bill 2355 were to be amended by means of the amendment
9. I intend to...propose, there would be no reason for this bill to
10. proceed. I don't want to deny Senator Demuzio his opportunity to
11. get a determination on this bill, but I do call attention to the
12. membership that prospectively the total question of whether, in fact,
13. there is going to be created a department of a different name than
14. is provided for in the Civil Administrative Code as now provided has
15. not really been determined.

16. PRESIDENT:

17. Any further discussion? Senator Demuzio.

18. SENATOR DEMUZIO:

19. Senator Harris, I don't see House Bill 2355. Is it located on
20. the Calendar now? The...the synopsis says it's on 2nd...

21. PRESIDENT:

22. It's on 2nd reading, Senator.

23. SENATOR DEMUZIO:

24. Well, we're...we're still going to be dealing with the...the
25. numbers. Are we, for example, this bill's House Bill 1890, we're
26. talking about a bill that's, House Bill 2355, I would assume that
27. at any point, unless we have leave of the Body, we'd have to act on
28. this bill first. You might correct me if I'm wrong, Senator Harris.

29. PRESIDENT:

30. Senator Harris.

31. SENATOR HARRIS:

32. Well, the point I'm trying to make is that I have no objection
33. to changing the name of a division within an existing department from

1. the Department of Consumer Affairs within a division, but frankly,
2. this division of professional supervision in the present Department
3. of Registration and Education which deals with that total subject of
4. registration and regulation and licensing and really does not deal
5. with any aspect of consumer affairs within the Department of Registra-
6. tion and Education. I just think is a nullity. Now, the Senate has
7. not had an opportunity to express itself on the question of whether
8. this department is, in fact, going to be changed from at least the
9. designation of the Department of Registration and Education to the
10. Department of Consumer Affairs and Licensing. We haven't got to that
11. question. Within the department structure itself, within the statute,
12. there, of course, are statutorily directed divisions. It just seems
13. to me that we really are considering a question that should be delayed
14. until we address ourself to the superior question of whether, in fact,
15. we will change the name of the department.

16. PRESIDENT:

17. Any further discussion? Senator Demuzio.

18. SENATOR DEMUZIO:

19. Well, since we have it out here and everyone seems to know
20. what the difficulties are with the bill...I ask for a favorable roll
21. call. Let's vote it up or down.

22. PRESIDENT:

23. The question is shall House Bill 1890 pass. Those in favor will
24. vote Aye. Opposed Nay. The voting is open. Have all voted who
25. wish? Take the record. Postponed Consideration has been requested.
26. On the up or the down side of the Postponed Consideration.

27.

28.

(Continued on next page)

29.

30.

31.

32.

33.

1. PRESIDENT:
2. House Bill 1900, Senator Mitchler or Romano.
3. SECRETARY:
4. House Bill 1900.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDENT:
8. Senator Mitchler.
9. SENATOR MITCHLER:
10. Mr. President and members of the Senate. House Bill 1900,
11. sponsored in the House by Representative Kucharski and others...
12. PRESIDENT:
13. Just a minute, just a minute. Could we have some attention
14. please? Senator Mitchler.
15. SENATOR MITCHLER:
16. House Bill 1900 creates the Southeast Asian Veterans Home Loan
17. Program. This is a program that would be administered by the Illinois
18. Veterans Commission and provide loans up to five thousand dollars to-
19. ward the purchase of a home in Illinois to honorably discharged Illinois
20. Veterans who served in Vietnam. The Illinois Veterans Commission es-
21. timates that there are between one hundred fifty thousand and two hun-
22. dred thousand Illinois Veterans who served in Vietnam. Now, the funding
23. would come from the sale of general obligation bonds, with the bonding
24. authorization limit of five hundred million.
25. PRESIDENT:
26. How much Senator?
27. SENATOR MITCHLER:
28. Five hundred million.
29. PRESIDENT:
30. Thank you.
31. SENATOR MITCHLER:
32. Loan interest rates would be set by the Veterans Commission to
33. insure the program is self-supporting and without cost to Illinois

1. taxpayers. Now the loan would require a ten year maximum repayment.
2. Loan interest rates would not exceed one percent over the interest
3. paid on the life of the bonds. Now for example, bonds are sold at
4. five and a half percent, the veteran loan interest would not exceed
5. six and one half percent. Wisconsin, Oregon, California, Alaska,
6. Oklahoma, all have some type of veteran home loan program. Though
7. only Wisconsin has a five thousand home loan program. The other
8. states loan from anywheres from ten thousand to eighty thousand
9. dollars for the purchase of a home or farm. I might point out that
10. Wisconsin's five thousand dollar home loan program is funded through
11. an eighty one million dollar revolving fund, with a loan interest
12. set at three percent. The foreclosure rate for this program is .2
13. percent. Oregon's foreclosure rate was .42 percent in fiscal year
14. 1974, with a 5.9 percent interest rate and a profit of 4.1 million
15. dollars. California's foreclosure rate was .7 percent in 1974 fiscal
16. year, with a six and a half percent interest rate and a profit of
17. seventeen million dollars. House Bill 1900 is designed to help the
18. Vietnam War veteran purchase homes without cost to the taxpayer. I'd
19. be glad to answer questions and would ask for a favorable roll call.

20. PRESIDENT:

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Mr. President and colleagues. This is one of those issues which
24. Senators and Legislators in general are supposed to vote for, and that
25. Governors generally veto. I suggest that a good way to reestablish
26. legislative integrity is to resist the temptation to vote for this and
27. go back and tell the veterans, I did what I could for you, but the
28. Governor vetoed it. It is a safe political posture. I don't think
29. it is a very responsible position. Five hundred million dollars in
30. GO bonds for this purpose, I don't believe can be justified at this
31. time. I believe it's profile in courage time for the Illinois Senate,
32. and I would ask my colleagues to think a little bit more about what
33. is the responsible position to take, rather than to follow what will be

1. a very emotionally easy line in supporting this bill. I...I think
2. it just has to be resisted.

3. PRESIDENT:

4. Senator Netsch.

5. SENATOR NETSCH:

6. Mr. President, in addition to the points that Senator Wooten
7. has made, I would like to add one thing. There is no need require-
8. ment in this bill. There is nothing in it which indicates that this
9. huge amount of general obligation bonding authority is to be used
10. to help subsidized housing which might not otherwise get bought or
11. I'm sorry, get built, or which would not otherwise be within the
12. means of large numbers of people in the State. The Legislature,
13. this Senate at least, has already turned down, rejected, an attempt
14. to add to the bonding authority of the Illinois Housing Development
15. Authority, a program to which we have been committed for a long time
16. and which does help to fulfill needed housing programs within the
17. State. It seems to me the Legislature has already spoken on the
18. subject of housing and by failing to continue to support the program
19. to which it has had a long time commitment and a program which would
20. not go ahead without some form of public support, that it is really
21. not conscionable for us to even think about passing this bill at
22. this time. There ought to be a major State role in housing. It
23. ought to be directed only toward helping to fill that gap...

24. PRESIDENT:

25. Just a minute...just a minute...just a minute...now come on,
26. let's knock it off, now that...will the Senate be in order. Continue,
27. Senator.

28. SENATOR NETSCH:

29. Thank you, Mr. Chairman, Mr. President. There ought to be a
30. major State role in housing, but it ought to be directed toward that
31. area of housing which would never come about without some government
32. help and support. This is not it, for the reasons in addition to
33. those that Senator Wooten has mentioned, that it does not direct itself

1. to a responsible State position, it ought not to be supported.

2. PRESIDENT:

3. Senator Merritt.

4. SENATOR MERRITT:

5. Yes, Mr. President, and members of the Senate. I quite agree
6. with what remarks of Senator Dawn Netsch, Senator Don Wooten. As
7. Minority Spokesman of the Senate Finance and Credit Regulations Com-
8. mittee where this bill was heard, it just barely survived and I want
9. to call that to the attention of my fellow colleagues here, by a vote
10. of five to four. This is...concept is entirely new. It's one that
11. I think that we can least afford to embark on at this time, point in
12. time. It's laudable. But I wonder if we're really helping the
13. veteran with this, with a five thousand dollar loan limited to a ten
14. year period, for either a first or a second mortgage. Now, I'd like
15. to call your attention, the Senate's refusal to go for general obliga-
16. tion bonds of three hundred million for highway purposes, two hundred
17. and ninety three million for capital improvement, as well as two
18. hundred million increase in revenue bond authorization. And yet we're
19. going to think that we have time and can find the money for another
20. half a billion dollars. Now, I'd like to ask the sponsor this question.
21. Why single out the veterans of this group and completely ignore the
22. veterans of many other wars? I think that it's a bad, bad, piece of
23. legislation in its present form.

24. PRESIDENT:

25. Senator Glass.

26. SENATOR GLASS:

27. Thank you, Mr. President. I have a question of the sponsor, if
28. he will yield.

29. PRESIDENT:

30. He indicates he'll yield.

31. SENATOR GLASS:

32. Senator Mitchler, as I read this bill, it's to be administered
33. by the...the Illinois Veterans Commission. Is that correct?

1. SENATOR MITCHLER:

2. That is correct, Senator Glass.

3. PRESIDENT:

4. Senator Glass.

5. SENATOR GLASS:

6. So that the...the funds out of five hundred million dollars
7. would be loaned out to the veterans by this agency. Now, in case
8. there's a default on any of these loans, what...what happens then?
9. Is it up to the Illinois Veterans Commission to...to foreclose a
10. mortgage? And...and if they do that what are they going to do with
11. this property? Would you tell us what the bill provide in that re-
12. gard?

13. PRESIDENT:

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. I cannot answer that specifically, Senator Glass, and it's just
17. because of my not having the knowledge of how a claim of that type
18. on a default against the State would occur. But, I would imagine
19. there's a regular procedure to be followed through the courts on
20. that, whether it be through the Court of Claims or...or how that
21. would be collected. But, I would point out that if you're worried
22. about the default, I refer you to Oregon's foreclosure rate, which
23. was .42 percent in fiscal seventy-four and they made a profit of
24. 4.1 million. And California's foreclosure rate was .7 percent and
25. they made a profit at their six and a half percent interest rate of
26. seventeen million on the program. So there's really no...no worry
27. about a default here that's going to cost the taxpayer.

28. PRESIDENT:

29. Senator Glass.

30. SENATOR GLASS:

31. Well, Senator, I think if you would examine the bill, you'd...
32. you'd, as I read it anyway, you'd find there...there really is no
33. provision for...for what happens in the event of default. I...I'm

1. also worried about the fact that you're competing with private
2. enterprise in this legislation. Why not let some of our private
3. lending institutions make these loans and...and if you want...want
4. to help these veterans have the states guarantee the loans. But,
5. I'm...I'm afraid of the State's triple A bond rating with this kind
6. of legislation and I think it goes too far and should be defeated.

7. PRESIDENT:

8. Senator Harris.

9. SENATOR HARRIS:

10. Well, I just want to point out two technical questions about
11. the bill as it's drawn. One is that a nonresident of Illinois at
12. the time of his service, for a period of up to eighteen years, could
13. move to this State and then qualify for this very unique benefit.
14. Further, this benefit has not been provided for the...

15. PRESIDENT:

16. Let's have some order. I'm sorry, Senator.

17. SENATOR HARRIS:

18. This benefit has not been provided for the benefit of other wars.
19. Another question that I raise, The Illinois Veterans Commission is
20. the agency authorized to market these bonds. That agency doesn't
21. have that kind of competency within it now. Every other such bond
22. issuing proposal has been authorized to the Bureau of the Budget in
23. the Office of the Governor where we, in fact, do have investment,
24. skill, insofar as the matter of this kind of a security. Everyone
25. of us would like to be helpful to veterans, particularly the veterans
26. of the Vietnam involvement. Facts are that in the light of our econ-
27. omic circumstances as a State, this interesting program just must be
28. deferred. This bill should be set aside.

29. PRESIDENT:

30. Senator Weaver.

31. SENATOR WEAVER:

32. I move the previous question, Mr. President.

33. PRESIDENT:

1. All in favor will say Aye. Opposed Nay. The Ayes have it.

2. Senator Mitchler may close the debate.

3. SENATOR MITCHLER:

4. Thank you, Mr. President. In response to a question by Senator
5. Merritt and I believe alluded to by Senator Harris, why the Vietnam
6. War veteran, when this has not been extended to the veteran of World
7. War II and the Korean War. The Vietnam War veteran is a veteran that
8. had returned home under much different circumstance than a veteran
9. of World War II. The Vietnam War veteran is a different type of war
10. veteran. He returns home and the job opportunities, the employment
11. capabilities of society are much different. And this veteran must be
12. singled out in many cases different than veterans of previous wars.
13. And I think that the mechanics of the Federal VA Home Loan GI Bill
14. System is too slow for this Vietnam War veteran to get this direct
15. loan so that he can enter into a contract and acquire a home more
16. rapidly than under all of the red tape of the VA program. Now as far
17. as eligibility, the Vietnam War veteran must have earned a Vietnam
18. Service Medal. He must have served in the Vietnam War. And the
19. applicant or spouse of the applicant must have been a resident at
20. the time of entering the Armed Forces and for at least two years im-
21. mediately before making application for a loan under the Act. Now
22. this is a legislation that is specifically for the Vietnam War veteran,
23. it has merit, it's at no cost to the taxpayer. The IVC is capable
24. of administering it and it would be a good bill. I ask for a favorable
25. roll call.

26. PRESIDENT:

27. The question is shall House Bill 1900 pass. Those in favor vote
28. Aye. Opposed Nay. It requires 36 votes. The voting is open. Have
29. all voted who wish? Take the record. On this question, the Ayes are
30. 34, the Nays are 13, with 3 Voting Present. House Bill...pardon,
31. Postpone Consideration. House Bill 1910, Senator Bloom. Senator Bloom
32. is recognized on House Bill 1910.

33. SENATOR BLOOM:

1. Thank you, Mr. President and fellow Senators, I understand
2. that Senator Mitchler has an amendment he'd like to offer, and I'd
3. ask leave to take this back to the order of 2nd reading.

4. PRESIDENT:

5. Is leave granted to take 1910 back to the order of 2nd reading
6. for the purpose of an amendment? Leave is granted. The bill is on
7. 2nd reading. Amendment No. 1. Senator Mitchler.

8. SENATOR MITCHLER:

9. This is a...an amendment, Senator Mitchler and Senator Hynes.
10. What this does it provides that a not-for-profit corporation can
11. be organized for the purpose of ownership and operation of sewerage
12. collection, disposal facilities on a mutual or cooperative basis
13. I would ask for adoption of the amendment.

14. PRESIDENT:

15. Any discussion? Senator Mitchler moves the adoption of Amend-
16. ment No. 1 to House Bill 1910. Those in favor will say Aye. Opposed
17. Nay. The amendment is adopted. Any further amendments? 3rd reading.
18. House Bill 1911, Senator Rock. Oh, this is to be held.

19. SENATOR ROCK:

20. Well, I just wanted to...Senator Bloom has been gracious enough
21. to hold this at my request. There...there's an amendment that I'm
22. having drafted right now, and rather than have him lose his place in
23. line, I wonder if we could have leave to come back there when I have
24. the amendment ready.

25. PRESIDENT:

26. Is leave granted? Leave is granted. House Bill 1914, Senator
27. Newhouse. We're going to call all bills on the Calendar in order.
28. Will the members be alerted that we're going to follow the...the
29. order so that when we get to you, you'll know where you are. You
30. want to call it, Senator? House Bill 1921, Senator Shapiro.

31. SECRETARY:

32. House Bill 1921.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Shapiro.

4. SENATOR SHAPIRO:

5. Mr. President and Ladies and Gentlemen of the Senate, House
6. Bill 1921...

7. PRESIDENT:

8. For what purpose does Senator McCarthy arise?

9. SENATOR McCARTHY:

10. ...on the list?

11. PRESIDENT:

12. You're on the list. You really are. Senator Shapiro.

13. SENATOR SHAPIRO:

14. Mr. President and Ladies and Gentlemen of the Senate, House
15. Bill 1921 amends the Consumer Finance Act, and it does three things.
16. It increases the maximum loan that companies license under this Act
17. can make from eight hundred dollars to fifteen hundred dollars, and
18. it changes the permissible rate ceilings as follows. The new rate
19. ceiling instead of being three percent on a hundred and fifty dollars
20. will be two and a half percent up to three hundred dollars, and it
21. change the...in the next category, two percent per month over three
22. hundred dollars up to six hundred dollars instead of two percent up
23. to three hundred, and in the last category, it increases the amount
24. that they can make under this category from six hundred to fifteen
25. hundred dollars with a one and a half percent per month charge instead
26. of one percent for three hundred up to eight hundred. The third
27. thing that it does is simplifies the rate calculation by allowing the
28. monthly equivalent of the annual charge to be used in determining what
29. the dollar charge shall be. This will provide for a rate increase by
30. increasing the finance...income by approximately two four...two point
31. four percent which is based on the distribution of existing loan
32. balances. A study done by Pete Marwick and Mitchell of the industry
33. in using the records of the Department of Financial Institutions have

1. shown that this industry as...as having a loss of approximately a
2. dollar and ninety-two cents per account per year. I think we have
3. to keep in mind that the last time these rates were changed or were
4. set was in 1947 when the prime rate for their borrowing costs was
5. approximately one point seven five percent and I think today the
6. prime rate is in the neighborhood of seven to seven and a half percent.
7. The big factor in the increased cost for this industry is in the cost
8. of borrowed money and the greatest effect is in the long term market
9. of over ten years. I think it's just a simple fact that money borrowed
10. years ago, ten years ago, cost them four or five, six percent and
11. today the interest rates charged which they have to pay for their
12. money is in the neighborhood of eight to nine percent. Presently,
13. less than thirty percent of those applying for loans are approved
14. and that the industry is no longer able to do the function for which
15. it was created. In other words, provide small loans for those people
16. who cannot qualify at banks and other types of institutions. I think
17. that, in a nutshell, sums up the intent of the bill. If there are
18. any questions, I'll attempt to answer them. Otherwise, I would
19. appreciate a favorable roll call.

20. PRESIDENT:

21. Senator McCarthy.

22. SENATOR McCARTHY:

23. Yes, Mr. President and members of the Body, there are a good
24. many questions but I...I think the answers would all come out to the
25. same thing, and that is that this is an increase in the interest rate
26. that will be charged by the small loan companies to the borrowers.
27. It will be an increase not only on the maximum amount from which a
28. borrower can now borrow which is eight hundred dollars, but the in-
29. crease will extend to one thousand five hundred dollars. And under
30. my present calculations, if a person takes out an eight hundred dollar
31. loan from a small loan company, he pays at the most favorable method
32. of calculation an annual rate of eighteen and three-quarters percent.
33. Under this proposal, on that same eight hundred dollar loan, the most

1. favorable rate that he would pay would be twenty-four point seventy-
2. two percent per annum. The difference between an eighteen and three-
3. quarters percent interest rate and a twenty-four and three-quarter
4. percent interest rate is an increase in the amount of interest that
5. the borrower must pay of thirty-two percent. In other words, the
6. money lent is getting a thirty-two percent increase in pay. Now,
7. under any circumstances, if you had a poorly paid employee who came
8. in and asked for a thirty-two percent increase in wages, you'd say
9. that's an awful high increase to give. But the small loan companies
10. have never been characterized as poorly paid. They, in fact, charge
11. the highest interest rates allowed by law. Mr. President, this is
12. a natural outgrowth of what we, in the Illinois Legislature, have
13. done because interest rates chase each other upward. First, several
14. years ago, we raised the rate that the State of Illinois would pay on
15. its bonds. That made the case so that the people who lent money to
16. individuals could come in and raise their interest rates on home
17. loans. Then the consumer finance branch came in last year and took
18. an increase in its rates. The Governor vetoed it, but they overrode
19. his veto, or we overrode his veto last Fall, and all of that gives
20. justification now to finally raise the interest rates on the people
21. that borrow from the small loan company. I think the time is up.

22. PRESIDENT:

23. Your time has expired. Senator, you will conclude your remarks.

24. SENATOR MCCARTHY:

25. My remarks are concluded. Thank you very much.

26. PRESIDENT:

27. Otherwise, we'd have to charge you interest. Senator Graham.

28. SENATOR GRAHAM:

29. I'm always delighted to hear from the genial gentleman from
30. Decatur, and I'm always encouraged by his interest in interest not
31. causing inflation. I tried to solicit the same kind of thinking
32. with regard to 234, 235 and 285, but it didn;t work. I just wish we'd
33. apply the same principles all the way around.

1. PRESIDENT:

2. Any further discussion? The question is shall House Bill...
3. were you seeking recognition, Senator? Senator Morris.

4. SENATOR MORRIS:

5. I had some figures here that indicated that this on the annual
6. basis could be as much as a twenty to twenty-five percent interest
7. charge on...on loans, and you know, that...the eighteen percent charge
8. is frightening enough, but the thought we could run these people
9. to twenty-three to twenty-five percent is an awful scary proposition.
10. One, is they probably won't have the money to pay it back, and two,
11. somebody is making a hell of a lot of profit on that. I would just
12. encourage everybody here for the little people to vote No on this.
13. This is just plain bad legislation.

14. PRESIDENT:

15. Senator Shapiro may close the debate.

16. SENATOR SHAPIRO:

17. Well, Mr. President, I didn't intend to close the debate, but
18. I will on this note. It's very difficult for someone to just pick
19. a figure out here and say the annual percentage rate is going to be
20. such and such because these are figured on a declining balance, and
21. they're also figured on the amount of loan. In other words, up to
22. three hundred dollars if it's such and such a rate between that and
23. eight hundred another rate, from eight hundred to fifteen hundred at
24. another rate, and when you take and take all these factors into con-
25. sideration plus the length of the loan, be it six months, twelve
26. months, twenty-four months, the annual percentage rate is much lower
27. than what it would figure out at a single monthly rate based on twelve
28. months. I want to close by saying that please take into consideration
29. that these rates were established in 1947; almost thirty years ago,
30. and times have changed, money rates have gone up appreciably, much
31. more than what we are asking in this bill, and I would appreciate
32. a favorable roll call.

33. PRESIDING OFFICER (SENATOR BRUCE):

1. The question is shall House Bill 1921 pass. Those in favor
2. vote...Aye. Those opposed vote Nay. The voting is open. Have all
3. voted who wish? Take the record. On that question, the Ayes are
4. 32, the Nays are 21, 2 Voting Present. House Bill 1921 having received
5. a constitutional majority is declared passed. For what purpose does
6. Senator McCarthy arise?
7. SENATOR McCARTHY:
8. The verification of the...
9. PRESIDING OFFICER (SENATOR BRUCE):
10. Senator McCarthy has requested a verification. Will all the
11. Senators be in their seats. The Secretary will read those who voted
12. in the affirmative.
13. SECRETARY:
14. The following voted in the affirmative:
15. Bell, Berning, Bloom, Chew, Course...
16. PRESIDING OFFICER (SENATOR BRUCE):
17. For what purpose does Senator Soper arise?
18. SENATOR SOPER:
19. On...on this verification, I don't see...who asked for the
20. verification. How many...how many...
21. PRESIDING OFFICER (SENATOR BRUCE):
22. You are out of order, Senator Soper. I will go along with this
23. for a while, but Senator McCarthy asked for the verification. The
24. Secretary will continue the roll.
25. SECRETARY:
26. ...Davidson, Egan, Glass, Graham, Harris, Johns, Joyce,
27. Knuppel, Kosinski, Latherow, Merritt, Mitchler, Howard Mohr, Don
28. Moore, Nimrod, Ozinga, Philip, Regner, Rock, Roe, Schaffer, Shapiro,
29. Sommer, Soper, Vadalabene, Weaver, Mr. President.
30. PRESIDING OFFICER (SENATOR BRUCE):
31. Senator McCarthy, do you question anyone on the verification?
32. SENATOR McCARTHY:
33. No. No.

1. PRESIDING OFFICER (SENATOR BRUCE):

2. The roll has been verified. On that question, the Ayes are 32,
3. the Nays are 21, 2 Voting Present. The bill having received the
4. constitutional majority is declared passed. For what purpose does
5. Senator...Senator Howard Mohr arise? Senator Mohr moves having voted
6. on the prevailing side moves to reconsider the vote by which 1921
7. passed. Senator Weaver moves to Table that motion. All in favor
8. say Aye. All opposed Nay. The Ayes have it. The motion is Tabled.
9. For what purpose does Senator McCarthy arise?

10. SENATOR McCARTHY:

11. A point of personal privilege.

12. PRESIDING OFFICER (SENATOR BRUCE):

13. State...state your point.

14. SENATOR McCARTHY:

15. I don't remember that I have ever requested a verification of
16. the roll call, and the only reason I did was because we have had
17. some absences, and it's possible that some of the members may have
18. inadvertently flipped their switches, and now that we've had the
19. verification, the roll call stands and the people know how they did
20. and were, in fact, recorded. Thank you.

21. PRESIDING OFFICER (SENATOR BRUCE):

22. House Bill 1922, Senator Vadalabene.

23. SECRETARY:

24. House Bill 1922.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR BRUCE):

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, Mr. President, I tried to get your attention. I would
31. like to have leave for 1922 and 23 to be heard as a package. They
32. both deal with the...with the same problem. One deals with the
33. city ordinances and one deals with the municipalities. May I have

1. leave?

2. PRESIDING OFFICER (SENATOR BRUCE):

3. Is leave granted? Leave is granted. We will consider the
4. comments, but we'll take two roll calls. Senator Vadalabene on
5. 1922 and 23.

6. SENATOR VADALABENE:

7. Thank you, Mr. President and members of the Senate. These bills
8. require the liens of...of municipalities or sewer districts be filed
9. to include the record owner's name as well as the description of the
10. property involved. These bills will be beneficial to the recorder's
11. office by giving them records owner's name so that the lien can be
12. indexed against the proper person or persons. It will also benefit
13. the public, the seller, or the buyer of property acquiring title
14. subject to a hidden lien, and I would...appreciate a favorable vote.

15. PRESIDING OFFICER (SENATOR BRUCE):

16. Is there further debate? The question is shall House Bill 1922
17. pass. Those in favor will vote Aye. Those opposed vote Nay.
18. The voting is open. (Machine cut-off)...all voted who wish? Have
19. all voted who wish? Take the record. On that question, the Ayes
20. are 51, the Nays are none, 2 Voting Present. House Bill 1922 having
21. received a constitutional majority is declared passed. House Bill
22. 1923.

23. SECRETARY:

24. House Bill 1923.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER (SENATOR BRUCE):

28. The question is shall House Bill 1923 pass. Those in favor
29. vote Aye. Those opposed vote Nay. The voting is open. Have all
30. voted who wish? Take the record. On that question, the Ayes are 52,
31. the Nays are none, none Voting Present. House Bill 1923 having
32. received a constitutional majority is declared passed. House Bill
33. 1925, Senator Morris.

1. SECRETARY:

2. House Bill 1925.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER (SENATOR BRUCE):

6. Senator Morris.

7. SENATOR MORRIS:

8. This is a rather simple bill designed to give the people of
9. the third largest taxing body in Lake County a voice in the operation
10. of that taxing body. The North Shore Sanitary District is a sanitary
11. district and this bill affects only that sanitary district which
12. serves the eastern one-third geographically of Lake County but two-
13. thirds of the population. It runs from the Cook County line to the
14. Wisconsin State line. The sanitary district has a tax rate of
15. thirty-five cents which is only two cents less than that of the
16. Metropolitan Sanitary District of Chicago or of Cook County, and we
17. just feel that it would be appropriate since the Metropolitan Sanitary
18. District trustees are elected that the trustees of this sanitary
19. district also be elected. This bill is supported by the President
20. of the North Shore Sanitary District, Bob Will. It is also supported
21. by the county board chairman who appoints the people at this time
22. who would like to see these people elected. I would encourage a
23. Yes vote on this, and I would be happy to answer any questions people
24. might have.

25. PRESIDING OFFICER (SENATOR BRUCE):

26. Is there further debate? Senator Soper.

27. SENATOR SOPER:

28. Yes, thank you, Mr. President. I wonder if the Senator from
29. Waukegan would answer a few questions.

30. PRESIDING OFFICER (SENATOR BRUCE):

31. Indicates that he will yield.

32. SENATOR SOPER:

33. Now, members of the Senate, Senator...Senator Morris, at this

1. time, is it possible to...to do this by petition and referendum?

2. PRESIDING OFFICER (SENATOR BRUCE):

3. Senator Morris.

4. SENATOR MORRIS:

5. It is possible by petition and referendum gathering more than
6. five percent of the signatures in the area which would be several
7. thousand signatures to call a referendum to pay for the cost of an
8. election to ask the people if they want to do what they already want
9. to do.

10. PRESIDING OFFICER (SENATOR BRUCE):

11. Senator Soper.

12. SENATOR SOPER:

13. Well, this would only...this would only take in your sanitary
14. district. The other sanitary districts in the State in order for
15. them to have an election, they would have to do this by petition and
16. referendum, right?

17. PRESIDING OFFICER (SENATOR BRUCE):

18. Senator Morris.

19. SENATOR MORRIS:

20. Senator Soper, I cannot answer that question. I'm only amending
21. the Sanitary District Act that affects the North Shore Sanitary
22. District. The sanitary districts in the rest of the State other than
23. the Metropolitan Sanitary District are under a different set of
24. statutes. I'm only dealing with the statute which deals...the
25. Statute of 1919 which as a matter-of-fact only deals with the North
26. Shore Sanitary District.

27. PRESIDING OFFICER (SENATOR BRUCE):

28. Senator Soper.

29. SENATOR SOPER:

30. I'll say that your thought about conserving the financing and
31. the finances of the counties, admirable, but now if you have to have
32. a referendum, then you say that costs money. Now, if you have an
33. election, then that cost money doesn't it?

1. PRESIDING OFFICER (SENATOR BRUCE):

2. Senator Morris.

3. SENATOR MORRIS:

4. The referendum would be held according to the statute if it
5. were to be called at a different time than a regular election. This
6. election would be held as part of the regular election process, and
7. according to the county clerk in Lake County, this would not add
8. any cost to the election other than adding one line of ink to the
9. ballot form.

10. PRESIDING OFFICER (SENATOR BRUCE):

11. Senator Soper.

12. SENATOR SOPER:

13. You say it wouldn't cost any money. Now, what are you going to
14. pay these...the...these nominees or these candidates? How are they
15. going to be paid?

16. PRESIDING OFFICER (SENATOR BRUCE):

17. Senator Morris.

18. SENATOR MORRIS:

19. The trustees of the North Shore Sanitary District at this time
20. are paid, I believe, one thousand dollars a year for their service,
21. and we would not change that.

22. PRESIDING OFFICER (SENATOR BRUCE):

23. Senator Soper.

24. SENATOR SOPER:

25. In...in other words, they would be paid the same amount of money?

26. PRESIDING OFFICER (SENATOR BRUCE):

27. Senator Morris.

28. SENATOR MORRIS:

29. This bill does not deal at all with the way they are paid, and
30. they would paid the same amount of money they are currently being
31. paid if they were elected.

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Senator Soper.

1. SENATOR SOPER:
2. Well, what are the Chicago Sanitary...District trustees receive
3. as salary?
4. PRESIDING OFFICER (SENATOR BRUCE):
5. Senator Morris.
6. SENATOR MORRIS:
7. I don't know. You're a resident of Cook County. You may be
8. aware of what that salary is.
9. PRESIDING OFFICER (SENATOR BRUCE):
10. Senator Soper.
11. SENATOR SOPER:
12. Well, I think that in order to have an election when you have...
13. PRESIDING OFFICER (SENATOR BRUCE):
14. Your time has expired, Senator Soper.
15. SENATOR SOPER:
16. ...when you...I'll finish.
17. PRESIDING OFFICER (SENATOR BRUCE):
18. Well, your time has expired.
19. SENATOR SOPER:
20. In order to circumvent a...a petition and a referendum, I think
21. it's...it's pretty bad to put this upon the people when a few people
22. just are too doggone lazy to go out and get a petition. That's the
23. whole reason for this bill.
24. PRESIDING OFFICER (SENATOR BRUCE):
25. Senator Nimrod.
26. SENATOR NIMROD:
27. Mr. President, I would like to ask the sponsor a question.
28. PRESIDING OFFICER (SENATOR BRUCE):
29. He indicates that he will yield.
30. SENATOR NIMROD:
31. The...there was some discussion when we were in there about
32. the method in which you're going about this...on this bill of desig-
33. nating by wards rather than having it at large, and I...I think there

1. was some discussion if you would do this. Was that done, Senator
2. Morris?
3. PRESIDING OFFICER (SENATOR BRUCE):
4. Senator Morris.
5. SENATOR MORRIS:
6. The Sanitary District trustees are now appointed from five
7. wards. This would keep that system.
8. PRESIDING OFFICER (SENATOR BRUCE):
9. Senator Nimrod.
10. SENATOR NIMROD:
11. I...I do believe if you did...I can't say you agreed, but you
12. had said you would consider it and you had no objections to it. So,
13. evidently that has not been done. Number two is, I think that Senator
14. Soper has brought out a fact here that I think we ought to all be
15. aware. I think we ought to be consistent in what we do, and in this
16. case, it seems to me that because Lake County has a particular pro-
17. blem in those areas around it are serviced by this particular agency.
18. What the local...what you don't want to go to the local people to do,
19. you're coming to the State to have it do for you, and that's not
20. the way to serve the little people that you're talking about all the
21. time. And I would say that this is a special interest, politically
22. motivated bill, and on that basis that we should not, but I'm glad
23. to see that you're doing that, Senator Morris. It should not, how-
24. ever, come to the Legislature and ask us to do something for you
25. which you will not go to the people for. It doesn't have to cost
26. any more money. All you've got to do is have a referendum be held
27. on the same day there are other elections, and it will cost no money
28. at all. So, I would think that you ought to go back to your district
29. and have a referendum, and if that fails, then come back and give us
30. some reason for it.
31. PRESIDING OFFICER (SENATOR BRUCE):
32. Is there further debate? Senator Glass.
33. SENATOR GLASS:

1. Well, thank...thank you, Mr. President. I would just briefly
2. like to ask Senator Morris a question.

3. PRESIDING OFFICER (SENATOR BRUCE):

4. He indicates that he will yield.

5. SENATOR GLASS:

6. In Cook County, we elect our trustees of the Chicago Metropolitan
7. Sanitary District or District of Greater Chicago. They are, however,
8. elected at large, and...and I think that's important too. I...I
9. would like to ask you whether you would amend the bill to make it
10. an...an at large election?

11. PRESIDING OFFICER (SENATOR BRUCE):

12. Senator Morris.

13. SENATOR MORRIS:

14. This...this bill was set on 2nd reading, and Senator Nimrod
15. had indicated he might want to offer that amendment, and he never
16. did, and I would rather go with it as it is. The law now states
17. that they must be appointed from five wards, and you know, we're
18. prepared to live with that.

19. PRESIDING OFFICER (SENATOR BRUCE):

20. Senator Graham.

21. SENATOR GRAHAM:

22. Move the previous question.

23. PRESIDING OFFICER (SENATOR BRUCE):

24. I thought you sought recognition...Senator Graham moves the
25. previous question. All in favor say Aye. Opposed Nay. The main
26. question now shall now be put. The question is...Senator Morris,
27. did you wish to close? The question is shall House Bill 1925 pass.
28. Those in favor vote Aye. Those opposed vote Nay. The voting is
29. open. Have all voted who wish? Take the record. On that question,
30. the Ayes are 38, the Nays are 13, 2 Voting Present. House Bill 1925
31. having received a constitutional majority is declared passed. House
32. Bill 1930, Senator McCarthy. For what purpose does Senator McCarthy
33. arise?

1. SENATOR MCCARTHY:

2. Well, Mr. President and members of the Senate, 1930 I'm...I'm
3. happy to call it now, however, there's just been a little question
4. as to whether or not we are properly defining the disabled child.
5. I've asked for the House sponsor to come over in order to see if we
6. need a clarifying amendment. I wonder if I could have leave to pass
7. this with the right to come back to it after I confer with Represent-
8. tative Hart.

9. PRESIDING OFFICER (SENATOR BRUCE):

10. Is there leave? Leave is granted. House Bill 1935. Read the
11. bill.

12. SECRETARY:

13. House Bill 1935.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. SENATOR PHILIP:

17. Thank you, Mr. President...

18. PRESIDING OFFICER (SENATOR BRUCE):

19. Senator Philip. Go ahead, Senator Philip.

20. SENATOR PHILIP:

21. ...and Ladies and Gentlemen of the Senate. 19...House Bill
22. 1935 as amended only affects counties over fifteen thousand but
23. under three million. That's about seventy-seven counties in the
24. State of Illinois. It basically does two things. First of all,
25. it increases the rate for elections from .01 to .02. The reason
26. and rationale for that is that during the last Session, the General
27. Assembly mandated mechanical voting devices. Our increased cost in
28. electi^ons for DuPage County is considerable. We had to take seventy-
29. five thousand dollars out of our general fund towards the expense of
30. running our last election. The second thing House Bill 1935 does
31. is increase the corporation...

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Excuse me, Senator Philip. Could we have some order please?

1. Senator Philip, I can barely hear him here.

2. SENATOR PHILIP:

3. Thank you, Mr. President. Second thing House Bill 1935 does, it
4. increased the corporate levy from ten cents to twelve and a half cents
5. I might say the rationale for that is under the new Constitution, we
6. lost the collection fee which in DuPage County amounted to four point
7. seven million dollars. Also the increased cost in running elections
8. and of course the population increase costs, we need an increase. I
9. might point out that counties under fifteen thousand in the State of
10. Illinois have a twenty cent rate. Cook County has a thirty-five
11. cent rate. So, all I'm asking for is increasing our corporate rates
12. two and a half cents. I ask for your favorable consideration. I'll
13. be more than happy to answer any questions.

14. PRESIDING OFFICER (SENATOR BRUCE):

15. Is there further debate? Senator Clarke.

16. SENATOR CLARKE:

17. Mr. ...Mr. President, I'd just like to point out that this is
18. one of about forty bills that are in the Legislature having to do
19. with a tax increase without referendum. Now, there are a lot of
20. needs, but one of these days, the taxpayers are going to start revolt-
21. ing, and I think we ought to be looking at looking at this, and per-
22. sonally, I think they should go to referendum.

23. PRESIDING OFFICER (SENATOR BRUCE):

24. Senator Graham.

25. SENATOR GRAHAM:

26. Mr. President and members of the Senate, I normally agree with
27. Senator Clarke, but I want to remind you that a couple of years ago,
28. we mandated the need for this upon the counties by voting for them
29. the need...mandated them to purchase electronic voting machines, and
30. we're just fulfilling our agreement. I ask for a favorable roll call.

31. PRESIDING OFFICER (SENATOR BRUCE):

32. Senator Schaffer.

33. SENATOR SCHAFFER:

1. Senator Clarke, you're right. Some day the taxpayers may revolt,
2. but if they do, and they have any kind of intelligent guidance, the
3. first place they're going to do is...first place they're coming to
4. is right down here and pull this building down because we're the ones
5. who have foisted all the extra expenses on the counties, the new
6. responsibilities, some necessary, some questionable. We're the ones
7. that have put the counties in the crunch along with the...a good assist
8. from the 1970 Constitution. And the part that I have contributed to
9. that, I certainly acknowledge. This bill is necessary. It isn't a
10. tremendous amount of money. In my particular county, it'll generate
11. an extra fifty thousand dollars when in the cost of our elections run
12. two hundred, two hundred and fifty thousand if you want to figure
13. primaries and all the ramifications of voter registration that the
14. counties maintain not just to elect seven county office holders and
15. a few county board members. This whole election machinery is maintained
16. for the State, for the county, for the local offices, and the...hope-
17. fully, if we ever get anywhere on election consolidation, perhaps if
18. my son runs for the Legislature, he'll see that. That same apparatus
19. will be available for that. This is good legislation. It's necessary
20. legislation. It's painful legislation. And I think it ought to be
21. passed.

22. PRESIDING OFFICER (SENATOR BRUCE):

23. Is there further debate? The question is shall House Bill 1935
24. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
25. is open. Have all voted who wish? Take the record. On that question,
26. the Ayes are 44, the Nays are 7, 2 Voting Present. House Bill 1935
27. having received a constitutional majority is declared passed. House
28. Bill 1938, Senator Vadalabene.

29. SECRETARY:

30. House Bill 1938...

31. PRESIDING OFFICER (SENATOR BRUCE):

32. Senator Vadalabene. Hold it. House Bill 1910. There's leave
33. to go out of the order of business. Pick that up...after amendment.

1. Senator Bloom.
2. SECRETARY:
3. House Bill 1910.
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER (SENATOR BRUCE):
7. Senator Bloom.
8. SENATOR BLOOM:
9. Thank you very much, Mr. President and fellow Senators. This
10. bill came out of committee ten to nothing, and at that time, Senator
11. Soper asked the question what was the need for this. Well, the need
12. for this is your smaller water districts, and I'm thinking in parti-
13. cular in my district of the Travola Public Water Board is having
14. difficulty getting quorums.
15. PRESIDING OFFICER (SENATOR BRUCE):
16. For what purpose does Senator Latherow arise?
17. SENATOR LATHEROW:
18. I'd just like to recognize there's probably not many people
19. any closer to Senator Bloom than I am and I can't hear him.
20. PRESIDING OFFICER (SENATOR BRUCE):
21. Can we have some order, Gentlemen. We're having a lot of rather
22. loud discussion today, not groups, but everyone seems to be talking
23. louder than normally. Senator Bloom.
24. SENATOR BLOOM:
25. Hello...hello, Senators. Since 1973, this particular water
26. district board has been unable to fill all of its vacancies in the
27. smaller community, and it's difficult for the water district, the
28. smaller water districts to transact business without quorums. This
29. merely provides the mechanism by which water districts in your
30. smaller communities can reduce their size. I'd urge a favorable roll
31. call, and try and answer any questions.
32. PRESIDING OFFICER (SENATOR BRUCE):
33. Senator Glass.

1. SENATOR GLASS:

2. Mr. President and fellow Senators, I certainly don't object to
3. this bill as it was before. It was amended a few minutes ago, but
4. I would call the attention of the Body to the fact that the amendment
5. just added to this bill would put into the bill Senate Bill 1313 and
6. 1314 which this Body defeated earlier. So, this is an attempt to
7. get that legislation passed by attaching it on to Senator Bloom's bill,
8. and that is the provision that would allow...unincorporated water and
9. sewage disposal companies to operate as not-for-profit corporations
10. and not be subject to the ICC regulation, and I think it would dis-
11. courage those areas from annexing the municipalities. So, I...I would
12. oppose the bill in its present form and remind the membership that
13. it is, in fact, a bill that we earlier defeated.

14. PRESIDING OFFICER (SENATOR BRUCE):

15. Any further discussion? The question is...Senator Mitchler, do
16. you seek recognition? Senator Mitchler.

17. SENATOR MITCHLER:

18. Senator Hynes is not on the Floor here. I spoke to him about
19. the amendment we put on here that would provide this not-for-profit
20. corporation to organize for the purpose of ownership and operation
21. of sewerage collection and disposal facilities on a mutual or cooperative
22. basis the same as they can do now for water disposition. Now,
23. there should be nothing wrong with this type of...of a formation of
24. this not-for-profit corporation for this purpose. They do it now
25. for water and this would just further give them the authority when
26. they're developing these subdivisions to acquire this. Eventually,
27. they turn it over to the...to the people in the subdivision or it's
28. joined in with another treatment facility anyway. So, there should
29. be no objection to that.

30. PRESIDING OFFICER (SENATOR BRUCE):

31. Is there further debate? The question is shall House Bill 1910
32. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
33. is open. Have all voted who wish? Have all voted who wish? Take

1. the record. On that question, the Ayes are 45, the Nays are 9, 2
2. Voting Present. House Bill 1910 having received a constitutional
3. majority is declared passed. House Bill 1939, Senator Vadalabene.
4. House Bill 1942, Senator McCarthy. Read the bill.

5. SECRETARY:

6. House Bill 1942.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER (SENATOR BRUCE):

10. Senator McCarthy.

11. SENATOR MCCARTHY:

12. Yes, Mr. President and members of the Body, House Bill 1942 adds
13. an exemption from the Antitrust Act for barbers. Now, what that
14. means is, as I understand it and Senator Netsch has asked for recog-
15. nition, and she has more expertise in this than I, is that there are
16. presently exemptions to the State Antitrust Act for the activities of
17. any bona fide not-for-profit associations, society or board in the recom-
18. mendation of schedules or suggested fees, rates, or commissions. Now,
19. presently in the Act are included the attorneys, practitioners of
20. medicines, architects, engineers, land surveyors, real estate brokers,
21. recommended...regulated by an agency of the State of Illinois and this
22. seeks to put the people who engage in barbering and also have honorary
23. degrees in the science of politics into this area of exempt because
24. these...these people that are licensed as barbers do hold honorary
25. degrees in the science of politics and they have determined, and I
26. have conferred with them since Monday, when the United States Supreme
27. Court struck from the Federal Antitrust...or from the Virginia Antitrust
28. Exemption the...the recommended fees of attorneys. That...that case
29. decided by the Supreme Court as I understand it, 70, however, was
30. reviewed carefully by the Barbers Association in the State of Illinois,
31. and after a careful research, they held that no where precisely in
32. that United States Supreme Court case involving attorneys were...was
33. the question of barber ruled upon, nor...nor they informed me was there

1. anything by way of dictum that would apply to barbers. And I have
2. conferred with Senator Egan who is an attorney, understands the
3. import of the Supreme Court case insofar as it affects himself as
4. an attorney and myself as an attorney, and we still think the question
5. of barbers would be open to a different question. Accordingly, I offer
6. this bill to the...to the members of this Body because we have put
7. as exempt the doctors, the lawyers, the others and the barbers also
8. belong in this bill. Now, that's all I have by way of opening state-
9. ment, but I know Senator Egan would be in a position to help with
10. the response to such questions as may arise.

11. PRESIDING OFFICER (SENATOR BRUCE):

12. Senator Carroll.

13. SENATOR CARROLL:

14. Will the sponsor yield to some questions?

15. PRESIDING OFFICER (SENATOR BRUCE):

16. ...Indicates that he will yield.

17. SENATOR CARROLL:

18. Senator McCarthy, two questions. One, does the fee schedule
19. include estimates?

20. PRESIDING OFFICER (SENATOR BRUCE):

21. Senator McCarthy.

22. SENATOR McCARTHY:

23. Well, on that question, I have to make a cursory examination,
24. but that question was not raised by myself to the board of the master
25. barbers, and rather than have me as an attorney answer that, I...I'd
26. really have to get back to my principals, so I'm sorry, I can't
27. answer.

28. PRESIDING OFFICER (SENATOR BRUCE):

29. Senator Carroll.

30. SENATOR CARROLL:

31. And if it does include estimates, how long are those estimates
32. kept open and valid?

33. PRESIDING OFFICER (SENATOR BRUCE):

1. Senator McCarthy.

2. SENATOR McCARTHY:

3. Well, I would say this that any...any...any such estimates
4. would not really be a recommendation, and so I would think that just
5. ...just quickly, quickly answering without conferring with my prin-
6. cipals, I would say the exemption does not include the estimates, Sir.

7. PRESIDING OFFICER (SENATOR BRUCE):

8. Senator Netsch.

9. SENATOR NETSCH:

10. Mr. President, I would point out to the members of the Senate
11. that even before the Supreme Court decision of Monday, this bill
12. barely got out of committee. The vote was five Yeas, three Nays, and
13. three who hadn't quite decided which way the Supreme Court was going
14. to decide. The court, I think, in its decision Monday confirmed what
15. many people have felt for a long time and that is that the recommended
16. fee schedules, be they for barbers, or lawyers, or doctors, or anyone
17. else, are basically and typical to the free open competitive, price
18. competitive society, and they should not be incorporated ever in
19. statute. They should float on their own merits and on their own
20. merits they are now fully established as a violation of the Antitrust
21. laws of the United States. They should be removed in their entirety
22. from the Illinois Antitrust Act so that if necessary they can also
23. be treated as violation of the Antitrust Law of the State of Illinois.
24. There is no defense in an open competitive society for price fixing
25. by virtue of law. It has never been justified. It was wrong when
26. the lawyers thought of it a hundred and fifty years ago. It's been
27. wrong the full time that they have been doing it. They taught everyone
28. else how to do that, and now it has spread through a large part of
29. our economy. I think it is time that the Legislature said, alright,
30. now that we have the law of the country on our side, as well, we
31. should revise our own statutes and recognize that legalized price
32. fixing of this kind is not sound. We should not consider extending
33. it, indeed, at the first opportunity. We should go back and eliminate

1. that which is already in the statutes. I would urge a No vote on
2. the statute...on this bill.

3. PRESIDING OFFICER (SENATOR BRUCE):
4. Senator...Senator Glass.

5. SENATOR GLASS:
6. I have a question to the sponsor, Mr. President.

7. PRESIDING OFFICER (SENATOR BRUCE):
8. Indicates that he will yield.

9. SENATOR GLASS:
10. Senator McCarthy, I don't think I can support this bill which
11. would exempt barbers from the Antitrust Act, but I wonder if you would
12. be willing to make a trade. We take barbers out and put unions in.
13. Would you agree to that?

14. PRESIDING OFFICER (SENATOR BRUCE):
15. Senator McCarthy.

16. SENATOR McCARTHY:
17. Well, I...I would...I would answer you this way, Senator Glass,
18. and I...I think that's...I think that's a fair question. I believe
19. they're...they're already in, and it would be perhaps an exercise in
20. futility because the activities that the unions do, they don't charge
21. fees for. It's dues only. And they...they would fit although I'm
22. afraid that our friends that...that have looked this over, the barbers,
23. would really not want to have this...this legislation constitutionally
24. questioned by the inclusion of something that wouldn't be necessary,
25. but your...your question is a good one.

26. PRESIDING OFFICER (SENATOR BRUCE):
27. Senator Glass.

28. SENATOR McCARTHY:
29. Next Session on that one perhaps.

30. PRESIDING OFFICER (SENATOR BRUCE):
31. Senator Glass.

32. SENATOR GLASS:
33. Well, thank you. I don't have anything really to add to the

1. other speakers against the bill. I don't think this would be consti-
2. tutional, and I...I do think the bill ought to be defeated.

3. PRESIDING OFFICER (SENATOR BRUCE):

4. Senator Graham.

5. SENATOR GRAHAM:

6. I had...I had two observations. One that we could probably make
7. it constitutional by taking out barbers and putting in tree experts,
8. and secondly, they are...there is a number of people that feel that
9. whether you deal with the barbers or the lawyers, you're liable to get
10. clipped anyway.

11. PRESIDING OFFICER (SENATOR BRUCE):

12. Senator Egan.

13. SENATOR EGAN:

14. Yes, I'd just like to address a few moments of thought to the
15. history of the Illinois Antitrust Act and all of the exemptions that
16. exist today. I'll be brief. In 1965, the Illinois Antitrust Act
17. became law because many of you Gentlemen passed that bill into its
18. present form. You exempted doctors, lawyers, engineers, landscape
19. architects...or not landscape architects, architects, land surveyors,
20. and the only reason that the barbers were not exempt like everybody
21. else who is in the existing exemption is because they failed to come
22. down and ask, and I can tell you, Ladies and Gentlemen, that they
23. would have been exempt because at that time, I worked on the bill under
24. Attorney General William Clark who was responsible for passing the
25. bill. The intent of exempting barbers does not in any way promote
26. price fixing. It merely allows for the barbers to use suggested
27. minimum price lists. This will help the barbering industry because
28. they do not want to compete with each other necessarily on a price
29. basis. They are a service industry. That is the way they want to
30. compete, one with the other. This helps your local barber, fellows,
31. and I...I urge your support.

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Is there further debate? Senator McCarthy may close.

1. SENATOR McCARTHY:

2. Well, I...I have this...this comment, I'm very serious about
3. it. Presently included in the Act are the activities of any State,
4. or national bank insofar as suggestions are made on recommendations
5. of charges, minimum. We know as a fact that when Chase Manhattan
6. announces the prime rate in New York at 3:00 o'clock, Wells Fargo
7. in San Francisco makes a similar announcement at a half minute after
8. three, even though they're three thousand miles away. So, here we
9. have the barbers where this is a legitimate part of their legislative
10. program seeking to be included as an exemption from the State Anti-
11. trust application. They want this bill. There is a constitutional
12. question, but it's not up to this Body to reach that determination
13. necessarily. I think that's all I have to do...say on the bill except
14. that I...I present it to you.

15. PRESIDING OFFICER (SENATOR BRUCE):

16. For what purpose does Senator Howard Mohr arise?

17. SENATOR MOHR:

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

19. PRESIDING OFFICER (SENATOR BRUCE):

20. State your point.

21. SENATOR MOHR:

22. I would ask the President, if you were a member of the barber
23. organization, the...the union or whatever, would you have a person
24. such as Senator McCarthy or Senator Egan handle barber legislation?

25. PRESIDING OFFICER (SENATOR BRUCE):

26. Well, I...I think they wanted to give it to Senator Chew in
27. the beginning but he refused.

28. SENATOR MOHR:

29. Well, I was going to suggest that maybe they consider a long
30. hair the next time, and Senator Carroll is available.

31. PRESIDING OFFICER (SENATOR BRUCE):

32. Well, as Senator Knuppel would point out, they have less of a
33. conflict than others. The question is shall House Bill 1942 pass.

1. Those in favor vote Aye. Those opposed vote Nay. The voting is
2. open. Have all voted who wish? Have all voted who wish? Take the
3. record. On that question, the Ayes are 27, the Nays are 13, none
4. Voting Present. House Bill 1942 having failed to receive a constitu-
5. tional majority is declared lost. House Bill 1949, Senator Knuppel.
6. SECRETARY:

7. House Bill 1949.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER (SENATOR BRUCE):

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. House Bill...Mr. President and members of the Body, House Bill
14. 1949 makes some corrections in the Child Care Act. One of which is
15. to allow or to include a first cousin within the term of related
16. for leaving children with them. It increases the number of children
17. which can be kept from...

18. PRESIDING OFFICER (SENATOR BRUCE):

19. Excuse me, Senator McCarthy...Senator Knuppel. Excuse me. Would
20. the Pages in the back take your conferences off the Floor please, and
21. the people in the well in the back can barely hear Senator Knuppel.
22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. It increases the definition of a group home to those who include
25. ten instead of five children, and in another place, lowers the age
26. with respect to the number of children in a...in a, I think it's a
27. day care home from eighteen to sixteen, provides for a temporary
28. permit to operate a home for two months, but for one permit only. This
29. bill was amended in committee. It meets with the approval of the
30. Childrens...Department of Children and Family Services. I think it's
31. a step in the right direction, and something that they can live with.
32. It will help them in their work, and I would ask for a favorable roll
33. call.

1. PRESIDING OFFICER (SENATOR BRUCE):
2. Is there further debate? The question is shall House Bill 1949
3. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
4. is open. Have all voted who wish? Take the record. On that question,
5. the Ayes are 51, the Nays are none, none Voting Present. House Bill
6. 1949 having received a constitutional majority is declared passed.
7. House Bill 1956, Senator Vadalabene. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 1956.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER (SENATOR BRUCE):
13. Senator Vadalabene.
14. SENATOR VADALABENE:
15. Yes, thank you, Mr. President. House Bill...1956 does just
16. exactly what the synopsis. It decreases the lower limits of popula-
17. tion for municipalities which may form housing authorities from
18. twenty-five thousand to ten thousand as amended, and I would appre-
19. ciate a favorable vote.
20. PRESIDING OFFICER (SENATOR BRUCE):
21. Is there further debate? The question is shall House Bill 1956
22. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
23. is open. Have all voted who wish? Take the record. On that ques-
24. tion, the Ayes are 50, the Nays are none, none Voting Present. House
25. Bill 1949...1956 having received a constitutional majority is declared
26. passed. I've been handed a note that they have found a pair of
27. glasses in the Republican side of the telephone booth. If anyone
28. cannot see, now would be the time to pick up an extra pair of glasses.
29. House Bill 1965, Senator Glass.
30. SECRETARY:
31. House Bill 1965.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR BRUCE):

2. Senator Glass.

3. SENATOR GLASS:

4. Thank you, Mr. President and Senators. House Bill 1965 is a
5. permissive bill. It would permit boards of education to initiate
6. experimental programs at the high school level when approved by the
7. board of education, will comply with actual pupil attendance require-
8. ments for State aid and...and the other special code requirements
9. respecting courses of instruction. The Illinois Office of Education
10. has no official position, but indicates they will administer the bill
11. and...and approve these experimental programs as the bill calls for
12. if it's enacted, and I would request a favorable roll call.

13. PRESIDING OFFICER (SENATOR BRUCE):

14. Senator Graham.

15. SENATOR GRAHAM:

16. One question of the sponsor. Are we making...

17. PRESIDING OFFICER (SENATOR BRUCE):

18. Indicates that he will yield.

19. SENATOR GRAHAM:

20. Are we making legal something they're already doing?

21. PRESIDING OFFICER (SENATOR BRUCE):

22. Senator Glass.

23. SENATOR GLASS:

24. Well, I..I don't...I don't know exactly what schools you mean,
25. but I'm sure there are schools that have tried experimental programs,
26. Senator Graham, and...and those that have indicate they're working
27. very well, and...and the IOE, as I say, would...would supervise these
28. and have to approve them for proper credit.

29. PRESIDING OFFICER (SENATOR BRUCE):

30. Is there further debate? The question is shall House Bill 1965
31. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
32. is open. Have all voted who wish? Have all voted who wish? Take
33. the record. On that question, the Ayes are 46, the Nays are 2, 1

1. Voting Present. House Bill 1965 having received a constitutional
2. majority is declared passed. House Bill 1999, Senator Harris.
3. Senator Harris.
4. SENATOR HARRIS:
5. I'd like to have leave of the Senate to recall House Bill 1999
6. to the order of 2nd reading to accommodate Senator Philip.
7. PRESIDING OFFICER (SENATOR BRUCE):
8. Is there leave? Leave is granted. The bill is on the order of
9. 2nd reading.
10. SECRETARY:
11. Amendment No. 1 offered by Senator Philip.
12. PRESIDING OFFICER (SENATOR BRUCE):
13. Senator Philip.
14. SENATOR PHILIP:
15. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
16. House Bill 1999 amends the Governmental Ethics Act. What Amendment
17. No. 1 would do, any elected or appointed official who has the authority
18. to deposit public funds would have to file with his governmental
19. disclosure any loan he would have with a depository, any loan over
20. one thousand dollars he would have to file, and I move the adoption
21. of Amendment No. 1 to House Bill 1919.
22. PRESIDING OFFICER (SENATOR BRUCE):
23. That's 1999. Senator Philip moves the adoption of Amendment No. 1
24. to House Bill 1999. Is there debate? Senator Rock.
25. SENATOR ROCK:
26. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
27. I rise in support of Amendment No. 1 to 1999. I have spoken with
28. the State Treasurer who is also covered under the provisions of this
29. amendment. He is totally in favor of it, and I would urge its
30. adoption.
31. PRESIDING OFFICER (SENATOR BRUCE):
32. Is there further debate? Senator Philip has moved the adoption
33. of the amendment. All in favor say Aye. Opposed Nay. The Ayes...

1. the Ayes have it. Amendment is adopted. Further amendments? 3rd
2. reading. House Bill 2026, Senator Joyce. House Bill 2041, Senator
3. Wooten. House Bill 2...Senator Wooten. 2041. Read the bill, Mr.
4. Secretary.

5. SECRETARY:

6. House Bill 2041.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER (SENATOR BRUCE):

10. Senator Wooten.

11. SENATOR WOOTEN:

12. Yes, Mr. President and colleagues, when the court houses in
13. St. Clair and Stephenson County were demolished, a lot of people
14. thought that was an unfortunate thing because of the architectural
15. significance of those court houses, and began what could have been
16. a wild eyed approach to the whole business of trying to save such
17. monuments. Out of that has come what I think is a fairly reasoned
18. and low key approach to the whole difficulty which seems to satisfy
19. all parties. It simply says that if a county court house, which
20. sometimes are run by the county sometimes are run by private indivi-
21. duals, but if the county court house is slated to be demolished that
22. we take time, and I passed a little chart around, to give everybody an
23. opportunity to say what they want to say to find alternatives...alter-
24. native use and then if none of those things succeed, then go ahead
25. and tear the thing down. But it simply says before you move into
26. something rashly, take about three, I think it's a maximum of about
27. a hundred to a hundred and five days, through the whole process where
28. you simply think it over before you take final action. That's what
29. the bill does, and I'd be happy to answer any questions.

30. PRESIDING OFFICER (SENATOR BRUCE):

31. Is there further debate? Senator Harris.

32. SENATOR HARRIS:

33. Well, Senator Wooten, I can appreciate what is attempting to

1. be done here, but I certainly see no capacity to provide this
2. determination beyond the decision of a local group of people to
3. the Department of Conservation. The State Historical Library, perhaps,
4. but there is no magic, whatsoever, about the capacity of the Depart-
5. ment of Conservation to make such a determination. Now, it does
6. seem to me that local people would, of course, in most circumstances
7. make a careful evaluation about what their alternatives were before
8. that local decision were finally determined to demolish their court
9. house for obviously what would be the development collaterally for
10. some other facility to render that service to themselves. I'm really
11. reluctant ever to impose superior judgement on localities, and I'm
12. somewhat reluctant in this case, but I see the intent, but I just
13. suggest that there's nothing particularly qualifying about the Depart-
14. ment of Conservation for this superior imposition of greater under-
15. standing.

16. PRESIDING OFFICER (SENATOR BRUCE):

17. Is there further debate? Senator Wooten may close.

18. SENATOR WOOTEN:

19. I've wanted to respond to that. I will accept it as kind of a
20. question. I think the reason the...we finally settled on the Depart-
21. ment of Conservation, Senator Harris, is simply because there are
22. a few more people in the department, and I would point out that it
23. does not take away local determination. It merely provides some kind
24. of opportunity principally for local people to be sure that there will
25. be a hearing, if you'll notice, the notice that is posted is on the
26. local court house. And if...if there's an objection, then it simply
27. says quickly let's have a hearing and get some testimony in here and
28. see what people say. Then if the local people want to go ahead and
29. tear the court house down, they can. This does not impose superior
30. judgement over local determination. That is an important thing to
31. keep in mind because I am not one to do away with that authority. It
32. simply says that think it over. If some local people have some
33. reservations...we've gone through this, by the way, just up in Genesee

1. over a school house. The final determination was to tear it down,
2. but the real bad thing about it was there was no orderly process to
3. be followed, to take testimony, to see what people think, to kind of
4. access the situation. And this as I say does...takes no authority
5. away, and the only reason it's Conservation is because along the lines
6. that we're thinking, that's about the only department that had, I
7. think, a sufficiently large staff that they could've handled the problem.
8. If there's no...no further questions, I would request a favorable
9. roll call.

10. PRESIDING OFFICER (SENATOR BRUCE):

11. Senator Partee, for what purpose do you arise? Senator Wooten
12. was closing debate. Senator Partee.

13. SENATOR PARTEE:

14. I think Senator Wooten has very clearly shown what the reason
15. for this is, but I would only warn that the once we do this, every
16. county is going to be in here asking for money to preserve what they
17. are going to describe as architectural landmarks.

18. PRESIDING OFFICER (SENATOR BRUCE):

19. Senator Wooten.

20. SENATOR WOOTEN:

21. To close again, I hope there's nothing in the bill that suggests
22. we're going to do that, because I don't think I'd support it. As
23. a matter-of-fact, one of the...in support of evidence is that we
24. encourage local communities or businesses to define local alternatives
25. if the local community so desires. But there's no suggestion that
26. the State is going to get into the act in terms of supporting these
27. court houses.

28. PRESIDING OFFICER (SENATOR BRUCE):

29. Is there further debate? The question is shall House Bill 2041
30. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
31. is open. I'm informed by the Secretary that you are voting now on
32. 3rd reading on House Bill 2041. Have all voted who wish? Take the
33. record. On that question, the Ayes are 20, the Nays are 11, 2 Voting

1. Present. House Bill 2041 having failed to receive a constitutional
2. majority is declared lost. House Bill 2042, Senator Kosinski.
3. SECRETARY:
4. House Bill 2042.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER (SENATOR BRUCE):
8. Senator Kosinski.
9. SENATOR KOSINSKI:
10. Mr. President and members of the Senate, this is a very simple
11. bill. It requires that the incumbents and nonincumbents be subject
12. to the same disclosure requirements in the Ethics Act.
13. PRESIDING OFFICER (SENATOR BRUCE):
14. Have you closed, Senator Kosinski?
15. SENATOR KOSINSKI:
16. I seek a favorable roll call.
17. PRESIDING OFFICER (SENATOR BRUCE):
18. Is there further debate? Senator Fawell.
19. SENATOR FAWELL:
20. Senator...Senator Kosinski, would you...would you yield to a
21. question?
22. PRESIDING OFFICER (SENATOR BRUCE):
23. He indicates that he will yield.
24. SENATOR FAWELL:
25. I...I don't understand why the word position under the Govern-
26. mental Ethics Act is defined here. I...I see the...the first change
27. which you're making is the definition of calendar year which I think
28. is also in another bill which is pending. But then in addition, you
29. are defining the word position and I...I don't, as I read the Act,
30. I don't understand why that is being done.
31. PRESIDING OFFICER (SENATOR BRUCE):
32. Senator Kosinski.
33. SENATOR KOSINSKI:

1. A definition of position has the effect of treating both incum-
2. bents and nonincumbents alike. That was the intention of the...
3. original disclosure law, however, the Illinois Supreme Court in the
4. case of People vs. Downs vs. Adams decided that the word position as
5. it is used to cover the offices and candidates listed in Section 185,
6. nevertheless, does not include candidates. This amendment would
7. define the word position to include candidates so that the incumbents
8. and candidates are subject to the same...disclosure requirements.

9. PRESIDING OFFICER (SENATOR BRUCE):

10. Senator...Senator Kosinski.

11. SENATOR KOSINSKI:

12. I'll have some order...this is important when an incumbent is
13. facing a nonincumbent, and in an election, both candidates should
14. have the same disclosure on file and available to the voters. Under
15. the Supreme Court's decision a nonincumbent need file a disclosure cover-
16. ing the calendar year prior to the general election, and that I think
17. it's unfair to the incumbent.

18. PRESIDING OFFICER (SENATOR BRUCE):

19. Have you concluded, Senator Kosinski?

20. SENATOR KOSINSKI:

21. Yes, Mr. President.

22. PRESIDING OFFICER (SENATOR BRUCE):

23. Is there further debate? The question is shall House Bill 2042
24. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
25. is open. Have all voted who wish? Have all voted who wish? Take
26. the record. On that question, the Ayes are 33, the Nays are 2, 15
27. Voting Present. House Bill 2042 having received a constitutional
28. majority is declared passed. House Bill 2043, Senator Philip. House
29. Bill 2047, Senator Buzbee. Read the bill.

30. SECRETARY:

31. House Bill 2047.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER (SENATOR BRUCE):
2. Senator Buzbee.
3. SENATOR BUZBEE:
4. Mr. President, House Bill 2047 amends the School Code and pro-
5. vides for certification of chief school business officials...
6. Assistant Superintendent of Business shall be certified and so
7. forth, and we had a rather extensive hearing in the Education Committee.
8. There was one gentleman who came in opposition and there was several
9. groups and individuals who were very much in favor. It will improve
10. the administration of school business affairs by assuring that only
11. well qualified persons are employed in this key educational adminis-
12. trative position, and I would...I would ask for a favorable roll call.
13. PRESIDING OFFICER (SENATOR BRUCE):
14. Is there further debate? The question is shall House Bill 2047
15. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
16. is open. Have all voted who wish? Have all voted who wish? Take...
17. Senator Wooten is signaling. Have all voted who wish? Take the
18. record. On that question, the Ayes are 35, the Nays are 10, 4 Voting
19. Present. House Bill 2047 having received a constitutional majority
20. is declared passed. House Bill 2052, Senator Rock. Senator Rock,
21. 2052, sanitary district? House Bill 2054, Senator Buzbee.
22. SECRETARY:
23. House Bill 2054.
24. (Secretary reads title of bill).
25. 3rd reading of the bill.
26. PRESIDING OFFICER (SENATOR BRUCE):
27. Senator Buzbee.
28. SENATOR BUZBEE:
29. Yes, Mr. President, House Bill 2054 is a bill which deals with
30. the creation of a new State Council on Nutrition. This is a bill
31. that has the backing of the Illinois State Medical Society and I
32. think is an...a bill that is very badly needed, and I would ask for
33. your favorable consideration.

1. PRESIDING OFFICER (SENATOR BRUCE):
2. Is there further debate? Senator Howard Mohr.
3. SENATOR MOHR:
4. What's the cost of this latest consumer bill?
5. PRESIDING OFFICER (SENATOR BRUCE):
6. Senator Buzbee.
7. SENATOR BUZBEE:
8. There is an accompanying appropriation bill, Senator Mohr, which
9. is my understanding it's now going to go into the...it's now going to
10. go into the omnibus commission bill.
11. PRESIDING OFFICER (SENATOR BRUCE):
12. Senator Howard Mohr.
13. SENATOR MOHR:
14. Alright, about how much and just what is this council going to
15. do?
16. PRESIDING OFFICER (SENATOR BRUCE):
17. Senator Buzbee.
18. SENATOR BUZBEE:
19. One hundred thousand dollars, Senator Mohr is the...I was not
20. trying to be evasive. I just couldn't remember. It's a hundred
21. thousand dollars that will be in the omnibus bill.
22. PRESIDING OFFICER (SENATOR BRUCE):
23. Senator Howard Mohr.
24. SENATOR MOHR:
25. Just what is this council going to do? What are their...their
26. duties and activities?
27. PRESIDING OFFICER (SENATOR BRUCE):
28. Senator Buzbee.
29. SENATOR BUZBEE:
30. Yes, just a second.
31. PRESIDING OFFICER (SENATOR BRUCE):
32. Senator Weaver, for what purpose do you arise?
33. SENATOR WEAVER:

1. Well, is someone asking Senator Buzbee a question?

2. PRESIDING OFFICER (SENATOR BRUCE):

3. Senator Howard Mohr is...asking Senator Buzbee. He was looking
4. for a sheet of paper. I think Senator Buzbee now has...Senator
5. Buzbee.

6. SENATOR BUZBEE:

7. I apologize. My file was missing. It had everything in it but
8. the bill. The council...they...the council is empowered to accept
9. and disperse gifts and grants and monies and so forth, to conduct
10. hearings as necessary to carry out the objectives and issue subpoenas
11. to compel the attendance and testimony of witnesses, and to study
12. the following objectives and make recommendations, including recommen-
13. dations for legislation, the introduction and development of nutri-
14. tional information, subjects and programs under the curricula of
15. primary and secondary schools, and make them available to the private
16. sector also, and the coordination of feeding programs for preschool,
17. school age children, the elderly, pregnant women and others on local,
18. State and Federal levels to insure that the middle income criteria
19. or the middle cost diet of the United States Department of Agriculture,
20. based on the current recommendation are met on all feeding programs,
21. compilation of existing data on the nutritional statutes...status
22. rather of Illinois citizens, education of teachers for the teaching
23. of nutrition and presentation of necessary information, and full
24. appropriate utilization of all Federal food programs and make available
25. programs for the education of expectant mothers and new mothers in
26. the proper pre and postnatal care of infants. I hope that is...
27. answered your question.

28. PRESIDING OFFICER (SENATOR BRUCE):

29. Senator Howard Mohr.

30. SENATOR MOHR:

31. It sounds like we're getting an awful lot for a hundred thousand
32. to me, Mr. President. I would say that that's just a door opener and
33. this is very, very broad. I think that we ought to have more

1. discussion on this bill.

2. PRESIDING OFFICER (SENATOR BRUCE):

3. Senator Latherow.

4. SENATOR LATHEROW:

5. Well, thank you, Mr. President and members of the Senate. I
6. have been very interested in this bill, and the real thing that
7. bothers me about this piece of legislation is how we ever got here
8. without it. I just don't know how our parents ever raised us and
9. we ever raised our families without this particular effort. It looks
10. like a great thing to me, but I...I just for the significance of
11. finances, I'm going to have to vote No.

12. PRESIDING OFFICER (SENATOR BRUCE):

13. Senator Demuzio.

14. SENATOR DEMUZIO:

15. Will the sponsor yield for a question?

16. PRESIDING OFFICER (SENATOR BRUCE):

17. He indicates that he will yield.

18. SENATOR DEMUZIO:

19. Am I correct in assuming that the programs, for example, under
20. the Older Americans Act that come to the State of Illinois for
21. nutrition would be...

22. PRESIDING OFFICER (SENATOR BRUCE):

23. I'm sorry, Senator Demuzio, you cannot hear. We ask questions
24. back and forth. Will the Body please come to order. Senator Demuzio.

25. SENATOR DEMUZIO:

26. Am I correct in assuming that the programs that come in the
27. State of Illinois for...under the Office of...of Aging, the Older
28. Americans Act that pertain to nutrition would be...the money would
29. potentially be able to go under this council for disbursement to
30. other agencies of State Government as well as private groups in
31. communities in Illinois?

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Senator Buzbee.

1. SENATOR BUZBEE:

2. Well, first of all; I would like to respond to Senator Latherow
3. by saying how we got here without this in the past, I...I guess we
4. were just lucky, Senator Latherow. Senator Demuzio, I think you are
5. correct in that Section 4 of the bill on Page 2, line 3 says the
6. council is empowered to accept and disburse grants, gifts and other
7. monies from the Federal Government and from any other source. And
8. in...then going right on to Section 5, the council may conduct hear-
9. ings as necessary to carry out its objectives. So, I assume that,
10. yes, they would be willing or would capable...able to accept Federal
11. grants.

12. PRESIDING OFFICER (SENATOR BRUCE):

13. Senator Demuzio.

14. SENATOR DEMUZIO:

15. I'm...also then grants that come into the State for...for
16. schools for lunches and also for, let's say, the Headstart Program
17. in the summer that deals with nutrition that this say...that this
18. State council would be the...the agency at the State level that will
19. be coordinating all of this money and all of the work programs and
20. the objectives for all of these nutrition programs in the State?

21. PRESIDING OFFICER (SENATOR BRUCE):

22. Senator Buzbee.

23. SENATOR BUZBEE:

24. I am assuming that it will do that, Senator Demuzio.

25. PRESIDING OFFICER (SENATOR BRUCE):

26. Senator Demuzio.

27. SENATOR DEMUZIO:

28. That is a very large and difficult task and I don't...do not
29. know whether or not the provisions in this bill with the council
30. that you have here will be able to carry on that task. I have my
31. doubts, Senator Buzbee.

32. PRESIDING OFFICER (SENATOR BRUCE):

33. Senator Buzbee.

1. SENATOR BUZBEE:

2. Well, I would point out to you, Senator Demuzio, that the
3. makeup of the council shall consist of the chairman and minority
4. spokesman of the Senate Committee on Public Health, Welfare and
5. Corrections and of the chairman and minority spokesman of the
6. Committee on Human Resources of the House of Representatives, two
7. members each appointed by the Speaker of the House and the House
8. Minority Leader, the President of the Senate and the Senate Minority
9. Leader, and the Directors of the following Illinois Code Departments
10. are their designees - Public Health, Mental Health and Developmental
11. Disabilities, Aging, Children and Family Services, Public Aid and
12. Office of the Superintendent of Education, and five public members
13. appointed by the Governor of whom at least one shall be a physician
14. licensed to practice medicine, one a registered dietician, one a
15. health educator, and one a graduate home economist and one consumer.
16. So, I would point out to you that there is probably the best exper-
17. tise available in the state of Illinois will be on this council, and
18. every one of those areas that you expressed concern about will have
19. ...will be represented and it will be...it will be strictly top
20. quality, highly qualified people that will be making those decisions.

21. PRESIDING OFFICER (SENATOR BRUCE):

22. Senator Weaver.

23. SENATOR WEAVER:

24. Thank you, Mr. President. Well, I would just like to point
25. out that this is another new program, and I have to think back to
26. last night in Appropriations Committee, Senator Dougherty made a
27. comment about a...an appropriation, and he said, well, I remember
28. when the first appropriation for this particular agency or commission
29. was five hundred and forty-four dollars twenty years ago. Last night
30. they were coming in and asking for twenty-eight million dollars. So,
31. that's just how these programs start. It's a hundred million today.
32. Next year, it's going to be a million and the year after that, three
33. million. And so, I think in these times we just better back off and

1. say no to some of these maybe useful programs, but I just don't
2. think we can afford it.

3.* PRESIDING OFFICER (SENATOR BRUCE):
4. Senator Knuppel.

5. SENATOR KNUPPEL:
6. Well, will the sponsor yield for a question?

7. PRESIDING OFFICER (SENATOR BRUCE):
8. He indicates that he will yield.

9. SENATOR KNUPPEL:
10. Will this council have some kind of an executive or administra-
11. tive director?

12. PRESIDING OFFICER (SENATOR BRUCE):
13. Senator Buzbee.

14. SENATOR BUZBEE:
15. The council shall elect from its...among its legislative and
16. public membership a chairman. The terms of the council shall be
17. two years. The council shall employ and pay compensation of staff
18. personnel which it finds necessary to carry out the objectives of
19. this Act. So, yes.

20. PRESIDING OFFICER (SENATOR BRUCE):
21. Senator Knuppel.

22. SENATOR KNUPPEL:
23. Well, I'm kind of concerned about whether that person will come
24. from Illinois or from Connecticut or Massachusetts. Is there any
25. assurance in there that they have to come from Illinois?

26. PRESIDING OFFICER (SENATOR BRUCE):
27. Senator Buzbee.

28. SENATOR BUZBEE:
29. No, except I would point out to you that it's twenty-three or
30. twenty-five different people that will be making that decision and
31. not...not any one particular person in the Executive Branch.

32. PRESIDING OFFICER (SENATOR BRUCE):
33. Senator Knuppel. Is there further debate? Senator Morris.

1. SENATOR MORRIS:

2. Senator Buzbee, is the council just another name for a commission?

3. PRESIDING OFFICER (SENATOR BRUCE):

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Well, no I don't think so because most commissions, the genesis
7. of most commissions, it's my understanding, come from the Legislature.
8. The genesis of this particular council comes from people that are
9. involved in the nutritional field and in school nursing and so forth,
10. and there are a few legislative members on this council, but by...for
11. in a way, the public members will exceed the number of legislative
12. members.

13. PRESIDING OFFICER (SENATOR BRUCE):

14. Senator Morris.

15. SENATOR MORRIS:

16. But...but does...isn't this something that could be done within
17. one of the existing departments like Public Health or something?

18. PRESIDING OFFICER (SENATOR BRUCE):

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Well, perhaps so with the huge bureaucracy that is attendant
22. to such programs in...in our various departments. I, like Senator
23. Weaver, remember last night in Appropriations Committee when we
24. were told that the State just simply could not get by without these
25. additional fourteen hundred employees in one particular department
26. and I think that's rather typical of what happens to bureaucrats.
27. These people here are not bureaucrats that make up this council. They
28. are some public members, some legislative members and some departmental
29. heads in areas that are directly involved in all of these fields.
30. It's kind of like we're getting into an awful lot of programs here
31. concerning school children, concerning the elderly, concerning nutri-
32. tional care of pregnant women and postnatal and prenatal care, the
33. ...nutritional care I'm talking about. I wouldn't exactly want the

1 Department on Aging handling that, nor would I want the Department
2 of Public Aid to...could I have some quiet please, Mr. President.
3 PRESIDING OFFICER (SENATOR BRUCE):

4 We will make every attempt, Senator Buzbee. If we could get
5 some order please.

6 SENATOR BUZBEE:

7 The incessant yelling in my ear from the rear kind of is
8 upsetting. So, I don't know if I've answered your question or not,
9 Senator Morris.

10 PRESIDING OFFICER (SENATOR BRUCE):

11 Senator Morris.

12 SENATOR MORRIS:

13 Well, I...I'm afraid that, you know, the people that make up
14 the commission or the council will not be...

15 PRESIDING OFFICER (SENATOR BRUCE):

16 Senator Morris, your time has...has expired.

17 SENATOR MORRIS:

18 ...okay...will not be bureaucrats but the people they hire
19 will become bureaucrats and being a fiscal conservative, I think
20 I'm going to have to vote against this council.

21 PRESIDING OFFICER (SENATOR BRUCE):

22 Senator Berning.

23 SENATOR BERNING:

24 Thank you, Mr. President. Perhaps everything has been said
25 that I want to say except I find in here five public members to be
26 appointed by the Governor. I serve on the Executive Appointments
27 Committee and we have too darn many appointments to worry about now.
28 Secondly, those people are paid fifty dollars a day. There's five
29 of them, that's two hundred and fifty dollars a day, ten days a week,
30 that's twenty-five hundred dollars a week. We're adding another
31 bureaucracy. Ultimately, their charge will be to promote the use
32 of food stamps. We'll certainly soon then have their request to be
33 brought under the Pension Program, a system we can't fund now, and we

1 have already feeding programs for the aged, for the sick, and the
2 school lunch program. Mr. President, members of the Body, I have
3 to agree with all of the speakers who preceded me. This bill ought
4 to have a decent burial.

5 PRESIDING OFFICER (SENATOR BRUCE):

6 Senator Graham.

7 SENATOR GRAHAM:

8 I don't want to work Sunday, and I move the previous question.

9 PRESIDING OFFICER (SENATOR BRUCE):

10 I have one more person to speak. Senator Wooten, if you would
11 hold...if you would hold your motion. Senator Wooten.

12 SENATOR WOOTEN:

13 Thank you, Mr. President and Senator Graham. I simply think
14 a word ought to be said in behalf of this measure. I would note that
15 sometimes when the two Houses get to comparing one another's actions
16 and so on that we deal more with...in asperity than in reason. I
17 would point out that one hundred and seven members of the House are
18 cosponsors of this bill. I believe that while we should be generally
19 reluctant to undertake new programs, I believe quite often that
20 reluctance stems from an...an unwillingness to really look at it
21 clearly and to see whether or not this answers, perhaps, not an
22 immediate need, but one that is developing. I think that quite
23 often we...we address problems as they are in full flower. It seems
24 to me that this particular council is a good, prospective step to
25 take, and I would urge support of this bill.

26 PRESIDING OFFICER (SENATOR BRUCE):

27 Is there further debate? Senator Buzbee may close. The question
28 is shall House Bill 2054 pass. Those in favor vote Aye. Those
29 opposed vote Nay. The voting is open. Have all voted who wish?
30 Take the record. On that question, the Ayes are 26, the Nays are
31 21, 2 Voting Present. House Bill 2054 having failed to receive a
32 constitutional majority is declared lost. House Bill 2058, Senator
33 Harris. House Bill 2065, Senator Howard Mohr. Senator Howard Mohr.

1 House Bill 2066, Senator Sommer. Read the bill, Mr. Secretary.

2 SECRETARY:

3 House Bill 2066.

4 (Secretary reads title of bill)

5 3rd reading of the bill.

6 PRESIDING OFFICER (SENATOR BRUCE):

7 Senator Sommer.

8 SENATOR SOMMER:

9 Mr. President and Senators, this is supplemental to pay off
10 claims that have been adjudicated by the Courts of Claims.

11 PRESIDING OFFICER (SENATOR BRUCE):

12 Is there further debate? The question is shall House Bill 2066
13 pass. Those in favor vote Aye. Those opposed...opposed vote Nay.

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

15 On that question, the Ayes are 53, the Nays are none, none Voting

16 Present. House Bill 2066 having received a constitutional majority

17 is declared passed. 2071, Senator Harris. House Bill 2072, Senator

18 Harris. House Bill 2073, Senator Savickas. House Bill 2075, Senator

19 Partee. House Bill 2089, Senator Kosinski. Read the bill, Mr.

20 Secretary.

21 SECRETARY:

22 House Bill 2089.

23 (Secretary reads title of bill)

24 3rd reading of the bill.

25 PRESIDING OFFICER (SENATOR BRUCE):

26 Senator Kosinski.

27 SENATOR KOSINSKI:

28 Mr. President and members of the Senate, this is an identical
29 bill to Senate Bill 1056 that was passed out of here in good order.

30 I now seek a favorable roll call on the same bill.

31 PRESIDING OFFICER (SENATOR BRUCE):

32 Is there further debate? Senator Netsch.

33 SENATOR NETSCH:

1 Just a brief explanation of what it does while we're trying
2 to find notes on it, would you please.

3 PRESIDING OFFICER (SENATOR BRUCE):

4 Senator Kosinski.

5 SENATOR KOSINSKI:

6 I'm sorry you didn't listen to Senate Bill 1056 originally.
7 You must of...you must have been on the phone again. The...
8 if you want to hear about the impact, Senator. The bill eliminates
9 the maximum number of probation officers who may be appointed in
10 counties and leaves it to the county boards to determine how many.
11 It eliminates the age requirement for probation officers to make this
12 Act consistent with the provisions of the Juvenile Court Act in rela-
13 tion to probation officers. It eliminates the requirements of
14 records concerning probationaries to be kept in one office under the
15 supervision of the chief probation officer. Fourth, it provides that
16 the reimbursement paid to probation officers shall be determined by
17 the board of commissioners and payments authorized by the Chief
18 Judge of the Circuit Court. It eliminates the ceiling on salaries
19 for probation officers and leaves it to the county board to determine
20 the amount to be paid each and every probation officer. This bill is
21 supported by the Probation Officers Association of Illinois, and
22 thereby, I seek a favorable roll call.

23 PRESIDING OFFICER (SENATOR BRUCE):

24 Senator Netsch.

25 SENATOR NETSCH:

26 Senator Kosinski, do you know whether it authorizes training
27 of probation officers?

28 PRESIDING OFFICER (SENATOR BRUCE):

29 Senator Kosinski.

30 SENATOR KOSINSKI:

31 Yes, I believe it does.

32 PRESIDING OFFICER (SENATOR BRUCE):

33 Senator Netsch.

1 SENATOR NETSCH:

2 By whom?

3 PRESIDING OFFICER (SENATOR BRUCE):

4 Senator Kosinski.

5 SENATOR KOSINSKI:

6 It...the program is administered by the administrator of the
7 probation office.

8 PRESIDING OFFICER (SENATOR BRUCE):

9 Senator Netsch.

10 SENATOR NETSCH:

11 Thank you. That's a very important point, and an in joke
12 among members of the Judiciary Committee also.

13 PRESIDING OFFICER (SENATOR BRUCE):

14 Senator Kosinski. Is there further debate? Senator Morris.

15 SENATOR MORRIS:

16 Senator Kosinski, did you say the county board will determine
17 this number? The...the Calendar says the Circuit Court, and I...

18 PRESIDING OFFICER (SENATOR BRUCE):

19 Senator Kosinski.

20 SENATOR KOSINSKI:

21 The county board...this...this is a permissive bill, and it
22 allows the county board to decide how many they need, but the program
23 is done through the Circuit Court, through the chief of the Circuit
24 Court. It's been done now.

25 PRESIDING OFFICER (SENATOR BRUCE):

26 Senator Morris.

27 SENATOR MORRIS:

28 Well, you know, on Page 19 our Calendar, it says it permits
29 circuit courts to determine the number of probation officers in
30 each county. Now, that's very important. My county board has let
31 me know that they...they support the concept as long as it's done
32 by the county board, but they question the validity of the court
33 saying we want forty officers, now you the county board find the

1 money to pay for them.

2 PRESIDING OFFICER (SENATOR BRUCE):

3 Senator Kosinski.

4 SENATOR KOSINSKI:

5 They can request...the court can request as how many they would
6 like to have, but the county board decides on how many they can have
7 and how many they can afford to have, and they also regulate the
8 salaries, the county board does.

9 PRESIDING OFFICER (SENATOR BRUCE):

10 Senator Morris.

11 SENATOR MORRIS:

12 Thank you. I...I'm going to have to check over that. I appreciate
13 that because that's my county board that called me on this a couple
14 times, and they're worried we're going to have the judges saying
15 well now I want four hundred and thirty-three probation officers and
16 find the money. That's...

17 PRESIDING OFFICER (SENATOR BRUCE):

18 Is there further debate? Senator Kosinski may close.

19 SENATOR KOSINSKI:

20 I think this is one of the finest bills to be had within the
21 court systems. And I think you'll be proud to vote for this bill...

22 PRESIDING OFFICER (SENATOR BRUCE):

23 Excuse me, Senator Kosinski.

24 SENATOR KOSINSKI:

25 ...I seek your favorable roll call.

26 PRESIDING OFFICER (SENATOR BRUCE):

27 For what purpose does Senator Graham arise? Senator Graham.

28 SENATOR GRAHAM:

29 I was...I was checking your eyesight in your left eye. I wanted
30 to only say in behalf of Senator Kosinski. I believe the intention
31 of many people is to get the probation system back within our various
32 courts. It would seem reasonable for us to believe...to believe that
33 in the case this passes that the judges would make a determination

1 as to the numbers and as to the prospective salary, and then they
2 would have to go to the county board and either be accepted or rejected
3 as far as money is concerned, and I rise in support of Senator
4 Kosinski's bill.

5 PRESIDING OFFICER (SENATOR BRUCE):

6 The question is shall House Bill 2089 pass. Those in favor vote
7 Aye. Those opposed vote Nay. The voting is open. For what purpose
8 does Senator Glass arise?

9 SENATOR GLASS:

10 I had one question of the sponsor. I was trying to get your
11 attention, Mr. President.

12 PRESIDING OFFICER (SENATOR BRUCE):

13 Well, I'm sorry, Senator Glass, we have opened the roll call.
14 I apologize for not having seen you. Have all voted who wish? Take
15 the record. On that question, the Ayes are 45, the Nays are 1, 2
16 Voting Present. House Bill 2089 having received a constitutional
17 majority is declared passed. House Bill 2096, Senator Bloom. Read
18 the bill. No...for what...Senator Bloom.

19 SENATOR BLOOM:

20 Thank you, Mr. President and fellow Senators. When this bill
21 came out of committee, it was agreed that an amendment would be
22 drawn...

23 PRESIDING OFFICER (SENATOR BRUCE):

24 Senator Glass, are you asking leave to move the bill back to
25 the order of 2nd reading? Is there leave? Leave is granted. The
26 bill is on the order of 2nd reading. Do you have an amendment,
27 Senator Bloom?

28 SENATOR BLOOM:

29 Yes, thank you. This amendment was drawn up by the Municipal
30 League and approved by leadership, and it amends it to make it
31 applicable to all municipalities. I'd urge its adoption.

32 PRESIDING OFFICER (SENATOR BRUCE):

33 Senator Bloom moves the adoption of Amendment No. 1 to House

1 Bill 2096. All in favor say Aye. Opposed Nay. The Ayes have it.
2 The amendment is adopted. Any further amendments? 3rd reading.
3 House Bill 2097, Senator Dougherty.

4 SECRETARY:

5 House Bill 2097.

6 (Secretary reads title of bill)

7 3rd reading of the bill.

8 PRESIDING OFFICER (SENATOR BRUCE):

9 Senator Dougherty.

10 SENATOR DOUGHERTY:

11 Thank you, Mr. President. House Bills 2097 and 2098 are com-
12 panion bills. These are bills that pertain to the aquariums and
13 museums section of the Chicago Park District. As you know, the
14 aqudriums and museums were buildings that were built ninety years
15 ago by the philanthropists of the City of Chicago, however, the
16 maintenance has been during the years and through the age of the
17 building and the increasing costs have been taken over a special
18 section of the Chicago Park District to have their own budget. And
19 this provides a one half cent increase in the rate. The first bill
20 is permissible bill and the second bill is the rate itself. 2097
21 has to do with the permissive section and 2098 has to do with the
22 actual rate increase. This...the museums affected are the Museum
23 of Science and Industry, Field Museum, the Shedd Aquarium, the Plani-
24 tarium, the Chicago Historical Society, the Art Institute, and the
25 Academy of...of Sciences. These are all buildings that have been
26 operated for...by the Park District. Due to the reason that this
27 long ago, the endowed institutions, the endowment funds are running
28 out. They themselves in the past few years have raised twenty-nine
29 million dollars for the operation...for the repairs of these...and
30 this half cent increase will tend to preserve them for some time.
31 I ask for a favorable roll call.

32 PRESIDING OFFICER (SENATOR BRUCE):

33 Is there further debate? Senator Clarke.

1 SENATOR CLARKE:

2 Well, I'd just like to point out, Mr. President, that these
3 again are tax rate increases. I think there's a distinction here
4 in that these apply to taxing districts in home rule county and
5 city, and my feeling that with the home rule power, they possibly
6 should have the right to go ahead and tax themselves if they want
7 to.

8 PRESIDING OFFICER (SENATOR BRUCE):

9 Senator Netsch.

10 SENATOR NETSCH:

11 Will the sponsor yield for two questions? Senator Dougherty,
12 first, I don't think you mentioned the rate increase involved in the
13 second of the bills.

14 PRESIDING OFFICER (SENATOR BRUCE):

15 Senator Dougherty.

16 SENATOR DOUGHERTY:

17 From six cents to six and a half cents.

18 SENATOR NETSCH:

19 From six cents to six and a half cents...

20 SENATOR DOUGHERTY:

21 That's correct.

22 SENATOR NETSCH:

23 Secondly, could you clarify something for me? Last Session
24 after considerable struggle, we did, as I recall, enact a bill or
25 it might have been a package of two bills that did authorize a tax
26 rate increase specifically for the cultural and other...cultural
27 instirtutions and museums in the Cook County area. Is this in addition
28 to, in lieu of, or what?

29 PRESIDING OFFICER (SENATOR BRUCE):

30 Senator Dougherty.

31 SENATOR DOUGHERTY:

32 It would be in addition there too. It's about a half cent as
33 I said. The increased cost of operation and due to the fact that

1 most of these institutions are built on land that was filled in
2 many, many years ago and some deterioration has set into the founda-
3 tions, particularly the Field Museum of Science...the Field Museum.
4 They...that's on filled land, you know, adjacent to the...north of
5 the island, you know, the old fill in sections. There's a tendency
6 to sag and this is one way of putting it in shape, that's all. And
7 we have raised twenty-nine million dollars privately for that.

8 PRESIDING OFFICER (SENATOR BRUCE):

9 Senator Netsch.

10 SENATOR NETSCH:

11 Yes, I'm not unaware of...of what they are able and in some
12 cases have done for themselves. I guess the problem is and it's...
13 it's not a fatal problem, but it is just a problem that it was a
14 real struggle to get that tax authorization...the tax rate increase
15 approved last year, and it was, as I recall, a fairly considerable
16 one. I think probably these are as worthy institutions as any that
17 we helped to support publicly, but I guess what I would suggest is
18 that you suggest to them that they sort of get their figures together
19 and not be back here every single year for an additional tax increase
20 from the General Assembly. I think that is probably not fair to us,
21 to them, or to most of all to the people who have to pay these fairly
22 considerable tax increases.

23 PRESIDING OFFICER (SENATOR BRUCE):

24 Senator Schaffer.

25 SENATOR SCHAFFER:

26 The sponsor would yield. Does this also include Brookfield
27 Zoo? It's different?

28 PRESIDING OFFICER (SENATOR BRUCE):

29 Senator...Senator Dougherty.

30 SENATOR DOUGHERTY:

31 It does not. Brookfield Zoo comes under Cook County, Sir.

32 PRESIDING OFFICER (SENATOR BRUCE):

33 Senator Schaffer.

1 SENATOR SCHAFFER:

2 This tax rate only encompasses Cook County, I take it?

3 PRESIDING OFFICER (SENATOR BRUCE):

4 Senator Dougherty.

5 SENATOR DOUGHERTY:

6 Only the Chicago Park District, entirely within the City of
7 Chicago.

8 PRESIDING OFFICER (SENATOR BRUCE):

9 Senator Schaffer.

10 SENATOR SCHAFFER:

11 Well, on the...on the bill, then, I'd like to say that over
12 the last couple of years, my colleagues on the other side have heard me
13 rant and rave about Chicago, particularly on the subject of RTA,
14 but I would like to acknowledge that those of us who do live in
15 the boonies and the super boonies do from time to time frequent
16 these places and receive a great deal of enjoyment and cultural
17 broadening, and I'm very happy to support this bill, and frankly,
18 although I don't think I'd be willing to talk about it too much in
19 public, I'm a little guilty that we aren't helping you maintain these
20 very worthwhile buildings and museums that we certainly get enjoyment
21 from.

22 PRESIDING OFFICER (SENATOR BRUCE):

23 Is there further debate? The question is shall House Bill 2097
24 pass. Those in favor vote Aye. Those opposed vote Nay. The voting
25 is open. Have all voted who wish? Take the record. On that
26 question, the Ayes are 56, the Nays are none, none Voting Present.
27 House Bill 2097 having received a constitutional majority is declared
28 passed. House Bill 2098. The Secretary will read the bill.

29 ACTING SECRETARY (MR. FERNANDES):

30 House Bill 2098.

31 (Secretary reads title of bill)

32 3rd reading of the bill.

33 PRESIDING OFFICER (SENATOR BRUCE):

1 Senator Dougherty.

2 SENATOR DOUGHERTY:

3 The first bill was the permissive. This is the actual rate
4 increase.

5 PRESIDING OFFICER (SENATOR BRUCE):

6 The question is shall House Bill 2098 pass. Those in favor
7 vote Aye. Those opposed vote Nay. The voting is open. Have all
8 voted who wish? Take the record. On that question, the Ayes are
9 57, the Nays are none, none Voting Present. House Bill 2098 having
10 received a constitutional majority is declared passed. 2101, Senator
11 Savickas. House Bill 2105, Senator McCarthy. Read the bill, Mr.
12 Secretary.

13 ACTING SECRETARY (MR. FERNANDES):

14 House Bill 2105.

15 (Secretary reads title of bill)...

16 PRESIDING OFFICER (SENATOR BRUCE):

17 Senator McCarthy. Take it from the record. Senator Bloom,
18 did you wish to call 210...2096? House Bill 2096.

19 ACTING SECRETARY (MR. FERNANDES):

20 House Bill 2096.

21 (Secretary reads title of bill)

22 3rd reading of the bill.

23 PRESIDING OFFICER (SENATOR BRUCE):

24 Senator Bloom.

25 SENATOR BLOOM:

26 Thank you very much, Mr. President and fellow Senators. Pre-
27 viously, this bill...first I'll tell you what the bill does. The
28 bill provides...allows cities five hundred thousand or under as
29 originally drawn to levy a hotel occupation tax. The purpose of the
30 bill is to fund your convention centers in Rockford and Peoria and
31 Springfield. Now, as a downstater, I'm...I'm not entirely happy
32 with the amendment to let it apply to every city in the State, but
33 I understand those desires, and so with reluctance I accepted

1. it. This will help your...your downstate cities that have started
2. convention centers to help pay for them, and I'd appreciate a favor-
3. able roll call.

4. PRESIDING OFFICER (SENATOR BRUCE):

5. Is there further debate? Senator Harris.

6. SENATOR HARRIS:

7. Senator Bloom, I was off the Floor when you amended it. Did
8. not also the amendment mandate to the Department of Revenue the
9. obligation for the collection and redistribution of the tax? No?

10. PRESIDING OFFICER (SENATOR BRUCE):

11. Senator Bloom.

12. SENATOR BLOOM:

13. No, the amendment struck the words containing less than five
14. hundred thousand, struck solely, said expended or for any other
15. corporate purposes solely or expended for any county purpose and
16. added Section 4 that says it takes effect upon becoming law. But
17. this amendment does...no mention.

18. PRESIDING OFFICER (SENATOR BRUCE):

19. Senator Harris.

20. SENATOR HARRIS:

21. Well, then is not that authority in the original bill?

22. PRESIDING OFFICER (SENATOR BRUCE):

23. Senator Bloom.

24. SENATOR BLOOM:

25. Well, now I...I can't answer that question. I...could you
26. cite the section?

27. SENATOR HARRIS:

28. Well, my concern is that we are mandating to the Department of
29. Revenue...okay.

30. PRESIDING OFFICER (SENATOR BRUCE):

31. Senator Bloom, we're told it's on the last page, Page 8 of the
32. bill.

33. SENATOR HARRIS:

1 Yes, it is...it is contained in 8-3-14 and so it does seem
2 to me since we have broadened the application of this so tremendously
3 that there is that concern. I...I believe your bill was in better
4 shape to begin with and I...I think you ought to give some thought
5 to that about its eventual viability because I'm confident that that
6 ...now that this is so wide in its application that the Department very
7 well may exercise its influence in what will now be a vastly broadened
8 responsibility for it to collect a local interest.

9 PRESIDING OFFICER (SENATOR BRUCE):

10 Senator Bloom.

11 SENATOR BLOOM:

12 Well, if...if that's the case, I'm sorry that this was not
13 called to my attention until 3rd reading. But I'll pull it out of
14 the record and let's sit down and talk.

15 PRESIDING OFFICER (SENATOR BRUCE):

16 Take it out of the record. House Bill 2118, Senator Buzbee.
17 Read the bill.

18 ACTING SECRETARY (MR. FERNANDES):

19 House Bill 2018.

20 (Secretary reads title of bill)

21 3rd reading of the bill.

22 PRESIDING OFFICER (SENATOR BRUCE):

23 House Bill 2118.

24 ACTING SECRETARY (MR. FERNANDES):

25 2118.

26 PRESIDING OFFICER (SENATOR BRUCE):

27 Senator Buzbee.

28 SENATOR BUZBEE:

29 Yes, Mr. President, House Bill 2118 provides employment and
30 retraining assistance to certified teachers who have been dismissed
31 by a school board in order to decrease the number of teachers employed
32 by the board or to discontinue a particular program. I would like
33 to point out right now that this program only affects those teachers

1 who have been honorably discharged because of lack of students or
2 something like that. It's not a teacher who's been fired or dis-
3 missed for other reasons. First, the State Superintendent of Educa-
4 tion in consultation with the teacher is required to try to find
5 employment for any teacher who is unemployed as a result of such a
6 dismissal. If employment is not available for the teacher in the
7 areas of education to which they are qualified to teach, then the
8 superintendent must place that teacher in a training program for an
9 area of education in which additional teachers are needed. Teacher
10 training institutions are required to accept these teachers on a
11 tuition free basis and provide the training requested by the super-
12 intendent and the teacher. I would point out that this legislation
13 is supported by the Illinois Association of School Boards, by all
14 of the teacher associations and by the universities and I think it's
15 the sort of thing that in this day of...of declining enrollments
16 when we have a lot of teachers that are highly qualified, highly
17 trained in a lot of cases, but happened to be trained in the wrong
18 area, they can go back to college in another particular field of
19 study. Some of them that will be coming up as an example is languages
20 for bilingual students, farmer ag studies and learning disabilities.
21 Those are all areas where there are shortages right now, and we can
22 start retraining some of our teachers into those areas where they
23 are badly needed.

24 PRESIDING OFFICER (SENATOR BRUCE):

25 I wonder if we could have some order, Gentlemen? About six
26 conferences on this side, and gentlemen wandering around. I think
27 Senator...Senator Regner was the first recognized.

28 SENATOR REGNER:

29 Sponsor yield to a couple questions?

30 PRESIDING OFFICER (SENATOR BRUCE):

31 Indicates that he will yield.

32 SNATOR REGNER:

33 Senator Buzbee, how many teachers do you estimate will be

1 involved in this, and what will it cost the State?

2 PRESIDING OFFICER (SENATOR BRUCE):

3 Senator Buzbee.

4 SENATOR BUZBEE:

5 Well, it's very difficult to say how many teachers actual
6 teachers are involved in the Champaign-Urbana area. My...it's my
7 understanding that the school board is having to dismiss several
8 teachers this next year. I know in Alton, they're also going to do the
9 same thing because of, again, of the lack of students in particular
10 areas. Now, it's...it's difficult to say how many teachers are going
11 to be involved because we don't know from year to year how many are
12 going to be dismissed for those kinds of reasons. As to your question
13 about the cost, the cost will be...there will be no cost other than
14 the tuition waivers that the universities will grant to these teachers
15 and that, by the way, is the only financial assistance that the
16 teachers get. That is they do not have to pay tuition when they go
17 back to college to retrain. It probably would be for one year, one
18 and a half years maximum to pick up the necessary courses in another
19 field. The universities are agreed to this, and they see no problem
20 with it. So, there will be no direct cost to the State other than
21 the tuition waivers that we provide to the universities.

22 PRESIDING OFFICER (SENATOR BRUCE):

23 Senator Regner.

24 SENATOR REGNER:

25 Well, there would be a...direct cost because the taxpayers are
26 going to pay for the facilities and for the instructors at the uni-
27 versities. So, there is a cost. I don't know what it is for a student
28 nor how many will even be involved in...regarding teachers. I assume
29 reading the bill there are no provisions for screening out teachers
30 that have unsuccessful teaching records and I would suggest that
31 these teachers that are displaced for one reason or another stay home
32 and retrain themselves instead of coming down here testing the Legis-
33 lature...legislators for their own special interest legislation. I

1 just think this is a bad bill.

2 PRESIDING OFFICER (SENATOR BRUCE):

3 Senator Hickey. For what purpose does Senator...I did not
4 hear a question in that response, Senator Buzbee. I...I am probably
5 more careful than other presiding officers on that matter. Senator
6 Hickey.

7 SENATOR HICKEY:

8 Would the sponsor yield for a question?

9 PRESIDING OFFICER (SENATOR BRUCE):

10 Indicates that he will yield. If we could have some order,
11 Senator Hickey could be heard by Senator Buzbee.

12 SENATOR HICKEY:

13 Senator Buzbee, at this point, I would guess that there are a lot
14 more unemployed teachers than there are spaces where teachers are
15 needed in specialized areas. How would you...how would you funnel
16 the right ones in there and how would you reject the ones that were
17 the oversupply of the unemployed?

18 PRESIDING OFFICER (SENATOR BRUCE):

19 Senator Buzbee.

20 SENATOR BUZBEE:

21 Well, Senator Hickey, on Page...Page 2, line 13, it says that the
22 State board shall survey the areas of education offered in the
23 public schools of this State which are under its jurisdiction to
24 determine in which subject or academic areas a surplus of teachers
25 exist and in which areas a shortage of properly trained teachers
26 exists.

27 PRESIDING OFFICER (SENATOR BRUCE):

28 Senator Hickey.

29 SENATOR HICKEY:

30 I'm sorry. That doesn't answer my question. That...that says
31 how it is determined where there are shortages, but it doesn't say
32 how you handle maybe ten thousand teachers to be trained to fill five
33 hundred places.

1 PRESIDING OFFICER (SENATOR BRUCE):

2 Senator Buzbee.

3 SENATOR BUZBEE:

4 Well, going on down to Section 4, again, on Page 2, line 24,
5 the State Superintendent shall establish a procedure whereby teachers
6 may notify the superintendent of their eligibility for the benefits
7 of this Act. Then the superintendent upon receiving such notification
8 shall counsel the teacher as to which subject or academic areas of
9 education suffer from a need and for which more teachers are needed.
10 And in consultation with the teacher, the State Superintendent shall
11 seek to find employment for such teacher. If employment is not avail-
12 able for such teacher in the subject or academic areas of which...
13 which the teacher is qualified to teach, then the superintendent shall
14 refer the teacher to a training program and an appropriate teacher
15 training institution.

16 PRESIDING OFFICER (SENATOR BRUCE):

17 Senator Hickey.

18 SENATOR HICKEY:

19 I'm sorry, Senator Buzbee, that still is not an answer to my
20 question. I read all those things before I asked the question. It
21 still doesn't say how you handle...what you do about ten thousand
22 teachers for three hundred jobs that need training.

23 PRESIDING OFFICER (SENATOR BRUCE):

24 Senator Buzbee.

25 SENATOR BUZBEE:

26 Well, we have a group in the State right now that's called the
27 State Board of Education. Now, they are supposedly an extremely
28 qualified group and they have an extremely qualified staff. I don't
29 think you can by statute set out each individual procedure of guide-
30 line by which they should...under which they should operate. In other
31 words, there has to be some flexibility. We can't say in the bill
32 there are ten thousand teachers unemployed with three hundred possible
33 job vacancies somewhere. So, therefore, this is how it will be

1 determined. There would have to be guidelines established by the...
2 by the Board of Education.

3 PRESIDING OFFICER (SENATOR BRUCE):

4 Senator Hickey, your time has expired. Senator Shapiro.

5 SENATOR SHAPIRO:

6 Mr. President and Ladies and Gentlemen of the Senate, I was
7 going to ask the sponsor some questions, but they have been pretty
8 well covered, and what I want to point out to the Senate is that
9 this is a new program...

10 PRESIDING OFFICER (SENATOR BRUCE):

11 Excuse me. Senator...Senator Schaffer, Senator Soper, I don't
12 believe can hear. He's the next speaker in order. Senator Shapiro.

13 SENATOR SHAPIRO:

14 What I do want to point out to the Senate is that this is a new
15 program and there's absolutely no way to estimate the cost of this
16 program and judging from the answers that we have received to date,
17 they could be considerable. But what bothers me even more is that
18 the amendment that sets the admission requirements does not take
19 care of those situations where a person who has been an ...
20 unsuccessful teacher would be barred from entering this program. In
21 other words, the teacher who may have had failures and are teaching
22 his or her teaching assignments could ask for help or...or training
23 in special education where there is a shortage of teachers. So, in
24 closing, it's a new program. There's just no way to estimate costs,
25 and I think at this particular point in time the bill should be
26 defeated.

27 PRESIDING OFFICER (SENATOR BRUCE):

28 Senator Soper.

29 SENATOR SOPER:

30 Mr. President, I thought we were at a polka party, but I think
31 it's a barn dance we're at here. I hear all the cackling.

32 PRESIDING OFFICER (SENATOR BRUCE):

33 Would the Sergeant-at-Arms clear the aisles. We have...we have

1 a lot of conferences going on on the Floor unnecessarily. If you have
2 a conference, please take it off the Floor. Senator Soper has
3 tried valiantly to hear. Senator Buzbee is being questioned. Would
4 you please take your conferences off the Floor. Senator Soper.

5 SENATOR SOPER:

6 Would Senator Buzbee answer a few questions? Now, suppose a
7 teacher is dismissed or left out because of the fact there's no
8 employment and their major, say in English, and their minor is in
9 math. What can that teacher do now to go to school? Take a masters
10 in math or add to the math or take...

11 PRESIDING OFFICER (SENATOR BRUCE):

12 Senator Buzbee.

13 SENATOR BUZBEE:

14 Well, in the specific question that you asked, Senator Soper,
15 and the specific example that you used, that teacher would already
16 be qualified to teach math having...given the fact that they were a
17 math teacher. But going on to what I think is the thrust of your
18 question, that teacher could certainly go ahead and be retrained in
19 special...special education as an example or again in the by...

20 PRESIDING OFFICER (SENATOR BRUCE):

21 Senator Soper.

22 SENATOR SOPER:

23 I can't hear him.

24 PRESIDING OFFICER (SENATOR BRUCE):

25 Senator Buzbee, would you repeat your question please?

26 SENATOR BUZBEE:

27 No, no but I'll repeat the answer.

28 PRESIDING OFFICER (SENATOR BRUCE):

29 Would you repeat your answer then please?

30 SENATOR BUZBEE:

31 Senator Soper, another example would be the bilingual program
32 which is mandated starting in July of '76 that bilingual students...
33 there have to be bilingual teachers. We could take that same English

1 teacher, as an example, go back and get them qualified in Spanish or
2 ...what other...whatever other language is necessary to...to continue
3 to teach. And again, I would point out, it is not teachers who have
4 never taught. We're only talking about retraining those teachers
5 who have been employed as teachers previously and were dismissed
6 because of a shortage of students or other.

7 PRESIDING OFFICER (SENATOR BRUCE):

8 Senator Bell, please come to the podium. Senator Soper.

9 SENATOR SOPER:

10 Okay, let's go. Now, you say you're going to retrain a teacher
11 that hasn't had a course in...teach a teacher to teach bilingual
12 or...or some new language, and you...I thought I understood you to
13 say that this would take about one year or a year and a half training.
14 You mean to tell me that you could teach a teacher a language and
15 have her come back and teach that language with a year's training?

16 PRESIDING OFFICER (SENATOR BRUCE):

17 Senator Buzbee.

18 SENATOR BUZBEE:

19 Well, this would be an individual skill, of course, Senator
20 Soper. Again, recall that this teacher has been all through the
21 college process before, has all of the education courses and all
22 of the courses in their own particular major field. Now, a concen-
23 trated course in, let's...as an example, and I'll only use bilingual
24 as an example, a concentrated course in language in a...in a year
25 or year and a halves time, I claim no expertise in this area, but in
26 a year or a year and a halves time, I think you could certainly con-
27 centrate a course in Spanish to the point where a teacher would, yes,
28 then be qualified to...to go back and teach bilingual students.

29 PRESIDENT:

30 Senator Soper, your time has expired.

31 SENATOR SOPER:

32 Yeah, I...I noticed that but the way to answer a question yes or
33 no is to talk for five minutes and then the fellow that asks...asking

1 the questions gets about three seconds.. And I see that there's
2 something wrong with Senator Wooten. He's going like this. I don't
3 know, I think his aerial is out of tune. Maybe he's trying to broad-
4 cast the weather report. Have we got...got something coming on we
5 should know about? You know, I...I agree with Senator Hickey on this, and
6 I don't know what you're going to do with the unemployed teachers that
7 ...that teach...bilingual or bilingual teachers. Maybe you've got
8 a place to put them.

9 PRESIDENT:

10 Any further discussion? Senator Wooten.

11 SENATOR WOOTEN:

12 In parliamentary procedure, that's known as a double Soper.
13 I merely want to address the bill. It seems to me that when we get
14 the school boards, the various teacher organizations, the universities
15 together in agreement on a bill, we ought to look at it very care-
16 fully. The impact, the fiscal impact of this is minimal. The
17 estimate is we'll have about a thousand teachers unemployed in this
18 particular circumstance, and it is doubtful that many of them, quite
19 frankly, are going to want to go back to teaching because there is
20 an oversupply. But to be able to rechannel those who have experience
21 in education, it shouldn't take much because of, you may not believe
22 this, but I'm qualified to teach in four areas because I have four
23 minors, you can build on that. It wouldn't take much to qualify you
24 for another kind of program in which there is a shortage, and that's
25 important. We're not doing this as a boondoggle just to enable the
26 teachers to fill time. We're trying to answer shortages. Believe it
27 or not, shortages do occur in this period of teacher oversupply, and
28 if we /an channel teachers who are unemployed through no fault of
29 their own, they're not fired or anything, they're perfectly competent,
30 they've got the experience, a little retraining can get them into
31 areas where we have shortages. It seems to me an eminently sensible
32 and reasonable program, and as I say, the fact that all the contend-
33 ing elements in education are together on this ought to make us look

1 at it very carefully.

2 PRESIDENT:

3 Senator Buzbee, do you desire to close the debate or roll call?

4 SENATOR BUZBEE:

5 No, I'd like to close debate, Mr. President.

6 PRESIDENT:

7 Senator Buzbee.

8 SENATOR BUZBEE:

9 Two or three times, once by Senator Regner and once by Senator
10 Shapiro, that I remember, the accusation was made that the bill would
11 help retrain teachers who had been dismissed for cause other than
12 economics of the school...local school district, and that simply is
13 not true, because on Page 2, line 3, it says for...now, let's start
14 on Page 1 at the...line 33, an eligible teacher means any individually
15 ...any individual properly certified to teach at any grade level in
16 the preschool through grade twelve levels of public education in
17 this State who was dismissed from teaching duties under Sections 24-11
18 and 24-12 of the School Code which that's the sections that cover
19 the questions you're talking about. Due to a decision by a school
20 board to decrease the number of teachers employed by the board or
21 to discontinue some particular type of teaching service, and such
22 individual is not employed as a teacher at the time of applying for
23 the benefits of this Act. So, I think, Senator Regner, I see you're
24 looking through the statute book there that 24-11 and 24-12 will
25 exclude those teachers who were dismissed for cause. Again, in...in
26 the...the need for the bill with the Illinois Association of School
27 Boards saying, yes, we need this bill, the various teacher organiza-
28 tions and the universities when the three of them get together,
29 there's got to be something good about the bill. Senator Wooten made
30 reference to the fact that at maximum right now, we're talking about
31 the possibility of one thousand unemployed teachers in the State of
32 Illinois, and of those one thousand, the probability is not very
33 great that anywhere near one thousand would come back to ask for this

1 retraining, and in the bilingual program alone, which is mandated to
2 start in July of '76, there is an immediate need for an additional
3 two thousand teachers trained in bilingual. So, it seems to me that
4 this is an answer to a problem that's going to be arising very, very
5 shortly. I would ask for a favorable roll call.

6 PRESIDENT:

7 The question is...the question is shall House Bill 2118 pass.
8 Those in favor will vote Aye. Opposed Nay. The voting is open.
9 Have all voted who wish? Take the record. On this question, the
10 Ayes are 25, the Nays are 17, with 1 Voting Present. House Bill 2118
11 ...having failed to receive a constitutional majority is declared
12 lost. House Bill 2125, Senator Harber Hall. House Bill 2132, Senator
13 Harber Hall. House Bill 2138, Senator Demuzio. House Bill 2140,
14 Senator Davidson. House Bill 2141, Senator Roe. Is that a progres-
15 sive gesture? Read the bill.

16 ACTING SECRETARY (MR. FERNANDES):

17 House Bill 2141.

18 (Secretary reads title of bill)

19 3rd reading of the bill.

20 PRESIDENT:

21 Senator Roe.

22 SENATOR ROE:

23 Mr. President and members of the Senate, this changes the
24 threshold figure of twenty thousand students at full-time state
25 universities in order to qualify for fourteen thousand dollars for
26 full-time assistant state's attorneys from the State to fifteen
27 thousand students. It also creates another category of...from ten
28 to fifteen thousand students to receive seventy-two hundred dollars
29 per year for one assistant state's attorney. This would affect two
30 schools presently in the fiscal implications would be...or two...two
31 counties in which would qualify for an additional two assistant state's
32 attorneys and the additional cost at the present time would be thir-
33 teen thousand six hundred dollars.

1. PRESIDENT:

2. Any further discussion? Senator Demuzio.

3. SENATOR DEMUZIO:

4. Senator Roe, you mentioned two specific areas. Which two are
5. they?

6. PRESIDENT:

7. Senator Roe.

8. SENATOR ROE:

9. ISU, Illinois...Illinois State University and by the '74 figures,
10. Southern Illinois at Carbondale.

11. PRESIDENT:

12. Any further discussion? The question is shall House Bill 2141
13. pass. Those in favor will vote Aye. Opposed Nay. The voting is
14. open. Have all voted who wish? Take the record. On this question,
15. the Ayes are 50, the Nays are 1, with none Voting Present. House
16. Bill 2141 having received a constitutional majority is declared
17. passed. House Bill 20...wait a minute. House Bill 2125, Senator
18. Harber Hall is on the Floor now. He was. Now, he's gone again. Oh,
19. boy. House Bill 2142, Senator Knuppel. House Bill 2147, Senator
20. Savickas. House Bill 2149, Senator Kenneth Hall. Read the bill.

21. ACTING SECRETARY (MR. FERNANDES):

22. House Bill 2149.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator Kenneth Hall.

27. SENATOR HALL:

28. Thank you, Mr. President and members of the Senate. This bill
29. is necessary to solve a problem...three problems associated in the
30. School Code. First, this section creates a necessary duplicate
31. reports expenses for the Illinois Office of Education and other
32. educational entities. Second, this section requires a report of
33. relevant data. Finally, it does not provide for an accurate method

1 of predicting future school aid appropriations. Now, this is
2 supported by the State Board of Education, and I would ask your
3 most favorable support.

4 PRESIDENT:

5 Any discussion? The question is shall House Bill 2149 pass.
6 Those in favor will vote Aye. Opposed Nay. The voting is open.
7 (Machine cut-off)...all voted who wish? Take the record. On this
8 question, the Ayes are 52, the Nays are none, with none Voting Present.
9 House Bill 2149 having received a constitutional majority is declared
10 passed. For what purpose does Senator Rock arise?

11 SENATOR ROCK:

12 Thank you, Mr. President. A little earlier, I asked leave of
13 the Body to bypass 1911 which was Senator Bloom's bill. I thought
14 before we got too far afield, we could go back to that. I do have
15 the amendment ready. It is on the Secretary's Desk. It's an agreed
16 amendment, and I...no problem offering it. I'll ask Senator Bloom
17 to take 1911 back to 2nd reading and put the amendment on and we
18 can proceed with it.

19 PRESIDENT:

20 Senator Bloom, if we could have your attention. House Bill 1911
21 ...read a 3rd time? Are you moving it? Senator Bloom seeks
22 leave to move House Bill 1911 from the order of 3rd reading to the
23 order of 2nd reading for the purpose of...amendment. Is there leave?
24 Leave is granted. Senator Rock.

25 SENATOR ROCK:

26 Thank you, Mr. President. Amendment No. 2 offered to House Bill
27 1911 is an agreed amendment which emanates from the Municipal League
28 and the county officials, and it makes two changes in the bill as
29 amended in the House. One, it adds the word tax or after license
30 so that it...reads that the county board may license, tax, or fran-
31 chise the business of operating a community antenna. And secondly,
32 it adds this one small paragraph which I would read - when an area
33 is annexed to a municipality, the license, tax, or franchise of a

1 community antenna television system by a county shall remain in
2 effect until by its terms it expires or five years, whichever is
3 less. Now, there's no known opposition to the amendment. It is
4 agreed, and I would move its adoption.

5 PRESIDENT:

6 Any discussion? Senator Rock moves the adoption of Amendment
7 No. 2 to House Bill 1911. All in favor will say Aye. Opposed Nay.
8 The amendment is adopted. Any further amendments? 3rd reading.
9 House Bill 2152, Senator Buzbee.

10 ACTING SECRETARY (MR. FERNANDES):

11 House Bill 2152.

12 (Secretary reads title of bill)

13 3rd reading of the bill.

14 PRESIDENT:

15 Senator Buzbee.

16 SENATOR BUZBEE:

17 Well, Mr. President, this is...this is a truly good bill. I'm
18 a little gun shy, and...this is...this is a bill whose time has
19 come at...at 3:15 in the afternoon on...on Thursday, June 19th. No,
20 this is not the massage parlors bill. I notice a void in some of the
21 seats around here, but I don't think that's indicative of anything
22 that's about to happen to this bill. The...the Adult Education Act
23 of 1966 and rules and regulations issued by the Department of Health,
24 Education and Welfare in January of '75 provide that each State with
25 the power to establish a State Advisory Council in Adult Education.
26 So, this bill would amend the Adult Education Act to provide for an
27 advisory committee conforming to the Federal guidelines. Now, I would
28 point out, Senator Regner, before we...before we get too excited here
29 that this is an advisory committee. It consists of fifteen members.
30 The members of the committee shall serve without compensation, but
31 shall be reimbursed for necessary expenses incurred in performing
32 their duties such as attending committee meetings and so forth like
33 you and I would get reimbursed when we went to the Liability Insurance

1 Commission meeting, and...and they would be reimbursed for that.
2 The committee may review all adult and continuing education programs
3* conducted at the secondary level or lower. The committee shall review
4 all State administered programs to which funds are directly provided
5 by the State Board of Education for the elementary and secondary
6 education of adults.

7 PRESIDENT:

8 Any opposition?

9 SENATOR BUZBEE:

10 I hope not.

11 PRESIDENT:

12 Senator Rock.

13 SENATOR ROCK:

14 Whatever there is, it's growing.

15 PRESIDENT:

16 Senator Regner.

17 SENATOR REGNER:

18 Yes, Mr. President and members of the Senate, and in particular
19 Senator Buzbee, as was stated by Senator Chew the other day, when
20 you do have a good bill I will arise to support it.

21 PRESIDENT:

22 The question is will...shall House Bill 2152 pass. Those in
23 favor will vote Aye. Opposed Nay. The voting is open. Have all
24 voted who wish? Take the record. On this question, the Ayes are 45,
25 the Nays are 1, with none Voting Present. House Bill 2152 having
26 received a constitutional majority is declared passed. For what
27 purpose does Senator Buzbee arise?

28 SENATOR BUZBEE:

29 Mr. President, I just wanted to say that...that I thank you, my
30 wife thanks you, my mother thanks you, my father thanks you, and the
31 House sponsor thanks you.

32 PRESIDENT:

33 All that with not even a dinner. Senator Regner.

1 SENATOR REGNER:

2 Yes, Mr. President and members of the Senate, having voted on
3 the prevailing side, by which Senate...or House Bill 1942 failed,
4 I do now move to reconsider the vote by which that bill failed.

5 PRESIDENT:

6 The question is shall the vote be reconsidered. All in favor
7 will say Aye. Opposed Nay. Ayes have it. It's on reconsideration.
8 House Bill 1911, Senator Bloom. House Bill 2153, Senator Knuppel.
9 Senator Knuppel.

10 SENATOR KNUPPEL:

11 Senator Glass had an amendment which was put on this bill on
12 2nd reading, and it...he found a technical error of some kind. He'd
13 like to have me call it back to 2nd reading which I'm more than
14 happy to do for the purpose of Tabling the original amendment and
15 I...adding this one I believe. I ask leave to...

16 PRESIDENT:

17 Senator Knuppel asks leave to take House Bill 2153 from the
18 order of 3rd reading back to the order of 2nd reading for the purpose
19 of an amendment. Is there leave? Leave is granted. Senator Glass
20 is recognized.

21 SENATOR GLASS:

22 Thank you, Mr. President. Senator Knuppel is correct and the
23 amendment that was put on a couple of days ago, there was a...an
24 error in the reference, I believe, to some of the lines, and this is
25 a corrective amendment. I would move its adoption.

26 PRESIDENT:

27 Senator Glass moves the adoption of Amendment No. 2 to House
28 Bill 2153. All in favor will say Aye. Opposed Nay. Ayes have it.
29 The amendment is adopted. Amendment No. 3, Senator Glass.

30 SENATOR GLASS:

31 Mr. President, did we Table the...the last amendment? I'm
32 sorry.

33 PRESIDENT:

1 No, you moved to...you moved to adopt an amendment.

2 SENATOR GLASS:

3 Yes, I...I beg your pardon. The proper motion would have been
4 to Table the amendment that was on there and replace it with this
5 one.

6 PRESIDENT:

7 Having voted on the prevailing side, Senator Glass moves to
8 reconsider the vote by which the last amendment...Amendment No. ...
9 Senator Glass moves to reconsider the vote by which Amendment No. 2
10 was just adopted. All in favor will say Aye. Opposed Nay. The
11 amendment is on reconsideration. Now, Senator Glass moves to Table
12 Amendment No. 2. All in favor will say Aye. Opposed Nay. Ayes
13 have it. Amendment No. 2 is ...is...is Tabled. Amendment No.
14 3, Senator Glass.

15 SENATOR GLASS:

16 I now move to adopt Amendment No. 3.

17 PRESIDENT:

18 Senator Glass moves to adopt Amendment No. 2. Those in favor
19 will say Aye. Amendment No. 3. Those in favor will say Aye. Those
20 opposed will say Nay. Amendment No. 3 is adopted. Any further amend-
21 ments? 3rd reading. House Bill 1942, Senator McCarthy.

22 SENATOR MCCARTHY:

23 Yes...yes, Mr. President, House Bill 1942 was the barber bill
24 that we failed a few votes short of and there...now that that vote
25 has been reconsidered, I would ask for an affirmative vote.

26 PRESIDENT:

27 The question is shall House Bill 1942 be passed. All in favor
28 will say Aye...vote Aye. Opposed Nay. The voting is open. Have all
29 voted who wish? Have all voted who wish? For what purpose do you
30 arise? Oh. Take the record. On this question, the Ayes are 31,
31 the Nays are 20, with none Voting Present. House Bill 1942 having
32 received a constitutional majority is declared passed. For what
33 purpose does Senator Clarke arise?

1 SENATOR CLARKE:

2 Clarification, Mr. President.

3 PRESIDENT:

4 Senator Clarke has requested a verification of the roll call.
5 Will the affirmative votes be in their seats. Read the affirmative
6 vote.

7 ACTING SECRETARY (MR. FERNANDES):

8 The following voted in the affirmative:

9 Brady, Carroll, Chew, Course, Daley, Davidson, Demuzio,
10 Donnewald, Dougherty, Egan, Kenneth Hall, Hynes, Joyce, Knuppel,
11 Kosinski, Lane, Latherow, Lemke, McCarthy, Howard Mohr, Nudelman,
12 Palmer, Philip, Regner, Rock, Romano, Savickas, Smith, Vadalabene,
13 Welsh, Mr. President.

14 PRESIDENT:

15 Well, just...Senator Clarke is the one who made the motion. He
16 has first choice to enumerate the persons he desires. Senator
17 Clarke.

18 SENATOR CLARKE:

19 Senator Chew.

20 PRESIDENT:

21 Senator Chew on the Floor? Strike him from the roll call.

22 SENATOR CLARKE:

23 Senator...Senator Course.

24 PRESIDENT:

25 Is Senator Course on the Floor? Strike him from the roll call.

26 SENATOR CLARKE:

27 Senator Buzbee.

28 PRESIDENT:

29 Is Senator Buzbee on the Floor? Buzbee is not an Aye vote,
30 Senator.

31 SENATOR CLARKE:

32 You're correct. Senator Palmer.

33 PRESIDENT:

1 Senator Palmer is on the Floor.

2 SENATOR CLARKE:

3 Senator Romano.

4 PRESIDENT:

5 Is Senator Romano on the Floor? Strike him from the roll call.

6 Senator McCarthy, for what purpose do you arise?

7 SENATOR MCCARTHY:

8 Postponed Consideration is in order, am I correct on that?

9 PRESIDENT:

10 It is in order, Senator.

11 SENATOR MCCARTHY:

12 I so move.

13 PRESIDENT:

14 Postponed Consideration. Senator Clarke.

15 SENATOR CLARKE:

16 Mr. President, I thought this came off of Postponed. I thought
17 it was reconsidered.

18 PRESIDENT:

19 It did not...it was...the bill has never been on Postponed
20 Consideration.

21 SENATOR CLARKE:

22 Oh, I see.

23 PRESIDENT:

24 (Machine cut-off)...Harber Hall really in his seat? We will
25 call those bills again. House Bill 2125.

26 SECRETARY:

27 House Bill 2125.

28 (Secretary reads title of bill)

29 3rd reading of the bill.

30 PRESIDENT:

31 Senator Harber Hall.

32 SENATOR HALL:

33 I apologize for the...necessity of having been off the Floor at

1 the time I was called. It was a very important matter, but anyway,
2 this bill is a rather technical bill having to do with the income
3 tax, and I think I'd better explain it by saying that it's called
4 a gross up. Now, it's called a gross up because it pertains to
5 Illinois corporations that have foreign subsidiaries. Our Income
6 Tax Act was to some extent to a great extent copied from the Federal
7 at the time we instituted it. But we did one thing different than
8 the Federal, we did not exempt income from foreign income on which
9 taxes were paid. This has been an inequity ever since 1969. It also
10 was noticed by other States and presently thirty-six out of forty
11 States that tax this form of income at all have seen fit to change
12 their statutes and now exempt the gross up. This...this bill merely
13 says that instead of paying double taxation on earned income from
14 foreign corporations, we just exempt the income tax paid outside of
15 Illinois in foreign countries from consideration of the gross profit
16 in determining the income tax to the State. It has a potential loss
17 of eight million dollars, however, because of the inequity, there
18 have been suits filed against this State because of the unconstitu-
19 tionality of this double form of taxation. Every State surrounding
20 Illinois exempts the gross up and this bill would include this State.
21 Actually, there are only four States in the United States and those
22 are small, nonindustrial States that do not exempt the gross up. I
23 would invite any questions about it. I would suggest to the Body
24 that...that actually there will not be much of a loss, if any income,
25 and there is a potential benefit by passing of this legislation. That
26 potential benefit is that we will continue to invite corporations who
27 do foreign country work and make profits outside of the United States
28 and operate their headquarters from Illinois will continue to prosper
29 in this State as they can in other States should they decide move
30 there. We have the unique situation in Illinois as we're not only a
31 agrarian State but we are a big industrial State with much of our
32 business being done in foreign countries.

33 PRESIDENT:

1 Senator Bruce has indicated he wanted to ask you about a seven
2 million dollar tax loss. Senator Bruce.

3 SENATOR BRUCE:

4 I'm sorry. What did you say Senator Bruce wanted to ask?

5 PRESIDENT:

6 Didn't you by ESP indicate to me you wanted to ask him about
7 a seven million dollar tax loss. Senator Bruce.

8 SENATOR BRUCE:

9 Yes, I certainly...

10 PRESIDENT:

11 Senator Bruce.

12 SENATOR BRUCE:

13 ...I certainly did, Senator Partee, in fact, I'm glad that you
14 have read my mind. I stand in opposition to the bill for this
15 purpose. And I will, as Senator Hall has stated, the matter is...
16 Senator Harber Hall, I stand corrected, Senator Kenneth Hall. As
17 Senator Harber Hall has...then I will read from the notes that I
18 have, and the reasons why we should vote against. First of all, there
19 will be an annual...revenue loss of seven point seven millions
20 dollars if this bill is passed. Now, here's the problem. If
21 the corporation is given a foreign tax credit against United States
22 Federal taxes, then the full amount of the corporation's earned in-
23 come should be used in determining the corporations' taxable income
24 base in Illinois. A...the fact that a portion of the corporation's
25 income was used to pay foreign taxes does not give the corporation
26 equitable right to deduct them from income in addition to receiving
27 a dollar for dollar credit against United States taxes. Now, when
28 they pay a foreign tax, they are given credit into the Federal Tax
29 Return. What we are saying is they would get a double deduction.
30 The Illinois Corporate Tax rate is applied to the Federal Taxable
31 income before the credit is given to determine the amount of Illinois
32 taxes. If the Federal tax is conceptually correct, this bill is
33 unnecessary. In fact, it will give a corporation as a foreign based

1 subsidiary an unnecessary tax break: Now, if you've understood
2 that as I think I do having read it, I think that it does not mean
3 that the corporations should be given the advantage of deducting, as
4 this bill would, the taxes as set forth by Senator Harber Hall, and
5 I would think that this is a...a time where we can ill-afford a
6 seven point seven million dollar loss from the General Revenue Fund.

7 PRESIDENT:

8 Senator Course.

9 SENATOR COURSE:

10 Yes, Mr. ...Mr. President and members of the Senate, what
11 Senator Bruce said is true. There is a seven million dollar tax
12 loss...or there should be a seven million dollar tax loss...loss
13 but the State of Illinois never gets this money. This money is
14 continually tied up in court, and it has been tied up in court since
15 we passed the Income Tax Law. Now, regardless of how the Federal
16 Income Tax is computed, whether we like it or not, this is the cost
17 of doing business and it should be deducted. The Illinois Tax rate
18 as applied to the Federal Tax...Taxable income which is determined
19 prior to taking the foreign tax credit, thus foreign taxes should be
20 deductible for Illinois income purpose regardless of what occurs at
21 the Federal level. This is good legislation, and if we want to keep
22 our foreign corporations in the...or corporations in the State of
23 Illinois who have subsidiaries in the foreign counties, we should
24 pass this legislation.

25 PRESIDENT:

26 Senator Morris.

27 SENATOR MORRIS:

28 Thank you very much, Mr. President. I rise in opposition to
29 this bill for a very simple reason. We have a fiscal crisis in this
30 State according to the Comptroller, the Treasurer, the Governor and
31 most members of the Legislature. We don't have enough money to go
32 around as it is, and we don't have the time to make some of the cuts
33 that many of us would like to make. As it is now, our projected

1 revenue from the corporate income tax next year is only going to be
2 approximately two hundred and thirty million dollars. Corporations
3 versus individuals in Illinois get one heck of a break as it is.
4 Individuals pay a much higher tax on their income than corporations
5 do because of the breaks and the loop holes that we give corporations
6 which we don't give to individuals. I would be happy to support a
7 bill, Senator Hall, if you would introduce it which would remove all
8 of the loop holes from the corporations and increase the State's
9 general revenue by six billion dollars, and make the corporations
10 pay their income tax the same way the individuals do. But I think
11 rather than giving the corporations another break in reducing the
12 State's revenues any more, we ought to talk about increasing the
13 income we receive from the corporate income tax so they pay a share
14 which is more equal to that than they are now paying compared to
15 individual income. The individuals are getting the shaft, and if
16 we're going to give any tax relief on the income tax, I'd rather give
17 it to individuals than corporations.

18 PRESIDENT:

19 Any further discussion? Senator Nimrod.

20 SENATOR NIMROD:

21 Mr. President and fellow Senators, this bill received a very
22 extensive discussion in the Revenue Committee, and as spokesman of
23 that committee, minority spokesman, I just want to advise you that
24 the vote was nine to nothing, and this certainly is an equitable
25 bill and is much needed at this time, and I do support the passage.

26 PRESIDENT:

27 Senator Carroll.

28 SENATOR CARROLL:

29 Thank you, Mr. President. I, too, will rise in support of
30 this legislation having served on that committee and I think most
31 of you know where I stand on these types of issues, would recognize
32 that I, too, think the corporations of Illinois are not paying their
33 fair share of the tax, but that's not the issue here. We're not

1. getting the money now. The money is all held up in court because
2. of prior court decisions that we're not entitled to the money. This
3. is a tax upon a tax, and a tax upon a tax is not legal. It is in
4. court now because there is a challenge to its legality. The court
5. has not released the funds and in all likelihood won't. I don't
6. think this is the time to say that we're giving them a tax break,
7. we're not. Most likely my guess would be the court would order we're
8. not entitled to it. We haven't been getting it in the past. So,
9. we're losing nothing. If we want to raise the income tax on corpora-
10. tions, let's propose it. I would probably and almost for sure
11. support such a move, but you don't do it this way. Especially when
12. you're dealing with...with corporations that have several offices.
13. It would be very easy for them to change their base of operation.
14. So, I think we should be supporting this legislation at this time,
15. and Senator Morris, maybe I'll cosponsor the legislation with you to
16. increase the corporate income tax. Thank you.

17. PRESIDENT:

18. Any further discussion? Senator Hall.

19. SENATOR HALL:

20. Well, I wish I could be as articulate and spokesman for this
21. bill as Senator Carroll. I often admire him in that respect. I just
22. would like to answer Senator Bruce by saying that this really is not
23. a double tax break. The fact that we don't permit exemption of the
24. gross up does not make...make it a double tax break. We...we're
25. eliminating the inequity...inequity in Illinois as they've done in
26. other States. I solicit your support for the bill. It's a good bill.
27. It's...it's not a probusiness bill. It's...it's a probusiness in the
28. ...in the respect that it will continue to point out to Illinois
29. industry that we want foreign business. We want them to engage in
30. foreign business, and we're not going to tax them twice on the profits
31. they make.

32. PRESIDENT:

33. The question is shall House Bill 2125 pass. Those in favor will

1 vote Aye. Those opposed Nay. The voting is open. Have all voted
2 who wish? Take the record. On this question, the Ayes are 38,
3 the Nays are 11, with 1 Voting Present. House Bill 2125 having
4 received a constitutional majority is declared passed. House Bill
5 2132, Senator Harber Hall.

6 SECRETARY:

7 House Bill 2132.

8 (Secretary reads title of bill)

9 3rd reading of the bill.

10 PRESIDENT:

11 Senator Harber Hall.

12 SENATOR HALL:

13 Mr. President, this bill is another tax bill. This applies to
14 senior citizens, the Circuit Breaker Act. Right now the law provides
15 that they take the current year's tax bill and use it as the basis
16 for their application for a grant from the State. We're saying by
17 this bill that they can take last year's tax bill since that's
18 available to them from the beginning of the year when they can apply
19 on through. As it is with an eighteen month tax cycle where a tax
20 bill is received roughly the first of June in one year. It represents
21 a tax that was levied of January, the previous year, eighteen months
22 earlier. So, I think it's a good bill. It will actually encourage
23 our senior citizens to apply when they first start thinking about
24 paying the real estates taxes rather than having to wait for the tax
25 bill, and then by that time, it's too late, it might be August or
26 September.

27 PRESIDENT:

28 Senator Howard Carroll.

29 SENATOR CARROLL:

30 As Senator Hall knows, I don't agree with him on this one. I
31 think the problems that this causes and the bill in the way it's
32 drafted are two. One, the citizens of our State do get their tax
33 bill before the September 15th filing deadline for the current year.

1 The first halves are out throughout the entire State and the second
2 halves are going to be out very shortly, and the deadline is September
3 15th. It's a very logical thing, as soon they get their tax bill,
4 to go in and file their application under the Circuit Breaker. To
5 tell them to hold last year's bill for anywhere up to six months
6 before they go in and file, you're going to have most of them waiting
7 anyway. Secondly, the department informs us that it's very possible
8 through clerical error to have two time credit that they would send
9 in last year's, and then when they get this year's, think they have
10 to file again and send it in again. And they might be trying to get,
11 and may in some cases, actually get credit twice for taxes paid in
12 the same year. I...I don't think this is the way to go, and I don't
13 think it's needed at all to help the senior citizens of our State.
14 I think if anything, it works to their detriment as well as to the
15 State's and I would urge us to oppose it.

16 PRESIDENT:

17 Any further discussion? The question is shall...oh, Senator
18 Harber Hall may close the debate.

19 SENATOR HALL:

20 Well, I have to point out that there's no tax loss in this...in
21 this bill at all, and the...the senior citizens would be able to
22 apply and receive earlier any break they wish to get. We only have
23 an application of about thirty-five percent of the senior citizens
24 who are eligible getting their...their senior citizens tax break.
25 This would encourage them to do it. I...I would suggest would bring
26 more of them under the provisions of the Act.

27 PRESIDENT:

28 The question is shall House Bill 2132 pass. Those in favor will
29 vote Aye. Opposed Nay. The voting is open. Have all voted who
30 wish? Take the record. On this question, the Ayes are 37, the Nays
31 are 16, with none Voting Present. House Bill 2132 having received
32 a constitutional majority is declared passed. House Bill 2138,
33 Senator Demuzio. House Bill 2140, Senator Davidson. House Bill 2141,

1 Senator Roe. House Bill 2142, Senator Knuppel. House Bill 2147,
2 Senator Savickas. House Bill 2152, Senator Buzbee. House Bill 2153,
3 Senator Knuppel. Read the bill.

4 SECRETARY:

5 House Bill 2153.

6 (Secretary reads title of bill)

7 3rd reading of the bill.

8 PRESIDENT:

9 Senator Knuppel.

10 SENATOR KNUPPEL:

11 Mr. Chairman and members of the Body, this legislation is
12 designed to correct the problems with respect to hiring and treatment
13 of a divergence of sex in physical education programs and hiring
14 ...practices in school systems. Senator Glass has worked closely
15 with this bill and with Representative Kent and the...and the Super-
16 intendent of Schools Office, State Superintendent of Schools Office,
17 and as you know, HEW rulings have made a problem. What the bill in
18 its amended form does is to provide that no one can be excluded from
19 a scholastic athletic program solely, solely by reason of sex. This
20 still allows some discretion with those people who have to run these
21 programs and it's the kind of legislation that's needed to meet
22 the demands and agencies of the Federal ruling and HEW. I would
23 appreciate a favorable roll call.

24 PRESIDENT:

25 Senator Glass.

26 SENATOR GLASS:

27 Thank you, Mr. President. I rise in support of this bill. In
28 committee there were some questions concerned about the possibility
29 of girls in contact sports, and the amendment that has been added
30 with the approval of IOE clears up that concern, and I would urge
31 the members to support the bill.

32 PRESIDENT:

33 The question is shall House Bill 2153 pass. Those in favor will

1. vote Aye. Opposed Nay. The voting is open. Have all voted who
2. wish? Take the record. On this question, the Ayes are 50, the Nays
3. are 4, with none Voting Present. House Bill 2153 having received a
4. constitutional majority is declared passed. Senator Course.

5. SENATOR COURSE:

6. Mr. President, Senator Savickas switched my buttons and I voted
7. No by mistake, so I'd like...

8. PRESIDENT:

9. The record will so show.

10. SENATOR COURSE:

11. Thank you.

12. PRESIDENT:

13. House Bill 2170, Senator Hickey. House Bill 2174, Senator
14. Davidson. Read the bill.

15. SECRETARY:

16. House Bill 2174.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. Mr. President and members of the Senate, this bill does what
23. it says on the Calendar. This is requested and put in by a Capital
24. Airport Authority request because...Chapman and Cutler Bond Company
25. said they needed an amendment to create the revenue bonds for...to
26. build a new hanger. This would help them do this, and there's no
27. State money involved in this. The State would pay rent as they're
28. paying to Capital Aviation. It would give a better place for you
29. people to go in and out of the airport. I know of no known opposition.
30. Appreciate a roll call, favorable roll call.

31. PRESIDENT:

32. Any discussion? The question is shall House Bill 2174 pass.

33. All in favor will say Aye. Opposed Nay...will vote Aye. Opposed Nay.

1. The voting is open.. Have all voted who wish? Take the record. On
2. this question, the Ayes are 51, the Nays are none, with none Voting
3. Present. House Bill 2174 having received a constitutional majority
4. is declared passed. Now, on the order of bills on the agreed list,
5. four bills were removed from that list because it...they received
6. more than the twelve votes...three....three...four bills here. Three
7. bills were taken from the list. The custom and usage has been to
8. call those bills after they were taken off. So, the first of those
9. is House Bill 1053. Request has been held by the sponsor. House
10. Bill 1176, Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes, by agreement with Senator Demuzio, I have agreed to bring
13. House Bill 1176 back to the order of 2nd reading for the purpose
14. of an amendment.

15. PRESIDENT:

16. Is there leave? Leave is granted. For what purpose does
17. Senator Latherow arise?

18. SENATOR LATHEROW:

19. Well, thank you, Mr. President. Senator Vadalabene, I've been
20. waiting for another amendment which this doesn't quite include...
21. include, and I wonder if you would wait and bring the bill back
22. tomorrow or bring it back again, if that suits you.

23. PRESIDENT:

24. Senator Vadalabene.

25. SENATOR VADALABENE:

26. Well, Senator Latherow, let me make this point perfectly clear.
27. As the sponsor of House Bill 1176, I have agreed with Senator Demuzio
28. through the actions of the Illinois Agricultural Association to
29. bring this bill back for an amendment. Now, Dean Sears is going to
30. you and the IEA with another amendment. Dean Sears has never come
31. to me yet in regards to this legislation, and I...and I object, Mr.
32. President and members of the Senate, when the...when the Farm Bureau
33. and the IEA comes in here on my bills and asks for my support on

1 their legislation, and now, we're going to the different members
2 to try to defeat this bill.

3 PRESIDENT:

4 Senator Latherow.

5 SENATOR LATHEROW:

6 Well, I might rise somewhat in defense of Dean Sears. I called
7 Dean Sears and asked him about the possibility of the suggestion that
8 I had, and he thought it was alright. He...certainly didn't come
9 to me today in...in his own behalf. About an hour or so ago was
10 when we looked this over in trying to get the amendment for that
11 particular position, Mr. ...

12 PRESIDENT:

13 Senator Vadalabene.

14 SENATOR VADALABENE:

15 Senator Latherow, this bill was on the agreed list. I have...
16 I have talked to Senator Demuzio, agreed to bring it back, and now
17 Dean Sears is not satisfied with that amendment. He wants another
18 amendment.

19 PRESIDENT:

20 The bill is on 2nd reading. Senator Demuzio is recognized for
21 Amendment No. 1. Senator Demuzio.

22 SENATOR DEMUZIO:

23 The...the amendment, Mr. President and members of the Senate,
24 simply exempts the boilers and pressure vessels that are...located
25 on farms and used solely for agricultural purposes. And it amends
26 lines 21 and 22, and this is at the request of the Illinois Agri-
27 cultural Association. The bill was on the agreed bill list. It's
28 a good bill, and this simply makes it a little bit better, and ask
29 for the...move for the adoption of Amendment No. 1.

30 PRESIDENT:

31 Senator Demuzio moves the adoption of Amendment No. 1 to House
32 Bill 1176. All in favor will say Aye. Opposed Nay. The amendment
33 is adopted. Any further amendments? 3rd reading. House Bill 1287,

1 Senator Latherow.

2 SENATOR LATHEROW:

3 Well, I...I'm just now trying to read...I think I'm probably
4 out of place, Mr. President. It's concerning the amendment that
5 just went on.

6 PRESIDENT:

7 Well, it is out of order, Senator, but if it's important to
8 you.

9 SENATOR LATHEROW:

10 Well, what I want to recognize, Mr. President, is that they
11 struck line 21 and line 22, and I wondered whether or not that was
12 their intent. That's the only thing.

13 PRESIDENT:

14 Senator Demuzio.

15 SENATOR DEMUZIO:

16 We did not strike lines 21 and 22. We simply inserted between
17 lines 21 and 22 the statement boilers and pressure...vessels located
18 on farms and used solely for agricultural purposes.

19 PRESIDENT:

20 Thank you very much. House Bill 1287, Senator Course. You
21 took it off? You took it off the agreed list. Do you desire to call
22 it now? Hold it. Resolutions.

23 SECRETARY:

24 Senate Resolution 110 introduced by Senator Berning. It's
25 congratulatory.

26 PRESIDENT:

27 Senator Berning.

28 SENATOR BERNING:

29 Thank you, Mr. President. This congratulates a couple in Long
30 Lake, Illinois on their golden anniversary. I would respectfully
31 invite the participation of all members on this resolution, and ask
32 for suspension of the rules for immediate consideration of the
33 adoption of this resolution.

1 PRESIDENT:

2 Senator Berning moves ...the suspension of the rules
3 for the immediate consideration of this resolution. All in favor
4 will say Aye. Opposed Nay. The rules are suspended. Senator Berning
5 now moves for the adoption of Senate Resolution 110 and asks that
6 all Senate members be shown as sponsors. All in favor say Aye.
7 Opposed Nay. The Ayes have it. The amendment is adopted.

8 SECRETARY:

9 Senate Resolution...

10 PRESIDENT:

11 ...The resolution is adopted.

12 SECRETARY:

13 Senate Resolution 111 by Senator Mitchler.

14 PRESIDENT:

15 Senator Mitchler, surprise.

16 SENATOR MITCHLER:

17 Mr. President and members of the Senate, this is a congratula-
18 tory resolution for Colonel Nelson up in my district in Aurora,
19 and I would ask for suspension of the rules, immediate consideration
20 and adoption of the resolution.

21 PRESIDENT:

22 Senator Mitchler moves for the suspension of the rules for the
23 immediate consideration of Senate Resolution 111. All in favor will
24 say Aye. Opposed Nay. The Ayes have it. The rules are suspended.
25 Senator Mitchler now moves the immediate adoption of the resolution.
26 All in favor will say Aye. Opposed Nay. The resolution is adopted.
27 Senator Morris.

28 SENATOR MORRIS:

29 I rise on a point of inquiry, Senator Partee. I have nothing
30 against Colonel Nelson or the couple from Long Lake, but I really
31 wonder, how, when we're trying to meet a schedule the last ten days
32 why we're having this type of resolution in. I recall back when I
33 came to the Senate in January, there was a...a proposal to have

1 something other than a resolution to save taxpayers money and also
2 speed up the process, and I'm curious to know whatever happened to
3 that proposal. I think it would have been very economically and
4 time wise beneficial.

5 PRESIDENT:

6 Let me satiate your curiosity by the fact. I sought to have that
7 same resolution adopted in the House. The House did not respond
8 affirmatively to that...to that resolution, and I felt that Senate
9 members would be upset if House members could do it and they couldn't
10 and that's the reason we're in this posture. Hopefully, in another
11 year we'll get a joint rule on it. House Bill 1176, Senator
12 Vadalabene.

13 SECRETARY:

14 House Bill 1176.

15 (Secretary reads title of bill)

16 3rd reading of the bill.

17 PRESIDENT:

18 Senator Vadalabene.

19 SENATOR VADALABENE:

20 Thank you, Mr. President. House Bill 1176 as amended provides
21 for the extension and the coverage of the Act to include the inspec-
22 tion of pressure vessels for the payment of fees in respect to such
23 inspection. It also proposes the fees payable under the provisions
24 of the existing Act be increased, and the proposed increase from
25 two dollars to four dollars in the fee for certification of an inspec-
26 tion is expected to bring in an additional fifty-six thousand dollars
27 in revenue, and I would appreciate a favorable vote.

28 PRESIDENT:

29 The question is shall House Bill 1176 pass. Those in favor
30 will vote Aye. Opposed Nay. The voting is open. Have all voted
31 who wish? Take the record. On this question, the Ayes are 34, the
32 Nays are 11, with 5 Voting Present. House Bill 1176 having received
33 a constitutional majority is declared passed. Senator McCarthy.

1 SENATOR McCARTHY:

2 Mr. President, having voted on the prevailing side of 1176,
3 I move the vote by which it was passed be reconsidered.

4 PRESIDENT:

5 Senator McCarthy moves to reconsider. Senator Nudelman moves
6 to Table. All in favor will say Aye. Opposed Nay. The motion
7 carries. Senator Latherow.

8 SENATOR LATHEROW:

9 Thank you, Mr. President. I refrain from saying anything,
10 but for those of you that wonder, you just passed an inspection
11 fee on everyone of these anhydrous ammonia tanks, and so on, that you
12 see around traveling over the country on the roads. So, get ready.

13 PRESIDENT:

14 Secretary's Desk. Message from the Governor.

15 SECRETARY:

16 To the Honorable members of the Senate, 79th General Assembly.
17 Pursuant to Article IV, Section 9(d) of the Illinois Constitution of
18 1970, I hereby reduce and return the items listed below from Senate
19 Bill 292 entitled "An Act to provide for the ordinary and contingent
20 expenses of the Commission on Children." I hereby approve each
21 reduced item in the amount set forth in the "Reduced Amount" column
22 below. Signed, Daniel Walker, Governor.

23 To the members of the Senate, 79th General Assembly.
24 Pursuant to Article IV, Section 9 of the Illinois Constitution of
25 1970, I hereby reduce and return the items listed below from Senate
26 Bill 342 entitled "An Act to provide for the ordinary and contingent
27 expenses of the Institution for Environmental Quality." I hereby
28 approve each reduced item in the amount set forth in the "Reduced
29 Amount" column below. Signed, Governor Daniel Walker.

30 To the Honorable members of the Senate, the 79th General
31 Assembly.
32 Pursuant to Article IV, Section 9(d) of the Constitution of 1970,
33 I hereby reduce the...and return the items on Page 1, line 11 from

1 Senate Bill 47 entitled "An Act making an additional appropriation
2 to the Board of Trustees of Southern Illinois University for increased
3 costs of utilities." Signed, Governor Daniel Walker.

4 PRESIDENT:

5 Senator Vadalabene is recognized for a motion.

6 SENATOR VADALABENE:

7 Mr. President, I move that the Senate resolve itself into
8 Executive Session for the purpose of acting on the Governor's
9 Messages of April 15th, May 19th, June 11th, and June 17th, 1975.

10 PRESIDENT:

11 Leave granted? Leave. Senator Vadalabene.

12 SENATOR VADALABENE:

13 Yes, Mr. President, I move that the Senate do advise and
14 consent to the following nominations by the Governor. Mr. President,
15 unless there's objections, I would also ask leave to consider all
16 of the following nominations all on one roll call.

17 PRESIDENT:

18 Is leave granted? Leave is granted.

19 SENATOR VADALABENE:

20 To the State Board of Education as members - Carolyn W. Bergan
21 of Chicago for an undetermined term; Carl Busby of Ridge Farm to
22 the State Board of Education as members for an undetermined term.

23 To the Illinois Aeronautics Board as member - George N. Kirk
24 of Milan for a term ending July 1, 1975.

25 To the Children and Family Services Advisory Council as
26 member - Dr. Rudolph L. ...S. Shoultz of Springfield for a term
27 ending January 15th, 1979.

28 To the Local Government Affairs Advisory Council as members -
29 George Janchenko of Summit for a term ending January 17th, 1977.
30 To the Local Government Affairs Advisory Council as member - Harry
31 Condon of Pekin for a term ending January 17th, 1977. To the Local
32 Government Affairs Advisory Council as member - Carol A. Reitan of
33 Normal for a term ending January 17th, 1977.

1 To the St. Louis Metropolitan Area Airport Authority as member -
2 Lloyd E. Arras of Columbia for a term ending January 16th, 1978.

3 And to the following four members to the Southwest Regional
4 Port District Board as members - Scott R. Randolph of East St.
5 Louis for a term ending January...July of 1977; Bruce E. Miller of
6 Lovejoy for a term ending July 1, 1977; William A. Gregory Sr. of
7 East St. Louis for a term ending July 1, 1977; and Delmar E. Valine,
8 Sr. of East Carondelet for a term ending July 1, 1976.

9 To the Board of State Fair Advisors as member - Raymond E. Hale
10 of New Grand Chain for a term ending January 19th, 1976.

11 To the Illinois Racing Board as member - Ray H. Garrison of
12 Flossmoor for a term ending July 1, 1977.

13 And to the following names to the Metro-East Exposition and
14 Performing Arts Authority as members - Irving Dilliard of Collinsville
15 for a term ending June 1, 1976; Sibyl Beliss of East Alton for a
16 term ending June 1, 1976; Ruth Scrivner of Belleville for a term
17 ending June 1, 1977; Lowell Burger of Lebanon for a term ending
18 June 1, 1977; Preston K. Johnson of Belleville for a term ending
19 June 1, 1978; Jerry Blue of Highland for a term ending June 1, 1978;
20 Art Griffin of Granite City for a term ending June 1, 1978.

21 To the Board of Governors of State Colleges and Universities
22 as members - Harold E. Fay of Alton for a term ending January 19th,
23 1981; Evelyn Kaufman of LaSalle for a term ending January 19th, 1981.

24 To the International Trade and Port Promotion Advisory Committee
25 as member - S. Barry Lipin of Skokie for a term ending January 17th,
26 1977.

27 To the Board of Banks and Trust Company as member - Patrick
28 S. Demmon of Bloomington for a term ending January 19th, 1976.

29 To the Department of General Services as Assistant Director -
30 Robert K. Touhy of Geneva for a term ending January 17th, 1977.

31 To the Department of Labor as Director - Donald Johnson of
32 Riverton for a term ending January 17th, 1977.

33 To the Department of Labor as Assistant Director - William E.

1. Jones of Chicago for a term ending January 17th, 1977.
2. To the Public Administrator of Lee County - Edward J. Conroy
3. of Dixon for a term ending December 5th, 1977.
4. To be Public Administrator of Logan County - Saunders Devine
5. of Lincoln for a term ending December 5th, 1977.
6. And to be Public Administrator of Kankakee County - Wylie Nowman
7. of Bradley for a term ending December 5th, 1977.
8. To the State Police Merit Board as member - Martin L. Silverman
9. of Highland Park for a term ending March 16th, 1981.
10. And to the Chicago Urban Transportation District as member -
11. John A. Dolio of Chicago for a term ending July 7th, 1978.
12. And to the Liquor Control Commission as member - Michael Berz
13. of Bourbonnais for a term ending February 1st, 1980.
14. And to the Waukegan Port District Board as member - David R.
15. Whitmore of Waukegan for a term ending June 1, 1981.
16. PRESIDENT:
17. For what purpose does Senator Savickas arise?
18. SENATOR SAVICKAS:
19. Mr. President, could you have Senator Vadalabene repeat that.
20. I didn't quite hear all of that. There was a little noise over here.
21. PRESIDENT:
22. Senator Vadalabene...have you finished, Sir?
23. SENATOR VADALABENE:
24. That's it.
25. PRESIDENT:
26. Pardon?
27. SENATOR VADALABENE:
28. Yes. I move that the Senate do advise and consent of the
29. following names mentioned on the...
30. PRESIDENT:
31. The question is...the question is does the Senate advise and
32. consent to the nominations just made. Those in favor vote Aye. Those
33. opposed Nay. The voting is open. Have all voted who wish? Take the

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1 record. On that question...Senator...Senator Palmer. Go over and
2 ask him. On this...on that question, the Ayes are 57, the Nays are
3 1, with none Voting Present. A majority of Senators elected concurring
4 by record vote, the Senate does advise and consent to the nominations
5 just made. Senator Vadalabene.

6 SENATOR VADALABENE:

7 Yes, thank you, Mr. President and members of the Senate. I move
8 now that the Senate...arise from Executive Session.

9 PRESIDENT:

10 All in favor say Aye. Opposed Nay. The Senate will arise from
11 Executive Session. Senator Latherow.

12 SENATOR LATHEROW:

13 I want it to be known my mental telegraphy got on the wrong
14 button here. That was...the vote...my vote was supposed to be Aye.

15 PRESIDENT:

16 The record will so show, Senator. Senator Graham.

17 SENATOR GRAHAM:

18 Mr. President, do you suppose that when we get the next
19 Governor's Message, resolve ourself into Executive Session, that you
20 fellows could fill up that hole there that Senator Vadalabene's stand-
21 ing in so we could hear him better?

22 PRESIDENT:

23 Senator Donnewald, would you come to the podium. Motions in
24 Writing.

25 SECRETARY:

26 Motion in Writing. Having voted in the negative on House Bill
27 1682, I hereby move that the vote by which said bill failed be
28 reconsidered. Signed, Senator Joyce.

29 Motion in Writing. Pursuant to Temporary Rules, I move to
30 discharge the Senate Education Committee from further consideration
31 of House Bill 3047 and place the bill on the order of 2nd reading.
32 Senator Knuppel.

33 Motion in Writing...

1 PRESIDING OFFICER (SENATOR DONNEWALD):

2 Just...just a moment. For what purpose does Senator Daley arise?

3 SENATOR DALEY:

4 Mr. President and fellow Senators, now I'm wondering. Are we
5 going to be on this for an hour or two hours or so? Maybe we can
6 leave, I mean...

7 PRESIDING OFFICER (SENATOR DONNEWALD):

8 No. We will...two minutes.

9 SENATOR DALEY:

10 There aren't too many important items on 3rd reaaading so...

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 There...there is...there is other business that must be taken
13 care of immediately, and I wish you would discuss that with Senator
14 Carroll.

15 SECRETARY:

16 Motion in Writing. I move to discharge the Committee on Education
17 from further consideration of House Bill 3049, have that bill placed
18 on the order of House Bills on 2nd reading. Signed, Senator Carroll.

19 Motion in Writing. I move to discharge the Committee on
20 Education from further consideration of House Bill 350. Signed,
21 Senator Bruce.

22 A Motion in Writing. I move that House Bill 643 be taken from
23 the Table and placed on the order of 2nd reading. Signed, Senator
24 McCarthy.

25 PRESIDING OFFICER (SENATOR DONNEWALD):

26 Do I have leave to set these motions for consideration on
27 Tuesday, June 24th? Leave is granted. I asked for leave, Senator
28 Nudelman, to have these motions heard next Tuesday. Senator Carroll,
29 for what purpose do you arise?

30 SENATOR CARROLL:

31 Well, Mr. President...

32 PRESIDING OFFICER (SENATOR DONNEWALD):

33 Eleven sharp.

1 SENATOR CARROLL:

2 Pardon me.

3 PRESIDING OFFICER (SENATOR DONNEWALD):

4 Excuse me. Proceed.

5 SENATOR CARROLL:

6 I was wondering why...if I could have my motion presented now,
7 Mr. President, on House Bill 3049.

8 PRESIDING OFFICER (SENATOR DONNEWALD):

9 Is there leave to consider Senator Carroll's motion at this
10 time? Leave is granted. Senator Carroll.

11 SENATOR CARROLL:

12 Thank you, Mr. President. I did file a Motion in Writing to
13 discharge the Committee on Education from further consideration of
14 House Bill 3049. Yesterday, when this bill was on 1st reading, I
15 had made a motion to bypass the Committee on Education, its Chairman
16 having been my cosponsor on the legislation. This legislation deals
17 with the abuses in the trade schools that had been disclosed in part
18 by the...can I get a little order?

19 PRESIDING OFFICER (SENATOR DONNEWALD):

20 We need a lot of order. Will the members please be in their
21 seats.

22 SENATOR CARROLL:

23 Thank you, Mr. President. I had moved to bypass. This had
24 been legislation that had been in the House for quite some time, and
25 because of their deadline, they had made it into a committee bill.
26 The Tribune had been in...running a series on the abuses in the
27 trade schools. This had been supported by...

28 PRESIDING OFFICER (SENATOR DONNEWALD):

29 Just...just a moment, Senator. I can see that there still is
30 no order. Will the members please be in their seats. Proceed.

31 SENATOR CARROLL:

32 This...thank you. This had been supported by both the Illinois
33 Office of Education and most of the trade schools. I don't think

1 it necessary to go into the merits of the bill, but Senator Shapiro
2 was off the Floor yesterday, and for that reason, we held the motion
3 to bypass. It was assigned to committee. The committee did not go
4 into any testimony today, and I would therefore move to discharge the
5 committee and ask that it be placed on the order of 2nd reading.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 Senator Shapiro.

8 SENATOR SHAPIRO:

9 Mr. President, I'm the bad guy that made the motion that four
10 bills that were in Education Committee be assigned to a subcommittee
11 mainly because of the time element, and if I could, just indulge a bit
12 to tell you the problem that we face. These were...there were four
13 bills one of them which I was the sponsor of, all committee bills,
14 all bills that at one time or another had been placed on the Interim
15 Study Calendar in the House, defeated, Postponed Consideration, so on
16 and so forth, and all of a sudden they came out of the House Education
17 Committees as committee bills over here...and it came over here. The
18 Senate Education Committee met while the Senate was actually in
19 Session, and because of those circumstances and those circumstances
20 only and because these four bills do have a lot of substantive material
21 in them and on a motion which I made and supported bipartisanly by a
22 seven to five vote, they were sent to subcommittee. I appreciate the
23 fact that these bills address themselves to important matters, but
24 I think we also have to be cognizant of the fact that the Session
25 is rapidly drawing to a close, and that I think the House is attempt-
26 ing to circumvent deadlines set by both Houses, are abusing the
27 committee bill system, and for that reason, I'm going to resist the
28 motion to take the bill from committee.

29 PRESIDING OFFICER (SENATOR DONNEWALD):

30 Senator Glass.

31 SENATOR GLASS:

32 Thank you, Mr. President. ...Although I do agree in general
33 with what Senator Shapiro said and, in fact, supported him in his

1 motion in committee. I am going to support Senator Carroll on this
2 motion, and I would like to take just a moment to give you the
3 reasons why. As Senator Carroll indicated yesterday, he did move to
4 bypass committee on this bill withheld it because Senator Shapiro
5 was not on the Floor. Representative Hoffman who's the sponsor of the
6 bill in the House had introduced a bill a long time ago. It bore a
7 low number in the House, and it was just recently that he was able to
8 get the bill out as a committee bill, and...and it does, in my judge-
9 ment, deal with a problem that is of vital concern to all of us and
10 that is some of the shoddy practices of certain trade and career
11 schools and to uphold the reputation also of those that are reputable,
12 and I am told that man...many of those schools do support this legis-
13 lation that the IOE is...is behind it, and I therefore would support
14 this motion and urge the members to vote Aye.

15 PRESIDING OFFICER (SENATOR DONNEWALD):

16 Is there further discussion? The question is shall...Senator
17 Harris.

18 SENATOR HARRIS:

19 Mr. President, I really hesitate to...to add to this, but I
20 just think it ought to be understood by the membership, and you know,
21 we all have those matters of what we want to have treated as excep-
22 tions. But there has to come some time when deadlines become meaning-
23 ful, and it seems to me that very clearly this committee met, acted
24 on this question, and that determination was made. Now, if we're
25 just going to continue to add items to our calendar, there really
26 is no point for deadlines or committee determinations.

27 PRESIDING OFFICER (SENATOR DONNEWALD):

28 T.e...Senator Carroll.

29 SENATOR CARROLL:

30 Just very briefly to close debate. First we had witnesses here
31 today to appear before the Education Committee which decided not to
32 hear by vote of the members, not to hear the bill. We were prepared
33 to present the witnesses at that time. Secondly, the bill was

1 introduced originally by.. .by Representative Hoffman, and unlike
2 the representation made by Senator Shapiro, this bill was
3 never defeated, never anything happened to it other than favorable
4 action. It was not recommitted early, etc., etc., etc., as may have
5 been the case with other bills; it may have lost and been reintro-
6 duced. This bill was handled by the Education Committee, passed out
7 by the House Education Committee, but when it arrived at the Calendar,
8 the House was already beyond that numerical sequence, this being...
9 having been 895, they were already in the 1200 series, and as you
10 know, the House never got back to the earlier bills in the series.
11 That's why the House committee called the bill back and made it a
12 committee bill. But it was heard in the House committee, it was
13 passed by the House committee, but it got on the Calendar too late
14 to be within action, although it was well within the deadline at the
15 time. I think this is legislation we should address ourselves to
16 now, and I would urge that both sides of the aisle support this motion.
17 Thank you.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 The question is shall the Senate Committee on Education be
20 discharged from considering House Bill 3049 and placed on the order
21 of 2nd reading. All those in favor indicate by voting Aye. Those
22 opposed No. The voting is open. (Machine cut-off)...all those voted
23 who wish? Have all those voted who wish? Take the record. On that
24 question, the Ayes are 30, the Nays are 9. House Bill 3049 having
25 received thirty votes is now placed on the order of 2nd reading.
26 Senator Buzbee, for what purpose do you arise?

27 SENATOR BUZBEE:

28 Mr. President, I'd like a verification of the affirmative votes.

29 PRESIDING OFFICER (SENATOR DONNEWALD):

30 Request for a verification of the affirmative votes. Will the
31 members please be in their seats. The Secretary will read the...the
32 affirmative votes.

33 SECRETARY:

1 The following voted in the affirmative:

2 Bloom, Brady, Bruce, Carroll, Clarke, Course, Davidson,
3 Donnewald, Dougherty, Egan, Glass, Kenneth Hall, Hynes, Johns, Joyce,
4 Lane, Lenke, McCarthy, Mohr, Howard Mohr, Netsch, Nimrod, Palmer,
5 Philip, Rock, Roe, Romano, Smith, Vadalabene, Welsh, and Mr. President.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 Senator Buzbee.

8 SENATOR BUZBEE:

9 Senator Romano.

10 PRESIDING OFFICER (SENATOR DONNEWALD):

11 Senator Romano on the Floor? Take him from the record.

12 SENATOR BUZBEE:

13 Senator Hynes.

14 PRESIDING OFFICER (SENATOR DONNEWALD):

15 Senator Hynes is here.

16 SENATOR BUZBEE:

17 Senator Smith.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 Is Senator Smith on the Floor? Take him from the roll.

20 SENATOR BUZBEE:

21 Senator Howard Mohr.

22 PRESIDING OFFICER (SENATOR DONNEWALD):

23 Senator Howard Mohr is here. There are...the Ayes are 28, the
24 Nays are 9. The motion fails. Senator Bruce, did you wish to...
25 Back to the order of 3rd reading, Gentlemen and Ladies. Yes, Senator
26 Knuppel.

27 SENATOR KNUPPEL:

28 So that I don't...I'm not prejudiced, I had one up there also
29 for discharging committee. I want that carried till Monday. I per-
30 sonally, sincerely regret that anyone would attempt at this time to
31 bring any of these bills out of committee. I expressed that yesterday
32 morning, but I say, if you bring one out, you ought to bring them all
33 out now, boys, it's just not fair. And...and I don't care whose bill

1 it is. I think we stick together here, and by God, we either break
2 it or we don't. I...I'm just tired of it, and I...and I said this
3 yesterday morning and I'm going to hold mine till Monday. If anybody
4 elses comes out, I want to come out too.

5 PRESIDING OFFICER (SENATOR DONNEWALD):

6 Senator Rock.

7 SENATOR ROCK:

8 I also had a motion on the Calendar which was, I see, was set
9 for hearing today. I would like that postponed until some future
10 date, Monday would be fine.

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 Is there leave? Leave is granted. House Bill 2193. Just a
13 minute. Senator Newhouse, for what purpose do you arise?

14 SENATOR NEWHOUSE:

15 Mr. President, before we move to the order of new business, I...
16 I too have a written motion which I'd like to set over till Monday.

17 PRESIDING OFFICER (SENATOR DONNEWALD):

18 Is there leave? Leave is granted. Senator Howard Mohr. House
19 Bill 2193. House Bill 2200, Senator Mitchler. Senator Mitchler.
20 Read the bill.

21 SECRETARY:

22 House Bill 2200.

23 (Secretary reads title of bill)

24 3rd reading of the bill.

25 PRESIDING OFFICER (SENATOR DONNEWALD):

26 Senator Mitchler.

27 SENATOR MITCHLER:

28 Mr. President and members of the Senate, House Bill 2200 does
29 exactly what the Calendar said. It amends the Fish Code of 1971 to
30 provide for reduced fishing license fee for permanently and totally
31 disabled residents, and I would move for adoption and a favorable
32 vote on House Bill 2200.

33 PRESIDING OFFICER (SENATOR DONNEWALD):

1 Is there further discussion? The question is shall House Bill
2 2200 pass. All those in favor vote Aye. Those opposed No. The
3 voting is open. (Machine cut-off)...all those voted who wish? Take
4 the record. On that question, the Ayes are 51, the Nays are none.
5 House Bill 2200 having received a constitutional majority is declared
6 passed. House Bill 2209, Senator Vadalabene. Read the bill.

7 SECRETARY:

8 House Bill 2209.

9 (Secretary reads title of bill)

10 3rd reading of the bill.

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 Senator Vadalabene.

13 SENATOR VADALABENE:

14 Thank you, Mr. President and members of the Senate. House Bill
15 2209 in the Senate sets up a State Treasury escrow account. It
16 authorizes the creation of an escrow account in the State Treasury
17 for the purpose of temporarily accepting funds collected by certain
18 agencies, officers or institutions of the State. This bill is supported
19 by the State Treasurer's Office. They feel that it would aid their
20 operation by providing a centralized place where funds are kept on
21 a temporary basis. These funds would be used mainly by the Secretary
22 of State, and I'd appreciate a favorable vote.

23 PRESIDING OFFICER (SENATOR DONNEWALD):

24 The question is shall House Bill 2209 pass. All those in favor
25 vote Aye. Those opposed No. The voting is open. (Machine cut-off)
26 ...all those voted who wish? On that question, the Ayes...take the
27 record. On that question, the Ayes are 51, the Nays are none. House
28 Bill 2209 having received a constitutional majority is declared passed.
29 At this time, we have, I note, a series of bills that Senator Kenneth
30 Hall is handling. And if there would be no debate, we could go with
31 them. Is there any serious question about them? It would take us
32 over our time if we were to...Senator Kenneth Hall, you wish to proceed
33 with 2210? Senator Hall, do you wish to explain the series and then

1 we can vote on each bill individually? Read the bill.

2 SECRETARY:

3 House Bill 2210.

4 (Secretary reads title of bill)

5 3rd reading of the bill.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 Senator Hall, do you wish to explain the series?

8 SENATOR HALL:

9 Thank you...thank you, Mr. President and members of the Senate.
10 Now, the first one is House Bill 2210 and what it does, it amends the
11 Vehicle Code, relates to pedestrians' right-of-way at crosswalks,
12 relates to pedestrians' right-of-way of crossing at places other than
13 crosswalks, the right-of-way for blind pedestrians, soliciting rides
14 of businesses, rights-of-way, walks, pedestraints to yield to author-
15 ized emergency vehicles, pedestrians under the influence of alcohol
16 or drugs, pedestrians upon bridge or at railroad crossings and at
17 railroad crossings with gate barriers. That's...this is the whole
18 series of bills that have to do with the safety factor. House Bill
19 2215, I'm holding that for Senator Harris. House Bill 2218, it amends
20 the Vehicle Code, traffic laws realting to persons riding animals or
21 animal-drawn vehicles, relates to application of rules concerning use
22 of bicycles on highways and bicycle paths. House Bill 2221 amends
23 the Vehicle Code, creates Drivers License Medical Advisory Board,
24 sets forth standards for determining physical limitations for opera-
25 tion of the motor vehicle. House Bill 2222 was the bill that was amended
26 and we took out the amendment that amends the Vehicle Code, and it
27 provides for persons for protective head gear, glasses, goggles or
28 shields for persons operating or riding upon a motorcycle. Now, that
29 was amended out of the bill. So, House Bill 2222 now amends the
30 Vehicle Code to conform to the Uniform Vehicle Code relating to no-
31 passing zones, turning on curves or crest of grades, and regulates
32 U-turns. House Bill 2224 amends the Vehicle Code to conform with
33 Uniform Vehicle Code relating to traffic laws, obedience of police

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1 officers and exceptions, obedience of traffic control devices, pedes-
2 trian control signal lanes control, unauthorized signs, speed restric-
3 tions, civil action passes. Now, these are the bills that are in
4 the safety package of the Secretary of State. And as I told you,
5 2215, we're holding that until we have some conference with Senator
6 Harris.

7 PRESIDING OFFICER (SENATOR DONNEWALD):

8 The question is...

9 SENATOR HALL:

10 I want to ask your most favorable support of these bills.

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 The question is shall House Bill 2210 pass. All those in...favor
13 vote Aye. Those opposed No. The voting is open. (Machine cut-off)
14 ...voted who wish? Take the record. Well, I'm supposed to be
15 recorded as Aye, but my seatmates failed me. So, let the record show
16 that I intended to vote Aye on this series of bills. The record will
17 so show. On that question, the Ayes are 52, the Nays are none. House
18 Bill 2210 having received a constitutional majority is declared passed.
19 House Bill 2218. Read the bill.

20 SECRETARY:

21 House Bill 2218.

22 (Secretary reads title of bill)

23 3rd reading of the bill.

24 PRESIDING OFFICER (SENATOR DONNEWALD):

25 All those in favor vote Aye. Those opposed No. Take the
26 record. On that question, the Ayes are 52, the Nays are none. House
27 Bill 2218 having received a constitutional majority is declared passed.
28 House Bill 2221. Read the bill.

29 SECRETARY:

30 House Bill 2221.

31 (Secretary reads title of bill)

32 3rd reading of the bill.

33 PRESIDING OFFICER (SENATOR DONNEWALD):

1 All those in favor vote Aye. All those in favor of passage vote
2 Aye. Those opposed No. The voting is open. Take the record. On
3 that question...Senator Latherow, for what purpose do you arise?

4 SENATOR LATHEROW:

5 Well, I just wonder if there's any way we can be recorded
6 different on this particular one.

7 PRESIDING OFFICER (SENATOR DONNEWALD):

8 Well, I...take that vote out of the record. And we...we'll have
9 a roll call.

10 SENATOR LATHEROW:

11 I...I would like to be recognized on this particular bill, Mr.
12 President.

13 PRESIDING OFFICER (SENATOR DONNEWALD):

14 Well, alright, Senator. We...we did announce prior to that on
15 that series that he was discussing the entire series however. Take
16 that from the record. Is there discussion on Senate Bill 2221?
17 Senator Latherow. Senator Newhouse.

18 SENATOR NEWHOUSE:

19 Mr. President, I wonder if procedurally we can proceed with the
20 others and come back to that so that we don't break the...

21 PRESIDING OFFICER (SENATOR DONNEWALD):

22 Let's...let's get it over, and we've read the bill. We're on
23 that bill. Proceed, Senator Latherow.

24 SENATOR LATHEROW:

25 Well, I think we should recognize that this is an entirely
26 new position in this particular bill, the way I understand it, and it
27 be recognized that if you refuse to take the examination before the
28 Board of Medical Examiners, your license would be refused. I just...
29 and so I don't approve of that and I would want to be recorded No.

30 PRESIDING OFFICER (SENATOR DONNEWALD):

31 The question is shall House Bill 2221 pass. Those in favor vote
32 Aye. Those opposed No. The voting is open. Have all those voted
33 who wish? Take the record. On that question, the Ayes are 51, the

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1. Nays are 1, 1 Voting Present. House Bill 2221 having received a
2. constitutional majority is declared passed. House Bill 2222. The
3. question is...read the bill.
4. SECRETARY:
5. House Bill 2222.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER (SENATOR DONNEWALD):
9. The question is shall House Bill 2221 pass. All those in favor
10. vote Aye. Those...strike that. House Bill...the question is shall
11. House Bill 2222 pass. Those in favor vote Aye. Those opposed No.
12. The voting is open. Have all those voted who wish? Take the record.
13. On that question, the Ayes are 56, the Nays are none. House Bill
14. 2222 having received a constitutional majority is declared passed.
15. House Bill 2224, read the bill.
16. SECRETARY:
17. House Bill 2224.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. PRESIDING OFFICER (SENATOR DONNEWALD):
21. The question is should House Bill 2224 pass. Those in favor
22. vote Aye. Those opposed No. The voting is open. Have all those
23. voted who wish? Take the record. On that question, the Ayes are 55,
24. the Nays are none. House Bill 2224 having received a constitutional
25. majority is declared passed. Senator Savickas, House Bill 2147. Do
26. we have leave to revert to that order? You were off the Floor at that
27. time. Is there leave? Senator Savickas. Read the bill.
28. SECRETARY:
29. House Bill 2147.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. PRESIDING OFFICER (SENATOR DONNEWALD):
33. Senator Savickas.

1 SENATOR SAVICKAS:

2 Yes, Mr. President, this is a bill introduced by James McCourt,
3 one of our State Representatives, and it permits the home rule unit
4 to adopt traffic warrant standards less restrictive than those set
5 for in the State Manual only when the corporate authorities deter-
6 mine such action is necessary for public safety. This bill has been
7 through both Houses. It's been approved unanimously, I understand,
8 in both committees and House. And the purpose that in some instances,
9 when you have local community problems with traffic vehicle movements
10 that manual and the engineers prevent some municipalities from putting
11 up their proper restrictive signs or lights to prevent misuse. I
12 would accept a favorable roll call.

13 PRESIDING OFFICER (SENATOR DONNEWALD):

14 Is there further debate? The question is shall House Bill 2147
15 pass. Those in favor vote Aye. Those opposed No. The voting is
16 open. (Machine cut-off)...all those voted who wish? Take the record.
17 On that question, the Ayes are 44, the Nays are 11, 1 Voting Present.
18 House Bill 2147 having received a constitutional majority is declared
19 passed. Senator Partee, we...is it proper now to recess until 6:30?
20 Is it appropriate at this time to recess until the hour of 6:30?

21 SENATOR PARTEE:

22 Absolutely, and you're invited to dinner.

23 PRESIDING OFFICER (SENATOR DONNEWALD):

24 Senator Partee moves to recess until 6:30. The Senate stands in
25 recess. 6:35.

26 (RECESS)

27 (AFTER RECESS)

28 PRESIDENT:

29 The hour of 6:30 having arrived, the Senate will come to order.
30 Message from the House.

31 SECRETARY:

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

33 Mr. President - I am directed to inform the Senate that the

1 House of Representatives has concurred with the Senate in the
2 passage of a bill with the following title:

3 House Bill 525 with House Amendment No. 2. Senator Rock is
4 the chief sponsor.

5 PRESIDENT:

6 Secretary's Desk.

7 SECRETARY:

8 Senate Bill 525.

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

10 Mr. President - I am directed to inform the Senate the
11 House of Representatives has passed a bill with the following title
12 in the passage of which I am instructed to ask the concurrence of
13 the Senate, to-wit:

14 House Bill 352. Senator Rock is the chief sponsor of the bill.

15 PRESIDENT:

16 Senator McCarthy moves that the bill be ordered to the order
17 of 2nd reading without...read a first time and ordered to the order
18 of 2nd reading without reference to committee. Is there leave?
19 Leave is granted.

20 SECRETARY:

21 House Bill 3052.

22 (Secretary reads title of bill)

23 1st reading of the bill.

24 PRESIDENT:

25 2nd reading. I want all of the Senators who are present here,
26 Senator Harris and all of you who are present, I want you to know
27 that you get gold stars from the teacher for being on time. House
28 Bills 1st reading. House Bill 3043, Senator McCarthy.

29 SECRETARY:

30 House Bill 3043.

31 (Secretary reads title of bill)

32 1st reading of the bill.

33 PRESIDENT:

1. House Bill 3044, Senator McCarthy.
2. SECRETARY:
3. House Bill 3044.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. House Bill 3048, Senator Demuzio.
8. SECRETARY:
9. House Bill 3048.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. House Bill 3098, Senator Romano.
14. SECRETARY:
15. House Bill 3098.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDENT:
19. Senator Romano.
20. SENATOR ROMANO:
21. Mr. President, House Bill 3098, I wonder if we could put that
22. bill on 2nd reading without reference to a committee.
23. PRESIDENT:
24. Senator Romano seeks leave to remove Senator...Bill House...
25. House Bill 3098 from 1st reading and move it to the order of 2nd read-
26. ing without reference to committee. Is there leave? Leave is granted.
27. Senator Romano. Senator Kosinski and Senator Mitchler, would you...
28. Senator Romano has the Floor.
29. SENATOR ROMANO:
30. Mr. President, I just asked leave to advance the bill to 2nd
31. reading, and I guess Senator Roe's, the bill was advanced to 2nd
32. reading. I now ask leave that bill be re-referred to the Committee
33. on Personnel and Pensions. That was 3098.

1 PRESIDENT:

2 Senator Romano moves that House Bill 3098 on the order of 2nd
3 reading be re-referred to the Committee on Personnel and Pensions.
4 All in favor say Aye. Opposed Nay. The bill is re-referred to
5 Personnel and Pensions.

6 SENATOR ROMANO:

7 I also would like to have leave to have that bill heard
8 tomorrow and...

9 PRESIDENT:

10 Is there leave? Leave is granted. Senator Savickas, for what
11 purpose do you arise?

12 SENATOR SAVICKAS:

13 Well, Mr. President, while we're waiting for some work, I would
14 ask leave to bring House Bill 2101 back from 3rd reading to 2nd for
15 purposes of an amendment. This is an amendment...

16 PRESIDENT:

17 Is there leave? Is there leave? Leave is granted. House Bill
18 2101 is now on the order of 2nd...2101?

19 SENATOR SAVICKAS:

20 2101.

21 PRESIDENT:

22 21 is now on the order of 2nd reading.

23 SENATOR SAVICKAS:

24 The amendment is on the Secretary's Desk. It was an amendment
25 that Senator Latherow wanted prepared, and at this time, I would offer
26 its adoption.

27 PRESIDENT:

28 What is...would you explain the amendment, Senator.

29 SENATOR SAVICKAS:

30 Basically, what it does is exempt a farmer from the obligations
31 of calling a nuclear disposal to dispose of chemicals from his farm.
32 If he has a twenty-five pound bag of chemicals, dangerous...dangerous
33 chemicals, he can dispose of it on his own truck and get rid of it

1 instead of calling a registered nuclear disposal.

2 PRESIDENT:

3 Senator Savickas moves the adoption of Amendment No. 2 to House
4 Bill 2101. All in favor will say Aye. Opposed Nay. The Ayes have
5 it. Amendment No. 2 is adopted. Any further amendments? Do you
6 have a further amendment? 3rd reading. For what purpose does Senator
7 Kosinski arise?

8 SENATOR KOSINSKI:

9 I'd like to question the sponsor of that amendment.

10 PRESIDENT:

11 He indicates he will yield.

12 SENATOR KOSINSKI:

13 Are you telling me, Senator, or telling us that dangerous
14 materials, as radar, radio type activity, material would be
15 shipped in a private truck?

16 SENATOR SAVICKAS:

17 No, these are chemicals, chemicals that farmers use on the
18 farms.

19 PRESIDENT:

20 Now, just a minute, Senator. You asked him a question, give him
21 a chance to answer it. Senator Savickas.

22 SENATOR SAVICKAS:

23 These are farm chemicals. These are what would be called
24 hazardous materials. These are farm chemicals used for treating land
25 used for the farmer but they also would fall under the EPA's defini-
26 tion of hazardous materials, and they would have to hire a...
27 nuclear disposal contractor to get rid of it. So, Senator Latherow
28 asks that this exclusion be placed in the bill so that the bill can
29 proceed merrily on its way.

30 SENATOR KOSINSKI:

31 Did...did you say that...would you say that this bill cleared
32 the EPA?

33 SENATOR SAVICKAS:

1 The EPA is all for the bill in its present amended condition.

2 SENATOR KOSINSKI:

3 Well, it's...it's hard to believe where dangerous materials
4 would be approved by the EPA and a private truck delivered. We...
5 we've been fighting this for a special type of equipment for radio-
6 active material to be shipped not on an open type truck or any type
7 of a truck. This...this is dangerous materials and radioactive, whether
8 the farm equipment or city equipment, it doesn't matter, but I think
9 it's a dangerous precedent.

10 PRESIDENT:

11 Thank you, Senator. House Bills on 1st reading. House Bill
12 3083, Senator Don Moore. Read the bill. Was it read, Senator? It
13 has been read. The Secretary is very conscientious. He wants to
14 do things twice. Senator Course, for what purpose do you arise?

15 SENATOR COURSE:

16 Yes, Mr. President, I'd like to have unanimous consent to re-
17 refer House Bill 1509 to the Revenue Committee.

18 PRESIDENT:

19 Is there leave? Leave is granted. Senator Don Moore.

20 SENATOR MOORE:

21 Mr. President, I would like leave to bring House Bill 63 which
22 is on 3rd reading back to the order of 2nd for the purpose of an
23 amendment.

24 PRESIDENT:

25 Is leave granted? Leave is granted. House Bill 63 is on the
26 order of 2nd reading. Senator Don Moore.

27 SENATOR MOORE:

28 The amendment is on the Secretary's Desk.

29 PRESIDENT:

30 Would you explain the amendment, Senator.

31 SENATOR MOORE:

32 This is one of the bills, Mr. President, that deals with the
33 defendant to be heard by...to subpoena witness; to present evidence

1 and cross-examine at a preliminary hearing. It's an amendment to the
2 bill. There is some controversy with the bill. I think this helps
3 it out. I would like to have the amendment adopted so the member-
4 ship would have an opportunity to see it before 3rd reading. I would
5 move its adoption.

6 PRESIDENT:

7 Is...is there further discussion? Senator Don Moore moves the
8 adoption of Amendment No. ...what's the number of the amendment, Mr.
9 Secretary?

10 SENATOR MOORE:

11 1....1.

12 PRESIDENT:

13 Amendment No. 1 to House Bill 63. All in favor will say Aye.
14 Opposed Nay. Amendment No. 1 is adopted. Senator Don Moore.

15 SENATOR MOORE:

16 No further amendments on that bill.

17 PRESIDENT:

18 Any further amendments? 3rd reading.

19 SENATOR MOORE:

20 I would also like leave, Mr. President, to bring House Bill 66
21 back from the order of 3rd reading to the order of 2nd reading for
22 the purpose of amendment.

23 PRESIDENT:

24 Is leave granted? Leave is granted.

25 SENATOR MOORE:

26 The amendment is on the Secretary's Desk. This also provides
27 with witnesses appearing before the Grand Jury having the right to
28 appear with counsel, etc. It's an amendment that, again, I think
29 should be on the members desk prior to 3rd reading. I would move
30 its...or its adoption.

31 PRESIDENT:

32 Senator Don Moore moves the adoption of Amendment No. 1 to House
33 Bill 66. All in favor will say Aye. Opposed Nay. The amendment is

1 adopted. Any further amendments? 3rd reading. May I have the
2 attention of the membership. Senator Regner's group has done it
3 again. We have before us the Legislative Information Systems synopsis
4 of bills on the Secretary's Desk. This, in my judgement, is a first
5 time in the history of this Legislature that all bills on the Secre-
6 tary's Desk are set forth in this kind of explicit readable form with
7 reference to the history of that particular bill which edifies each
8 member in terms of understanding the bill and its course. The
9 Sergeant-at-Arms will now pass out to each of the members a copy of
10 this computerized analysis of each of the bills on the Secretary's
11 Desk. It's a first for Illinois, and I'm inordinately proud of our
12 having reached this point of development. These bills will be dis-
13 cussed, of course, tomorrow. At 10:00 o'clock, those bills on the
14 Secretary's Desk, but I say to you that in all the years this Legisla-
15 ture has existed, never has the membership had this kind of indepth
16 knowledge concerning each bill on the Secretary's Desk with reference
17 to the amendments that have been added. Senator Regner.

18 SENATOR REGNER:

19 All I have to say is don't thank me, thank a staff that's work-
20 ing in Room 48 in the basement for working seventy hours a week for
21 the last month and a half.

22 PRESIDENT:

23 And I hope they have a squawk box down there and they are listen-
24 ing because we all want to say thank you, thank you, thank you. Yes.
25 There will be a second document...passed out to you tonight which is
26 a synopsis of the votes recorded on each of the bills on which you
27 voted on the agreed bill list today. It's here for your perusal and
28 for your records. It'll be passed out to you momentarily. For what
29 purpose does Senator Harber Hall arise?

30 SENATOR HALL:

31 Mr. President and fellow Senators, I'd just like to tell you that
32 Senator Regner is a very modest man. I happen to office next to
33 Senator Regner, and it's very rare when I am working in my office that

1 when I come in, he is not there, and when I leave, he is not there.
2 He's very dilligent in his duties. I want to join with all of you
3 in co gratulating him on a product that is usable, useful, and very
4 timely, and his commission that he Chairs to get this information
5 for us is guided by a very strong and able gentleman, and I just
6 wanted you to know when he gives credit as he should to the people
7 who worked on the commission, he is the one that heads it up and
8 deserves credit likewise.

9 PRESIDENT:

10 Committee reports.

11 SECRETARY:

12 Senator Donnewald, Chairman of Assignment of Bills, assigns...
13 assigns the following to committee:

14 Appropriations - House Bill 339; Education - House Bills 348 and
15 387; Executive - House Bills 372 and 1303; Finance and Credit
16 Regulations - House Bills 3043, 3044, and 3095; Judiciary - House
17 Bill 3083; Public Health, Welfare and Corrections - House Bills 3104
18 and 3085.

19 PRESIDENT:

20 For what purpose does Senator Netsch arise?

21 SENATOR NETSCH:

22 Mr. President, I discussed this with Senator Berning, and with
23 his agreement, we would like to move House Bill 1103 with, of course,
24 the explicit understanding that it will be held and brought back to
25 2nd reading. But just so that we can save a legislative day and
26 time. I...there is a committee amendment to it. I would put that on,
27 request that it be moved to 3rd and then agree that, of course, it
28 will be brought back because there are many other amendments.

29 PRESIDENT:

30 Are there any other amendments? There...

31 SENATOR NETSCH:

32 No...no...no, we haven't done it yet.

33 PRESIDENT:

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2nd reading
6-12-73

1. Oh, I see. Read the bill.

2. SENATOR NETSCH:

3. I'm not sure they have the bill there yet. Okay.

4. SECRETARY:

5. House Bill 1103.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. The Committee on Finance and Credit

8. Regulations offers one amendment.

9. PRESIDENT:

10. Senator Netsch.

11. SENATOR NETSCH:

12. Mr. President, the committee amendment clarifies three separate
13. parts of the bill to make it clear that the loans that we are talking
14. about are those that are...are indeed residential loans to specify
15. the kind of insurance premiums that are intended to be covered by
16. the disclosure requirement and to spell out a little bit more the
17. enforcement mechanism. The amendment had...did pass by a favorable
18. vote in the committee, and I would move its adoption now.

19. PRESIDENT:

20. Any further discussion on the amendment? Senator Netsch moves
21. the adoption of Amendment No. 1 to House Bill 1103. All in favor
22. will say Aye. Opposed Nay. The amendment is adopted. Any further
23. amendments?

24. SECRETARY:

25. Amendment No. 2 offered by Senator Nudelman.

26. PRESIDENT:

27. Senator Nudelman.

28. SENATOR NETSCH:

29. I wonder if I could ask Senator Nudelman to hold that amendment.
30. I had told Senator Berning that any substantive amendments we would
31. try to hold until I brought it back to 2nd reading because there are
32. several that have not...that people have not had a chance to get in
33. yet. So, the...the idea was to put on only the committee amendment,

46103
2nd reading
6-19-75

1 move it to 3rd, and I will bring it back later.
2 PRESIDENT:
3 Senator Nudelman.
4 SENATOR NETSCH:
5 But I...I pledge that I will do that.
6 PRESIDENT:
7 Senator Nudelman. Senator Nudelman, are you withdrawing the
8 moment...the amendment for this moment?
9 SENATOR NUDELMAN:
10 With the explicit understanding that the bill will be...brought
11 back to 2nd. I'll hold my amendment, sure, until they're all ready.
12 PRESIDENT:
13 Fine. Any further amendments? 3rd reading. Senator Egan, for
14 what purpose do you arise?
15 SENATOR EGAN:
16 I also have an amendment, Mr. President, and I would like the
17 same understanding with my amendment.
18 PRESIDENT:
19 Senator Carroll, what purpose do you arise?
20 SENATOR CARROLL:
21 The Secretary should have two amendments from me on his desk
22 on 1103 that have been on file for quite some time, and although I
23 don't understand the procedure Senator Netsch is trying to establish,
24 I would agree to offer them at another time.
25 PRESIDENT:
26 You will...you will abide the procedure with the understanding
27 that she has promised Senator...Senator Berning that only his amend-
28 ment would be offered at this time, and she agrees to bring the bill
29 back to...to 2nd reading tomorrow for any other amendments. Is that
30 correct, Senator Netsch?
31 SENATOR NETSCH:
32 Mr. President, the idea was simply to save the legislative day
33 to get it on to 3rd. I know that Senator Berning has an amendment.

H.B. 1103
Amended
6-18-75

1 I was aware that Senator Carroll had amendments. The others I did
2 not know about, but I explicitly agree that it will be brought back,
3 not necessarily tomorrow, but it will be brought, and I pledge...

4 PRESIDENT:

5 Well, maybe I don't understand something, Senator. Senator...
6 Senator, maybe I don't understand something. I want to make sure I
7 do. Did Senator Berning have an amendment to offer today?

8 SENATOR NETSCH:

9 I don't think he...I don't know whether he wants to offer it
10 today, but...

11 PRESIDENT:

12 Did he have an amendment to offer?

13 SENATOR NETSCH:

14 He has an...he's told me that he has an amendment. That is
15 correct, and when I talked...

16 PRESIDENT:

17 It's difficult to get a yes or no answer. Does he have an
18 amendment that he wants to offer today?

19 SENATOR NETSCH:

20 He has an amendment, but he does not insist on offering it today.

21 PRESIDENT:

22 The answer is no.

23 SENATOR NETSCH:

24 I think that's correct.

25 PRESIDENT:

26 Senator Rock. Senator Rock.

27 SENATOR ROCK:

28 Can we move this with the understanding that it be brought back?

29 PRESIDENT:

30 Senator Chew.

31 SENATOR CHEW:

32 Am I to understand that the bill has just been amended by the
33 sponsor...by the committee?

H.B. 1103
2nd reading
1-12-75

1 PRESIDENT:

2 It was a committee amendment which was adopted.

3 SENATOR CHEW:

4 But it is...it is on 2nd reading now, right?

5 PRESIDENT:

6 It's on 2nd reading now. The...

7 SENATOR CHEW:

8 Now, what seems to be the hang-up as to why this bill can't be
9 amended now and just save time instead of taking it to 3rd and then
10 bringing it back. I...I don't think that is really fair if the
11 sponsor doesn't want the amendments, I mean, she can vote against
12 them, but this is the time that you amend bills and amendments that
13 are ready ought to be tested to go on or off.

14 PRESIDENT:

15 Perhaps you did not understand the sponsor's explanation, Senator.
16 She said...she said that she had promised Senator...Senator Berning
17 that she would move the bill and bring it back for his amendment which
18 apparently is not ready or which he apparently he does not desire
19 to move today. In addition to that amendment, there were three other
20 Senators who had amendments. She has asked those three Senators if
21 they would hold their amendments, and they have all acceded to her
22 request.

23 SENATOR CHEW:

24 Well, Mr. President, insomuch as Senator Berning's amendment is
25 not ready, why can't she accept the amendments that are ready and...
26 and then move it to 3rd if so desired instead of waiting to get a...a
27 number of amendments at one time? We just put a committee...accepted
28 a committee amendment, and I think something is going on that...that
29 isn't fair. We...we've got some amendments that we've had ready for three
30 weeks, and if Berning doesn't have his ready, I don't see why we can't
31 attempt to put our amendments on the bill.

32 PRESIDENT:

33 Well, Senator...Senator...

HB 1162
S. 19-75

1 SENATOR CHEW:

2 Whether she's bringing it back or not, that's not the question.

3 PRESIDENT:

4 Senator, the three sponsors of the amendment have acceded to
5 her request.

6 SENATOR CHEW:

7 I wish you'd poll them again.

8
9

10 (Continued on the next page)

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HB 703
2/2/71
1/2/71

1 PRESIDENT:

2 Any further amendments today? 3rd reading. The lady gave us
3 the holy pledge that she would bring it back. Senator Moore is
4 recognized.

5 SENATOR MOORE:

6 Yes, I believe there is a Message on the Secretary's Desk.

7 PRESIDENT:

8 Message with reference to Senate Bill, what? 71?

9 SENATOR MOORE:

10 71, yes, Mr. President.

11 PRESIDENT:

12 Yes, you indicated to me you wanted to call it. Read the Message.

13 SECRETARY:

14 To the Honorable Members of the Senate, 79th General Assembly.
15 Pursuant to Article IV, Section 9(e) of the 1970 Constitution of the State
16 of Illinois, I return Senate Bill 71 entitled, "An Act to amend Section
17 10, 12-2 and 13.2 of 'An Act in relation to State finance', approved
18 June 10, 1919, as amended", with my specific recommendations for
19 change. Signed, Governor Daniel Walker.

20 PRESIDENT:

21 For what purpose does...Senator Moore.

22 SENATOR MOORE:

23 Well, Mr. President, for the benefit of the members of the
24 Body, Senate Bill 71 was a bill introduced by Senator Saperstein that
25 I subsequently took over that amends the State Finance Act to permit
26 the State Board of Education and the State Board of Elections to
27 approve expenditure vouchers, promulgate travel regulations and trans-
28 fer of funds within the line items of its administrative budget.
29 What the Governor has seen fit to do is to...with his Amendatory
30 Veto, is to remove the State Board of Elections from the purview of
31 this bill. In my opinion, this is another attempt on the part of
32 the Chief Executive of this State to take over the election machinery,
33 or at least to keep control of it. We have expressed ourselves many
34 times in the past that we want the State Board of Elections to be a

1. totally independent agency, not subservient to any branch of govern-
2. ment, and at this time, Mr. President, I would move that Senate Bill
3. 71 Do Pass the Amendatory Veto of the Governor notwithstanding.

4. PRESIDENT:

5. For what purpose does Senator Rock arise?

6. SENATOR ROCK:

7. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
8. On a point of parliamentary inquiry.

9. PRESIDENT:

10. State your point.

11. SENATOR ROCK:

12. I would ask of the Chair, Mr. President, the date that the bill
13. was presented to the Governor.

14. PRESIDENT:

15. The Secretary will give us that information. When was the bill
16. presented to the Governor?

17. SECRETARY:

18. The bill was presented to the Governor on April the 12th at
19. 1:45 p.m. It was receipted, therefore.

20. PRESIDENT:

21. Is that 1975?

22. SECRETARY:

23. 1975.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Thank you, Mr. President. I would then inquire of the Chair
28. whether Senate Bill 71 was returned with the Amendatory Veto within
29. sixty calendar days after it was presented to the Governor.

30. PRESIDENT:

31. The Secretary will give us the answer to when the bill was
32. returned to the Senate.

33. SECRETARY:

1. The bill was returned on the sixty-first day at...between eleven
2. and twelve o'clock a.m.

3. PRESIDENT:

4. What date please?

5. SECRETARY:

6. On June the 12th, 1975, between eleven and twelve o'clock a.m.

7. PRESIDENT:

8. Senator Rock.

9. SENATOR ROCK:

10. My...my inquiry then, Mr. President, and I would seek a ruling
11. of the Chair, that under Article IV of the State Constitution, Section
12. 9, Subsection B, which reads - if the Governor does not approve the
13. bill, he shall Veto it by returning it with his objections to the
14. House in which it originated. Any bill not so returned by the Governor
15. within sixty calendar days after it is presented to him shall become
16. law. I seek a ruling of the Chair as to that provision.

17. PRESIDENT:

18. I've been very concerned about this matter. And we've made
19. inquiry in some other places, and we find that the Governor's Office
20. mistakenly returned this bill to the Secretary of State's Office on
21. the sixtieth day. The bill arrived at the Senate on the sixty-first
22. day. And based on those facts, the Chair has no choice but to rule
23. that a reading of Article IV, Section 9-B compels us to rule that the
24. bill became law without the Governor's signature on June 11th, since
25. the Amendatory Veto was not returned to the Senate within a sixty day
26. period. June 11th, 1975. Senator Rock.

27. SENATOR ROCK:

28. Well, I then take it that Senator Moore's motion is unnecessary,
29. and the...the matter is, in fact, not before us. Is that correct?

30. PRESIDENT:

31. On the basis of the factual matter, it would be out of order.
32. Senator Bruce.

33. SENATOR BRUCE:

1 Yes, Mr. President, was the Senate open for business on the
2 sixtieth day?

3 PRESIDENT:

4 It was, in fact.

5 SENATOR BRUCE:

6 What...what day was that of the week. I mean I was just curious
7 so that...June the...June the 11th?

8 PRESIDENT:

9 It was June the 11th.

10 SENATOR BRUCE:

11 Fine, thank you, Mr. President.

12 PRESIDENT:

13 Yeah, I'm...I'm happy you asked that, Senator, because it clears
14 the record because that was a question that came to my mind. It
15 doesn't bring any happiness or joy to approach a ruling on this basis,
16 but I do have an obligation to follow the Constitution, and that's
17 the basis of the ruling. For what purpose does Senator Nudelman
18 arise?

19 SENATOR NUDELMAN:

20 If it's appropriate, Mr. President, on another matter of business.

21 PRESIDENT:

22 Senator Nudelman.

23 SENATOR NUDELMAN:

24 Among those items on this morning's agreed bill list was...
25 House Bill 1147. There was a mistake about the number of votes
26 against it on the preliminary vote. It was initially thought there
27 were twelve, while in fact, there were eleven. That fact was read
28 into the record this morning that there were only eleven opposing
29 votes. The bill was called. The bill was read, and I do not find it
30 in this printout of the bills we passed this morning, and I would
31 inquire of the Chair if this is an official record or how that happened.

32 PRESIDENT:

33 The Secretary informs me that the bill was validly passed, that

1 the Secretary's Office contains the information that it was validly
2 passed, but because of that snafu, it did not get on this list prior
3 to the time it was printed.

4 SENATOR NUDELMAN:

5 Thank you very much, Mr. President.

6 PRESIDENT:

7 Senator...Senator Harris and then you, Senator Wooten.

8 SENATOR HARRIS:

9 Well, I just rise on a point of personal privilege. I wanted
10 to recall to Senator Bruce's recollection, that June the 11th was
11 IEA Lobby Day, and I would suggest that on that particular day, we
12 certainly were in...doing business and most of us talking to consti-
13 tuents. I just wanted to recall that very vivid memory, as far as
14 I'm concerned, that we were here doing business that day.

15 PRESIDENT:

16 Senator Bruce.

17 SENATOR BRUCE:

18 Senator Harris, in case anyone misunderstood, the purpose that
19 I asked that question is if it had been delivered and we were not in
20 Session, it would have been validly delivered, and June 11th does
21 ring a bell, and let me tell you I'm happy it rings a bell in your
22 mind more than in mine.

23 PRESIDENT:

24 Senator Soper.

25 SENATOR SOPER:

26 Well, Senator Bruce, if you don't remember, that was the day
27 your brother sat next to you in your chair.

28 PRESIDENT:

29 Senator Graham.

30 SENATOR GRAHAM:

31 Mr. President, if we're on the order of light reading, I have
32 a bill I'd like to work on that's on 3rd reading and bring it back
33 to 2nd.

1 PRESIDENT:

2 Just one minute. Senator Wooten, I had...I neglect...neglected.
3 Senator Wooten, then I'll be right back, Senator Graham.

4 SENATOR WOOTEN:

5 Mr. President, as one of those who had a...

6 PRESIDENT:

7 Just a moment. Just a moment. Senator Wooten has a beautiful
8 voice, clearest oratorium tones. Why don't you listen. Senator
9 Wooten.

10 SENATOR WOOTEN:

11 You tempt me to speak in falsetto. As one of those who regis-
12 tered an objection to House Bill 1147, when was it announced, Mr.
13 President, when was it announced? You announced that that bill was,
14 in fact, stricken from the agreed bill list. When then was it
15 announced that it was restored?

16 PRESIDENT:

17 The Chair will...will refer to Senator Nudelman who was conduct-
18 ing the Chair at that point. The Chair was in his office doing some
19 other work. Senator Nudelman.

20 SENATOR NUDELMAN:

21 Thank you, Mr. President. Senator Wooten, during the call of
22 the 3rd reading of the...these specific bills, the question was
23 raised and the...and the recounting of the...opposition votes was
24 made. It was discovered that there was a duplicate in there from
25 Senator Morris. That was removed. That left seven objections. That
26 was read into the record. The bill was read a third time and it was
27 passed in the omnibus.

28 PRESIDENT:

29 Senator Wooten.

30 SENATOR WOOTEN:

31 Thank you.

32 PRESIDENT:

33 Senator Graham is recognized.

1 SENATOR GRAHAM:

2 I'd like leave of the Body to bring House Bill 2560 back from
3 the order of 2nd reading to 2nd...from 3rd to 2nd for the purpose
4 of proposing an amendment.

5 PRESIDENT:

6 Is leave granted? Leave is granted. House Bill 2560 is on
7 2nd reading. Senator Graham.

8 SENATOR GRAHAM:

9 Will a Page, in case there's three or four around...I...while
10 the amendment is being down there...taken down there, I have discussed
11 this with leadership on the other side and with their attorney to
12 explain...explain briefly. 2560 came over here dealing with the
13 establishment of a salary for the Secretary of the State Board of
14 Elections. We did impose...at one time a pretty significant amendment
15 upon this bill. Subsequent to that, we felt we were in a legal en-
16 tanglement and we Tabled that bill. Now, the amendment I'm proposing
17 now as opposed to the original bill states very clearly that the
18 salary of this individual will be established by the State Board of
19 Elections, and I've talked this over with your learned instructor in
20 law, with Senator Netsch, and I move its adoption.

21 PRESIDENT:

22 Senator Bruce. Just a moment now. Just a moment. Now, every-
23 body had a nice dinner. Let's...let's do some business here so we
24 can get out early.

25 SENATOR BRUCE:

26 Yes, Mr. President and...and Senator Graham, I'm not listening
27 as well as I should, and I can't hear as well as I ought to be able
28 to. Have you actually moved to Table the first amendment though I
29 did not hear it?

30 SENATOR GRAHAM:

31 We did that yesterday, Senator Bruce. You weren't listening
32 then either.

33 SENATOR BRUCE:

1 Fine, thank you.

2 PRESIDENT:

3 Love in bloom. You were moving, Senator, the adoption of
4 Amendment No. 2...

5 SENATOR GRAHAM:

6 It would be 2, I believe.

7 PRESIDENT:

8 Amendment No. 2. Amendment No. 1 having been adopted...been
9 Tabled...

10 SENATOR GRAHAM:

11 Has been Tabled.

12 PRESIDENT:

13 This is Amendment No. 2. Set the board right. Oh, it's...the
14 board is stuck. Let the record show we are dealing with Amendment
15 No. 2 to House Bill 2560, and Senator Graham moves the adoption of
16 Amendment No. 2. Is there discussion? All in favor will say Aye.
17 Opposed Nay. The amendment is adopted. Any further amendments? 3rd
18 reading. We're going to House Bills on 3rd reading. The first one
19 belongs to the Chair. Is there leave to return to it later in the
20 evening? Leave is granted. House Bill 2252, Senator Lane. House
21 Bill 2253. House Bill 2259, Senator Vadalabene.

22 SECRETARY:

23 House Bill 2259.

24 (Secretary reads title of bill)

25 3rd reading of the bill.

26 PRESIDENT:

27 Senator Vadalabene.

28 SENATOR VADALABENE:

29 Yes, thank you, Mr. President. Bill...House...House Bill 2259
30 amends the Vehicle Code. This is a bill that is endorsed by the
31 Secretary of State, and if a check is delivered to the Secretary of
32 State or his agent as payment of any fee or tax for the registration
33 of any vehicle and such check is not paid by the bank on which it is

1 drawn, the registrant or person tendering a check remains viable for
2 the payment of said fee or tax. The Secretary of State or his agents
3 shall redeposit said check not more than once. If such check after
4 redepositing remains unpaid by the bank on which it is drawn, the
5 registrant or person tendering the check shall be assessed a service
6 charge of five dollars. If such fee and service charge...and I would
7 appreciate a roll...favorable roll call.

8 PRESIDENT:

9 Any discussion? The question is shall House Bill 2259 pass.
10 Those in favor will vote Aye. Opposed Nay. The voting is open.
11 Have all voted who wish? Take the record. On this question, the
12 Ayes are 47, the Nays are none, with none Voting Present. House Bill
13 2259 having received a constitutional majority is declared passed.
14 House Bill 2260, Senator Egan.

15 SECRETARY:

16 House Bill 2260.

17 (Secretary reads title of bill)

18 3rd reading of the bill.

19 PRESIDENT:

20 Senator Berning.

21 SENATOR BERNING:

22 Mr. President, I ask leave of the Body and consent of the sponsor
23 to bring this bill back to 2nd reading for the purposes of considering
24 an amendment.

25 PRESIDENT:

26 Senator Egan.

27 SENATOR EGAN:

28 Well, Mr. President, Senator Berning, I wouldn't deny you that
29 ...that opportunity because in the spirit of fairness I would do it,
30 but let me say that I'm going...I'm going to oppose your amendment.

31 SENATOR BERNING:

32 I would hope you wouldn't, but that's your prerogative. I was
33 hoping in this instance you would react to reason.

1 PRESIDENT:

2 Senator Egan, what is your pleasure?

3 SENATOR EGAN:

4 I'm...I am going to yield to Senator Berning's request in the
5 spirit of fairness, but I'm going to oppose his amendment.

6 PRESIDENT:

7 Senator Berning. Now, wait a minute. The...Senator Egan, then,
8 is going to move to recall the bill to the order of 2nd reading for
9 the purpose of an offering of an amendment. Is there leave? Leave is
10 granted. Senator Berning.

11 SENATOR BERNING:

12 Thank you, Mr. President. Mr. President, this amendment to
13 House Bill 2260 will serve to allow the change sought without
14 impinging to an unnecessary degree on the stability of the pension
15 fund. At the same time, let me remind the Body that we have passed
16 House Bill 1055 which prescribes an even higher contribution rate
17 for legislators to receive the same kind of credit that this bill
18 provides even with this amendment which we are considering for judges.
19 Very briefly, Mr. President, what this does is provide that the
20 service at the rates of contribution and salary in effect at the time
21 of application for credit shall apply rather than as is now the...

22 PRESIDENT:

23 Senator Berning has the Floor. The Chair would admonish the
24 membership that the order of 2nd reading is the normal place for
25 amendments, and if we're going to have to call every bill back
26 because someone wants to offer an amendment, we're going to be here
27 till Easter. Senator Berning.

28 SENATOR BERNING:

29 Well, Mr. ...Mr. President, let me interpolate. It does me no
30 great pleasure to attempt to offer amendments to pension legislation
31 when the objective is solely to protect our system. I don't do
32 this for Berning's benefit. I am concerned about the pension system.
33 Now, in this instance, in this bill, we are...endeavoring to provide

1 benefits for someone who may make application at the rate of compen-
2 sation in 1964. The amendment would merely provide that if he is
3 going to be granted this benefit, he makes the contribution at the
4 salary in effect at the time he makes the application for credit.
5 That is only fair. We ought not to further jeopardize the pension
6 system by imposing an additional prospective burden at a very, very
7 minimal contribution. I submit the pension systems are already in
8 trouble...

9 PRESIDENT:

10 The Senator will bring his remarks to a conclusion. The time
11 is expired.

12 SENATOR BERNING:

13 Our systems are already in trouble, and I remind you that up to
14 this point, there's been no commitment made for our contributions.
15 We ought not to compound the problems of the pension systems, and I
16 would urge the membership to act favorably on this amendment.

17 PRESIDENT:

18 Senator Netsch.

19 SENATOR NETSCH:

20 Mr. President, my notes from this bill in committee show that
21 it was intended to be amended, and I believe that Senator Berning's
22 amendment which I just glanced at is consistent with the understanding
23 that we had at that time. So, what he is doing is what was agreed
24 when the bill was voted out of the committee.

25 PRESIDENT:

26 I assume that it was agreed it was going to be put on on 2nd
27 reading. Is that correct?

28 SENATOR NETSCH:

29 Well, I assume it was to have been put on at 2nd reading.

30 PRESIDENT:

31 Any further discussion? Senator Knuppel.

32 SENATOR KNUPPEL:

33 Well, we are on 2nd reading now, whether we went to 3rd first

1. or not, I move all my bills to 3rd to save a legislative day. I
2. don't think that's the issue. What I want to know is from Senator
3. Egan whether he agreed to put the amendment on it.

4. PRESIDENT:

5. Any further discussion? Senator Egan.

6. SENATOR EGAN:

7. Well, to answer that very simply, the answer is no, or I would
8. have accepted the agreement. The problem here is that the amendment
9. is not what we had agreed to. And as long as we didn't agree to it,
10. John, I'm not going to insist that we did.

11. PRESIDENT:

12. Senator Berning has moved the adoption of Amendment No. 1 to
13. Senate Bill 2260. All in favor of the amendment will vote Aye.
14. Opposed will vote Nay. The voting is open. Have all voted who wish?
15. Take the record. On this question, the Ayes are 32, the Nays are 19.
16. The amendment is adopted. Any further amendments? 3rd reading.
17. House Bill 2275, Senator Morris. Read the bill.

18. SECRETARY:

19. House Bill 2275.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Morris.

24. SENATOR MORRIS:

25. This is a bill from...that Representative Pierce had in the
26. House. It's a rather simple bill. It was unanimously approved by
27. the Insurance Committee. It pretty much follows what the synopsis
28. says in the Calendar, and I'll answer questions people might have.

29. PRESIDENT:

30. Any further discussion? The question is shall House Bill 2275
31. be passed. All in favor vote Aye. Opposed Nay. The voting is open.
32. Have all voted who wish? Take the record. On this question, the
33. Ayes are 50, the Nays are none, with 3 Voting Present. House Bill

HB 2278
6-19-75
3rd Reading

1 2275 having received a constitutional majority is declared passed.
2 House Bill 2260, Senator Egan. House Bill 2278, Senator Kosinski.
3 Read the bill.

4 SECRETARY:

5 House Bill 2278.

6 (Secretary reads title of bill)

7 3rd reading of the bill.

8 PRESIDENT:

9 Senator Kosinski.

10 SENATOR KOSINSKI:

11 Mr. President and members of the Senate, House Bill 2278 provides
12 for the training of all full-time police officers in the State of
13 Illinois. It recognizes the professional training that is needed for
14 any police officer to operate within the...

15 PRESIDENT:

16 The question is shall House Bill 2278 pass. Those in favor
17 will vote Aye. Opposed Nay. The voting is open. Senator Harris.
18 For what purpose do you arise, Senator?

19 SENATOR HARRIS:

20 Well, I was trying to get your attention before...

21 PRESIDENT:

22 I'm sorry.

23 SENATOR HARRIS:

24 Yeah, and I...you know, I know we are trying to get some work
25 done, and I understand, but I...I just think that, you know, there will
26 be some occasions when there just should not be quite the dispatch
27 with which we move. Now, I appreciate that this matter is now on
28 roll call, but I just...

29 PRESIDENT:

30 I appreciate what you're saying, Senator.

31 SENATOR HARRIS:

32 Okay. Fine.

33 PRESIDENT:

1 The Chair was inundated with request for a roll call. And the
2 sponsor indicated he was ready, so we went. Have all voted who wish?
3 Have all voted who wish? Take the record. On this question, the
4 Ayes are 43, the Nays are 6, with none Voting Present. House Bill
5 2278 having received a constitutional majority is declared passed.
6 For what purpose does Senator Course arise?

7 SENATOR COURSE:

8 Mr. President, somebody stole my key, and I couldn't vote, and
9 I'd like to be recorded as voting Aye.

10 PRESIDENT:

11 Senator, in the Senate there is no such verb. Maybe they...

12 SENATOR COURSE:

13 They just handed it to me, Mr. President.

14 PRESIDENT:

15 Maybe they purloined it. Senator Kosinski.

16 SENATOR KOSINSKI:

17 Just for that, Mr. President, I think we're going to take all
18 police stickers away from Senator Course so they don't have to use
19 them or...anything official.

20 PRESIDENT:

21 House Bill 2283, Senator Morris. Read the bill.

22 SECRETARY:

23 House Bill 2283.

24 (Secretary reads title of bill)

25 3rd reading of the bill.

26 PRESIDENT:

27 Senator Morris.

28 SENATOR MORRIS:

29 This is a bill that was requested by the President of the
30 Illinois Junior College Board that's from Representative Beaupre.
31 Last Session, the Legislature authorized the placement of student
32 members on the various governing boards, the Board of Governors, the
33 Junior College Board, etc. The problem we've run into is many of

1 these students don't have the finances in order to get to the meet-
2 ings that are held in various parts of the State. The students are
3 reimbursed for those finances, but being typical college students,
4 they don't have the front money. This bill would allow the President
5 of the various boards to advance the student the money to get to the
6 meeting and then have to reimburse that student, the student would
7 have to show receipts in order to get credit for the money and turn
8 in what money he didn't use. I'll answer any questions you have.

9 PRESIDENT:

10 Any further discussion? The question is shall House Bill 2283
11 pass. Senator...Senator Morris.

12 SENATOR MORRIS:

13 I'd like to take it from the record.

14 PRESIDENT:

15 Take it from the record.

16 SENATOR MORRIS:

17 That was at the request of Senator Chew.

18 PRESIDENT:

19 No guts, no glory. House Bill 2287, Senator Schaffer.

20 SECRETARY:

21 House Bill 2287.

22 (Secretary reads title of bill)

23 3rd reading of the bill.

24 PRESIDENT:

25 Senator Schaffer.

26 SENATOR SCHAFFER:

27 This bill as amended doesn't have anything to do with blue
28 lights, by the way. We discover that the definition or the Depart-
29 ment of Transportation discovered that their definition of rescue
30 squad vehicle did not cover the rescue squad vehicles that the rescue
31 squads have to carry their equipment, such as these gadgets they've
32 got to bend wrecks apart, ropes for...

33 PRESIDENT:

1. Just...just one minute, Senator. Senator Schaffer is one of the
2. most orderly members of this Body. Give him your attention. Senator
3. Schaffer. Senator Roe.

4. SENATOR ROE:

5. Mr. President, I feel called upon to point out to the Body,
6. since I'm the only one in a position to see after your remarks, that
7. Senator Schaffer has no shoes on at the present time even though he
8. may be very orderly, he's a little disorderly at the present time.

9. PRESIDENT:

10. Tattletale. Any further discussion? Any further discussion?

11. SENATOR SCHAFFER:

12. Well, it's a good bill. I'd appreciate a favorable roll call.

13. PRESIDENT:

14. The question is shall...shall House Bill 2287 pass. Those in
15. favor vote Aye. Opposed Nay. The voting is open. Have all voted
16. who wish? Take the record. On this question, the Ayes are 51, the
17. Nays are 1, with none Voting Present. House Bill 2287 having received
18. a constitutional majority is declared passed. For what purpose does
19. Senator Romano arise?

20. SENATOR ROMANO:

21. Mr. President, when you called 2283, Senator Morris made an
22. error. He was explaining a different bill. He'd like you to go
23. back to that now.

24. PRESIDENT:

25. House Bill 2283, Senator Gutsy Morris.

26. SENATOR MORRIS:

27. Thank you, Mr. President. Senator Romano is right. I was
28. reading from the wrong folder and I was very confused. This is the
29. bill to reimburse those students their funds, but I had gotten
30. slightly confused. I'll answer questions. I'd appreciate a favorable
31. roll call.

32. PRESIDENT:

33. The question is shall House Bill...read the bill. Read the bill.

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1 SECRETARY:

2 House Bill 2283.

3 (Secretary reads title of bill)

4 3rd reading of the bill.

5 PRESIDENT:

6 Senator Soper.

7 SENATOR SOPER:

8 Well, I never thought I'd live the day to see that Senator Morris
9 say that he was confused or he lost...lost his folder or he lost
10 anything else, but I'll agree that he is confused.

11 PRESIDENT:

12 The question is will...shall House Bill 2283 pass. Those in
13 favor will vote Aye. Opposed Nay. The voting is open. Have all
14 voted who wish? Take the record. On this question, the Ayes are 42,
15 the Nays are 13, with none Voting Present. House Bill 2283 having
16 received a constitutional majority is declared passed. House Bill
17 2290, Senator Glass.

18 SECRETARY:

19 House Bill 2290.

20 (Secretary reads title of bill)

21 3rd reading of the bill.

22 PRESIDENT:

23 Senator Glass.

24 SENATOR GLASS:

25 Thank you, Mr. President and members of the Senate. House Bill
26 2290 provides that if a public official, an elective officer of
27 local government or the State of Illinois is convicted of an infamous
28 crime that his compensation will cease, and if on appeal, his con-
29 viction is reversed, then his benefits including compensation will be
30 restored to him. This bill actually implements a section of the
31 Constitution, Article XIII, Section 1, that states a person convicted
32 of a felony and...and other infamous crimes shall be ineligible to
33 hold an office created by the Constitution. Eligibility may be

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1 restored as provided by law, and the bill does provide that upon
2 reversal compensation is restored and the...the other pension benefits
3 are restored. I'll be happy to answer any questions. Would urge a
4 favorable roll call.

5 PRESIDENT:

6 Any further discussion? The question is shall House Bill 2290
7 pass. Those in favor will vote Aye. Opposed Nay. The voting is
8 open. Have all voted who wish? Take the record. On this question,
9 the Ayes are 49, the Nays are 2, with 1 Voting Present. House Bill
10 2290 having received a constitutional majority is declared passed.
11 House Bill 2296, Senator Nudelman.

12 SECRETARY:

13 House Bill 2296.
14 (Secretary reads title of bill)
15 3rd reading of the bill.

16 PRESIDENT:

17 Senator Nudelman.

18 SENATOR NUDELMAN:

19 Thank you, Mr. President. This bill is a simple bill which
20 authorizes the Superintendent of Education to provide standards and
21 supervise a bilingual adult vocational and educational program in
22 school districts having a substantial Latin-speaking or Spanish-speak-
23 ing population. (Spanish sentence)...

24 PRESIDENT:

25 Si. Senator Knuppel. Senator Knuppel is recognized.

26 SENATOR KNUPPEL:

27 This kind of bill makes a lot more sense to me when you're
28 dealing with adults in...in establishing the bilingual schools where
29 we want the young people to learn our language. I can support this.

30 PRESIDENT:

31 Any further discussion? The question...Senator Graham.

32 SENATOR GRAHAM:

33 I'd like to ask the sponsor one question.

1. PRESIDENT:
2. He indicates he'll yield.
3. SENATOR GRAHAM:
4. What's the cost of this, Senator?
5. PRESIDENT:
6. Senator Nudelman.
7. SENATOR NUDELMAN:
8. Zero, there's funds available. It's from money already appro-
9. priated.
10. SENATOR GRAHAM:
11. You mean, free, we get a freebie?
12. SENATOR NUDELMAN:
13. Freebie from future taxes. This is old tax money. Like every-
14. body always tells me, it's Federal money. Well, you know what that
15. means.
16. PRESIDENT:
17. The question is shall House Bill 2296 pass. Those in favor
18. will vote Aye. Opposed Nay. The voting is open. Have all voted
19. who wish? Take the record. On this question, the Ayes are 50, the
20. Nays are 4, with 2 Voting Present. House Bill 2296 having received
21. a constitutional majority is declared passed. For what purpose does
22. Senator Latherow arise?
23. SENATOR LATHEROW:
24. A point of personal privilege, Mr. President.
25. PRESIDENT:
26. State your point.
27. SENATOR LATHEROW:
28. I just would like to tell the membership that I would like to
29. tell you that the person sitting on my left is my legislative aide,
30. but I'm going to...must tell you that it's Senator Bloom's wife.
31. I'd like for her to be recognized by you gentlemen.
32. PRESIDENT:
33. House Bill 2312, Senator Dougherty.

1 SECRETARY:

2 House Bill 2312.

3 (Secretary reads title of bill)

4 3rd reading of the bill.

5 PRESIDENT:

6 Senator Dougherty.

7 SENATOR DOUGHERTY:

8 2312 or Senate Bill...or House Bill 2312 merely adds a sever-
9 ability clause to the Act creating the Chicago Park District.

10 PRESIDENT:

11 Any further discussion? The question is has...shall House
12 Bill 2312 pass. Those in favor vote Aye. Those opposed vote Nay.
13 The voting is open. Have all voted who wish? Take the record.
14 On this question, the Ayes are 55, the Nays are none. House Bill...
15 and with none Voting Present. House Bill 2312 having received a
16 constitutional majority is declared passed. House Bill 2313, Senator
17 Carroll.

18 SECRETARY:

19 House Bill 2313.

20 (Secretary reads title of bill)

21 3rd reading of the bill.

22 PRESIDENT:

23 Senator Carroll.

24 SENATOR CARROLL:

25 Thank you, Mr. President. House Bill 2313 does not actually
26 do what it shows on the Calendar to do that it had been amended out
27 in the House a long time ago and really should have been corrected.
28 It does not affect the one-twelfth share in any way, but what it
29 does do is allow for counties to use the latest census in determining
30 the population in the unincorporated areas and in determining the
31 ...population of the cities and villages within that county for
32 purposes of distribution of the fund. I would ask for a favorable
33 rail...roll call.

1 PRESIDENT:

2 Any further discussion? The question is shall House Bill 2313
3 pass. Those in favor will vote Aye. Opposed will vote...Nay. The
4 voting is open. Have all voted who wish to vote? Take the record.
5 On that question, the Ayes are 57, the Nays are none, with none Voting
6 Present. House Bill 2313 having received a constitutional majority
7 is declared passed. House Bill 2318, Senator Lemke.

8 SECRETARY:

9 House Bill 2318.

10 (Secretary reads title of bill)

11 3rd reading of the bill.

12 PRESIDENT:

13 Senator Lemke.

14 SENATOR LEMKE:

15 I think Senator Knuppel...Senator Nimrod wants to...wants to
16 offer amendment which I am opposed to, but he wants to...we can bring
17 it back to 2nd. I think it's fruitless.

18 PRESIDENT:

19 Senator Harris, for what purpose do you arise?

20 SENATOR HARRIS:

21 Well, I...I hope that Senator Lemke will accede to the request
22 to recall it. I think it is a somewhat important amendment.

23 SENATOR LEMKE:

24 I...I...we can bring it back to 2nd.

25 PRESIDENT:

26 Senator Lemke moves to...Senator Lemke seeks leave to bring
27 ...House Bill 2318 from the order of 3rd reading back to the order
28 of 2nd reading for the purpose of amendment. Is there leave? Leave
29 is granted. Senator Nimrod is recognized for an amendment.

30 SENATOR NIMROD:

31 Yes, thank you, Mr. President and fellow Senators and thank you
32 Senator Lemke. I know we discussed this issue in Revenue Committee,
33 and it's one I think we ought to all be concerned with because it

1 does concern our constituents. What this amendment attempts to do
2 is to allow to continue the practice of allowing taxpayers to be
3 able to pay their taxes by check. Now, the present law does not...
4 is silent on this particular issue, however, by getting involved with
5 this bill, we find that we are defining what means can be used to
6 pay such as going to a currency exchange or going to a bank and getting
7 a cashiers check or a money order. Now, I think there are hundreds
8 and thousands of taxpayers who are going to be inconvenienced by this
9 means and are going to be denied their opportunity to go pay. Now,
10 the amendment which I'm offering is to add the word...it...it
11 specifies here that you may pay by draft or money order, but the
12 amendment adds the form of check. However, the amendment also states
13 that the check...the payment of that bill will not be effective if
14 there's no money in the bank. If it's a bad check, the...the bill
15 will not...will be considered paid. I do know that this would cause
16 some administrative costs. I do know that there would be some pro-
17 blems, but there comes a time when we are in business here to provide
18 service, not inconvenience, and I want to tell you, we might save a
19 couple of hundred thousand dollars for the county or for the different
20 ...counties because of bad checks and processing, but we're going to
21 cause a...couple of hundred thousand dollars be paid out to the
22 currency exchanges and to the banks. And I would rather see that the
23 taxpayer not have to go out and be inconvenienced to pay that when
24 he's paying his taxes, than he would have to be to go ahead and go to
25 the...and have the county lose that money as administrative money.
26 It's...it's a problem. We should address this situation, and I would
27 ask for a favorable consideration of this amendment.

28 PRESIDENT:

29 Senator Carroll.

30 SENATOR CARROLL:

31 Thank you, Mr. President. I rise to oppose the amendment, and
32 while Senator Nimrod has attempted to find a method by which to solve
33 the dilemma, I think this approach still fails to solve the problem.

1 The reason being that while he has said that the check is only pay-
2 ment if there are sufficient funds for payment, that's always been
3 the law, both statutory and case law. So, that has affected nothing
4 that is not already existing law. The problem is, and I've spoken to
5 at least our county treasurer about it, is that many people come in
6 last minute with a check to pay their taxes, and that takes it off of
7 any potential delinquency roll. When the treasurer then processes
8 that check, it comes back NSF or no account or some other type desig-
9 nation to show that the taxes have not, in fact, been paid. They
10 then have to duplicate all their efforts, go back and unpay the taxes,
11 try and establish some type of subsequent delinquency list, put it
12 out on the tax rolls as delinquent, put a clout on title, and then
13 reallocate the funds if it ever is paid. I would suggest to you that
14 if they are issuing a check, they can just as easily go to their own
15 bank and get that check certified at less inconvenience and at less
16 cost to the people than if they come in with a bad check. In Cook
17 alone, there are several million checks brought in the last two days
18 for paying taxes. You multiply that by the other hundred and one
19 county, you have phenomenal numbers of bad checks in todays climate
20 being brought in to pay taxes and they're not payment, and it's just
21 going to be unbearable workload. I think that that light is not
22 really my time, but in any event, I have finished.

23 PRESIDENT:

24 Senator Soper.

25 SENATOR SOPER:

26 Thank you, Mr. President. Now, we're always penalizing the...
27 the people that...that are the decent people. Now, with this...if
28 a person has to go to their bank and get a certified check, and
29 Senator Lemke's the second Bohemian, the second Czech in the Senate,
30 and he understands that this doesn't concern the Bohemians. They
31 pay with cash, but I would say this, few of us have learned how to
32 use a checking account, but we have money in the bank, and we pay our
33 bills, and when we issue a check, we make sure that the check is

1 doubled checked. It's okay when it comes back. I would say this
2 that when you put the onus on a legitimate person with this by saying
3 that because some people pay with bad checks, now, I'll say this, if
4 the check is bad, there's a one percent per month penalty on...on the
5 tax bill. Now, that comes out...that tax bill is not paid, and it's
6 not recorded as paid till that check goes through. Now, it's a
7 little, that's a little bit to concern yourself with when you're con-
8 cerning yourself with decent people. Now, if we're going to protect
9 all the burglars and the bank robbers, the heisters and the molesters
10 and say that decent people have to go and state my money is good, my
11 check is good, and ask them to pay extra money to have a cashiers
12 check or go to...or go to the...the currency exchange and pay a couple
13 of dollars for a currency exchange check, then it's a sad commentary
14 on this Legislature.

15 PRESIDENT:

16 Senator Glass.

17 SENATOR GLASS:

18 Thank you, Mr. President. I find myself amazed that the bill,
19 if this amendment does not pass, would apparently prohibit people
20 from paying their real estate taxes by check even though they might
21 be paying them well in advance of the due date. I don't know
22 how many of...of the people here pay their...their real estate taxes
23 other than by check, but it seems to me, the vast majority of people
24 simply put a check in the mail to pay their Federal Income Tax or
25 State Income Tax or real estate taxes and everything else. And if I
26 understand this correctly, without the amendment, the bill would
27 actually prohibit that, and every citizen in order to pay taxes would
28 have to go down and...and have a check certified. I think it's a
29 tremendous inconvenience, and I would urge the sponsor and everyone
30 else to support this amendment.

31 PRESIDENT:

32 Senator Harris.

33 SENATOR HARRIS:

1 Well, I just want to emphasize the point that Senator Soper
2 made, and that is that time after time after time we construct re-
3 actions to assess the administration of our laws for the people who
4 are causing the trouble. And that constantly redounds to make life
5 more complicated for the people who don't cause trouble. Now, what
6 is the matter that this obviously, sensible amendment can't be
7 accepted? It is just...it's...it just absolutely defies me that this
8 Senate has anyone speaking in opposition to this fairly sensible
9 amendment.

10 PRESIDENT:

11 Senator Harber Hall.

12 SENATOR HALL:

13 Having been a county treasurer or county collector, I would
14 suggest we all support this amendment.

15 PRESIDENT:

16 Senator Graham.

17 SENATOR GRAHAM:

18 Well, Mr. President and members of the Senate, I too, like
19 Senator Harris, just can't fathom this kind of a negative approach
20 to something that is so important to so many. Now, we are not
21 adverse to passing laws down here that creates a tax burden on people.
22 regardless of their physical ability to go to town, get a money order,
23 or whatever, or we can say to them, we're going to boost your taxes
24 twenty percent this year. But by golly in the meantime, maybe even
25 though you've been paying them for fifty years, I don't believe we
26 can trust you anymore. Now, you get your wheelchair going and you
27 get fanny down to the bank and buy a cashiers check because we're
28 going to doublecheck the checkers. I think this amendment just makes
29 sense, and without this bill, shouldn't over...you shouldn't get
30 more than one vote.

31 PRESIDENT:

32 Any further discussion on the amendment? We haven't gotten to
33 the bill yet, on this amendment. Senator Clarke.

1 SENATOR CLARKE:

2 I'd like to ask a question of the sponsor, Senator Carroll.

3 PRESIDENT:

4 Indicates he'll yield.

5 SENATOR CLARKE:

6 He hasn't indicated it yet. Senator Carroll, will you answer a
7 question?

8 PRESIDENT:

9 Carroll is not the sponsor of the amendment.

10 SENATOR CLARKE:

11 Oh, well I'm sorry.

12 PRESIDENT:

13 Senator Nimrod is the sponsor of the amendment.

14 SENATOR CLARKE:

15 No, I want to ask the sponsor...alright.

16 PRESIDENT:

17 Senator Lemke is the sponsor of the bill.

18 SENATOR CLARKE:

19 There was confusion in that Revenue Committee meeting the day we
20 heard this bill. Nobody could hear anything. It was a House committee
21 meeting...House Room. Can I ask the sponsor, though, is it actually
22 the case that because this bill spells out exactly how you pay that
23 therefore personal checks would not be acceptable in any form to pay
24 your property tax? Is that your understanding?

25 PRESIDENT:

26 Senator Lemke.

27 SENATOR LEMKE:

28 Yo, my understanding is with this amendment, you would...you
29 would bind the collector to collect for personal checks, and I'm
30 thinking on the basis that if you accept payment in a personal check
31 and that check is bad, the collector is not going to go foreclosing
32 on the taxes because of the bad check. He's going to...he's accepted
33 a payment, and he's going to have to pursue the collection of the check

1 first before he can foreclose. And there could be a possibility of
2 tying up tax revenue and collecting.

3 SENATOR CLARKE:

4 Let me...let me repeat my question then. If your bill passes
5 without this amendment, was Senator Glass' interpretation right that
6 we would not be able to mail in a personal check to pay our taxes?

7 SENATOR LEMKE:

8 No...you...you would be able to pay it that way as long as it...as
9 long as it's up to the local collector to take your check. Now, if
10 you have the past experience of having a bad personal check, I think
11 he...he don't have to take your personal check.

12 SENATOR CLARKE:

13 That's not...really not the question. I said, if I...I mail in
14 my tax and I use a personal check, and as I understand it, we have
15 checked with the Reference Bureau that if you specify the forms that
16 you have to use to pay, then other forms are not acceptable so a
17 personal check couldn't be used. Without this amendment, I think
18 it's a terrible bill.

19 PRESIDENT:

20 Senator Carroll.

21 SENATOR CARROLL:

22 Let me just explain to all the members that before this bill,
23 you were all paying your taxes illegally for the last hundred years
24 because the law in Illinois was you had to pay in United States gold
25 or silver coin or in legal tender notes which are cash or in national
26 bank notes, county orders, or jury certificates. That was the only
27 way the State or the county was ever allowed to accept your money.
28 They have always taken personal checks. That's why the problem had
29 developed. We had talked to Senator Nimrod about this for some time.
30 The bill was put in to allow them to take the bank checks and the
31 certified checks, and we've been trying to develop a method whereby
32 other than in the last few days personal checks, which can be cleared

1 before the deadline for payment of taxes, can be accepted. It's
2 all we're attempting to do, but checks personal that come in after
3 the deadline or after the time you can clear them is what has been
4 the financial and employment problems of the county. Until today,
5 everybody has been paying them illegally.

6 PRESIDENT:

7 Senator Nudelman.

8 SENATOR NUDELMAN:

9 Thank you, Mr. President. It's a bad bill, and it's a bad
10 amendment. The bill requires certified checks, and I think is as
11 has been previously stated, you could not pay your taxes by check
12 unless it was certified. The amendment says that it must be check,
13 draft or money order for which sufficient funds for payment are on
14 deposit at the time of presentment. That means that the taxpayer who
15 buys a money order guarantees that money order and I don't think
16 that's an obligation that the law recognizes. If it's a bad money
17 order, he ultimately makes it good, but it doesn't make it an offense.
18 I think the bill is unnecessary. The amendment is unnecessary. I
19 would of necessity vote for the amendment and then vote against the
20 bill.

21 PRESIDENT:

22 Any further discussion? Senator Philip.

23 SENATOR PHILIP:

24 Mr. President, I'd just like to make this casual observation.
25 The most interesting thing to me is we pay our Federal Income Tax
26 by personal check. We pay our State Income Tax by personal check.
27 We pay all our credit cards by personal check. You mean to tell me
28 we can't pay our real estate by personal check? I think it's
29 ridiculous, and I think we ought to support this amendment.

30 PRESIDENT:

31 Any further discussion? Senator Lemke.

32 SENATOR LEMKE:

33 To...to save the time of the Senate and since they want to...they

1 want to resist the personal check, I Table the bill.

2 PRESIDENT:

3 Senator Lemke moves to Table the bill. All in favor say Aye.
4 Opposed Nay. House Bill 2318 is Tabled. House Bill 2328, Senator
5 Dougherty. Senator Palmer, for what purpose do you arise?

6 SENATOR PALMER:

7 I have a point of parliamentary...information here.

8 PRESIDENT:

9 Information?

10 SENATOR PALMER:

11 Now, what...what does it stand now? Are we in a position now
12 where tax payments are waived?

13 PRESIDENT:

14 House Bill 2328, Senator Dougherty. Now, let's have some order.
15 Let's have some order. Will the members be in their seats. House
16 Bill 2328, Senator Dougherty.

17 SECRETARY:

18 House Bill 2328.

19 (Secretary reads title of bill)

20 3rd reading of the bill.

21 PRESIDENT:

22 Senator Dougherty.

23 SENATOR DOUGHERTY:

24 Thank you, Mr. President. The bill does...

25 PRESIDENT:

26 Just a minute, Senator. Senator Soper and Senator Nudelman,
27 give Senator Dougherty some courtesy, would you? Thank you.

28 SENATOR DOUGHERTY:

29 Thank you, Mr. President and members of the Senate. House Bill
30 2328 as amended repeals the Chicago Regional Port District Act and
31 all of the assets and liabilities of the Chicago Regional Port
32 District are transferred to the City of Chicago. The amendment also
33 provides for a foreign trade zone which is vitally needed in order to

1 try to build up the economy of the State of Illinois. I ask favor-
2 able...vote on this bill.

3 PRESIDENT:

4 Any further discussion? Senator Merritt.

5 SENATOR MERRITT:

6 Mr. President and members of the Senate, I'm sure there are
7 many here especially who are members of our Illinois Commission for
8 Economic Development are aware of the tremendous efforts we've put
9 forth in the interest of the Chicago Regional Port Districts in the
10 years since it has been formed and since our commission has been in
11 existence, some ten years ago. Now, I don't know whether I actually
12 rise in total opposition to the bill or support. It certainly is an
13 entirely new concept when with one fell swoop of a pen, so to speak.
14 I think the bill is very, very simple. It just states that it
15 transfers all assets and liabilities of the Chicago Regional Port
16 District which was created by an act of this Legislature completely
17 transfers them to the City of Chicago. I'm certain there must be
18 many implications to it that...that I don't understand. I know that
19 over the years we have done a great deal toward improving conditions
20 at that port, in most recent years, in attempting to get the container-
21 ization facilities there that are so badly needed so we can compete
22 with the other Great Lakes ports. But by the same token, we seem to
23 run into constant resistance here in the Legislature to many of those
24 programs, and I personally am going to oppose this. I don't think
25 it is in the best interest of the Chicago ports which are certainly
26 our gateway to the world, if we're to keep our enviable position of
27 being number one export State in the nation in agricultural products
28 and probably second in the nation in export of manufactured goods.
29 I just make this observation. I don't believe it is in the best
30 interest of the port.

31 PRESIDENT:

32 Any further discussion? Senator Netsch.

33 SENATOR NETSCH:

1 Mr. President, I would like to ask the sponsor a question if I
2 might. I...I don't...

3 PRESIDENT:

4 He indicates he'll yield.

5 SENATOR NETSCH:

6 I'm not sure that this is necessarily a bad idea. I'm just
7 stunned at the brevity of this Act. I have seen some previous
8 statutes which have transferred or have done away with one unit of
9 local government, and this is a fairly complicated one and one that's
10 existed for some time, and usually, there have to be very long,
11 complicated provisions which provide for...to make sure that every-
12 thing is covered in terms of...of assets, liabilities, any outstand-
13 ing bonds, any taxing power which I think the port district does not
14 have, but I'm not sure and so forth. And I just wonder, Senator
15 Dougherty, does the...single sentence which is the entire text of
16 the bill, all the assets and liabilities of the Chicago Regional Port
17 District are transferred to the City of Chicago, is that adequate
18 to accomplish this?

19 PRESIDENT:

20 Senator Dougherty.

21 SENATOR DOUGHERTY:

22 Thank you. Yes, Senator Netsch, I've checked with legal authori-
23 ties on that, and I've been informed that this is the proper way in
24 which to do it. Now, I have heard some talk from my good friend,
25 Tom Merritt, with whom I've...worked for a long time on this particular
26 thing, and this does not come as a surprise. This bill has been
27 viable since the 11th day of April. Every communication has been
28 reached that I've had. There's been no opposition to this whatsoever,
29 none whatsoever, and...with a bit of pride in this particular thing,
30 when this bill was created in 1953, it was just merely a...method...
31 of a set up, the operation of the port of Chicago. In 1955 and '57,
32 I implemented in that...this Act and worked very hard and very viable.
33 But in the year for a viable operation, we have in the Chicago Regional

1 Port District property two grain elevators, some transit sheds and
2 small articles of property. The Port District does not operate any-
3 thing. It leases everything out. It's operated by private operators,
4 and taxes are paid on the leaseholds and the use tax. And this...in
5 the years that this port...port has been formed, we have seen the...
6 the regular decline in the business down there, and from going to
7 five hundred vessels, we are down to about, in the seagoing terminology,
8 we're down to about a hundred and twenty bottoms this year. This
9 method is being developed of having to turn over to the Port of
10 Chicago which is a creation of...of the City of Chicago in order to
11 develop greater trade and commerce. There's a need for it. A change
12 in the shipping operations. There's a law and Senator Merritt is
13 well aware of this, that in the recent years, the last fifteen years,
14 the method of handling less than cargo or...or general cargo have
15 changed. They no longer store it in the hold of the ship. They're put
16 in containers, and there is one operation they take the container off
17 and it's placed on the truck and delivered, and this has...been the
18 problem for Chicago because we do not have the facilities. We are
19 attempting to get them, we believe this is a way of getting them,
20 and we're...with...by doing this, we'll avoid a seven mile torturous
21 voyage down the Calumet River where we have many bridges. I want
22 to remind you people of this, the City of Chicago maintains all of
23 the bridges, they operate for the benefit of all shipping on the
24 Chicago River and on the Calumet River. The City of Chicago supplies
25 police and fire protection and...auxiliary services. This
26 is vital if we're going to save the ports of Chicago, this is the
27 way to do it. I'm long familiar with it, as a matter-of-fact, I'm
28 one of the men who established the Department of Business and
29 Economic Development, and we're all aware of it. This, I think, is a
30 very necessary bill and will add to the economic use of the City of
31 Chicago in the State of Illinois.

32 PRESIDENT:

33 Will the members be in their seats.

1 SENATOR DOUGHERTY:

2 This is one of the most important bills down here. We have
3 a department in the City of Chicago, the Cultural and...and Economic
4 Development which already has plans, were in the making, and not
5 one word have I received in opposition to this bill even from the
6 Director of the Chicago Regional Port District, one of whom is a
7 publisher of a newspaper, and not one word have I received from him.
8 And I've made inquiries as early as yesterday morning, and no opposi-
9 tion has developed. I ask favorable consideration of this bill.

10 PRESIDENT:

11 Any further discussion? Senator Harris.

12 SENATOR HARRIS:

13 Well, it's my understanding that the Division of Ports within
14 the City of Chicago that presently operates different port activities
15 is not at all what you would call a money making activity, although
16 I think when we socialize a service like that that we're not necessar-
17 ily committed to profit motive. Obviously, there has been some public
18 policy determination to governmentalize a service like that when any
19 agency of government takes it over. But I know this, I believe the
20 second committee meeting that I attended as a member of the General
21 Assembly was a meeting of the House Executive Committee in January
22 of 1955. The former President Pro Tem of the Senate and then Circuit
23 Judge Walker Butler was the first witness, and my recollection is
24 that the Chicago Regional Port District Act was enacted in 1951, and
25 I believe Judge Butler was the father of that important and very
26 significant piece of legislation. And the first order of business
27 of that committee meeting was to authorize additional bond issuing
28 authority for the district. It's been an outstanding success, and
29 I think it can be characterized as having been well managed. Now,
30 I would suggest that there is, of course, a change in the kind of
31 business activity that is taking place in the Chicago Regional Port
32 District, and that important governmental agency does need some
33 additional help. In establishing our order of priorities, we haven't

1 quite gone all that far in assisting them through the recommendations
2 of the Department of Business and Economic Development which has an
3 interest in those various local units of government, but I do, in
4 fact, seriously question whether this perfunctory and extremely
5 limited transfer of assets in the language contained in this bill
6 is, in fact, a long-run intelligent decision. And I just really have
7 serious misgivings about this bill, and will determine not to support
8 it.

9 PRESIDENT:

10 Any further discussion? Senator Weaver.

11 SENATOR WEAVER:

12 Thank you, Mr. President. Having served on the Economic
13 Development Committee for a few years, we've had a great many discus-
14 sions about the problems in the port district in Chicago. We've
15 addressed ourselves to them. We've tried to figure out ways to buy
16 additional property through the bond route for containerization and
17 etc. And I know what many of the problems are, and I'm not against
18 this bill, but I'm just wondering, Senator Dougherty, whether we turn
19 this over to...to the city, they're going to be able to finance it
20 and expand it without coming back to the General Assembly for future
21 millions of dollars to buy additional land for condemnation or
22 what have you. I'm...I know what the problems are and I'm willing
23 to support you if...if you can justify to us that the city can actually
24 expand this and get done what we all need to be...know needs to be
25 done in that district.

26 PRESIDENT:

27 Senator Dougherty.

28 SENATOR DOUGHERTY:

29 Well, I dislike going into long dissertation. I'm in agreement
30 with what Senator Weaver has said, however, I would like to...to
31 direct the attention to the General Assembly since this is a very
32 important bill, and I have been living with it for many, many years.
33 When the hearings were held in 1958 after...in regards to the

1 implementation of the St. Lawrence Seaway Act, Representative
2 Derwinski of the House now...he was now Representative Derwinski
3 of the 4th District in Congress advocated that this be done at a
4 public meeting held in the city...in the State of Illinois Building
5 at that...at that particular time, former Senator John Donovan,
6 and former Representative John Donovan, if you will, were also present.
7 And I also, believe you remember Senator...Representative Hach-
8 meister. He alone advocated it. He and I went to see the Mayor of
9 Chicago along about that time, and he said that he felt that let's
10 try the operation out. He said I do believe we need a connection
11 between the two ports, two port operations, but I am not going to
12 interfere in any operations as long as it's successful. It is not
13 as successful as it has been due to reasons beyond their control.
14 But we believe now, you will recall, that two Sessions ago or two
15 years ago, I went to the Governor with...accompanied by Representative
16 Maragos and Representative Collins of my district, and we attempted
17 to get a six million dollar bond issue on the capital development
18 bond in order to acquire this property. The Governor cut it to six
19 million dollars. At that time, we accepted the cut on the proposi-
20 tion that we could do half of the job and then at a later date do
21 the rest of it. Then he cut it another half million dollars making
22 it absolutely unfeasible. We feel that the City of Chicago takes
23 it over, we can by the power of condemnation, there is only one piece
24 of property involved about two thousand and three thousand feet of
25 ...of frontage on the Calumet River. The site is there, and I will
26 tell you, Gentlemen, that I am one of the founders of this thing
27 that includes the Department of Business and Economic Development with
28 former Senator Gottschalk and at that time we advocated. But due to
29 conflict of interest between the property owners and the real estate
30 people who owned the property at that time, it could not be done.
31 This property, which is prime for port purposes, it is needed and
32 will contribute to the development of the economic development of
33 the City of Chicago in the State of Illinois, and it's going to

1 result in greater employment. This is an excellent bill. There is
2 not one dime of taxes involved in it, not one dime. I would like a
3 favorable roll call.

4 PRESIDENT:

5 Senator Johns. Had you finished, Senator Weaver? I'm sorry.
6 Thank you. Senator Johns.

7 SENATOR JOHNS:

8 Mr. President and members of the Senate the Economic Develop-
9 ment Commission traveled all the ports of the Great Lakes. I was
10 a member of that venture, and I must tell you that I was dismayed
11 to hear from all the port captains and executive directors that the
12 great city, the port of Chicago, was losing trade and traffic, and
13 that the reason was, and if for some reason everybody hesitates to
14 say it, but perhaps labor. Now, I'm from the far part of Southern
15 Illinois, but I have a deep interest and a great pride in this State,
16 and I'm dismayed that this great port which could enable this State
17 to be a greater exporter of goods, than it is, is not functioning as
18 it should. And that trade and ships are taking their berths in other
19 ports around the Great Lakes. And I'd like to ask Senator Dougherty,
20 what do you value this port? Now, you know that it has its assets
21 and its liabilities. What do you value it for the City of Chicago?
22 What are its values? What are its assets? I want to know the
23 bottom line figure that the City of Chicago is going to obtain.

24 PRESIDENT:

25 Senator Dougherty.

26 SENATOR DOUGHERTY:

27 Let me...we'll take the Chicago Regional Port District in the
28 first instance. They had a twenty-two million, four hundred and
29 fifty thousand dollar bond issue that was approved without...by the
30 port district which is in the creation of this Act. These bonds are
31 financed solely from revenue and their...their...according to the
32 port. I would say their value of this point of time is not a great
33 deal more for the recent decline in business. This debt has been

1 reduced to about seventeen...about fifteen million dollars, give or
2 take a dollar...a million dollars or two. There's ample funds in
3 there to provide for the amortization of the funds at this time.
4 The revenue is about one million, six hundred thousand dollars, and
5 the costs run about a million, maybe about six hundred thousand
6 dollars for operations, and so forth. They're in the...in the black.
7 They are not broke. The City of Chicago a number of years ago in
8 order to attract cargo vessels and, see there's one difference, there's
9 bottomry cargo which is used at the Lake Calumet Harbor which pro-
10 vides balance for ships, and then we take them to the Navy Pier and
11 lessen cargo...lessen cargo lots, if you will, general...general
12 cargoes are loaded there. There are...are enough room in the
13 Navy Pier to handle about five vessels in...in operations and
14 there's enough room to park six or seven other vessels in there. The
15 assets of Navy Pier are...just the port facilities that's all I'm
16 referring to are worth about, as I last recall, about six million
17 dollars and all of this that is going to be converted in this, is tax
18 supported. And I might tell you this, Gentlemen, that for every...
19 every ton of cargo that comes into the port of Chicago...the return
20 is about twenty dollars per ton to the citizens of the whole. Plus
21 the fact that this port, the...the Chicago Regional Port District
22 has any amount of barge traffic, any amount. As a matter-of-fact,
23 I don't know whether people know it or not, but some twenty-eight
24 million tons of cargo move up and down the Calumet River and goes
25 into all of our shipping interests. This is a viable port. This is
26 something that brings millions of dollars in there, and it's been
27 operated for years by the City of Chicago and the taking over of the
28 facilities of the port district are going to add to the income
29 potential. This has been studied by Professor Maier, Professor Drane,
30 who advocate this a long time ago, but in order to...to keep the
31 port district a more viable operation, I opposed a five million dollar
32 bond issue. It was offered by the former Ray Dickerson and he agreed
33 with me at that point in time. He said let's give it a run. Now,

this...the time for the run has come.

SENATOR JOHNS:

1 Well, Mr. President...

2 PRESIDENT:

3 Senator Johns.

4 SENATOR JOHNS:

5 I still...I want to know what the bottom line figure...if you
6 were able to purchase it with all the money available, what, Senator
7 Dougherty, I know you to be an honest man. Now, give me a bottom
8 line figure. How many millions of dollars is it worth, assets vs.
9 liabilities? And did you say twenty million?

10 SENATOR DOUGHERTY:

11 I would say a little less than that, Sir.

12 SENATOR JOHNS:

13 Alright, now...

14 SENATOR DOUGHERTY:

15 For the reason in the loss of shipping potential.

16 SENATOR JOHNS:

17 Now...now, based on what I have come to realize, the expertise
18 of the great City of Chicago in environmental control, the purifica-
19 tion of the lake and other things that I have seen them come to the
20 forefront throughout this nation and become model people in those
21 fields, I'm going to support this.

22 SENATOR DOUGHERTY:

23 Thank you.

24 SENATOR JOHNS:

25 Just wanted to tell you that.

26 SENATOR DOUGHERTY:

27 Thank you. Thank you very much.

28 PRESIDENT:

29 Any further discussion? Senator Fawell.

30 SENATOR FAWELL:

31 Senator...Dougherty, the...the district here is an entity. Is
32 ...is the district coterminous with the City of Chicago?

33 PRESIDENT:

Senator Dougherty.

SENATOR DOUGHERTY:

1 At one time, we envisioned and which I have fought, Mr. ...or
2 Senator Fawell. They wanted to bring in all of DuPage County for
3 a possible and potential tax factor. And I opposed it.

4 PRESIDENT:

5 Any further discussion? Senator Fawell.

6 SENATOR FAWELL:

7 Well, yeah. I'd like to get it clarify this because as I look
8 in the statutes, it...it defines the Chicago Regional Port District
9 as embracing all of the townships numbered thirty-six and thirty-
10 seven in United States government survey situated in Cook County,
11 Illinois, and Section 14 in Township 37, Range 11 of said govern-
12 ment survey situated in DuPage County, Illinois. Now, I must con-
13 fess, I'm not real familiar with the...with the Chicago Regional
14 Port District. I'm now even aware...I...I gather they have G O bonds
15 and they levy taxes of some sort, but apparently, ...at least,
16 it leads me to believe here that DuPage County is in the regional...
17 Chicago Regional Port District.

18 PRESIDENT:

19 Senator Dougherty.

20 SENATOR FAWELL:

21 A portion of DuPage County.

22 SENATOR DOUGHERTY:

23 Well, let me keep you better informed on that. That's tying
24 the port district...but it was inclined to keep that in there for the
25 reason that we might have some advalorem taxes. That's right, and that's
26 why it was taken out. There are no taxes to the Chicago Regional Port
27 District, not one dime of real estate taxes except that which is
28 paid by lease holders, not one dime.

29 SENATOR FAWELL:

30 Were there...were there G O bonds that were retired by taxes?

31 SENATOR DOUGHERTY:

32 No, they are revenue taxes right now. They're revenue bills...
33 bonds. There is no G O bonds involved.

34 SENATOR FAWELL:

35 Well...

1 PRESIDENT:

2 Senator Graham...Senator Fawell.

3 SENATOR FAWELL:

4 Mr. President, this does seem to me to be a major piece of
5 legislation. I...I'm sorry that I'm not better informed, but I
6 could understand if...if the boundary line for the district were
7 coterminous with the city that one could say that well that the...
8 the people who are the owners of the some twenty million dollars
9 in assets here are one in the same and nobody is losing anything,
10 but when you have a district according to the statute here that
11 spills over into portions of Cook County which are not in the City
12 of Chicago and...and spills over even into DuPage County, it doesn't
13 seem to me right that we, in the Legislature, can simply take those
14 assets that belong to the taxpayers of that district, really, whether
15 or not there's an advalorem tax or not, it belongs to the people
16 and simply give it to the City of Chicago. I don't think that's
17 fair to the people, and I question even as has really been pointed
18 out, this is a port district, and Lake Michigan belongs to all the
19 people of the country and...and the State. I...I would question very
20 much whether or not we, in the Legislature, have a right to do this.
21 This had a committee hearing, I assume, the bill. Well...

22 PRESIDENT:

23 Any further discussion? Senator Nudelman.

24 SENATOR NUDELMAN:

25 Move the previous question, Mr. President.

26 PRESIDENT:

27 Senator Nudelman has moved the previous question. All in favor
28 will say Aye. Opposed Nay. Senator Dougherty may close the debate.

29 SENATOR DOUGHERTY:

30 Roll call, please.

31 PRESIDENT:

32 The question is shall House Bill 23 pass...2328 pass. Those
33 in favor will vote Aye. Opposed Nay. The voting is open. Have all

1 voted who wish? Take the record. On this question, the Ayes are 38,
2 the Nays are 12, with 4 Voting Present. House Bill 2238...20...
3 2328 having received a constitutional majority is declared passed.
4 For what purpose does Senator Rock arise?

5 SENATOR ROCK:

6 Thank you, Mr. President. Having voted on the prevailing side,
7 I do now move to reconsider the vote by which House Bill 2328 as
8 amended passed.

9 PRESIDENT:

10 Senator Nudelman moves to Table. All in favor will say Aye.
11 Opposed Nay. The motion carries. House Bill 2350, Senator Rock.
12 House Bill 2353, Senator Morris. Read the bill.

13 SECRETARY:

14 House Bill 2353.

15 (Secretary reads title of bill)

16 3rd reading of the bill.

17 PRESIDENT:

18 Senator Morris.

19 SENATOR MORRIS:

20 This is a very important bill in the consumer area. Any of
21 you who have ever purchased anything on lay away realize that they
22 sometimes tell you they have so-called holding charges. What this
23 bill does is it sets out the rules of the game so that if those holding
24 charges are, in fact, interest charges, you are told that at the
25 time you purchase on lay away. This will require the merchant, then,
26 to stay within the State's guidelines on interest. This bill as
27 amended is supported by the Illinois Retail Merchants Association.
28 The bill passed out of committee unanimously, and I would encourage
29 a yes vote. I'll answer any questions you might have.

30 PRESIDENT:

31 Any further discussion? Senator Morris...oh, the question is
32 shall House Bill 2353 pass. Those in favor will vote Aye. Opposed
33 Nay. The voting is open. Have all voted who wish? Take the record.

1 On this question, the Ayes are 52, the Nays are 1, with none Voting
2 Present. House Bill 2353 having received a constitutional majority
3 is declared passed. House Bill 2366, Senator Welsh. Read the bill.

4 SECRETARY:

5 House Bill 2363.

6 (Secretary reads title of bill)...

7 House Bill 2366.

8 (Secretary reads title of bill)

9 3rd reading of the bill.

10 PRESIDENT:

11 Senator Welsh.

12 SENATOR WELSH:

13 Thank you, Mr. President and members of the Senate. House Bill
14 2366 affects Cook County only and revises the limit for the forest
15 preserve district corporate rate from .035 to .06 and the construction
16 of development rate from .015 to .021. This is a permissive rate
17 to be used as needed. The Blue Ribbon Advisory Board of the district
18 headed by Gil Scribner unanimously recommended that the Board of
19 Forest Preserve Districts submit the necessary legislation to affect
20 this revision, and without this relief, the district cannot properly
21 serve its twenty-seven annual visitors or meet its responsibilities
22 in managing its sixty-five thousand acres. Mr. President, I would
23 seek a favorable vote on this bill.

24 PRESIDENT:

25 Any discussion? Senator Glass.

26 SENATOR GLASS:

27 Thank you, Mr. President. I would like to ask Senator Welsh a
28 question.

29 PRESIDENT:

30 He indicates he'll yield.

31 SENATOR GLASS:

32 Senator Welsh, as I understand your explanation, with the two
33 increases, one of two and a half, .025 and the other .06, that

1 would be an eight and a half cent increase on the taxpayers of Cook
2 County without referendum. Am I correct?

3 SENATOR WELSH:

4 That's right.

5 SENATOR GLASS:

6 Well, I...I would just urge everyone, and particularly those
7 representing Cook County, not to impose this tax increase on the
8 taxpayers. This is without referendum. They may need an increase,
9 I'm sure this is far in excess of the needs from what I have seen
10 the forest preserves are well maintained and certainly don't need this
11 increase, and I would hope we could defeat the bill.

12 PRESIDENT:

13 Any further discussion? The question is shall House Bill 2366
14 pass. All in favor will vote Aye. Opposed Nay. The voting is open.
15 Have all voted who wish? Take the record. On this question, the
16 Ayes are 31, the Nays are 14, with 4 Voting Present. House Bill 2366
17 having received a constitutional majority is declared passed. Senator
18 Rock.

19 SENATOR ROCK:

20 Thank you, Mr. President. Having voted on the prevailing side,
21 I do now move to reconsider the vote by which 2366 has passed.

22 PRESIDENT:

23 Senator...Senator, the Chair heard and...a request for a verifi-
24 cation prior to the time I called you. So, a verification has been
25 requested. Senator Glass has requested it. Will the members be in
26 their seats. And will the Secretary read the affirmative vote.

27 SECRETARY:

28 The following voted in the affirmative:

29 Brady, Bruce, Carroll, Chew, Course, Daley, Demuzio, Donnewald,
30 Dougherty, Egan, Kenneth Hall, Hynes, Johns, Joyce, Knuppel, Kosinski,
31 Lane, Lemke, McCarthy, Don Moore, Morris, Nudelman, Palmer, Rock,
32 Romano, Savickas, Smith, Soper, Vadalabene, Welsh, Mr. President.

33 PRESIDENT:

1. Senator Glass.

2. SENATOR GLASS:

3. Senator...Senator Chew on the Floor? Senator Johns?

4. PRESIDENT:

5. Senator Johns is over here.

6. SENATOR GLASS:

7. Senator...Senator Kenneth Hall?

8. PRESIDENT:

9. Is Senator Kenneth Hall on the Floor? Strike him from the roll

10. call.

11. SENATOR GLASS:

12. Senator Donnewald?

13. PRESIDENT:

14. He's right here behind me. Right here. He moved.

15. SENATOR GLASS:

16. Senator Don Moore. Senator Dougherty.

17. PRESIDENT:

18. Roll call...roll call has been verified. On this question, the

19. Ayes are 30, the Nays are 14, with 4 Voting Present. House Bill 2366

20. is passed. Senator Rock.

21. SENATOR ROCK:

22. Thank you, Mr. President. Having voted on the prevailing side,

23. I move again to reconsider the vote by which House Bill 2366 has

24. passed.

25. PRESIDENT:

26. And Senator Carroll moves to Table that motion. All in favor

27. will say Aye. Opposed Nay. The Ayes have it. The motion carries.

28. House Bill 2376, Senator Schaffer. Senator Schaffer.

29. SECRETARY:

30. House Bill 2376.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDENT:

1 Senator Schaffer.

2 SENATOR SCHAFFER:

3 Easement bill, fair appraised value.

4 PRESIDENT:

5 The question is shall House Bill 2376 pass. Those in favor will
6 vote Aye. Opposed Nay. The voting is open. Have all voted who
7 wish? Take the record. On this question, the Ayes are 51, the Nays
8 are none, with none Voting Present. House Bill 2376 having received
9 a constitutional majority is declared passed. House Bill 2398,
10 Senator Kosinski.

11 SECRETARY:

12 House Bill 2398.

13 (Secretary reads title of bill)

14 3rd reading of the bill.

15 PRESIDENT:

16 Senator Kosinski.

17 SENATOR KOSINSKI:

18 Mr. President and members of the Senate, that's all this bill
19 does is extend the date of the commission to March 15th, 1977, and
20 if I may say so, from now, Judge Bernard Wolfe who was the Chairman
21 of this commission had done a outstanding job and most of these programs
22 that he has created are now known throughout the country, and I'm very
23 proud to also be a member of this commission, and I seek a favor-
24 able roll call...

25 PRESIDENT:

26 The question is shall House Bill 2398 pass. Those in favor vote
27 Aye. Opposed Nay. The voting is open. Have all voted who wish?
28 Take the record. On this question, the Ayes are 50, the Nays are 1,
29 with 1 Voting Present. House Bill 2398 having received a constitutional
30 majority is declared passed.

31 PRESIDING OFFICER (SENATOR DONNEWALD):

32 House Bill 2401, Senator Harber Hall. Read the bill.

33 SECRETARY:

1 House Bill 2401.

2 (Secretary reads title of bill)

3 3rd reading of the bill.

4 PRESIDING OFFICER (SENATOR DONNEWALD):

5 Senator Hall.

6 SENATOR HALL:

7 The Hospital Act provides that people that...reside in the city
8 have to be on the board. Whenever this...this amendment would provide
9 that the county could have members on a board if the county gave
10 money to the city hospital. I solicit your support.

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 Is there further debate? The question is shall House Bill 2401
13 pass. All those in favor vote Aye. Those opposed No. The voting
14 is open. Have all those voted who wish? Take the record. On that
15 question, the Ayes are 51, the Nays are none. House Bill 2401 having
16 received a constitutional majority is declared passed. House Bill
17 2425, Senator Demuzio. Read the bill.

18 SECRETARY:

19 House Bill 2425.

20 (Secretary reads title of bill)

21 3rd reading of the bill.

22 PRESIDING OFFICER (SENATOR DONNEWALD):

23 Senator Demuzio.

24 SENATOR DEMUZIO:

25 Thank you, Mr. President and members of the Senate. House Bill
26 2425 authorizes the use of motor fuel tax funds by municipalities
27 for the construction and maintenance of storm sewers or storm and
28 sanitary sewers outside the municipality. The amendment provided
29 that it also would be to the nearest suitable drainage course. It
30 simply...the current law simply is limited to within the municipality.
31 I would solicit your favorable vote.

32 PRESIDING OFFICER (SENATOR DONNEWALD):

33 Senator Weaver.

1 SENATOR WEAVER:

2 Senator Demuzio, is this in conjunction with an improvement
3 where they're using motor fuel tax to block roads...

4 PRESIDING OFFICER (SENATOR DONNEWALD):

5 Senator Demuzio.

6 SENATOR WEAVER:

7 ...widening or resurfacing or...

8 SENATOR DEMUZIO:

9 Would you repeat the question, Senator Weaver.

10 SENATOR WEAVER:

11 Is this use of for sanitary or storm sewers in conjunction with
12 the improvement of a highway or widening, resurfacing project or just
13 for sewer project, period?

14 SENATOR DEMUZIO:

15 Senator Weaver, to the best of my recollection, I would answer
16 that question no, but that is not a qualified no. I'm just answer-
17 ing that question on the knowledge that I have.

18 SENATOR WEAVER:

19 Well, I can see the use of motor fuel tax monies in conjunction
20 with the road improvement or widening resurfacing, but to just use
21 motor fuel tax monies for drainage and sewers, I think it's a misuse
22 of the money.

23 SENATOR DEMUZIO:

24 Well, the law already provides that you can do that. All that...
25 all that this is doing is to authorizing it to...to go out to the
26 nearest suitable drainage course outside a municipality, if the water
27 flows from the municipality outside, to the nearest suitable drainage
28 course.

29 SENATOR WEAVER:

30 But I think it still has to be in conjunction with the road improve-
31 ment or a highway or street improvement.

32 SENATOR DEMUZIO:

33 Well, this is not changing the existing law.

SENATOR WEAVER:

1 You mean you're just being able to use this money to extend the
2 draining or sewer out to an outlet outside the corporate limits?

3 SENATOR DEMUZIO:

4 To my recollection, yes, Sir.

5 SENATOR WEAVER:

6 Well, I think it's...it's kind of a dangerous precedent that we
7 might find cities and villages using a short project of road improve-
8 ment to extend a drain or a sewer for a few miles to an outlet. And
9 it's kind of a stretch...stretching the intention of the use of motor
10 fuel tax. That's my only concern.

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 Senator Berning.

13 SENATOR BERNING:

14 Senator, what troubles me is in changing the Act, you are saying
15 that these sewers can be constructed within the municipality or out-
16 side the municipality. Would it not be more appropriate or more
17 specific in definition, and if...if I understand what the objective
18 is, is to say within or extended outside the municipality. With the
19 authority granted in this Act, the municipality can go outside its
20 boundaries and correct storm sewer...or construct storm sewers, sani-
21 tary sewers, or any other appurtenance thereto without it having any
22 direct relationship to the municipality. Now, if you were to say
23 within or extend it outside, that would definitely...

24 PRESIDING OFFICER (SENATOR DONNEWALD):

25 Senator Demuzio.

26 SENATOR BERNING:

27 ...answer the question I have.

28 PRESIDING OFFICER (SENATOR DONNEWALD):

29 Senator Demuzio.

30 SENATOR DEMUZIO:

31 Senator Berning, the amendment says or outside the municipality
32 to the nearest suitable drainage course. I think that the amendment
33 has corrected the problem that you're relating to.

SENATOR BERNING:

 No, Sir. I don't believe that that does make any differentiation

1 between the construction inside a municipality or just going outside
2 and constructing a sewer to the nearest drainage course. If it were
3 extended outside the municipality, then it would definitely be tied to
4 a municipal construction project.

5 SENATOR DEMUZIO:

6 Well...

7 SENATOR BERNING:

8 I...I only offer that as...as a, in my opinion, a valid sugges-
9 tion for accomplishing what I think you are trying to accomplish.

10 SENATOR DEMUZIO:

11 Well, the other thing I could say, Senator Berning, is that I, in
12 my own judgement, have a different interpretation of what you do in
13 reading the bill and...and the amendment. And that's the best answer
14 I can give you.

15 PRESIDING OFFICER (SENATOR DONNEWALD):

16 Is there further discussion?

17 SENATOR BERNING:

18 I would suggest that you'd refine it, but if you don't care to,
19 why...

20 PRESIDING OFFICER (SENATOR DONNEWALD):

21 Is there further discussion? The question is shall House Bill
22 2425 pass. Those in favor vote Aye. Those opposed No. The voting
23 is open. Have all those voted who wish? Take the record. On that
24 question, the Ayes are 38, the Nays are 10, 4 Voting Present. House
25 Bill 2425 having received a constitutional majority is declared passed.
26 House Bill 2425...strike that. House Bill 2435, Senator Rock. Read
27 the bill. Senator Rock, you wish to...

28 SENATOR ROCK:

29 Clear the board. Yes, I am asking...I am moving that 2435 be
30 moved back to the order of 2nd reading. I understand that there is
31 an amendment to be offered.

32 PRESIDING OFFICER (SENATOR DONNEWALD):

33 Is there leave? Leave is granted. We are now on 2nd reading of...

1 concerning House Bill 2435. Senator Nimrod, is it your amendment?

2 You may proceed.

3 SENATOR NIMROD:

4 Mr. President, this is a...thank you, Senator Rock. This amend-
5 ment is in form with the request that I made yesterday when the amend-
6 ment was being put on, and I had an amendment sitting on the table
7 which I had to rewrite, and what I would like to do is to just briefly
8 tell you what this amendment does. It's different than the Senate
9 Bill 18 and adds the Amendment 1 that was presented yesterday.

10 PRESIDING OFFICER (SENATOR DONNEWALD):

11 Just...just a moment. Now, would the members please be in their
12 seats, and maintain some semblance of quiet. Senator Nimrod, please...
13 I...I see that some of them...some of the members do not pay attention.
14 Would the members please be in their seats. Proceed.

15 SENATOR NIMROD:

16 Thank you, Mr. President. The basic difference on this primary
17 bill is this - it retains the twenty-eight day provision, in other
18 words, the same days for registration, and it takes the date for
19 grandfather clause for those who voted in primaries. It has the clerks
20 record those who voted in primaries in the year 1968, '70, '72, and
21 '74, and '75. So, anyone who had voted in the primary in any one of
22 those years will certainly be...so recorded in the county's records
23 on...on primary day. The...that will cover more than ninety-five or
24 ninety-six percent of the total people according to the records I
25 was able to receive. The third provision is the notice provision,
26 and this notice provision is not one that's going to be costly like
27 we had before, but this notice provision provides that the county
28 clerks, the Board of Election Commissioners shall cause a notice to
29 be sent to the registration officers to the...to the municipalities
30 and to the townships, and they should also publish in the papers under
31 Section VI of the Election Code, in other words, the notices will go
32 out to all the newspapers when the notices of that primary election
33 takes place indicating the change in the law. I would be happy to

1 answer any further questions on this. I believe this bill has been
2 ...thoroughly aired, thoroughly explained, and I would ask for a favor-
3 able roll call.

4 PRESIDING OFFICER (SENATOR DONNEWALD):

5 Senator Harris.

6 SENATOR HARRIS:

7 Will the sponsor yield to a question?

8 PRESIDING OFFICER (SENATOR DONNEWALD):

9 He indicates he will.

10 SENATOR HARRIS:

11 Senator Nimrod, is this the same amendment that was considered
12 yesterday morning to this bill?

13 PRESIDING OFFICER (SENATOR DONNEWALD):

14 Senator Nimrod.

15 SENATOR NIMROD:

16 This...this amendment does change the entire bill, and what it
17 was, it's the same amendment with my amendment included in it.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 Just a moment. Senator Rock, for what purpose do you arise?

20 SENATOR ROCK:

21 On a point of order. The amendment that was offered yesterday
22 was mine. This is not the same amendment.

23 SENATOR HARRIS:

24 Well, that's...that is the question I am asking, and I...

25 SENATOR ROCK:

26 Well, and...and my point of order was that the Senator...seemed
27 to indicate, yes it is with a couple...it is not the same amendment.

28 PRESIDING OFFICER (SENATOR DONNEWALD):

29 Senator Nimrod.

30 SENATOR NIMROD:

31 This amendment is different than the one that was offered
32 yesterday.

33 PRESIDING OFFICER (SENATOR DONNEWALD):

1 Senator Wooten.

2 SENATOR WOOTEN:

3 I know that the date, January 1st, 1968, is different. Is
4 anything else different?

5 SENATOR NIMROD:

6 Yes, the other differences include the following paragraph,
7 Section 7A-4, on the next to the last page, and the...yes, the next
8 to last page on the amendment, and you'll notice that's the notice
9 provision.

10 SENATOR WOOTEN:

11 Mr. Chairman and colleagues, I...I really am deeply touched by
12 the devotion that certain members have to the same, I would assume
13 by now, thoroughly discredited attempt to lock out voters. Now, it's
14 obvious that we have probably churned around the water so, perhaps
15 we can get this...this form adopted. But as I say, it is a touching
16 spectacle to see such devotion. I only wish we could find the same
17 degree of attachment to the idea among the general public. Every
18 indication we have indicates that's not the case. It's another
19 example of the professional politician being sadly out of touch and
20 out of step with the people he or she represents. I urge, as I have
21 urged, I believe, three or four times in the past, that this same
22 concept be defeated. It simply is, in the long run, it damages both
23 parties.

24 PRESIDING OFFICER (SENATOR DONNEWALD):

25 Senator Partee. Just...just a moment. For what purpose do you
26 arise, Senator Graham.

27 SENATOR GRAHAM:

28 Mr. President, for the life of me, I cannot believe the lack of
29 attention that prevails in this Chamber when we're debating an issue
30 as important as this. I just...it's just hard for me to believe that
31 the members do not have respect ...

32 PRESIDING OFFICER (SENATOR DONNEWALD):

33 I agree wholeheartedly, Senator. I agree wholeheartedly. I've

1 asked for order and quiet, that the members be in their seats. Would
2 they please do so now. Senator Partee.

3 SENATOR PARTEE:

4 Well, Mr. President and members of the Senate, I heard someone
5 say something about a professional politician. I want you to know
6 that I am not one. I am not a full-time legislator. I'm a lawyer
7 and a businessman, and I'm only responding in kind because there
8 are those of us who have some feeling of obligation who have been
9 associated with the Democratic Party and particularly with the Demo-
10 cratic National Convention. A few years ago, I was elected as a
11 delegate to the Democratic National Convention and was denied my seat
12 because of an interpretation of a rule by the Democratic National
13 Convention. And say what you will about whether or not this is for
14 professional politicians, I would give your attention, those of you
15 who are sometimes Democrats, to Section IX of the Resolution relating
16 to the 1976 Democratic National Convention, and the language of this
17 section makes it mandatory, it seems to me, that we support a resolu-
18 tion of this kind. Resolved further that the call for the 1976
19 Democratic National Convention shall include provisions that assure
20 that delegates to that convention shall be selected through or mandated
21 by primary election conducted by public authority or by other selec-
22 tion process, and this is the language I am underlining, in which
23 adequate provision is made to restrict participation in such elections
24 or processes to Democratic voters. Now, all this amendment would do
25 and this bill in its final form would make certain that we would
26 comply for the Democratic National Committee with Section IX which
27 goes on to say, adequate provision includes laws which restrict parti-
28 cipati'n to Democratic voters who have been registered as such at
29 least fourteen days in advance of such election or process through
30 a system of State or Federal voter registration which includes party
31 registration or where appropriate a system of party enrollment
32 approved by the...National Democratic Party. Now, I say to you it
33 is our obligation to pass it. If when we go back to the 1976

1 Democratic Convention, we can say that we have tried to...to abide
2 by the rules which are mandated on us. Now, to go back and say, well,
3 we didn't do that because there was a bill down there and we didn't
4 even support it. Here is a chance for us to prove to the Democratic
5 National Convention and its Credentials Committee for the 1976...
6 Convention that we adhere to the standards imposed upon us by Section
7 IX. And I just resent anyone saying that the reason this is being done
8 is for any professional political reason. It's obvious and apparent
9 for those who have had the...taken the time to read the resolution of
10 the...relating to the 1976 Democratic Convention as to what we are
11 expected to do, and we are responding to those expectations. So, we
12 can walk in there, not with head in hand, but with our chest bared
13 and with our shoulders straight and say, Gentlemen, we come as delegates
14 having been elected by Democratic voters.

15 PRESIDING OFFICER (SENATOR DONNEWALD):

16 Senator Davidson.

17 SENATOR DAVIDSON:

18 Would the sponsor of the amendment yield for a couple of
19 questions?

20 PRESIDING OFFICER (SENATOR DONNEWALD):

21 He indicates he will.

22 SENATOR DAVIDSON:

23 Senator Nimrod, is this so the enrollment period goes back to
24 January the 1st, 1968? In fact, when you vote in the primary in '76,
25 your freebie is over with. If you then desire to make any change
26 from that day forward, any party affiliation, you would have to go
27 down and register with the county clerk or your board of elections
28 twenty-eight days prior to another election. Is that correct?

29 PRESIDING OFFICER (SENATOR DONNEWALD):

30 Senator Nimrod.

31 SENATOR NIMROD:

32 Senator Davidson, the provisions of this bill are that you have
33 an opportunity to change, remove, or alter your registration at any

1 time you chose. During the twenty-one months during the year...I
2 mean, during the twenty-three months, you can do it. For one month,
3 you cannot, and you can change it any time you want. I don't under-
4 stand what your reference is to freebie or other individuals. You
5 ...you will be registered as an affiliation with that party. If you
6 want to chose to change it, you have that option to do it. To chose
7 to leave it, it's just like now. You remain within that party.

8 SENATOR DAVIDSON:

9 Well, thank you. This point I wanted to make was that the
10 enrollment theory to January 1st, 1968, in essence is a free enroll-
11 ment now, but from the next time on, if you would desire, then the
12 person who normally thinks because he voted in the primary, he is
13 registered, but if he wants to decide to rechange at the next primary,
14 he's going to forget he has to go down and register. Now, the other
15 question I'd like to ask is that if you change your registration or
16 polling precinct due to the fact that you moved, there's nothing I
17 read in the bill that says your party enrollment changes with you
18 automatically. Is...does it or does it not?

19 SENATOR NIMROD:

20 Senator...

21 PRESIDING OFFICER (SENATOR DONNEWALD):

22 Senator Nimrod.

23 SENATOR NIMROD:

24 Yes, thank you, Mr. President. Senator Davidson, that provision
25 was included in my original bill, Senate Bill 18, because there was
26 a three month period, but that...that provision is unnecessary because
27 now the time for registration is exactly the same time for the regis-
28 tration of the primary. So, you...any time you register or you move
29 or you re-register, it's within the limits of the State law for regis-
30 tration. So, you can take your primary registration with you, and
31 when you re-register, you register for your primary election.

32 SENATOR DAVIDSON:

33 Well, that's true, but if you take it with you, you're going to

1 have to tell the county clerk or the board of election clerk that
2 you're registering at whichever party you want at that time. Mr.
3 President, since my time is short, I would say we debated this bill.
4 I'd still say even though it's the amendment to 68, this is still a
5 bad bill. The genesis of this thing is to get more people involved
6 in politics, let's get them in, and then we'll make them part of
7 our own professional party, whichever party they pick. I urge defeat
8 of this amendment.

9 PRESIDING OFFICER (SENATOR DONNEWALD):

10 Senator Morris.

11 SENATOR MORRIS:

12 Thank you very much. You know, this is really an interesting
13 experience for a freshman Senator to see something killed three times
14 and see it brought back to life again. It's amazing that good legis-
15 lation gets killed once and never comes back. This Session we've
16 forgotten about the consumer. We've forgotten about tax relief, and
17 we've forgotten about just everyone except the party bosses, but this
18 bill must be sure important to someone that it keeps coming back to
19 life again, and again, and apparently, as Senator Wooten said, some-
20 thing has happened tonight, and this time it may breath a little bit
21 better than it did yesterday. We do not, at this time, have an open
22 primary system as Senator Nimrod has implied several times before.
23 Presently, under our primary system, you have to walk in and declare
24 your political party and you vote that way. It is unlike the Wisconsin
25 open primary system. Number three, it's amazing that if we are so
26 concerned with the Democratic National Convention Resolution that we
27 have to have a Republican offer the amendment to this bill. I'm glad
28 to see that Senator Nimrod is apparently going to become a Democrat
29 and work for the good of the Democratic National Convention. The
30 fourth question I have is, this bill that we are amending, House Bill
31 2435, according to my book here, says amends the Election Code, pro-
32 vides that a special meeting of any Central Committee may be called
33 by giving ten, now five days, notice to members of such a committee.

1 I can't quite see how this amendment relates at all to that bill
2 other than that this bill must be one of those things I read about
3 in the Tribune one time called the shell bill and I guess this is
4 the shell game. I...I just repeat what I've said before - what is
5 happening here is the Democratic Party with some Republicans joining
6 them are about to destroy the Republican Party in Cook County and the
7 Democratic Party in downstate Illinois, and I hope all of you, pro-
8 fessional and nonprofessional politicians, realize that this action
9 tonight will probably result in a one party system in Illinois. The
10 party that's in power now in an area will maintain that power. We
11 will lose young people, and we will lose our ability to recruit. And
12 ten years from now, when you come back to repeal this absurd law,
13 well, many of us will be saying we told you so. Please vote no for
14 the sake of the people.

15 PRESIDING OFFICER (SENATOR DONNEWALD):

16 Senator Soper.

17 SENATOR SOPER:

18 Thank you, Mr. President. I was very interested with...with the
19 freshman from Waukegan, Senator Morris said. He's got that little stature
20 there, and he says ten years from now he's going to be back. Well, he's
21 got a crystal ball and all that sort of thing, and he feels he's
22 going to be back, but I'll tell you this much, you've got a party
23 system, if you want to have another party, if you want to have a
24 convention, you have a convention and you nominate your candidates
25 or your delegates to the convention. But I would say this to you,
26 Gentlemen, Republicans and Democrats, I sure don't want anybody to
27 sign a petition and nominate somebody without opposition to go to the
28 Democratic Convention, and then come and carpetbag into the Republican
29 Primary and send who they want to send to the Republican Convention.
30 And I would no more want the Republicans to go and carpetbag into the
31 Democratic Primary and carpetbag their convention. Now, if you inde-
32 pendants or whatever you are, want to have your own convention, you
33 have it, but I'll tell you what my definition of an independent is -

1 either side of the aisle. It's an Armenian rug peddler who sells
2 you the rug, and he's got an unlisted phone number, and you can't
3 find him. Now, I'll explain this to you. When you are a member of
4 a party, and if that party puts you up for an office, and you're
5 nominated and then you're elected, that party is responsible for
6 your...for your conduct, and that party, if it's a good party, will
7 demonstrate its responsibility and answer to the people. And then,
8 the party either goes up or down on that responsibility. So, let's
9 quit monkeying around with this thing. You're going to have a two
10 party system or three party system or four party system. Anybody
11 that doesn't want to belong to the Democratic Party, have your own
12 party. Anybody that doesn't want to belong to the Republican Party,
13 have your own party, get together, have your own nomination, have
14 your convention, but don't think you're going to have the best sides
15 of both worlds. You're not going to nominate people in your party by
16 petition and come over and prostitute my party. I resent that, and
17 this is a good amendment.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 Senator Netsch.

20 SENATOR NETSCH:

21 Mr. President, it's certainly true that all of the arguments on
22 the merits have been made now, not once, but four times. I think one
23 new point has been injected tonight that ought to be responded to
24 briefly, and that was Senator Partee's suggestion that if we do not
25 pass this bill restricting participation in the Democratic Primary,
26 we will somehow be out of compliance with the rules of the National
27 Convention. I would call his attention to, and remind him of the
28 fact, that there are at least eight States in this country that have
29 a so-called totally open primary where there is no registration what-
30 soever, that includes the State of Wisconsin, Idaho, Minnesota, and
31 some others. I trust that the National Convention will not exclude
32 the duly elected delegates from those eight states because they have
33 not attempted to pass a law which restricts participation in the

1. primary as does this.

2. PRESIDING OFFICER (SENATOR DONNEWALD):

3. Senator Nudelman.

4. SENATOR NUDELMAN:

5. Thank you, Mr. President. It seems to me that some of the
6. members of this Body have forgotten the purpose of the two party
7. system and the purpose of a primary election. A primary election
8. is an intramural, interparty...intraparty election so that the party
9. can chose its candidate or candidates to present to the electorate
10. in November of an election year so that they can chose from that
11. party's candidate or the other party's candidate or an independent
12. candidate as they wish, and to say that you should not be a member
13. of that party in order to vote in its primary election really doesn't
14. under...is not...is to not understand the whole procedure of primary
15. elections in November and general elections, and it certainly appears
16. to me, Ladies and Gentlemen, that to expect someone to be a member
17. of a party for thirty days is not an overly long period to be a
18. member of an organization so as to be able to vote in its intramural
19. election. And I would strongly urge the support of this amendment,
20. and I would point out to the freshman from the north shore that he,
21. too, thought so highly of some legislation that he contrived and
22. worked hard to get a bill back that had been beaten once, and beaten
23. twice, and he brought it back through the back door and avoiding the
24. committee that had originally handled the bill. He got it passed out
25. of another committee and onto the Floor, and by his persuasiveness
26. got it passed today, and maybe some of us are having second thoughts
27. about that.

28. PRESIDING OFFICER (SENATOR DONNEWALD):

29. Senator Daley.

30. SENATOR DALEY:

31. Mr. President and fellow Senators, very surprising in this
32. Session, we see so many freshmen and beginners. When...when I was
33. first elected, no one ever considered anyone a freshman or beginner.

1. You're elected, Senator, by the people in your district, as Senator
2. ...Nudelman has stated. House Bill 1925 - it's very surprising how
3. it was passed, and we know when people speak here on an issue like
4. this, they're not speaking to the Senators, they're speaking to the
5. press. They're speaking to the press because they want their name
6. to be known throughout their district and throughout the State. We
7. go back to the example of House Bill 1925 that Senator Nudelman has
8. stated so eloquently. How it happened, how it passed, how it got out
9. of committee, back to a committee, and eventually was passed on the
10. Floor. No one is a professional politician. We're all elected
11. Senators down here.

12. PRESIDING OFFICER (SENATOR DONNEWALD):

13. Senator Newhouse.

14. SENATOR NEWHOUSE:

15. Thank you, Mr. President. I'll yield part of my time to Senator
16. Savickas. I want to use the end of my time. I'd just like to make
17. two points. The first point I'd make is that I think I understand
18. why the two parties will go to any length to keep from producing for
19. the people to entice people to join a political party. I was in the
20. Army as a youngster and in the Army up on the seacoast we used to like
21. to goof off, and it was a lot of work. It was hard goofing off, but
22. it was an awful lot of fun, and maybe the same thing is true with the
23. political parties. Maybe they don't want to do the work that's
24. required to get people to come in and join. The second part of my
25. remarks I'd like to address to Senator Morris. Senator Morris, you
26. raised some question about the bill being brought back, and I'd like
27. to tell you a little story about a town over in Italy called Spilletto.
28. They have an extremely fine opera house there and they invite only
29. the top stars. There was a lady who went over there once who was a
30. newcomer on the opera scene and she did Aida, and she had curtain
31. call after curtain call, one, two, four, five, seven, and she was
32. really thrilled by the whole thing until someone in the back of the
33. audience piped up and said make her come back till she does it right.

1 PRESIDING OFFICER (SENATOR DONNEWALD):

2 Senator Savickas.

3 SENATOR SAVICKAS:

4 I move the previous question, Mr. President.

5 PRESIDING OFFICER (SENATOR DONNEWALD):

6 Well, Senator, there are several more speakers that requested
7 time to...

8 SENATOR SAVICKAS:

9 My motion...I persist in my motion.

10 PRESIDING OFFICER (SENATOR DONNEWALD):

11 That takes a two-thirds vote, Senator, to...

12 SENATOR SAVICKAS:

13 Well...well, if I'm going to listen to these same speeches for
14 the last week on the same issues, then we can sit through and take
15 a vote and we'll go right down the line on the whole thing.

16 PRESIDING OFFICER (SENATOR DONNEWALD):

17 Well...Senator, you have a right to make that motion. It does
18 take two-thirds of the members elected...of those voting, I'm sorry.

19 All those in favor say Aye. Those opposed. It takes two-thirds.

20 That isn't two-thirds. Senator McCarthy. Alright. You get a roll

21 call. A roll call has been requested. All those...shall the previous

22 question be put? All those in favor say Aye. Those opposed No. The

23 voting is open. It appears Chair was right again. Motion fails.

24 Senator McCarthy. Take the record. That's correct. We're nearly to

25 the end of the list. That roll call...on that roll call, 32 Ayes,

26 21 Nays. The motion fails. Senator McCarthy. Senator Romano, for

27 what purpose do you arise?

28 SENATOR ROMANO:

29 I...I'd like to know how many professional politicians and how
30 many amateur politicians are scheduled to talk?

31 PRESIDING OFFICER (SENATOR DONNEWALD):

32 Well, without...without attempting to define that, I...I think
33 I count about three more. Senator McCarthy.

1 SENATOR McCARTHY:

2 Yes...yes, Mr. President and members of the Body, I had three
3 minutes on this subject yesterday, but because the conventional
4 wisdom is to vote for the man and not the party, because eighty-three
5 percent of high school students believe that our system does not
6 provide equal justice for all citizens, because only nine percent of
7 our students think elected officials represent their constituents
8 adequately, which is not true, because eighty-one percent of our students
9 believe elected politicians lack...lack honor which is not true, I
10 submit to you that the thesis of vote for the man and not for the
11 party does not, in fact, have validity. Everybody that has been in
12 this room has seen people elected who maintain to the voting public
13 that they are their own men or women that they wear no man's collar, and
14 yet down here in the Senate, they as professional politicians, each
15 and everyone of us find ourselves where are differences are, in fact,
16 differences because the parties are different. And it's time that
17 we helped the public understand the answer to the question that the
18 public has, Mr. President. The people in my district and the people
19 of Illinois State ask me what can I, this is the individual, do to
20 have an impact upon my quality of life because it seems like the
21 system is against us. I tell them they have several alternatives.
22 One is that they can do nothing. The second is, I suppose, they can
23 vote their proxies in a corporate election where the vote is taken
24 on the...you've seen how the vote comes out on the General Motors
25 election, or else they can get themselves involved in the party pro-
26 cess, and involving them in the party process will, Mr. President,
27 bring some solution and give them impact on their way of life.
28 Because a person doesn't pick up a violin and a bow and play a beau-
29 tiful concert, a person doesn't pick up a tennis racket and win a game
30 of tennis without practice, a person doesn't have impact upon govern-
31 ment where his voice is heard unless he practices politics within
32 the party system. This legislation, I think, in this day and age
33 when people are looking for suggestions where they find themselves

1 hopeless and helpless will, in fact, if they as a family unit, if
2 the parents get their children registered, if the spouse gets the
3 other spouse registered in the party, they then will have an impact
4 on the quality of the life and our life for all of us will be better.
5 This is a good, I think, a favorable amendment.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 Senator Fawell.

8 SENATOR FAWELL:

9 Well, I...I'll try to be brief, but at least, I will say that
10 I am speaking not as a freshman although it seems like only a few
11 years ago that I first came to these halls, and I've seen a number of
12 freshmen come and go. But I can say, by the way, that the freshman
13 crop this year, Mr. President, in my view is a pretty darn good one.
14 And one thing I think that the majority must always learn, and we've
15 learned it from time to time, is that much as you may not like to hear
16 the minority speak, we do have our opportunity to speak again and
17 again. And I, for one, as one of those who has more seniority than I
18 would even like to think I have, would say to Senator Morris - right
19 on, Senator Morris. I think that you've got a lot of guts. I think
20 that you do come out with a lot of common sense a great deal of the time,
21 and I say that the independents on that side of the aisle, more power
22 to you because, and I don't mean that in a detrimental way to the rest
23 of you on the other side of the aisle, I like to think of you all as
24 my friends. We've had our differences, but we'll have them again.
25 I guess I'm kind of an independent rascal too, and I know I'll never
26 change, and maybe somebody will say I'm speaking to the press, but
27 I can say to you that I have no more political ambition at all, but I
28 can say to you that when you speak to the press, at least sometimes,
29 they hear and sometimes they're the only ear that will hear. When
30 they hear that we're going to try to lock out the voter, when they
31 hear about home gambling and types of gambling that we're going to
32 allow, parimutuel betting and so forth, and remap in midterms and
33 twenty million dollars in Regional Port District over the City of

1 Chicago, and many others, and we'll have our pros and cons on that.
2 Sometimes they will get a hold of that as they did with the run away
3 bus bill, for instance, which ludicrously we passed out of here. So,
4 I can only say then in response to what has been said that...

5 PRESIDING OFFICER (SENATOR DONNEWALD):

6 Just a moment. Just a moment. For what purpose does Senator
7 Nudelman arise?

8 SENATOR NUDELMAN:

9 It is my understanding that the rules of this Body require debate
10 to be on the subject before this Body, and I submit that this Gentle-
11 man is not addressing himself properly to this subject.

12 PRESIDING OFFICER (SENATOR DONNEWALD):

13 You are correct. You will confine your remarks to the subject
14 at hand.

15 SENATOR FAWELL:

16 Well, I...I was just confining my remarks to what everybody else
17 said, and if they weren't in order, then I guess I'm not in...the
18 whole thing isn't in order, I gather, which isn't necessarily out of
19 order as far as the Illinois State Senate is concerned. Well, any
20 way, I...I know that we're going to lose this one. I know that you're
21 going to get the amendment on. You have reincarnated this rascal
22 perhaps, what fourth or fifth or third, I don't know how many times,
23 and...and it's a long way to Tipperary before we finally have a con-
24 clusion on...on the matter. But I want to...want to simply say that
25 ...that what we're really talking about here is when we're...we're
26 going to attempt to convert the voter to come into the Democratic
27 Party or the Republican Party, it's like the evangelist who wants to
28 convert somebody to come over to his side, his view. He doesn't
29 usually demand that they declare themselves before they've heard the
30 service, and that's what you fellows are saying. What we're trying
31 to say is that if you have an...a power primary, if you have attractive
32 candidates, you can join the party at the time you vote, and...and you'll
33 attract people to come into your party if you have a good one, a good

1 primary with sound candidates. Now, that's just as reasonable,
2 Senator Partee, as the fine argument you articulated, and I hope that
3 at least you give us credit for having some rationality behind the
4 view that we do have. And again I say to you valiant independents on
5 that side of the aisle, and Senator Netsch, I include you, you have
6 more guts than anybody in the whole darn Senate. I say right on.

7 PRESIDING OFFICER (SENATOR DONNEWALD):

8 Senator...Senator, your time has expired.

9 SENATOR FAWELL:

10 I close, thank you, Mr. President.

11 PRESIDING OFFICER (SENATOR DONNEWALD):

12 Now, the Chair wishes...is Senator Savickas in the Chamber?
13 I want to apologize to Senator Savickas as well as all of the members
14 of the Body. I've been advised that the ruling that I made was, in
15 fact, incorrect. It does take a majority of those elected. There
16 was a majority of those elected on the motion of the previous question.
17 Now, I do...just...just a moment. Senator Berning.

18 SENATOR BERNING:

19 Well, thank you, Mr. President. I've been much entertained by
20 much of the conversation, but there have been one or two allegations
21 concerning this legislation which I want to take issue with. It's
22 been said that this is an...a vehicle for...

23 PRESIDING OFFICER (SENATOR DONNEWALD):

24 Just...just a moment. For what purpose does Senator Romano
25 arise?

26 SENATOR ROMANO:

27 A point of order.

28 PRESIDING OFFICER (SENATOR DONNEWALD):

29 State your point.

30 SENATOR ROMANO:

31 You just ruled that Savickas' motion was withheld. I think you
32 should withhold it...or up...uphold it, and let's get on with the
33 regular business.

1 PRESIDING OFFICER (SENATOR DONNEWALD):

2 I...well...well, if that motion is put again, I would have to
3 rule...

4 SENATOR ROMANO:

5 I'll make it now.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 The question is...I have...shall the previous question be put.
8 This is not debatable. All those in favor say Aye. Just a minute.
9 Senator Harris.

10 SENATOR HARRIS:

11 Well, Mr. President...

12 PRESIDING OFFICER (SENATOR DONNEWALD):

13 It's not debatable, Senator.

14 SENATOR HARRIS:

15 Senator Berning was speaking when you recognized Senator Romano
16 not for the purpose of putting a motion, but for making an inquiry.

17 PRESIDING OFFICER (SENATOR DONNEWALD):

18 Just a moment. Senator indicates he will withdraw his motion.
19 Continue, Senator Berning.

20 SENATOR HARRIS:

21 Yes, okay. Fair enough.

22 SENATOR BERNING:

23 I...I might add, the charge, Mr. President, has been made that
24 this is a vehicle for party bosses to control people, and I want it
25 eminently clear that I am not a party boss. I don't control anybody,
26 nor am I controlled by any party boss and so far as I know no one in
27 my party, at least in Lake County, is controlled by any party boss.
28 I just want the record to show that is the situation, and I categori-
29 cally reject that kind of criticism.

30 PRESIDING OFFICER (SENATOR DONNEWALD):

31 Senator Harris, do you seek...you...again.

32 SENATOR HARRIS:

33 For...for an informal question, Mr. President.

1 PRESIDING OFFICER (SENATOR DONNEWALD):

2 State your question.

3 SENATOR HARRIS:

4 Do you have additional names on your list which we have been
5 proceeding with?

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 No, Sir. I have your's and Senator Wooten who's...both of whom
8 have already addressed the Body.

9 SENATOR HARRIS:

10 Well, no, I only made an inquiry to Senator Nimrod. I have not
11 addressed the Body.

12 PRESIDING OFFICER (SENATOR DONNEWALD):

13 The rules state that that's your privilege. You had that privi-
14 lege then. I had you on...first on the list.

15 SENATOR HARRIS:

16 Alright, then, if we're going to be precise, and I'm not sure
17 that we really want to be quite that precise about things as we go
18 down the road together, but Mr. President, have I been recognized?

19 PRESIDING OFFICER (SENATOR DONNEWALD):

20 Yes, proceed.

21 SENATOR HARRIS:

22 Okay. Alright.

23 PRESIDING OFFICER (SENATOR DONNEWALD):

24 Your microphone was on, Senator.

25 SENATOR HARRIS:

26 I only want to make this very, very brief comment about this
27 important piece of legislation. A good many of us have been around
28 for awhile committed to this political process which is important to
29 us as direct participants and also but much more important to this
30 constituency of ours, the constituency that we serve. And in my more
31 than twenty years of activity and that activity goes beyond my service
32 as an elected official, I've seen a continuing and increasing deci-
33 sion on the part of the constituency to take itself out of political

1 deliberation and political decision making, and that's unfortunate.
2 When the decision in the Federal Court struck down the Illinois
3 twenty-three day...I'm sorry, twenty-three month statutory limit in
4 Illinois, as a regular party activity pow, I was disturbed, but as I
5 viewed the circumstance, I conclude that the present case law is, in
6 fact, what is needed. And that what the policy of Illinois ought to
7 be, even if it's presented to us in operative form, as a result of a
8 judicial determination, our policy ought to be to invite into the
9 political process, including the primary, as broad a participation
10 as can be developed, and that's what this question is about. Do we
11 invite the general constituency to participate or do we restrict.
12 That's the question to be decided on this amendment.

13 PRESIDING OFFICER (SENATOR DONNEWALD):

14 Senator Wooten.

15 SENATOR WOOTEN:

16 Point of personal privilege, Mr. President.

17 PRESIDING OFFICER (SENATOR DONNEWALD):

18 State your point.

19 SENATOR WOOTEN:

20 I do not often lose my temper and I do not want to do so now,
21 so I would like an answer to a question from Senator Partee. After
22 I spoke, you made a reference to a sometime Democrat. I want to know
23 simply and plainly if you apply that term to me, and if so, I would
24 like to hear it very carefully defined.

25 PRESIDING OFFICER (SENATOR DONNEWALD):

26 Is it your desire to respond, Senator Partee?

27 SENATOR WOOTEN:

28 Yes, Sir.

29 PRESIDING OFFICER (SENATOR DONNEWALD):

30 I said Senator Partee.

31 SENATOR PARTEE:

32 Senator, it is an English expression - if the shoe fits, wear
33 it. If it does not, cast it aside.

1 SENATOR WOOTEN:

2 I did not wish to make the definition myself, Senator. I asked
3 for an explanation from you.

4 PRESIDING OFFICER (SENATOR DONNEWALD):

5 Any further debate? Senator Nimrod, do you wish to close debate?
6 Proceed.

7 SENATOR NIMROD:

8 Mr. President...Mr. President and Ladies and Gentlemen of the
9 Senate, I have had this bill here and this idea before you for several
10 months. You have had an opportunity to express your views. Each of
11 you has mentioned what your particular interests are, but this bill
12 as is genesis in a serious problem that confronts us. We have a
13 problem of crossover, which you're all aware of. We also have the
14 problem of being able to select party officials and party delegates.
15 Now, I'm not ashamed, Senator Morris, to say that I'm a member of a
16 party, and for the rest of you that speak about it, and I'm a Republi-
17 can, and there's no question where I stand, but I do want you to know
18 that this, the Democrats, as Senator Partee has...has stated, have
19 a reason for wanting this particular program. They testified so at
20 a hearing last November when this bill was presented as Senate Bill
21 1151. I want to tell you that the Chicago Tribune has demonstrated
22 that there is a problem in crossovers, that it has affected our
23 parties. The Chicago Daily News has stipulated this and come out with
24 editorials. The Peoria Journal has listed this in both ways. The
25 regular Republicans and the regular Democrats have said the need that's
26 necessary for this bill to pass. I think what we might say that is...
27 this is contrary to what you might all have said. The facts do not
28 bear you out. This will increase party participation. I want to tell
29 you that the very essence, the life and death of our whole political
30 system, and I'm one who's proud to admit that he's a politician. I'm
31 one who's proud to be able to have an opportunity to serve. I do it
32 at sacrifice, and I enjoy it, and I say to each of you, if you do not
33 want to help to improve the image of politicians, then you should not

1 pursue that particular course, and you should not be here. Now, I
2 want to tell you this part of it here that the facts bear us out
3 that there are eight...there are eight states who have open primaries,
4 and in all cases, those with restricted primaries in the cases of
5 Illinois, there is greater participation, primary participation,
6 than there is in those with open primaries. I want to tell you this,
7 that if you don't respect yourself, no one will respect you. The
8 parties need to be respected. First we must respect ourselves, and
9 in that case, I say that we do have a problem. I'm presenting a
10 solution to the problem. Those of you that are opposed to this have
11 presented no alternative. I have talked to you numerous times. You
12 have come up with nothing. This is an alternative. This is the
13 solution, and I ask for your support in putting on this amendment.

14 PRESIDING OFFICER (SENATOR DONNEWALD):

15 The...the question is...the question is shall Amendment No. 2
16 to House Bill 2435 be adopted. All those in favor vote Aye. Those
17 opposed No. The voting is open. Have all voted who wish? Take the
18 record. On that question, the Ayes are 31, the Nays are 24, 1 Voting
19 Present. Amendment No. 2 is adopted. Any further amendments? 3rd
20 reading. Senator Vadalabene, for what purpose do you arise?

21 SENATOR VADALABENE:

22 Yes, thank you, Mr. President and members...

23 PRESIDING OFFICER (SENATOR DONNEWALD):

24 Senator, just...just a moment. Just a moment, Senator. For
25 what purpose do you arise, Senator Nimrod?

26 SENATOR NIMROD:

27 Having voted on the prevailing side, I move to reconsider.

28 PRESIDING OFFICER (SENATOR DONNEWALD):

29 The bill is already on 3rd reading, Senator. Senator Vadalabene.

30 SENATOR VADALABENE:

31 Yes, thank you, Mr. President and members of the Senate. House
32 Bill 2475 is in the Senate Appropriations Committee. I have cleared
33 this with both sides of the aisle, and I would like to bypass the

1 committee with House Bill 2475 because it is a supplemental appro-
2 priation in the amount of fifty thousand dollars for the Legislative
3 Council which has incurred extra personal service expenditures for
4 printing and a tremendous amount of bills that have to be printed
5 this Spring. There's no objections, and I'd like to have it moved
6 to the order of 2nd reading without reference to this committee.
7 House Bill 2475.

8 PRESIDING OFFICER (SENATOR DONNEWALD):

9 Is there leave? Leave is granted. Senator Newhouse, House
10 Bill 1914. Senator Newhouse moves to return House Bill 1914 to the
11 order of 2nd reading for the purpose of amendment. Do we have leave?
12 Leave is granted. Senator Newhouse.

13 SENATOR NEWHOUSE:

14 Mr. President and Senators, Senate Bill 1914 is the bill that
15 was providing...funds for private...private colleges. It's counter-
16 part passed out last year. This bill passed out of committee, but
17 was held up for the reason that an amendment was to be worked out
18 which would be a committee amendment, and I'd like to...to present
19 now Amendment No. 1 which limits the funds to be allocated to these
20 schools to the one hundred, two hundred dollar limits that were in
21 the previous bill.

22 PRESIDING OFFICER (SENATOR DONNEWALD):

23 Is there further discussion? Motion is to adopt Amendment No. 1
24 to House Bill 1914. All those in favor say Aye. Those opposed No.
25 The Ayes have it. The amendment is adopted. Amendment No. 2.

26 SENATOR NEWHOUSE:

27 Amendment No. 2, Mr. President, is an amendment that limits the
28 total amount that a school could...can...can obtain so they will not
29 be able to obtain any amount in excess of the scholarship amount plus
30 the...plus the nonpublic institution grant. It's a limitation amend-
31 ment, and I move its adoption.

32 PRESIDING OFFICER (SENATOR DONNEWALD):

33 Any further discussion? All those in favor of Amendment No. 2

1 to House Bill 1914 indicate by saying Aye. Those opposed No. The
2 Ayes have it. The amendment is adopted. Are there further amendments?
3 3rd reading. Just a moment. Senator...Senator Knuppel.

4 SENATOR KNUPPEL:

5 Amendment...I've got the next bill here that I want to amend.

6 PRESIDING OFFICER (SENATOR DONNEWALD):

7 For what purpose do you arise, Senator Morris?

8 SENATOR MORRIS:

9 Mr. President, I'd like to make a motion to adjourn.

10 PRESIDING OFFICER (SENATOR DONNEWALD):

11 That motion is not debatable, Senator. All those in favor of
12 adjournment indicate by saying Aye. Those Opposed. The Noes have it.
13 The motion fails. Senator Nudelman.

14 SENATOR NUDELMAN:

15 Mr. President, before that motion is remade, and I would advise
16 the Senator that there must be intervening business. I have a motion
17 on the Table that I'd like the Secretary to read before adjournment.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 Well, I...the thought of the Chair is that we...we...just...
20 just a moment. Now, Senator, you're out of order. We're on other
21 business. You're out of order. The Chair wishes to proceed with
22 3rd reading bills. Senator Nudelman.

23 SENATOR NUDELMAN:

24 Mr. Chairman, it is conceivable that the good Senator from the
25 north shore will make his motion again and the motion may prevail. I
26 have a Motion in Writing on the Table which I would like read...

27 PRESIDING OFFICER (SENATOR DONNEWALD):

28 We have leave...just...do we have leave to go to that order of
29 business? Do you...do you move to go to that order of business,
30 Senator Nudelman?

31 SENATOR NUDELMAN:

32 I am advised that I am out of order. So, I withdraw my motion.

33 PRESIDING OFFICER (SENATOR DONNEWALD):

HB 2440
3rd Reading
6-19-75

1 Senator...Senator Knuppel.

2 SENATOR KNUPPEL:

3 I want to move Senate Bill 2437 which is an...

4 PRESIDING OFFICER (SENATOR DONNEWALD):

5 That's House...House Bill.

6 SENATOR KNUPPEL:

7 House Bill, yeah, and move that back to the order of 2nd reading
8 for an amendment which I've distributed.

9 PRESIDING OFFICER (SENATOR DONNEWALD):

10 Do we have leave? Leave is granted. Senator Knuppel.

11 SENATOR KNUPPEL:

12 I want to offer an amendment here which...what's happened is
13 there...there was a provision that was in the Abatement Statute with
14 respect to the law here, and I want to...this amendment would take
15 it out of the abatement and put it in the election law. I move the
16 adoption or after it's gone back to 2nd reading, I want to move the
17 adoption of the amendment.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 It is on 2nd. Your motion is to adopt the amendment.

20 SENATOR KNUPPEL:

21 Alright. Right.

22 PRESIDING OFFICER (SENATOR DONNEWALD):

23 Senator Knuppel...moves to adopt Amendment No. 2 on House Bill
24 2437. All those in favor indicate by saying Aye. Those...I'm...it...
25 it is the number...the board was wrong. It's Amendment No. 1 to
26 House Bill 2437. All those in favor indicate by saying Aye. Those
27 opposed No. The Ayes have it. The amendment is adopted. Are there
28 further amendments? 3rd reading. House Bill 2440, Senator Course.
29 We're back to 3rd reading. Read the bill.

30 ACTING SECRETARY (MR. FERNANDES):

31 House Bill 2440.

32 (Secretary reads title of bill)

33 3rd reading of the bill.

1 PRESIDING OFFICER (SENATOR DONNEWALD):

2 Senator Course.

3 SENATOR COURSE:

4 Before I start, Mr. President, I'd like everybody to go in the
5 room back here and get a set of boxing gloves so we can finish the
6 evening out. House Bill 2440 amends the Revenue Act of 1937. House
7 Bill 2440 deals with the taxation of property for school purposes.
8 Under current law, all property of schools, including real estate on
9 which the school is located, shall be exempt from taxation. The pro-
10 perty to be exempt from taxation must be used exclusively for school
11 purposes. It cannot be used for profit, including student resident
12 halls, dormitories, and all lands. This amendment would add to these
13 excluded properties the following - property including interest in
14 land and other facilities located on the real estate of the school or
15 adjacent to the school grounds. The property would be used exclusively
16 ...exclusively for academic research or professional society, insti-
17 tute association or organizations which would serve to advance learn-
18 ing in the field of study taught by the school. Now, Ladies and
19 Gentlemen, the exemption provided is subject to the annual reporting
20 requirement described in the section of the law. Furthermore, this
21 amendment if...is consistent with other school exemptions to the
22 extent that it provides that the exemption is lost, if the property is
23 used with a view to profit. It's a good bill, and I will try and ask
24 any...

25 PRESIDING OFFICER (SENATOR DONNEWALD):

26 Is there further discussion? Senator Glass.

27 SENATOR GLASS:

28 I would like to ask a question of the sponsor.

29 PRESIDING OFFICER (SENATOR DONNEWALD):

30 He indicates he'll yield.

31 SENATOR GLASS:

32 Thank you. Senator Course, a lot of property seems to be off
33 of the tax rolls as it is, and I'm a little worried about this bill.

1 Is there...is it possible then for a nonpublic body to own the land?
2 What about a private profit making organization - could...could an
3 organization like that own the property if it were adjacent to the
4 school and if it were doing research? Would that be tax exempt?
5 PRESIDING OFFICER (SENATOR DONNEWALD):

6 Senator Course.

7 SENATOR COURSE:

8 No. No, it has to be a not-for-profit organization.

9 PRESIDING OFFICER (SENATOR DONNEWALD):

10 Senator Glass.

11 SENATOR GLASS:

12 And...and what...you could elaborate a little bit. What does
13 it have to be doing? Does it have to be doing some kind of educa-
14 tional research that's connected with the...the public school that
15 it's next to?

16 SENATOR COURSE:

17 That is correct, yes, Senator Glass.

18 PRESIDING OFFICER (SENATOR DONNEWALD):

19 Is there further debate? Senator Fawell.

20 SENATOR FAWELL:

21 Senator...Senator Course, would you respond to another question?
22 What...what bothers me as I look at this bill is the reference to
23 exemption being granted to property which just happens to be adjacent
24 to public school property, and as you have indicated, apparently, it
25 would be owned by not-for-profit corporations, but simply because it is
26 adjacent to public school property, you will grant exemption to it
27 so long as it is used by an academic research or professional society.
28 What...what is the genesis of the...why is that wording there? What...
29 what specific factual situation that prompted this legislation? I
30 don't mean to say I'm against it. I...I just don't quite see what
31 we're trying to do.

32 PRESIDING OFFICER (SENATOR DONNEWALD):

33 Senator Course.

1 SENATOR COURSE:

2 Well, it's property that's adjacent to the school that could be
3 used for the not-for-profit organizations for research, and if it's
4 consistent with the courses that are taught in the school, it would
5 be exempt.

6 SENATOR FAWELL:

7 Well, the...the statute is repeat with...with many bases of
8 course for giving exemptions to not-for-profit corporations so long as
9 those not-for-profit corporations are...are engaged in the described
10 tax exempt purposes. For instance, private schools would be...are
11 exempt in other sections of the statute. There's no problem there.
12 If you are...if you have a not-for-profit corporation engaged in
13 charitable purposes, but this is so wide open, simply because you
14 happen to be next door to a public school, and engaged in what is
15 referred to as academic research or is property which is used, simply
16 used by an academic research or professional society, institute, asso-
17 ciation or organization.

18 SENATOR COURSE:

19 Property owned by the university or the school, yes.

20 SENATOR FAWELL:

21 But, it...it's...is it...now, is the ownership by the public
22 school entity required at all then? I...well, I'm sorry. I don't
23 see that. Can someone...can someone point to the wording then?

24 PRESIDING OFFICER (SENATOR DONNEWALD):

25 Senator Carroll.

26 SENATOR CARROLL:

27 I will seek to enlighten you, Senator Fawell, if you read it.
28 Locate on...on lines 19 and 20, located on the real estate of a
29 school, real estate of a school and...

30 SENATOR FAWELL:

31 Now, what line?

32 SENATOR CARROLL:

33 I'm on line, at least, on my bill, line 20. This is an original

1 version. There might...starting the second line of underlining,
2 alright. Let's start with the beginning of the underlining. Are
3 we together? Okay. And property, taking out the parenthesis, located
4 on real estate of a school. That's the first requirement, real estate
5 of a school, and on or adjacent to that school, reading through it.
6 Okay, so you've got two requirements. The point of adjacent to being
7 a street intervening or an alley intervening or some type of public
8 way that...that cuts up two parts...it still has to be owned by the
9 school.

10 SENATOR FAWELL:

11 No, may...may I interrupt. I don't think so, Senator. I think
12 it...you've got two exemptions there, if it's owned by, but...but
13 also an exemption is granted if...

14 SENATOR CARROLL:

15 No, if it's owned and on or adjacent to, but it still has on or
16 adjacent to the school building, but the property still has to be
17 owned by the school. In other words, the school owns two blocks of
18 land.

19 SENATOR FAWELL:

20 Then...then why have the...why the conjunctive at all?

21 SENATOR CARROLL:

22 Because the school owns two blocks of land, one of which is the
23 school building and one of which is their research institute and
24 there's a street going through the middle.

25 SENATOR FAWELL:

26 That...this is the genesis of the bill, I take it then?

27 SENATOR CARROLL:

28 That concept, yes.

29 SENATOR FAWELL:

30 I have no...no quarrel with that. I...I...

31 SENATOR CARROLL:

32 Fine.

33 SENATOR FAWELL:

1 ...wonder if it's...it's clear if you read it...

2 SENATOR CARROLL:

3 Yeah, it reads rough, but if you carefully analyze the words,
4 that's what it says.

5 SENATOR FAWELL:

6 The...the intent must be that. I must...must concur.

7 SENATOR CARROLL:

8 I think the language is.

9 PRESIDING OFFICER (SENATOR DONNEWALD):

10 Is there further discussion? Senator Course, you wish a roll
11 call. All...the question is shall House Bill 2440 pass. All those
12 in favor vote Aye. Those opposed No. The voting is open. Have all
13 those voted who wish? Have all voted who wish? Take the record.
14 On that question, the Ayes are...the Ayes are 29, the Nays are 12,
15 6 Voting Present. Request Postponed Consideration. Consideration is
16 postponed. Is there any further business to come before the Senate?
17 Senator Partee moves we adjourn until 9:00 o'clock tomorrow morning.
18 Just a moment. Senator Partee.

19 SENATOR PARTEE:

20 I just want to remind the membership that at 10:00 o'clock
21 tomorrow, we will start with those bills on the Secretary's Desk.

22 PRESIDING OFFICER (SENATOR DONNEWALD):

23 Any further announcements? Senator Newhouse.

24 SENATOR NEWHOUSE:

25 There will be a meeting of the Pension and Personnel Committee
26 tomorrow at the call of the Chair. I wish the committee members would
27 consider this a notice and sort of hang loose. There are a couple of
28 emergency bills that we do have to consider and I'd appreciate your
29 cooperation.

30 PRESIDING OFFICER (SENATOR DONNEWALD):

31 Just a moment. Senator Partee.

32 SENATOR PARTEE:

33 It's been suggested to me, Mr. Chair...Mr. President, that

1. because I said we were going with the bills at 10:00 o'clock on
2. the Secretary's Desk that some persons thought that meant we were
3. starting 10:00. It does not. We are still starting at 9:00, but
4. we're going to the Secretary's Desk at 10:00.

5. PRESIDING OFFICER (SENATOR DONNEWALD):

6. The Secretary indicates that he must read some...one item into
7. the record. Proceed. Message from the House.

8. SECRETARY:

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

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

13. Senate Bill 612 with House Amendments No. 1 and 2. Senator
14. Rock is the chief sponsor.

15. PRESIDING OFFICER (SENATOR DONNEWALD):

16. Secretary's Desk. Senator Partee moves we adjourn until 9:00
17. o'clock tomorrow morning. Senate stands adjourned.

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