

79th GENERAL ASSEMBLY

REGULAR SESSION

JUNE 29, 1976

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The Senate will come to order. Will the members be
3. in their seats. Will the guests please rise. Prayer
4. by Reverend Rudolph S. Shoultz, Union Baptist Church,
5. Springfield, Illinois.

6. REVEREND SHOULTZ:

7. Eternal God, our Father, we seek Thy guidance this
8. morning, dear Lord, this one right or once ask of Thee to grant
9. unto him wisdom, knowledge and understanding that he may be able
10. to govern his people. This is the request of these, Thy servants,
11. this morning. Bless them this day, O God. May our
12. activities here be fruitful for the benefit of all of this
13. State of ours. Grant unto us Thy love, Thy understanding and
14. Thy blessing this day as we go forth in Thy name. Amen.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Reading of the Journal. Senator Kenneth Hall.

17. SENATOR KENNETH HALL;

18. Tuesday, June 29th, 1976. I move that reading and approval
19. of the Journals of Friday, June the 11th, 1976, Monday, June
20. 14th, Tuesday, June 15th, Wednesday, June 16th, Thursday, June
21. 17th, Friday, June 18th, Monday, June 21st, Tuesday, June 22nd,
22. Wednesday, June 23rd, Thursday, June 24th, Friday, June 25th,
23. Saturday, June 26th, Sunday, June 27th, and Monday, June 28th,
24. 1976 be postponed pending arrival of the printed Journals.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Heard the motion. All those in favor indicate by saying
27. Aye. Those opposed Nay. The Ayes have it. Message from the
28. House.

29. SECRETARY:

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

31. Mr. President - I am directed to inform the Senate
32. that the House of Representatives has refused to concur with the
33. Senate in the adoption of their amendments to a bill with the

1. following title:

2. House Bill 3318 with Senate Amendments Numbers
3. 1, 2, and 3.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Secretary's Desk. We will have a supplemental Calendar
6. in a little bit. The Senate will stand at ease. Will the
7. Sergeant-at-Arms come forth and not fifth. ...the assistant
8. Sergeant-at-Arms.

9. PRESIDENT:

10. Senator Rock. Senator Rock. Senator Hynes. Will the
11. members be in their seats. On the order of the Secretary's
12. Desk on the order of concurrences, on page five, Senate Bill
13. 1999, Senator Egan.

14. SENATOR EGAN:

15. Thank you, Mr. President and members of the Senate.
16. Senate Bill 1999 is on the order of concurrence and I would
17. like to move to nonconcur with House Amendment No. 1 to Senate
18. Bill 1999.

19. PRESIDENT:

20. Senator Egan moves to nonconcur in House Amendment No.
21. 1 to Senate Bill 1999. All those in favor say Aye. Opposed
22. Nay. The motion carries and the Secretary shall so inform the
23. House. Senator Netsch.

24. SENATOR NETSCH:

25. Mr. President, on the Secretary's Desk, page five, non-
26. concurrence, House Bill 2736, I would like to make a motion on
27. that, if I might.

28. PRESIDENT:

29. Secretary's Desk on the order of noncurrence, page five,
30. House Bill 2736. Senator Netsch.

31. SENATOR NETSCH:

32. I would move that the Senate refuse to recede from Amendments
33. 1, 2, 3, 4, and 5 and request a Conference Committee. There
34. are some technical problems in the amendments that we adopted

1. here, we're already begun talking about it and I think they
2. can be worked out, but we do need a Conference Committee to
3. work them out.

4. PRESIDENT:

5. Senator Netsch moves that the Senate refuse to recede
6. from the adoption of Amendments numbered 1, 2, 3, 4, and 5
7. to House Bill 2736 and that a Conference Committee be appointed.
8. All those in favor say Aye. Opposed Nay. The motion carries
9. and the Secretary shall so inform the House. Message from the House.

10. SECRETARY:

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

12. Mr. President - I am directed to inform the
13. Senate that the House of Representatives has refused to adopt
14. the First Conference Committee Report on House Bill 3820
15. and request a Second Committee of Conference to consider the
16. difference between the two Houses in regard to Amendment No.
17. 1, 2, 3, and 4. am further directed to inform the Senate that
18. the Speaker of the House has appointed as such committee on the
19. part of the House Representative Barnes, Bradley, Giorgi,
20. Totten and Ryan.

21. PRESIDENT:

22. Senator Joyce, I assume you want to request a second...
23. accede to that request and a Second Conference Committee be
24. appointed? 3820. Fine. House Bills on 2nd reading. Page
25. three of your Calendar. House Bill 3602, Senator Nimrod.
26. Read the bill.

27. SECRETARY:

28. House Bill 3602.

29. PRESIDENT:

30. One...one moment. For what purpose does Senator Nudleman
31. arise?

32. SENATOR NUDELMAN:

33. Thank you, Mr. President. For some inexplicable reason,

Handwritten notes in the top left corner, including the number '58' and some illegible scribbles.

1. most of us don't have today's Calendar on our desks.
2. PRESIDENT:
3. Will the Sergeant-at-Arms...they're passing them out
4. now. Can we get several Pages to start passing out the
5. Calendars, please? I just can't imagine that. Mr. Sergeant-
6. at-Arms, see that the Calendars are passed out, please.
7. You have several Pages who aren't doing anything, if you'd
8. just spread them out among them, please. Read House Bill
9. 3602, please.
10. SECRETARY:
11. House Bill 3602.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDENT:
15. No, no 2nd reading. This is 3rd...this is 2nd reading.
16. 3602 is the one we're reading.
17. SECRETARY:
18. I'm sorry. 2nd reading of the bill. No committee amendments.
19. PRESIDENT:
20. Any amendments from the Floor? 3rd reading. House
21. Bill 3831, Senator Carroll. Read the bill.
22. SECRETARY:
23. House Bill 3831.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. The Committee on Revenue offers one
26. amendment.
27. PRESIDENT:
28. Who on Revenue would move the adoption of this amendment,
29. please? Senator Harber Hall moves the adoption of Amendment No. 1.
30. All in favor will say Aye. Opposed Nay. The amendment is adopted.
31. Any further amendments?
32. SECRETARY:
33. No further amendments.

1. PRESIDENT:
2. 3rd reading. House Bill 3840, Senator Mitchler.
3. Read the bill.
4. SECRETARY:
5. House Bill 3840.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDENT:
9. Any amendments from the Floor? 3rd reading. House
10. Bill 3946, Senator Vadalabene. Read the bill.
11. SECRETARY:
12. House Bill 3946.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. No committee amendments.
15. PRESIDENT:
16. Any amendments from the Floor?
17. SECRETARY:
18. Amendment No. 1 offered by Senator Glass.
19. PRESIDENT:
20. Senator Glass.
21. SENATOR GLASS:
22. Mr. President, it was my understanding that Senator
23. Vadalabene was going to offer an amendment.
24. PRESIDENT:
25. An amendment or this amendment?
26. SENATOR GLASS:
27. Oh, no. An amendment. I have one that I'm prepared to offer.
28. Has he offered one as yet?
29. PRESIDENT:
30. Not yet.
31. SENATOR GLASS:
32. I...I would...
33. PRESIDENT:

1. Just a moment.

2. SENATOR GLASS:

3. Mr. President,...

4. PRESIDENT:

5. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Yes, Mr. President, I'm not aware of Senator Glass'.

8. His comes as a surprise. Now, I do have two up there and I did

9. give the leadership on both sides of the aisle my amendments.

10. PRESIDENT:

11. Senator Glass.

12. SENATOR GLASS:

13. That's correct, Mr. President. And that's why I...I raised

14. the question because our amendment is...is now being taken over

15. to Senator Vadalabene and a copy given to him and I'll explain

16. it at the proper time, but I...I would yield to him if it's

17. appropriate for his two amendments and then would ask

18. leave to go ahead with mine when he's through.

19. PRESIDENT:

20. Amendment No. 1, Senator Vadalabene.

21. SENATOR VADALABENE:

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

23. Amendment No. 1 to House Bill 3946 deletes one addition of the

24. word "cancellation". This was a technical error and it clears up

25. the House drafting error. And I move for its adoption.

26. PRESIDENT:

27. Senator Vadalabene moves the adoption of Amendment No. 1

28. to House Bill 3946. All in favor will say Aye. Opposed Nay.

29. They Ayes have it. Amendment No. 1 is adopted. Amendment No. 2,

30. Senator Vadalabene.

31. SENATOR VADALABENE:

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

33. Amendment No. 2 to House Bill 3946 amends the Motor Vehicle Code

1. Revision that (1) a former member of the General Assembly
2. who has served at least four years may request plates for up
3. to two vehicles which bears a Senator's district number and a
4. designation that he is a retired Senator. A Representative's
5. plate shall state he is a retired representative and bear the
6. last number he has...he was assigned as a House member.
7. Secondly, if two or more people are entitled to the same designation
8. a distinction shall be made by the use of a letter based on
9. alphabetic order of the applicants and I move for the adoption
10. of Amendment No. 2.

11. PRESIDENT:

12. Could we break up the conference over here please?

13. Senator Glass.

14. SENATOR GLASS:

15. Well, thank you, Mr. President. I...

16. PRESIDENT:

17. Senator Vadalabene...Senator Donnewald, please. Senator
18. Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President. I have no objection to this
21. amendment. I'd just like to ask Senator Vadalabene if he'd
22. consider adding to the amendment the elimination of that
23. front license plate that we put in last year and going back to the
24. old system?

25. PRESIDENT:

26. Senator Vadalabene.

27. SENATOR VADALABENE:

28. I'm sure that was just a comment.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Senator Vadalabene moves
31. for the adoption of...just a moment. Senator Joyce.

32. SENATOR JOYCE:

33. Yes, a question of the sponsor.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Senator Vadalabene.
3. SENATOR JOYCE:
4. Would the license plates go back, you know, as far as the
5. guy is alive, or is it just starting right now?
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Vadalabene.
8. SENATOR VADALABENE:
9. Well, I think it will go back as...as when he was
10. retired and have his number.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Joyce.
13. SENATOR JOYCE:
14. Everyone that is retired now and still living would be eligible
15. for one of these plates?
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Vadalabene.
18. SENATOR VADALABENE:
19. Yes.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there further discussion? The question...the question
22. is shall Amendment No. 2 to House Bill 3946 be adopted.
23. Those...Senator Berning.
24. SENATOR BERNING:
25. Thank you, Mr. President. I would just like to ask
26. the sponsor.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator Vadalabene, Senator Berning wishes to...
29. SENATOR BERNING:
30. Can you give us any estimate of the cost involved in this?
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Vadalabene.
33. SENATOR VADALABENE:

1. Well, there isn't that much cost, Senator Berning. I
2. don't have the cost of it, but there's not too many legislators
3. retire, you know, about every fifteen years, there's a change
4. and...and they won't be eligible for them unless they've
5. served four years, so you're not talking about that kind of
6. money.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Berning. Senator Vadalabene.

9. SENATOR VADALABENE:

10. And also they pay for these plates.

11. PRESIDENT:

12. Any further discussion? Senator...Senator Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President. I was just conferring with my
15. Republican House colleague from my district, Representative
16. Dunn and we were talking about this very amendment and we
17. were wondering, Senator Vadalabene, is it going to say on that
18. license plate, retired voluntarily or by the people?

19. PRESIDENT:

20. Senator Vadalabene.

21. SENATOR VADALABENE:

22. Roll call.

23. PRESIDENT:

24. Senator...Senator Vadalabene moves the adoption of
25. Amendment No. 2 to House Bill 3946. Those in favor will vote
26. Aye....say Aye. Opposed Nay. The Ayes have it. The amendment
27. is adopted. A roll call is requested. On the question of adoption
28. of Amendment No. 2 to Senate Bill 3946. Those in favor vote Aye.
29. Opposed will vote Nay. The voting is open. House Bill, yes.
30. 3946. Have all voted who wish? For what purpose does Senator
31. Daley arise? Senator Daley, for what...

32. SENATOR DALEY:

33. Mr. President and fellow Senators, does this have something

1. to do with the phones for the Senators on this...on the Floor?

2. PRESIDENT:

3. No it does not. Have all voted who wish? Take the

4. record. On this question the Ayes are 21, the Nays are 22.

5. Amendment No. 2 fails. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Verification of the negatives.

8. PRESIDENT:

9. A verification of the negative is requested. Will the

10. members be in their seats and will the Secretary read those

11. names voting in the negative.

12. SECRETARY:

13. The following voted in the negative: Berning,

14. Bruce, Buzbee, Carroll, Davidson, Demuzio...

15. PRESIDENT:

16. Hold it just a minute. He wants you to go slower.

17. Yes, Mr. Secretary.

18. SECRETARY:

19. Bell, Bruce, Buzbee, Carroll, Davidson, Demuzio,

20. Glass, Graham, Harber Hall, Harris, Johns, Joyce, Mitchler,

21. Netsch, Newhouse, Palmer, Philip, Regner, Schaffer, Shapiro,

22. Weaver, Wooten.

23. PRESIDENT:

24. Please continue with the roll call. Senator Vadalabene.

25. Is Senator Palmer on the Floor? Yes. Is Senator Newhouse on

26. the Floor? Strike his name from the roll call. What do you mean

27. wait a minute? I'm calling what I see...is Senator Newhouse on the

28. Floor? Take him off the roll call if he's not on the Floor.

29. That's all I can do. The...the roll call is now Yeas 21, Nay

30. 21. The amendment fails. Yes, Senator Bell. Please tell

31. him...he understands...please tell him. It's a tie vote and the

32. amendment fails, Senator Bell. It's just a...any...Glass, yes.

33. Senator Vadalabene.

1. SENATOR VADALABENE:

2. Yes, thank you, Mr. President, for being so fair on this
3. roll call.

4. PRESIDENT:

5. In case you missed that, Jim, he said postpone the amendment.
6. Any further amendments?

7. SECRETARY:

8. Amendment No. 3 offered by Senator Glass.

9. PRESIDENT:

10. Senator Glass.

11. SENATOR GLASS:

12. Thank you, Mr. President. This amendment would delete
13. several of the changes that are now in the bill and...and let me
14. explain it this way. As the bill presently stands, or as it was
15. originally was introduced, it increased fees for auditing of
16. persons who were found to be in arrears in their payment of
17. motor vehicle taxes and fees and when persons are found to be
18. in arrears and the State has to perform an audit and if, in fact,
19. they are in arrears, the State has been in charge...entitled
20. to charge twenty-five dollars a day and twelve fifty for half a
21. day. And under the bill, those fees would be increased to
22. fifty dollars and twenty-five dollars respectively and there's no
23. objection to that...to that part of the bill. However, some
24. very serious additional changes have been made in the legislation.
25. One of them which this amendment seeks to eliminate, is to
26. allow temporary driver permits to be issued in hardship cases
27. when a license has been cancelled. Now, I think as most of you
28. know, the temporary hardship permits are for purposes of allowing
29. a...a driver who has had his license suspended or revoked but
30. must get to work in a case of hardship to have a temporary permit.
31. But, by adding cancelled to revoked and suspended, we're opening
32. up an entire new area because when a license is cancelled, it is
33. cancelled for one of the following reasons: that the licensee

1. was not entitled to the issuance in the first place; he failed
2. to give the required information in his application; he failed
3. to pay any fees or taxes due upon reasonable notice; he com-
4. mittee a fraud in the making of the application; he's ineligible
5. for the license under Section 103; or he's refused to submit
6. to an examination or reexamination. In other words, when
7. a license is cancelled, there is no basis upon which that person
8. should be given a temporary permit. What he should do is
9. apply for another license. And that is in the law now. But, to
10. allow him to have a hardship permit after his license has been
11. cancelled, would be a mistake and would be a significant change
12. in the existing law. This...this matter has not had any
13. hearings so the amendment would...would eliminate that.
14. Now, also, Ladies and Gentlemen, the bill as it now stands
15. would eliminate the requirement of having a social security
16. number on a driver's license. I want to repeat that. This
17. bill eliminates the requirement of having your social security
18. number on your driver's license. That is a major change in the
19. law. It would be very difficult to identify persons if we
20. eliminated that requirement, so my amendment takes that out and
21. would leave the licenses as they are with the social security
22. number on the license. And I submit to you the adoption of this
23. amendment is important because without it we would have...we would
24. be making some very sweeping changes in drivers' license law
25. without the matter having been submitted to a hearing.
26. I'll be happy to answer any questions. I urge the adoption of
27. this amendment.

28. PRESIDENT:

29. . Senator Nudelman.

30. SENATOR NUDELMAN:

31. I don't know, Mr. President, whether this is a point of
32. personal privilege or a parliamentary procedure or what,
33. but my query to you is related to today's proceedings. I...I

1. would inquire as to what the emergency nature of this legislation
2. is? I would inquire of you why we were called into Session at
3. 9:00 o'clock this morning, stood in some form of animated
4. suspension for two hours until 11:00 o'clock; why if this...
5. indeed this bill has to be handled, why it couldn't have
6. been handled at 9:00 o'clock; when it is...it is supposed that
7. this bill will be put on 3rd reading and passed, when it is
8. supposed that this bill will go over to the other House of this
9. Legislature for concurrence in the amendments that we are
10. putting on this bill and I would in general ask, Mr. President,
11. what the hell we're doing with this thing at this time on this
12. date.

13. PRESIDENT:

14. You've asked a series of questions. One relating, let's
15. take them in some sort of time sequence, you ask about why
16. we started at 9:00 o'clock, why we were in suspended animation.
17. At 9:00 o'clock, I don't know if you were here, but there were
18. about eight, maybe ten members on the Floor at 9:00 o'clock.
19. By 9:30, there were not enough members on the Floor to conduct
20. business. By 10:00 o'clock, there were perhaps enough members
21. on the Floor to conduct business, but we had a conference with
22. the Speaker and leadership in the House about some rather
23. serious problems, of which perhaps you are unaware. The other
24. part and thrust of your question seems to be with reference
25. to this bill. The bill, as you have perhaps noticed, related
26. to increasing fees for auditing persons in arrears on motor
27. vehicle taxes, which is within the subject of our call, it is
28. a revenue matter. When the bill came out of the Rules Committee
29. it related to revenue which is a part of our rules and
30. consideration. Other amendments were attached. Does that
31. answer your question? Senator Nudelman.

32. SENATOR NUDELMAN:

33. In a word Sir, no. We were called here at 9:00 o'clock,

1. I was here, myself, at about six minutes after nine. There
2. were certainly more than enough members to conduct business.
3. If the members were interested in their bills, they would
4. be here at nine or very shortly thereafter to have these bills
5. moved. A two hour conference, your...you, yourself, Mr. President,
6. were sitting at the rostrum. There are others in leadership
7. who substitute for you, Mr. President, when you are unavailable.
8. This whole process...

9. PRESIDENT:

10. Have I ever been unavailable, Senator?

11. SENATOR NUDELMAN:

12. By that I meant, Sir, if you were in conference with the
13. Speaker of the House, certainly Senator Rock or Senator
14. somebody else might have...

15. PRESIDENT:

16. Well,...

17. SENATOR NUDELMAN:

18. ...might have filled the spot.

19. PRESIDENT:

20. That...well, Senator Rock and Senator Donnewald...

21. SENATOR NUDELMAN:

22. And...and if we're talking...

23. PRESIDENT:

24. ...and Senator Hynes were...

25. SENATOR NUDELMAN:

26. ...about the call...

27. PRESIDENT:

28. ...were with us.

29. SENATOR NUDELMAN:

30. ...of the Chair, what about 3840? Where is the emergency
31. in that bill? That's the one just prior to this one.

32. PRESIDENT:

33. The bill was voted out of the Rules Committee. It was voted

1. out of the Rules Committee in both Houses.

2. SENATOR NUDELMAN:

3. Now, I think that...the major thrust of my question,
4. Mr. President, was how we proposed to handle this 3946
5. with the amendments, so that we do, in fact, get it out of
6. here in time and I...and I submit to you, Mr. President,
7. that the various processes which would be required for this
8. bill, don't...don't...cannot be encompassed in the time we
9. have remaining. I submit to you that it's on 2nd reading
10. today and can't be on 3rd reading until tomorrow and then
11. can't go back to the House, if it's passed for concurrence,
12. et cetera, et cetera, et cetera and I submit, Mr. President,
13. it can't be done within the time span remaining for this
14. Legislative Session.

15. PRESIDENT:

16. That part of your statement which relates to et cetera
17. I think, explains the fact that you do not really understand
18. the process. If this bill, which is now on 2nd reading, goes
19. to 3rd reading today, it will be on 3rd reading tomorrow, and if
20. it is passed tomorrow it can be concurred in in the other House
21. tomorrow. Senator Netsch.

22. SENATOR NETSCH:

23. I had a question for the sponsor of the amendment if that
24. doesn't seem out of order and irrelevant at this point.

25. PRESIDENT:

26. Everybody is chewing glass this morning. Senator Glass.

27. SENATOR NETSCH:

28. Senator Glass, why do we have to have social security
29. numbers on drivers licenses?

30. PRESIDENT:

31. Senator Glass.

32. SENATOR GLASS:

33. Senator Netsch, I think the main reason is positive

1. identification and...and I think that...that was the reason
2. for putting them on in the first place and certainly the reason for...for
3. retaining them. Without that form of identification, I think
4. it would be much more difficult for law enforcement officials
5. to do their job.

6. PRESIDENT:

7. Senator Netsch.

8. SENATOR NETSCH:

9. Senator Glass, how long has that been the law and the
10. practice?

11. PRESIDENT:

12. Senator Glass.

13. SENATOR GLASS:

14. I believe since approximately 1969.

15. PRESIDENT:

16. Any further discussion? Senator Glass moves the adoption
17. of Amendment No. 3 to House Bill 3946. All in favor...Senator
18. Vadalabene.

19. SENATOR VADALABENE:

20. I'm sorry. I didn't think you had...you saw my hand.

21. PRESIDENT:

22. No, I didn't...

23. SENATOR VADALABENE:

24. I just want to state...

25. PRESIDENT:

26. ...I'm sorry.

27. SENATOR VADALABENE:

28. ...I just want to state before Senator Glass' amendment
29. is voted on that these are technical changes that the Secretary
30. of the State has requested to...to keep his day to day operation
31. functioning...perfectly and I would urge my colleagues on this
32. side of the aisle to oppose Senator Glass' amendment.

33. PRESIDENT:

1. Senator Kenneth Hall.

2. SENATOR KENNETH HALL:

3. Thank you, Mr. Speaker. I'm...would the sponsor yield to

4. a...I'm sorry, I was off the Floor on this amendment, but is

5. Senator Glass' amendment to take the social security number

6. off of this?

7. PRESIDENT:

8. Senator Glass.

9. SENATOR GLASS:

10. Thank you, Mr. President. Senator Hall, the amendment

11. would make sure that the social security number stays on the license.

12. And it also does one other thing, if you'd like to know about that.

13. But, it...in answer to your direct question, the bill, as it

14. now stands, would take the social security off...number off the

15. drivers license. This amendment would insure that it stays on.

16. PRESIDENT:

17. Senator Regner.

18. SENATOR REGNER:

19. Yes, a question of the sponsor.

20. PRESIDENT:

21. Senator Vadalabene...

22. SENATOR REGNER:

23. Senator Vadalabene, does...

24. PRESIDENT:

25. ...Senator Regner desires to ask you a question.

26. SENATOR REGNER:

27. Would Senator Glass' amendment, if it were adopted,

28. eliminating social security numbers, cause any problems

29. with the computer system they have searching or EDP or

30. anything?

31. PRESIDENT:

32. Senator Vadalabene.

33. SENATOR VADALABENE:

1. Well, of course, I don't know whether...what it would do
2. to the computer system, but let me, since you're wanting to
3. talk about the social security number, the social security number
4. will no longer be required because of Federal privacy laws.
5. The Secretary's Office indicates, however, that they will only
6. remove the social security number if requested by the licensee.
7. They will also devise a new numbering system for their files
8. to use in place of the social security number. We're...we're
9. encroaching on the privacy Federal laws and that's the reason
10. social security number should be taken off of the...of the drivers'
11. license.

12. PRESIDENT:

13. Senator Mohr...Howard Mohr.

14. SENATOR HOWARD MOHR:

15. Yes, Mr. President. I think it's, you know, quite simple
16. as to why a social security number is on there or should be
17. on there. Anybody that has had any experience with law
18. enforcement or people in general are aware that there are many,
19. many people that have more than one drivers' license number
20. and simply that...that's why it should be on there. I think
21. everybody is entitled to...those that are properly checked out and
22. so forth for a license, should have one. But, they should only
23. have one, not two where they change their names and this is
24. being done every day of the week and those lawyers that asked
25. this question, I would suggest, Mr. President, really haven't
26. been around the court system.

27. PRESIDENT:

28. Senator Philip.

29. SENATOR PHILIP:

30. Thank you, Mr. President. This kind of brings back old
31. memories to me. I can remember ten years ago, almost, that Senator
32. Knueffer was the sponsor of this legislation to put the social
33. security number on the drivers' license and I was the House

1. sponsor of that legislation. And the theory and the rationale
2. was it's the only common denominator you have as...as a person
3. and it should go on there. I hate to say that to you, Senator
4. Netsch, but the only common denominator we have is your
5. social security number. The computers use it. It's a good idea.
6. It should stay in effect.

7. PRESIDENT:

8. Senator Wooten.

9. SENATOR WOOTEN:

10. Mr. President and colleagues, I quite agree with Senator
11. Philip and Senator Glass, but you should know that the Federal
12. government says you can't do this if people don't want their
13. social security number on. We have been through this in the
14. quad cities, we have a privacy commission. In keeping our
15. voter records, we've toyed with an awful lot of systems, the
16. most efficient is to use social security, because you're right,
17. that is the one number that is tied to every individual citizen.
18. It's an infallible means of identification but I'm telling you
19. the Federal government says you can't do that and what we're
20. proposing in this bill is to give the Secretary of State that
21. flexibility. If the citizen says, I don't want my social security
22. number on there, he can take it off, because it seems to me the
23. Federal government, at least that's what's come through our
24. privacy commissions, crystal clear on that, we can't use that
25. number.

26. PRESIDENT:

27. Senator Netsch.

28. SENATOR NETSCH:

29. Thank you, Mr. President. I really wanted to respond in part
30. to Senator Philip. I, personally, do not accept your thesis,
31. Senator Philip, that the only common...denominator all of us
32. has is our social security number. I like to think that each of
33. us has a whole lot of individual characteristics that separate us

1. out and that we do not require a common denominator social
2. security number to give us our identity. I, for one, refuse
3. to accept that. I do not want my social security number used
4. on a drivers' license which is a moot question since I don't
5. drive anyway, I concede, but I would not want it used if
6. I did and it seems to me that the whole thrust of the Federal
7. law that has been passed and of what I think will be happening
8. at the state level in many states in the future is that
9. we should not abuse and overuse the social security number.
10. It is a means of beginning to give each of us something that
11. in effect is tattooed on us for the rest of our lives and is
12. a...a little bit too much of the State keeping tracking of us
13. for all purposes. Social security number has a specific use.
14. It relates to keeping your employment records for retirement purposes
15. under the social security system in the future. That is what
16. it should be used for and it should not be used for things
17. to which it is irrelevant.

18. PRESIDENT:

19. Senator Lemke.

20. SENATOR LEMKE:

21. You know, when I was young kid, my grandfather used to
22. talk about Europe and one of the things he used to do in Europe,
23. the only way you can possibly identify anybody is to tattoo
24. the number on their arm and have them walk around. And instead
25. of...have a name, we'll have a number and we'll get closer to 1984,
26. cause this is what's going to happen. The social security number
27. wasn't meant for the purposes...it's been using. The Federal Income
28. Tax Statements are supposed to be confidential but everybody
29. knows what you're doing. We're taking confidentiality away
30. from individuals and it's wrong. We're giving the government
31. too much authority and we're going to go closer and closer,
32. pretty soon, they'll tattoo it on your arm and you can walk around...

1. and they'll know. The government can keep tabs of wherever
2. you're at so I got to urge you to vote against this because
3. a person has the right to wish if he doesn't want a social security
4. number on anything, he don't have to have it there except
5. on his income tax when he files it.

6. PRESIDENT:

7. Senator Glass may close the debate.

8. SENATOR GLASS:

9. Well, thank you, Mr. President. Senator Lemke's
10. last statement was indicative of one of the reasons why this
11. social security number ought to be on a drivers' license and
12. Senator Mohr has clearly stated that in his comments. This is
13. a...a definite aid to law enforcement and...and it deters
14. fraudulent attempts to have drivers' licenses issued to the wrong
15. people. Now, I would want to add this other point. Senator
16. Netsch and Senator Lemke and others have launched into a
17. ...a long debate on why the social security number ought not to
18. have to be on the drivers' license. I'd like to remind the Body
19. that this was not considered an emergency issue at all, in fact this
20. was not a part of the original bill. This bill came out of
21. committee and on the Floor of the House, this amendment was added.
22. Then, it came over here to the Senate and came out here on the
23. Floor without reference. If this was such a...an emergency and
24. of such concern to the Secretary of the State...of State, why was
25. if left until the last minute and handled in this manner?
26. And, Senator Wooten, I have heard different comments with regard to
27. Federal law. I certainly don't know that the Federal law requires that
28. this not be on the drivers' license and I submit to you that the
29. Secretary of State mustn't have felt that way either or he would have
30. been in here with a bill earlier trying to have it removed, so I...I
31. really thing we would be acting with undue haste to take a
32. major step of this kind to take the drivers...take the social
33. security number off of a drivers' license at...at this late stage and

1. without adequate hearing and I certainly hope the amendment
2. will pass with respect to that and I...I would like to very
3. briefly remind you that what perhaps the most important part of
4. the amendment is the other part, the bill now, would allow
5. temporary drivers' permits to be issued after a license has been
6. cancelled. At the present time, if a license is suspended or
7. revoked a person because of hardship is entitled to have that
8. ...a temporary permit issued so he can drive to work. But, after
9. his license has been cancelled, he should have to reapply and
10. indeed the law gives him the right to do that, to reapply for
11. a new license. But, it...it has been cancelled for one of
12. six reasons and they include that he was not entitled to issuance
13. of the license in the first place; that he failed to give the
14. required or correct information on his application; he failed
15. to pay the necessary fees or taxes; committed a fraud in the
16. making of the application; refused to submit to an examination;
17. or is...is otherwise ineligible, so...under Section 103.
18. In other words, this is an improper way for the law to read, to
19. allow somebody to have a temporary permit when his license
20. has been cancelled. So, that...the amendment would also remove that
21. provision. I would urge a favorable vote on this amendment,
22. Mr. President, and would request a roll call.

23. PRESIDENT:

24. The question is on the adoption of Amendment No. 3 to House
25. Bill 3946. Those in favor will vote Aye. Opposed Nay. The
26. voting is open. Have all voted who wish? Take the record.
27. On this question the Ayes are 22, the Nays are 21, the amendment
28. is adopted. Amendment No. 3 is adopted. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. ...yes, Senator Vadalabene. A verification is
33. requested of the affirmative vote...of the affirmative vote and the

1. negative vote is also requested. Read the affirmative first.

2. SECRETARY:

3. The following voted in the affirmative: Bell,
4. Berning, Davidson, Fawell, Glass, Graham, Harber Hall, Harris,
5. Johns, Lane, Mitchler, Howard Mohr, Don Moore, Nimrod, Ozinga,
6. Philip, Regner, Schaffer, Shapiro, Sommer, Weaver, Mr. President.

7. PRESIDENT:

8. Is Senator Philip on the Floor? Take him off the roll call.
9. Senator Berning is in his seat. Read the negatives.

10. SECRETARY:

11. The following voted in the negative: Brady, Clarke,
12. D'Arco, Daley, Demuzio, Dougherty, Egan, Kenneth Hall, Hickey,
13. Hynes, Knuppel, Kosinski, Latherow, Lemke, McCarthy, Merritt,
14. Netsch, Nudelman, Vadalabene, Welsh, and Wooten.

15. PRESIDENT:

16. Pardon? Senator Latherow on the Floor? Take him
17. off of the roll call. Senator Hickey on the Floor? Take her
18. off the roll call. Senator McCarthy...McCarthy is right here.
19. On this roll call, the affirmatives are 21, the negatives are
20. 19. The amendment is adopted. Any further amendments? 3rd
21. reading. The rules require that the members to be counted
22. on a verification be within the bar of the Senate. The telephone
23. area is not within the bar of the Senate. And that rule cannot
24. be suspended. The Chair wishes to announce that the Capital
25. Development Board will be conducting ground breaking ceremonies
26. beginning at 12:30 on Spring Street between Monroe and Adams.
27. The Senate will be in recess from 12:20 to 1:10. Message from the
28. House.

29. SECRETARY:

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

31. Mr. President - I am directed to inform the Senate
32. that the House of Representatives has refused to recede from their
33. amendments to a bill with the following title:

34. Senate Bill 1594.

1. Further directed to inform the Senate that the
2. House of Representatives request a First Committee of Conference
3. to consist of five members from each House to consider the
4. differences of the two Houses in regards to the amendments
5. to the bill. The Speaker of the House has appointed such
6. committee on the part of the House, Representative Terzich,
7. Merlo, Capparelli, Ebbesen, and McCourt. Senator Egan is
8. the sponsor.

9. PRESIDENT:

10. Senator Egan. I think...you probably didn't hear it.
11. I think that you would probably want to move to accede to the
12. request for a Conference Committee. Senator...question is shall
13. the Senate accede to the request of the House that a Conference
14. Committee be appointed on Senate Bill 1594? All in favor will
15. say Aye. Opposed Nay. The Ayes have it. Motion carries and
16. the Senate accedes to the request to appoint a Conference Committee.
17. Senator Daley.

18. SENATOR DALEY:

19. Mr. President and fellow Senators. On a point of
20. personal privilege. During the year, we have received so much
21. literature and data from different commissions and committees
22. and of course, most of it is disposed in various ways, but during
23. a crisis of our State, we talk about a financial crunch...

24. PRESIDENT:

25. Just a minute, Senator. Could we have a little order,
26. please? Go right ahead.

27. SENATOR DALEY:

28. Talking about a financial crisis in our State and whether or
29. not the Legislative Body is going to respond. Just recently
30. I received from the Legislative Advisory Committee on Public
31. Aid on June 11th, an interesting note. It stated they reviewed
32. the optometric program review. They mentioned ten people or
33. fifteen people who have received 1975 payments in the amount of
34. one million, three hundred and twenty-seven thousand. As of 1976

1. almost a half a million dollars. In the conclusion, they're
2. stating here, "the information is being turned over to law
3. enforcement for their review." A name of Norman Broughtman,
4. Jerome Broughtman, who are...received over two hundred and fifty
5. thousand dollars in 1975. A Robert Abrams, a hundred and three
6. thousand, a Samuel Dorsey, a hundred and two thousand, Fullerton
7. Optical, a hundred and twenty-two thousand, R. M. Arillas,
8. a hundred and forty-six thousand, Suco Optical, a hundred and
9. thirty-six thousand. I'd like to make an inquiry to the Chairman
10. of the Committee, whether or not the Commission...they have turned
11. these over to what law enforcement agency?

12. PRESIDENT:

13. Senator Don Moore.

14. SENATOR DON MOORE:

15. Thank you, Mr. President, members of the Senate.
16. After the investigation by the Legislative Advisory Committee
17. onto these...or into these sixteen opticians and optometrists,
18. duplicate files were made of the affidavits that we secured from
19. recipients who stated they never received the services that the
20. State of Illinois had paid for; copies of the vouchers from
21. the Comptroller's office, and they were turned over to the Director
22. of the Department of Public Aid who in turn has referred them
23. to the Department of Registration and Education for appropriate
24. action there, and a duplicate set was also delivered to the U.S.
25. District Attorney for the northern district of Illinois for
26. whatever action he may see fit to carry on with.

27. PRESIDENT:

28. Senator Daley.

29. SENATOR DALEY:

30. Has the Department contacted the State's Attorney of
31. Sangamon County or State's Attorney of Cook?

32. PRESIDENT:

33. Senator Don Moore.

1. SENATOR DON MOORE:

2. I don't believe so. I believe, Senator, back, oh, about
3. six months ago, at a meeting that the Legislative Advisory
4. Committee had in Chicago. I recommended that the U.S.
5. District Attorney be the...sort of the individual to coordinate
6. various investigations in the Medicaid field. I sent letters
7. to the Director of Public Health, Director of Public Aid,
8. to the State's Attorney of Cook County and Mr. Skinner subsequently
9. did have a meeting of all of the law enforcement agencies
10. that are involved in the Medicaid fraud field and is coordinating
11. those activities. Now, whether the State's Attorney of Cook
12. County has been notified on this by the U.S. District Attorney,
13. I do not know. Whether the Department has contacted the State's
14. Attorney of Cook County, I do not know.

15. PRESIDENT:

16. Senator Daley.

17. SENATOR DALEY:

18. Has the Department in of itself done something about it?

19. PRESIDENT:

20. Senator Don Moore.

21. SENATOR DON MOORE:

22. I don't know.

23. PRESIDENT:

24. Senator Daley. Messages from the House.

25. SECRETARY:

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

27. Mr. President - I am directed to inform the Senate
28. that the House of Representatives has refused to adopt the
29. First Conference Committee report on Senate Bill 1614 and
30. requests a Second Committee of Conference to consist...consider the
31. differences between the two Houses in regards to amendments
32. numbered 1, 4, 5, 6, 7, 8, 9, 12, 18, 19, 20 and 22. I am
33. further directed to inform the Senate that the Speaker of the House

1. has appointed as such Committee on the part of the House
2. Representatives Kosinski, Barnes, Bradley, Ryan, and Totten.
3. PRESIDENT:
4. What is the number, please?
5. SECRETARY:
6. 1614.
7. PRESIDENT:
8. And who is the sponsor?
9. SECRETARY:
10. Senator Morris.
11. PRESIDENT:
12. Senator Morris.
13. SENATOR MORRIS:
14. Yes, Mr. President, we already took action on this
15. last night have already had a Second Conference Committee which...
16. PRESIDENT:
17. Do you desire to move that the Senate accede to the request
18. for a Second Conference Committee?
19. SENATOR MORRIS:
20. Okay.
21. PRESIDENT:
22. Fine.
23. SENATOR MORRIS:
24. Whatever is right.
25. PRESIDENT:
26. The question is shall the Senate accede to the request of the
27. House that a Second Conference Committee be appointed? All
28. in favor say Aye. Opposed Nay. The Ayes have it. The Senate
29. accedes to the request to appoint a Second Conference Committee.
30. A Message from the House.
31. SECRETARY:
32. A Message from the House, by Mr. O'Brien, Clerk.
33. Mr. President - I am directed to inform the Senate that

1. the House of Representatives has refused to recede from their
2. amendments numbered 1, 2, 3, 5, 7, 8, 9, 10, 14, 15, 17, 21,
3. 25, 29, 30, 31, 32, 35, 36, 37 and 38 to a bill with the
4. following title:

5. Senate Bill 1936.

6. I'm further directed to inform the Senate that
7. the House of Representatives requests a First Committee of
8. Conference to consist of five members from each House to
9. consider the differences of the two Houses in regard to the
10. amendments to the bill. The Speaker of the House has appointed
11. as such Committee on the part of the House: Representatives
12. Mudd, Madigan, Bradley, Ryan and Totten.

13. PRESIDENT:

14. Who is the sponsor, please?

15. SECRETARY:

16. Senator Rock.

17. PRESIDENT:

18. Senator Rock. You move to accede to the request for the
19. appointment of a Conference Committee on Senate Bill 1936. All
20. in favor will say Aye. Opposed Nay. The Ayes have it. The
21. motion carries and the Senate accedes to the request of the House
22. for the appointment of a Conference Committee.

23. SECRETARY:

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

25. Mr. President - I am directed to inform the Senate
26. that the House of Representatives has refused to recede from
27. their Amendment No. 1 to a bill with the following title, to-wit:

28. Senate Bill 1997.

29. I am further directed to inform the Senate the
30. House of Representatives requests a First Committee of Conference
31. to consist of five members from each House to consider the
32. differences of the two Houses in regard to the amendment to the
33. bill. The Speaker of the House has appointed as such members on

1. the part of the House, Representative Shea, Houlihan, Getty,
2. Palmer, and Duff.. This is Senator Daley's bill.

3. PRESIDENT:

4. Will someone...Senator Daley moves to accede to the request
5. for a Conference Committee. The question is, shall the Senate
6. accede to the request of the House, that a Conference Committee
7. be appointed? All in favor say Aye. Opposed Nay. Ayes have it.
8. The motion carries and the Conference Committee...the Senate accedes
9. to the request to appoint a Conference Committee. For what
10. purpose does Senator Savickas arise?

11. SENATOR SAVICKAS:

12. Yes, Mr. President, as long as we're on Concurrences,
13. I would move that the Senate refuse to recede from Senate
14. Amendments 1, 2, and 3 to House Bill 3952 and request that a
15. Conference Committee be appointed.

16. PRESIDENT:

17. That's page eight on your Calendar. Senator Savickas
18. moves that the Senate refuse to recede from Senate Amendments
19. Numbered 1, 2, and 3 to House Bill 3952 and that a Conference
20. Committee be appointed. All in favor say Aye. Opposed Nay.
21. The motion carries and the Secretary shall so inform the House.
22. Senator Mitchler.

23. SENATOR MITCHLER:

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

26. PRESIDENT:

27. State your point.

28. SENATOR MITCHLER:

29. Mr. President and members of the Senate, in the gallery
30. immediate to my rear here, we have a very distinguished constituent
31. from Batavia, Illinois up in Kane County, Captain George Krammer.
32. Captain Krammer, a member of the Batavia Police Department, is
33. also well known for his ability as a professional wrestler
34. on the television, but to many of us, he's known as the current

1. President of the Illinois Police Association. Captain Krammer,
2. if you would please rise, I'd like to introduce you to the
3. Senate, and the Senate to you and be recognized.

4. PRESIDENT:

5. Will the Senate please recognize the Gentleman?
6. ...Howard Mohr.

7. SENATOR MOHR:

8. Yes, Mr. President. On that same point, another
9. distinguished Gentleman, Police Association, Bud Erber
10. who is the Secretary of the Illinois Police Association.

11. PRESIDENT:

12. Will you please stand and be recognized by the Senate?
13. Senator Wooten.

14. SENATOR WOOTEN:

15. Mr. President and colleagues, I would also like to introduce
16. a distinguished visitor from the quad cities, Reverend Bob
17. Williams at the rear of the Chamber, who is also my Republican
18. opponent this year. I'd like to have you meet him.

19. PRESIDENT:

20. Would the Gentleman please stand and be recognized by
21. the Senate? Senator Bruce.

22. SENATOR BRUCE:

23. Yes, Mr. President and members of the Senate. Today,
24. as...there has been placed on your desks, the State Employee
25. Group Insurance Program Booklet. It is not something that you
26. should cast aside with all the other papers that we will get in
27. the las. two or three days. On the back of that book is your
28. sole evidence and the contract between you and our insurance
29. carrier, both for your health insurance and your life insurance.
30. It should answer most of your questions, but this is, in fact,
31. your contract with the carrier. It is an important document
32. and I should think that you would be alerted to that and
33. keep it where you keep valuable papers.

1. PRESIDENT:
2. Senator Lemke.
3. SENATOR LEMKE:
4. On House Bill 3318, I'd like to make a motion that the
5. Senate recede from their amendments 1, 2, and 3.
6. PRESIDENT:
7. Where is it, Senator, on the Calendar?
8. SENATOR LEMKE:
9. On this Supplemental Calendar.
10. PRESIDENT:
11. On your first Supplemental Calendar for today,
12. House Bill 3318. Senator Lemke moves to non-concur? Oh.
13. Senator Lemke moves to recede from Amendments numbered 1, 2,
14. and 3 to House Bill 3318. Any discussion? Senator Harber Hall.
15. SENATOR HARBER HALL:
16. Mr. President, would you read those amendment numbers
17. again, please?
18. PRESIDENT:
19. 1, 2, and 3.
20. SENATOR HARBER HALL:
21. Well, is this motion to recede from all three of them?
22. PRESIDENT:
23. That is correct. To recede from...from Senate Amendments
24. 1, 2, and 3.
25. SENATOR HARBER HALL:
26. I wonder if the sponsor would consider separating these.
27. PRESIDENT:
28. Senator Lemke. He says he would not.
29. SENATOR HARBER HALL:
30. Then speaking to the issue, Mr. President, I would like
31. to suggest that this Body not concur...or, not recede from
32. these three amendments. Two of these amendments were supported
33. by the Body after vigorous debate and those are that...
34. PRESIDENT:

1. Just a moment. Please over here, Gentlemen, please,
2. hold down your noise.

3. SENATOR HALL:

4. ...those two are that anyone engaged in any farming
5. activity would be exempt from the provisions of the Minimum
6. Wage Act and particularly this time of the year, Mr. President,
7. the farmers in our great farming State have need to employ
8. many young people in their agricultural pursuits. They
9. couldn't obtain these people who are really needing work, also,
10. from the normal channels of unemployed persons. It becomes
11. an ideal amalgamation of needs, Mr. President, for farmers
12. to call on students to help them in the fields for short periods
13. during the year in the spring and in the latter part of the summer.
14. This is very good work for the young people and they are most
15. willing and anxious to do this work. If we are going to continue
16. to harass the farmer by setting State standards arbitrarily
17. and the amount they must pay, then Illinois will gradually be
18. under severe pressure from other farming states who do not have
19. such rigid restrictions for the farm community. My farmers,
20. Mr. President, tell me that they will not be able to produce
21. the foodstuffs that we supply the world with and Illinois, if
22. they're going to be hampered by this restriction, and others as
23. well, and so I would suggest that this Body properly placed this
24. amendment on Senate Bill 3318 three days ago and I would hope
25. that we would vote to refuse to recede from these three amendments
26. for that reason. On another point, Mr. President, we also excluded
27. by Amendment No. 3, employees who work for an employer who
28. employs less than five people. This is the way the law has been
29. up till this year, until this further encroachment into small
30. business proposed by 3318 and I suggest that those few small
31. businessmen who are attempting to make a livelihood for their
32. family, and who invest their own private funds and risk those
33. funds and lots of hard work in their small business, can well be

1. excluded from the provisions of the Minimum Wage Act. We've
2. done it before without serious jeopardy for other workers in
3. large industry and larger business and I think we should
4. continue to do so. Of all the times to make new requirements
5. for business in Illinois to accede to...

6. PRESIDENT:

7. Time is expired...

8. SENATOR HALL:

9. ...it's this year.

10. PRESIDENT:

11. ...Senator.

12. SENATOR HALL:

13. Thank you, Mr. President, for giving me those extra
14. few seconds. I move that we do not recede from these.

15. PRESIDENT:

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, as...as I understand it, these amendments were
19. amendments that affected farm labor, is this correct?
20. And you have to...farming activities, all right. But, I live
21. in a rural community and these youngsters...this gives them
22. an opportunity to work for what is a reasonable wage for what
23. they do. They walk bean fields, detassle corn, buck bales
24. and to put this minimum wage in there would probably leave these
25. youngsters without the work that they so cherish and really need
26. for development in these rural areas and I would say, as far as
27. farmers are concerned,...

28. PRESIDENT:

29. Senator Donnewald.

30. SENATOR KNUPPEL:

31. ...this doesn't affect the labor unions or the union movement.
32. It generally affects youngsters in the rural areas and I think that
33. the bill should stay the way it was.

1. PRESIDENT:

2. Any further discussion? Senator Lemke.

3. SENATOR LEMKE:

4. We have no objection in helping little farmers, but
5. this amendment is farming activities. It takes in the corporate
6. greenhouses, the corporate cannings, Jewel Tea Company, who
7. runs farms for eggs. It takes in a lot of things. It's
8. not like the other thing that was on the bill, which classified
9. man...five hundred man days or man day...or man hours. This goes
10. too far and when it doesn't...it doesn't encroach on...on...on
11. labor activities, it does, because we're talking about corporate
12. and big people. And when we're...we're not trying to hurt the
13. little farmers and I'm sure the little farmers are...are...will
14. agree that two dollars or four dollars a week is not going to
15. hurt them in their crops. We're talking about big activities
16. cause the little farmer, he only has a few kids working for him
17. and he can afford the four dollars more a week. But the big
18. ones, when you start having a lot of people, when you start
19. talking about large roles of employees, that's what you're...you're...
20. they're trying to do and that's what they're trying to prevent.
21. If this bill fails and the Republicans have succeeded in tacking
22. on amendments knowing that this is going to go into a Conference
23. Committee, with ...their plans with business is to defeat
24. a minimum wage in the State of Illinois to increase it. So
25. all those who refuse to recede, remember, if you vote with Harber
26. Hall, you're voting against Minimum Wage because this is what
27. business wants. They do not want this bill to pass. Ask for
28. a roll call.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? The question is shall...oh,
31. the question is shall the Senate recede...just a moment. Senator
32. Partee.

33. SENATOR PARTEE:

1. I was on the podium and I have not yet seen the amendments
2. as they came back and I just want to make absolutely certain
3. that I know what I am voting for. There's nobody here that
4. is any stronger supporter of labor than I am, but when we put
5. on the amendment to exempt farm labor with certain numbers of
6. hours and so forth, I thought that was an excellent amendment.
7. I'm not sure what this amendment does. Now, I heard a part of
8. the explanation that it is related to large farming activities.
9. Now, is there a difference between that and the smaller
10. farmers? That's what I want to know, because I do not propose
11. to vote to not exempt the small farmers.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Lemke.

14. SENATOR LEMKE:

15. This wording is not the same as it used to be in the...
16. Minimum Wage Law. The Minimum Wage Law had five hundred man days.
17. This amendment says all farming activities which is greater
18. than before and that's why I'm saying that it's...goes too far.
19. We're not trying to help little farmers here, let's not kid
20. ourself. When this amendment was put on it was made to help
21. big business like it's always done on the Republican side.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Harber Hall.

24. SENATOR HARBER HALL:

25. Well, that is not the truth at all. I put...I've had
26. this...this phraseology changed and it shows right in the
27. amendment, it says, "deleting agriculture". Now, agriculture
28. could include Del Monte, Funk Brothers Seed Company, or those
29. big companies. I didn't want that. I wanted it to pertain to
30. farming and that says...it deletes agriculture and...inserts
31. in lieu thereof, any farming activity. Now, there's the
32. difference and this is made for the farmer and not the corporate
33. related agribusiness.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator...Senator Joyce.

3. SENATOR JOYCE:

4. Thank you, Mr. President. I was just wondering I think
5. that this probably should go back to another Conference Committee
6. and hopefully they could work this out and...well, then it
7. should go to one, and so, you know, everyone would understand
8. just what it does do. I...I don't want to see the big corporate
9. farms taken out either, but I...I don't think that we should
10. be jeopardizing our...maybe jeopardizing the small farmers
11. and I think we'd all like to know what we are voting on.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Well, I think Senator Joyce has expressed it very well
16. in that we've only been given two choices here. We either
17. include all farming operations under minimum wage and we
18. exclude, as Senator Knuppel so very well pointed out, the kid
19. like myself, who at age twelve, started working on a farm for
20. fifty cents an hour, the farmer that I worked for then or those
21. farmers there now cannot afford to hire a twelve year old at...at
22. the State's minimum wage of two thirty, or whatever it is. That's
23. one choice. The other choice we have is to say all farming
24. activity. Now, all farming activity, Senator Harber Hall,
25. does include the corporate farm who employs seven or eight hundred
26. or a thousand employees, so we're only...we're only given two
27. choices. That's not what any of us want, I don't believe.
28. So, the thing to do is let's get it to a Conference Committee and
29. work out the language where we do exempt the five hundred man hour...
30. five hundred man day per quarter farmer, but get the big corporate
31. farmer covered.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Morris.

1. Senator Morris.

2. SENATOR MORRIS:

3. Thank you very much, Mr. President. I think Senator
4. Buzbee made the point, having spent a lot of time on the
5. Workman's Comp bill, and on the Minimum Wage Bill, if you want
6. to exempt the family farm in Illinois, it's pretty well defined
7. as the five hundred man days per quarter is the way you define
8. it to exempt the family farm. I think Senator Hall was faulty
9. in the drafting of his amendment, because the way this amendment
10. is drafted it could be interpreted to exempt anything that is farm
11. related. We basically agreed upon in the Labor Committee in the
12. past that the definition of the family farm was five hundred
13. man days per quarter and the only way at this point to resolve
14. it is to go to a Conference Committee or to recede from the
15. amendments, as Senator Lemke has suggested, and let it go in with
16. the farmers covered under it and I believe, Senator Lemke,
17. wasn't it two hundred and fifty man days per quarter?
18. Which would be a...a smaller family farm than the family farm
19. I think Senator Partee is talking about.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Lemke may close the debate.

22. SENATOR LEMKE:

23. Just to reiterate that we...we...just to repeat what I said
24. before...I don't want to get accused of tongue...tongue twisters,
25. as I said before, we must recede from Amendments 1, 2, and 3
26. because these amendments were put on to prevent a minimum wage
27. law being increased in the State of Illinois...

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Just...just a moment...

30. SENATOR LEMKE:

31. ...by big business.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. ...may we have quiet? Just a moment. May we have quiet?

1. Senator Lemke is speaking.

2. SENATOR LEMKE:

3. We should move to recede and vote for my motion because
4. this is an attempt to tie up the Minimum Wage Bill and raise
5. the minimum wage in the State of Illinois by big business. This
6. is what it's all about. The Republicans tacked on the amendments
7. to tie it up and to defeat the bill from going into effect so
8. if you don't want to vote to recede, then you must make a
9. decision. You either vote for big business, or you vote for the
10. working man in receding from the amendments. I ask for a favorable
11. vote on my motion.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The question is shall the Senate recede from Amendments
14. 1, 2, and 3 to House Bill 3318? Those in favor vote Aye.
15. Those opposed Nay. The voting is open. Have all those voted
16. who wish? Take the record. Senator...for what purpose do you
17. arise, Senator Smith?

18. SENATOR SMITH:

19. Now, as I understand it, I note my friends how they're
20. voting Yes, as I understand it a Yes vote will mean that we
21. will have adopted the Senator's motion. Do you not have a motion
22. before the Body, Senator?

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. The motion...

25. SENATOR SMITH:

26. ... what is the motion?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. The motion is from Senator Lemke, Senator Smith. Just
29. a moment.

30. SENATOR SMITH:

31. No, I know about his motion.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Well, if you were in favor of his motion you voted Aye.

1. SENATOR SMITH:

2. I'll vote Aye if that's what it's for, but I don't
3. understand it as being for.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. On that question the Ayes are 19, the Nays are 25 and
6. 2 Voting Present. The Senate does not recede from Amendments
7. 1, 2, and 3 to House Bill 3318. Just a moment.
8. Senator Lemke, you...do you move that a Second Conference
9. Committee be formed? I'm sorry, the First Conference Committee?
10. Senator Latherow. Just a moment. Senator Partee, for
11. your information it is 12:20. Just a moment. We'll have order.
12. Senator Partee. It is 12:20 and I...

13. SENATOR PARTEE:

14. It is 12:20, we should stand in recess, Mr....I move we
15. stand in recess from 12:20 until 1:10.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The Senate does stand in recess till 1:10 p.m.

18. Senator Latherow, for what purpose do you arise?

19. SENATOR LATHEROW:

20. Well, Mr. President, I inadvertently, when I walked by my
21. desk to push a No vote, and I pushed that little white button.
22. So, I'd like to be recognized by the record that...

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. The record...the record will so show.

25. Recess

26. After Recess

27. PRESIDENT:

28. The Senate will stand in recess till the call of the Chair.

29. Recess

30. After Recess

31. PRESIDENT:

32. Senator Bruce, may I see you a minute? Senator Knuppel.

33. Senator Knuppel, are you ready to take action on 1608 on the

1. Secretary's Desk on the supplemental? 1608. Department
2. of General Services. ...when you're ready, hear? No, I mean
3. just let me know, that's all. Senator Harris. The Senate will come
4. to order. Is there leave for Channel 17 of Decatur to shoot
5. some silent films? Leave is granted. For what purpose does
6. Senator Wooten arise?

7. SENATOR WOOTEN:

8. Mr. President, I would like to move to discharge from the
9. Committee on...I would like to move to discharge the Committee
10. on Transportation from further consideration of House Bill
11. 3522 and ask that the bill be placed on the Calendar on the
12. order of 2nd reading.

13. PRESIDENT:

14. Senator Latherow.

15. SENATOR LATHEROW:

16. Well, Mr. President, I want to rise to resist that motion.
17. I think in explanation of my position there's no question we're
18. going in an entirely new field here, that has very little or no
19. investigation on it. You have a new Secretary of State
20. taking office. You know not whether he wants to implement this
21. program. You're making one set of vehicles to carry an
22. identification in the vehicle at all times and it's a Class A
23. misdemeanor if you do not. That is understandable. Six to...six
24. to twelve months in...in a penal institution. I want you to
25. recognize this as a violent piece of legislation and never
26. got out of any commission that...where it was presented at this
27. time. It's put on a bill that was not introduced for any purpose
28. like this and I think we should resist this motion, Mr. President.

29. PRESIDENT:

30. For what purpose does Senator Glass arise?

31. SENATOR GLASS:

32. Well, thank you, Mr. President. I, too, rise to oppose
33. Senator Wooten's motion to discharge committee on this particular
34. bill. I, as a member of the Transportation Committee, cannot

1. frankly speak pro or con on the concept. It may be a good
2. concept, but it certainly comes at the eleventh hour and is
3. something that does deserves study before we just throw it out on
4. the Floor at this point. I think it's an ill-timed motion and
5. would oppose it.

6. PRESIDENT:

7. Any further discussion? Senator Wooten.

8. SENATOR WOOTEN:

9. I would just request that the...the motion be placed before
10. the Body. I move to discharge the Committee on Transportation.

11. PRESIDENT:

12. You've heard the motion. All in favor say Aye. Opposed
13. Nay. The Ayes have it. In the opinion of the Chair,
14. the Ayes have it. On the order of the Secretary's Desk on Concurrences,
15. Senate Bill 1950, Senator Rock.

16. SENATOR ROCK:

17. Yes, thank you, Mr. President. The House added two amendments
18. to Senate Bill 1950 which I'm sure everyone recalls is the Act
19. concerning hazardous substances. The two House amendments,
20. frankly, while they might have some merit, are technically
21. incorrect. The House has requested that we nonconcur with
22. these amendments and I would so move.

23. PRESIDENT:

24. ...the motion, Senator.

25. SENATOR ROCK:

26. That the Senate nonconcur with House Amendments 3 and 4
27. to Senate Bill 1950.

28. PRESIDENT:

29. Senator Rock moves to nonconcur in House Amendments 3 and 4
30. to Senate Bill 1950. Those in favor say Aye. Opposed Nay.
31. The Ayes have it and the Secretary shall so inform the House.
32. On the order of the Secretary's Desk, on the order of Concurrence,
33. on page four, Senate Bill 1524, Senator Hickey.

34. SENATOR HICKEY:

1. Mr. President, I wish to move to nonconcur in
2. Amendments 3, 5, and 6. They are not germane to the bill,
3. the first one was incorrectly believed to be illegal when it
4. was put on in the House and the other two are redundant
5. because similar measures are contained in other legislation.
6. PRESIDENT:
7. Senator Hickey moves to nonconcur in House Amendments
8. 3, 5, and 6 to Senate Bill 1524. Senator Shapiro, what
9. purpose do you arise?
10. SENATOR SHAPIRO:
11. Would the sponsor yield to a question?
12. PRESIDENT:
13. She indicates she'll yield.
14. SENATOR SHAPIRO:
15. Senator Hickey, what was the...what was this bill, originally?
16. PRESIDENT:
17. Senator Hickey.
18. SENATOR HICKEY:
19. Senator Shapiro, this was a substantive bill which provided
20. a formula for the payment of a one time grant to be paid in
21. two parts because of House Bill 990 to...to counties assessing it
22. over forty percent in 1974 which was Winnebago County. This is
23. something which is, as you have heard me say before, the people
24. who were very anxious about 990 realized that Winnebago County
25. was being cheated in that whole thing and this is redress by
26. the State for...for the situation which was dealt to Winnebago
27. County and no other county in the State.
28. PRESIDENT:
29. Senator Shapiro.
30. SENATOR SHAPIRO:
31. Well, what amendments now did the House put on?
32. PRESIDENT:
33. Senator Hickey.

1. SENATOR HICKEY:
2. The House had six amendments. They Tabled three of them,
3. 1, 2, and 4. Amendment No. 3, which was passed, changed the year
4. in the formula for the EAV in...to be used from '74 to 1973.
5. This was done because of a misunderstanding that this had to be
6. the same as the resource equalizer formula provisions. That
7. isn't true. The Office of Education concurs in this...are you
8. interested in this, Senator Shapiro? I...I guess not.
9. PRESIDENT:
10. Senator Shapiro.
11. SENATOR SHAPIRO:
12. ...more...one more question, Mr. President.
13. PRESIDENT:
14. She'll yield.
15. SENATOR SHAPIRO:
16. Does the...does this new Act amend the School Code?
17. PRESIDENT:
18. Senator Hickey.
19. SENATOR HICKEY:
20. I'm not sure whether this...no, I think this is revenue.
21. Wait just a minute. I can tell you by...by looking, but I think
22. it's...it does not...it does not affect the resource equalizer
23. in any way. We could have had a formula which would have said
24. A B C times X Y Z and it could have been legal. There is...there
25. doesn't have to be any legal relationship with the distributive
26. formula and the Office of Education would be very glad to explain
27. that to you, Senator Shapiro. Now, if you want to know precisely
28. which...which chapter it amends, if you'll wait just a minute
29. I can look that up....Heck, I'm sorry, I...I didn't keep that original
30. bill here which I thought...do you have it? Okay, it's a new
31. Act. It has...
32. PRESIDENT:
33. Senator Shapiro. Oh.

1. SENATOR HICKEY:

2. ...nothing to do with the resource equalizer except that it
3. ...it uses some of the figures that are computed for the resource
4. equalizer but it does not...there is in no way any necessity for
5. it to follow that formula or to be related to it.

6. PRESIDENT:

7. Senator Shapiro.

8. SENATOR SHAPIRO:

9. Well, Mr. President and Ladies and Gentlemen of the...of the
10. Senate, I would like to make a substitute motion that the Senate
11. concur in the House Amendments to Senate Bill 1524.

12. PRESIDENT:

13. Senator Hickey.

14. SENATOR HICKEY:

15. Just a second please.

16. PRESIDENT:

17. For what purpose does Senator Rock arise?

18. SENATOR ROCK:

19. On a point of order. That motion, under my interpretation
20. at least, of the rules is totally out of order.

21. PRESIDENT:

22. Let me talk to the parliamentarian. I was talking to
23. someone else. I didn't hear the motion. Let me find out where
24. we are. Now, originally...could I have your attention?
25. Originally, Senator Hickey made a motion to nonconcur and then
26. Senator Shapiro offered a...offered a substitute motion to
27. concur. Now, we can probably, technically, get involved in that
28. but it's the same class motion and I think we could just vote it
29. up and down on the original motion. In addition to that there were
30. several members who had indicated they wanted to be heard on this
31. matter. Now, I have them...there was Senator Nimrod, Senator
32. Glass, Senator...Senator Hynes, Senator Nimrod, Senator Glass,
33. and I think I saw...yeah, Senator Harber Hall. So, will you all
34. hold all motions in abeyance till everyone had a chance to speak on

1. on the matter? Fine. Now, Senator Hynes. All right.

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Yeah, Mr. President and fellow Senators. I would
5. stand here to ask for nonconcurrency in support of Senator Hickey
6. because if we are concerned about what the bill was about
7. when it left here, we had great debate and discussion upon it
8. and it certainly was to remedy that particular Winnebago County
9. for having done an excellent job of assessing and what we find
10. is they've added three amendments over in the House and one is
11. to add thirty-five counties to this that anything above
12. thirty-three and a third...it eliminates the roll-back provision
13. which I think is vital and...and...a very necessity it should
14. be included on here in case the other bills don't...shouldn't
15. be included...should be left alone and on there and third,
16. of course, it's a forgiveness for the closing of the schools
17. in the City of Chicago, so I think we find that this came back
18. with a lot of things that we didn't want and don't expect to have
19. and should not be addressing. But, I think it behooves us
20. to please stand behind this issue of a nonconcurrency on
21. this particular issue.

22. PRESIDENT:

23. Senator Glass.

24. SENATOR GLASS:

25. Well, thank you, Mr. President. I am going to differ with
26. my colleague, Senator Nimrod on this. I... I think he makes
27. a good point, that the bill originally was designed to...assist
28. Senator Hickey's district, but one of the amendments does say that
29. other counties will also benefit and I think in theory, if you're
30. going to award those counties who were assessing at above
31. forty percent, then really, you ought to...the same philosophy
32. should apply to all counties who are assessing above thirty-
33. three and a third percent and it seems to me if that's a good idea,

1. it should be applied across the board. One of the amendments
2. of course, does that. Another one eliminates the rollback
3. under the resource equalizer and the third one reduces the
4. Chicago penalty and I...I think all of these, if we're going to
5. have this bill are reasonable. So, I'm going to support
6. Senator Shapiro and I guess oppose Senator Hickey's motion.

7. PRESIDENT:

8. Senator Harber Hall.

9. SENATOR HARBER HALL:

10. Well, Mr. President, I said at the time the principal
11. bill, without these extraneous amendments at all, came through
12. the Senate. I pointed out that many counties are in different
13. situation when it comes to their assessed valuation procedures,
14. the procedures that lead to their assessed valuations and
15. the fact that Winnebago County was isolated in the treatment in
16. this bill because they happen to be the highest, made no
17. provision for other counties who were assessing at a relatively
18. high rate.

19. PRESIDENT:

20. Just a moment, Senator. Now, we'll have to have some order.

21. SENATOR HARBER HALL:

22. And for that reason, I though it was special...special legislation
23. and I opposed the bill. Now that the House has seen to include
24. all counties that have a high assessment rate above thirty-
25. three and a third, makes the bill somewhat better. I...I
26. don't really like the concept as it is, but at least it
27. makes it more equitable for...for all counties when you include
28. any county above the current assessment valuation, so with that,
29. I would agree with Senator Nimrod and Senator Shapiro on their
30. motions.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Davidson.

33. SENATOR DAVIDSON:

1. Mr. President and members of the Senate, would the
2. sponsor of the motion to nonconcur yield for a question?
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Rock.
5. SENATOR DAVIDSON:
6. No, it's Senator Hickey, isn't it?
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Just...just a moment. Senator Rock asked for attention.
9. SENATOR ROCK:
10. The motion is to nonconcur, is that correct?
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. That is the motion.
13. SENATOR ROCK:
14. Thank you.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Hickey.
17. SENATOR HICKEY:
18. Yes, I would yield for a question.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. You may proceed. Senator Davidson.
21. SENATOR DAVIDSON:
22. Senator Hickey, did the two amendment...two of the three
23. amendments went on in the House eliminate the rollback
24. and put together the forgiveness of Chicago debt but did nothing
25. for any funding for the unit districts downstate?
26. SENATOR HICKEY:
27. Yes.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Hickey.
30. SENATOR HICKEY:
31. Those are Amendments 5 and Amendment 6.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Davidson.

1. SENATOR DAVIDSON:

2. Then, Mr. President, I want to speak in support of the
3. motion to nonconcur, cause if we're going to not do anything
4. for the downstate unit districts and eliminate the rollback
5. for the districts in suburban area and eliminate the...and put in the
6. forgiveness for the Chicago debt, then let's get this bill where it
7. will do something for all us. Let's not leave we unit districts
8. downstate out of the...the old saying, first in the trough.
9. We just want a fair share. And if this...amendments would go on,
10. this would eliminate the reasons of what we're trying to
11. work out on the formula in the other bills cause this would
12. take care of the two crying needs the suburban area, who
13. want to eliminate the rollback, and Chicago's debt forgiveness.
14. I urge you to...to nonconcur.

15. PRESIDENT:

16. Senator Hynes.

17. SENATOR HYNES:

18. Mr. President, Senator Hickey, is this the...the bill
19. that you asked...

20. PRESIDENT:

21. Just a moment, Senator.

22. SENATOR HYNES:

23. ...that we vote to concur in?

24. PRESIDENT:

25. Just a moment. Gentlemen, could you take your conferences
26. off the Floor? All right. Now, let's have some order.

27. SENATOR HYNES:

28. I'm...I'm a little confused, Mr. President. I thought
29. that Senator Hickey earlier had asked me about concurrence
30. in these amendments.

31. PRESIDENT:

32. No, her motion was to nonconcur.

33. SENATOR HYNES:

1. Oh, the motion is to nonconcur. Well, I think that
2. that motion makes sense that we nonconcur. It might be from
3. a selfish point of view that they're...some might think it
4. desirable to go the other way, but I think in terms of the
5. overall good of...of the State of Illinois and the...the school aid
6. formula that we ought not to concur in these amendments and that
7. the bill ought to go back into the House and be put into its
8. original form.

9. PRESIDENT:

10. Any further discussion? Senator Hickey moves to nonconcur
11. ...oh, Senator Regner.

12. SENATOR REGNER:

13. Yes, Mr. President and members of the Senate, I was a little
14. confused as to what I was going to do but I listened very
15. carefully to Senator Davidson's explanation and on that basis,
16. I'm going to vote to concur.

17. PRESIDENT:

18. Any further discussion? Senator Hickey moves to non-
19. concur in House Amendments 3, 5, and 6 to Senate Bill 1524.
20. ...those in favor will say Aye. Opposed Nay. The Ayes have it.
21. Roll call is requested. On Senate Bill 1524, Senator Hickey
22. has moved to nonconcur in House Amendments 3, 5, and 6.
23. Those in favor of that motion will vote Aye. Opposed will vote
24. Nay. The voting is open. Have all voted who wish? Take the
25. record. ...does Senator Rock arise?

26. SENATOR ROCK:

27. Parliamentary inquiry. The motion was to nonconcur.
28. Is that correct?

29. PRESIDENT:

30. That's correct.

31. SENATOR ROCK:

32. The board, therefore, I take it, is in error.

33. PRESIDENT:

34. No, the board is incorrect. The motion was to nonconcur...

1. SENATOR ROCK:
2. That's...
3. PRESIDENT:
4. ...in Senate Amendments 3, 5, and 6.
5. SENATOR ROCK:
6. That's correct.
7. PRESIDENT:
8. That is correct.
9. SENATOR ROCK:
10. The board is in error.
11. PRESIDENT:
12. The record is very clear, no matter what the board
13. says, we were on the...yes, Senator Harris.
14. SENATOR HARRIS:
15. Mr. President, I don't care what the record is. There
16. are members in this Body that looked up there at that board
17. and I think in all fairness and I...it's clear to my mind
18. that Senator Hickey has the votes to be sustained, but I think
19. you ought to destroy this roll call and...
20. PRESIDENT:
21. Just as soon as...
22. SENATOR HARRIS:
23. ...correct the board...
24. PRESIDENT:
25. ...someone makes a motion to...
26. SENATOR HARRIS:
27. Yeah.
28. PRESIDENT:
29. ...reconsider the vote by which it won...Senator Rock makes
30. such a motion. All in favor say Aye. Opposed Nay. The
31. matter is on reconsideration. Erase the...erase the board and
32. put nonconcurrency on the board. Fine. The question is
33. on the nonconcurrency to Amendments numbered 3, 5, and 6?

1. Senator Hickey moves to nonconcur in House Amendments 3, 5, and 6
2. to Senate Bill 1524. All in favor will vote Aye. Opposed will
3. vote Nay. The voting is open. On that question the Ayes...take the...
4. take the record. Have all voted who wish? Have all voted
5. who wish? Have all voted who wish to vote? Take the record.
6. On that question the Ayes are 41, the Nays are 10 with 1
7. Voting Present. The motion carries and the Secretary shall
8. so inform the House. Senator Hickey.

9. SENATOR HICKEY:

10. Could I now move to nonconcur on Senate Bill 1956, please?

11. PRESIDENT:

12. On page four of your Calendar, on the Secretary's Desk,
13. on the order of Concurrences, Senator Hickey on Senate Bill 1956.
14. Senator Hickey.

15. SENATOR HICKEY:

16. On Senate Bill 1956, the vote in the Senate was 52 to nothing,
17. as I remember. The amendments that were put on in the House,
18. Amendment 1 and Amendment 3 with which I desire nonconcurrence,
19. increased the appropriation to make it compatible to the
20. Amendment No. 1 in 1524. And then because that, there was some
21. difficulty in coming to what everybody thought was a correct
22. figure, Amendment No. 3 was put on to add some more money. So,
23. that it brings it, the whole thing up to about eleven million
24. dollars, I think. I would ask for a vote of nonconcurrence
25. on both of these amendments.

26. PRESIDENT:

27. Any further discussion? Senator Hickey moves to non-
28. concur in House Amendments Numbered 1 and 3 to Senate Bill
29. 1956. All in favor will vote Aye. Opposed will vote Nay. The
30. voting is open. Have all voted who wish? Take the record.
31. On this question the Ayes are 42, the Nays are none. The motion
32. carries and the Secretary shall so inform the House. Is there
33. leave to go to the order of 2nd reading for the purpose of
34. reading a bill? Senator Harris, I want you ...I want you to know

1. we're doing this. Is there...leave is sought to go to the
2. order of 2nd reading to read the...that certain bill. What's
3. the number, please? 3522. Is leave granted? Leave is
4. granted. Senator Harris is recognized.

5. SENATOR HARRIS:

6. Well, I...I rise to make two points, Mr. President.
7. Number one, has leave been granted by this Body for a substitute
8. sponsor to act in the absence of Senator Chew?

9. PRESIDENT:

10. No, leave has not been formally requested.

11. SENATOR HARRIS:

12. Okay, well that seems to me that our precedence ought
13. to at least be observed or a foundation for that action ought
14. to be established here now.

15. PRESIDENT:

16. Senator Wooten.

17. SENATOR WOOTEN:

18. Well, Mr. President, I have not spoken to Senator Chew
19. and I certainly would not ask to assume sponsorship of this
20. bill without his permission. I made the motion to respond
21. to a request but I certainly do not request that I replace
22. him as lead sponsor.

23. PRESIDENT:

24. Well, Senator, this is a very hallowed rule in the House
25. where no...where there is a member who has a bill which is
26. a product of his own mind and imagination. I think a different
27. set of circumstances exist where the bill is not a bill which is
28. personal to the person designated as sponsor, but is a bill
29. from an administrative officer. This bill is a bill from the
30. Secretary of State's Office. On that basis, I think you would
31. have a perfect right under these circumstances and restricted
32. to these circumstances to seek that permission. Senator Wooten.

33. SENATOR WOOTEN:

1. Mr. President, I will be guided by your ruling in this
2. matter. I want to make it absolutely clear that I do not wish
3. to violate any of the canons of Senatorial conduct. I certainly
4. would not seek to usurp another persons positions' as lead
5. sponsor or to move that bill without their permission. If the
6. circumstance warrants this procedure to act in Senator Chew's
7. absence, I'll be happy to do so. But, I want that distinction
8. clearly drawn.

9. PRESIDENT:

10. Senator Harris.

11. SENATOR HARRIS:

12. Well, I...I don't want to be obstructive, but I think
13. there is a...an important precedent involved and that precedent
14. is buttressed by the final paragraph of Rule 4. Now, I...would
15. also point out that this bill, when it was introduced, was
16. a very simple bill. A bill introduced by Representative Craig
17. to provide for the sale of unsold license plates for souvenir
18. purposes and nothing other, and this bill in the House was
19. handled just the same way we seem to be handling it here in
20. the Senate and that is late in the day, late in the action, this
21. bill was amended by providing for the multiple year mandated
22. license program. I happen to be a Senator who favors multiple
23. year plates. But, I'm also a Senator who thinks that major
24. policy decisions like this ought to have the benefit of
25. care, attention and deliberation. There has been no opportunity
26. for any committee review by this Chamber of this major policy
27. decision. And there are some additional considerations that ought
28. to have the attention of this Chamber. And here we are hopefully
29. in the next to last day of this Session, ramming through a
30. major piece of legislation without committee review or activity
31. and about to violate Rule 4, which is a hallmark of effectiveness
32. with respect to sponsorship of legislation and I just call
33. upon the membership to be very cautious about how precipitous

1. we are and how we take these actions.

2. PRESIDENT:

3. Senator Howard Mohr.

4. SENATOR HOWARD MOHR:

5. Yes, Mr. President. It seems strange to me that the
6. advocates of committee hearing are concerned about this bill.
7. This, like other very important bills, have been brought before
8. the Transportation Committee. This bill was introduced
9. at the last meeting that we had and the committee chairman,
10. the sponsor of this bill, Senator Chew, asked that the bill
11. be held in committee because it was very broad and did need
12. some...some committee work and committee thought and it seems
13. strange at zero hour that we would be trying to run this
14. thing through. I would point out, Mr. President, that if this
15. bill were to be passed, it couldn't be implemented by this
16. administration. The next administration would have...have that
17. responsibility. It's too late to order plates ...on a five year
18. basis now, so that it...it really not proper and not in order
19. at this time. I would suggest that the bill remain where it
20. is or be re-referred to committee and if we really want to do
21. something on the multi-year plates, and I think most people do,
22. it deserves a little time and a little study and you know
23. when experience will show us that we act in haste, it costs us
24. a lot of money and a lot of...lot of hardships on a lot of
25. people so, I'd like to make a motion, Mr. Chairman, a substitute
26. motion that this bill be re-referred to committee.

27. PRESIDENT:

28. Well, we can make lots of motions. Now somebody can
29. make a motion to Table that. Why don't we just vote on the motion.
30. Senator Rock.

31. SENATOR ROCK:

32. Well, I...I'm hearing, I think, if I'm hearing correctly,
33. a little bit of inconsistency. This is a bill proposed by a
34. Constitutional Officer for our deliberation. And now I hear that

1. there is not enough hearing and the committee didn't do this
2. and that. It's the same kind of an argument that I made, I
3. expect, with respect to the RTA bill. But apparently everything's
4. different. This is a bill where everybody knows what, in fact,
5. is involved. And if, in fact, the candidate for Secretary
6. does not wish to address this, that's one thing. But, I think
7. as a...as a matter of urgency, we have respected the wishes of
8. each and every Constitutional Officer. The Attorney General,
9. the Comptroller, everybody, when they wished a bill to come
10. before the Assembly, whether we agree with it or not, they had
11. that right. And I would urge support of Senator Wooten's motion.

12. PRESIDENT:

13. Senator Ozinga.

14. SENATOR OZINGA:

15. Mr. President, one question. This bill started out one
16. way, it's now in a different form entirely. I would like to
17. know if the Secretary...if our present Secretary of State has
18. actually asked that this bill be heard.

19. PRESIDENT:

20. Yes. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Well, I'm...I'm offended. I take exception to the term
23. "ram." I feel much more like a weather right at this moment.
24. And...and certainly...certainly the action we're taking, I don't
25. consider precipitous at all.

26. PRESIDENT:

27. Senator Harber Hall. Well pardon me, Senator Ozinga, had you
28. finished?

29. SENATOR OZINGA:

30. I was just wondering for an answer for the question.

31. PRESIDENT:

32. Oh, I said yes.

33. SENATOR OZINGA:

34. Oh. Do you know that for a fact, or you just guessing?

1. PRESIDENT:
2. Well, yes is a pretty factual word. I didn't say
3. maybe, I...
4. SENATOR OZINGA:
5. I...
6. PRESIDENT:
7. ...didn't say I think, I said yes...
8. SENATOR OZINGA:
9. Mr. President...
10. PRESIDENT:
11. ...y-e-s.
12. SENATOR OZINGA:
13. Mr. President...Mr. President, if you will remember
14. back a Session ago, I asked exactly that same question. Did
15. the Secretary of State ask that this bill be brought out.
16. Was he, is he knowledgeable of the amendment that is now on this
17. bill?
18. PRESIDENT:
19. Wooten desires...Senator Wooten desires to speak to that.
20. SENATOR WOOTEN:
21. One of the Secretary's staff men came down to see me
22. and I...he may even be in the Chamber yet, asked me to make the
23. motion...the gentleman up there in the green suit...
24. PRESIDENT:
25. Well, let me ask...
26. SENATOR WOOTEN:
27. ...for the Secretary of State.
28. PRESIDENT:
29. ...the question for you directly. The answer to whether
30. the Secretary of State wants this bill. Yes. He has issued two
31. press releases on the bill. The thrust of it is that it saves
32. millions of dollars to taxpayers. Yes, he does want it.
33. Senator Harber Hall.

1. SENATOR HALL:

2. Mr. President, I've served with Senator Charles Chew
3. now for almost four years, and it would be hard for me to
4. conceive that Senator Chew would not want to be here and have
5. his input on this bill of which he is the Senate sponsor.
6. Senator Charles Chew is the Chairman of the Transportation
7. Study Commission and the Chairman of the Senate Transportation
8. Committee. Senator Chew has an input on every matter that
9. affects transportation in this State. Furthermore, Mr. President,
10. if I may take the opportunity to read the bottom of page 102
11. in relationship to the daily order of business and the specific
12. notation regarding the handling of bills, I would like every
13. member of this Body to listen. "Nothing in this paragraph
14. shall be allowed to affect the right of a sponsor to control
15. his Bill and if a sponsor is not present, or not ready to
16. proceed the Bill shall remain on the same order". Now, Mr.
17. President, that means exactly what it says and Senator Chew,
18. I don't know whether he'll be here tomorrow or not, but I think that
19. we should reserve for him in his important and influential
20. position in respect to transportation, I think this bill should
21. remain and not pass the order of 2nd reading so that he can
22. get his input into this very important measure.

23. PRESIDENT:

24. Well, Senator Hall, I...the Chair wants to say that you
25. have read the rule which pertains and appertains to this question.
26. I don't know if you heard when I said it earlier and I'm
27. very sensitive to a bill going from one sponsor to another
28. or for one person handling someone else's bill. I think the key
29. word in the phrase is "his", h-i-s. His bill. I made the
30. distinction between a bill which is the product of a particular
31. individual's mind and a bill which is, in fact, not his in the
32. sense of possession in that context, but a bill which is a bill
33. of a Constitutional Officer, which bill is assigned to a given

1. Senator. Now, that...I'm making that distinction. I want that
2. distinction very clear. I want also to say for this record,
3. that Senator Chew has not been attendance in the Senate since
4. Wednesday of last week, that he is reported to be and told me
5. he was going to the Orient. Tokyo, Japan, to be exact.
6. I want the record to further show that we have sought to reach
7. him and that we last tracked him in Honolulu and we're unable
8. to find him and under these circumstances, the Chair feels
9. that a bill belonging to a Constitutional Officer is not in
10. that context, his Bill, but is a bill that is introduced
11. on behalf of a Constitutional Officer. I think that is the
12. distinction I am drawing. Senator Harber Hall.

13. SENATOR HARBER HALL:

14. May I just respond to that and I appreciate what you're
15. trying to say, but we always come up with different interpretations
16. and you have a right to...to say what your interpretation
17. is, but as a matter-of-fact, Mr. President, you should not make
18. impressionistic statements regarding the rules at such times
19. as this. If you have those feeling, then it should be clearly
20. stated in the Rule Book, because we've been dealing with
21. Constitutional Officers who are not elected members of this Body
22. on quite a number of occasions and every once in a while we do
23. lean over backwards to show some regard for Constitutional
24. Officers such as the matter when in this Session we released
25. bills from the Rules Committee simply because they were so-
26. called Constitutional Officers Bills or Department Bills.
27. However, Mr. President, we are dealing with the citizens'
28. business here on the matter of a final type action...nearly a
29. final type action, and we are the representatives of the people
30. here, not the Constitutional Officers and I still suggest that
31. this rule means what it says, if it doesn't, it'll be easily
32. changed in the next year, but I think we should abide by it,
33. because if we don't, then other leaders and...and presidents are
34. going to make determinations that violate the exact printing of the

1. Rules and I don't think we should do that.

2. PRESIDENT:

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Well, Mr. President, I'm a little surprised and shocked.

6. We have been talking this whole Session about saving taxpayer
7. dollars and as you, Mr. President, have so very well expressed,
8. you have tracked the original Senate sponsor of this bill
9. from Tokyo to Honolulu and somewhere in...since then, you have
10. lost him and this is a bill that will save 4.5 million
11. dollars per year of taxpayer dollars. The present Secretary
12. of the State says that it is his desire as the next Governor
13. of this State, to save twenty-one million dollars over the
14. next five years and I'm wondering if I'm sitting on the wrong
15. side of the aisle. We have been accused of being the big
16. spenders. That side of the aisle are the ones that want to
17. save money. We're trying to save twenty-one million dollars.
18. I submit to you that those of you who sit on that side of the
19. aisle, in particular, the Gentleman who's running for the office
20. of Secretary of State, Senator Harris, ought to be interested
21. in saving twenty-one million dollars. I think this is
22. a ludicrous argument and I think we ought to go ahead and...and
23. support Senator Wooten's motion.

24. PRESIDENT:

25. Senator Glass.

26. SENATOR GLASS:

27. Thank you, Mr. President. With all due respect to
28. your interpretation of the rule as you have given it, I would
29. join in Senate...with Senator Hall in his view of what...what the
30. sentence means when it says, nothing in this paragraph shall
31. be allowed to affect the right of a sponsor to control his bill.
32. And it is my belief that that rule means...his Bill means the
33. bill of the sponsor, not...not whoever it is that asked him to
34. introduce and handle it and because of that belief, I, at this time,

1. appeal the ruling of the Chair.

2. PRESIDENT:

3. Senator Rock.

4. SENATOR ROCK:

5. Well, before that appeal is presented to the Body, I

6. would ask of those who object, if, in fact, the House sponsor

7. of the measure suggests to the Body that Senator Wooten is the

8. appropriate sponsor, is the objection, then, dissipated?

9. PRESIDENT:

10. Senator Glass.

11. SENATOR GLASS:

12. No. My...my objection is as...

13. PRESIDENT:

14. No, no, no. He's not asking your objection. He's

15. asking about a specific question. Would you repeat

16. the question, Senator Rock?

17. SENATOR ROCK:

18. Yes, my question is, if, in fact, the House sponsor

19. requests that Senator Wooten, in fact, handle this bill, is

20. the objection then, dissipated?

21. PRESIDENT:

22. Senator Glass.

23. SENATOR GLASS:

24. No.

25. PRESIDENT:

26. The question is, why not?

27. SENATOR GLASS:

28. Well, I...I think that...the reason is that I think

29. the ruling is wrong and I don't think it should be allowed

30. to stand and I would like to have the Body put the rules in the

31. posture that I think they ought to be in and...and I agree

32. with Senator Hall that the plain reading of the rule is that the

33. sponsor's bill belongs to that sponsor. Now, I...that is the ruling

1. I would like to appeal and...and I would persist in my motion
2. and...and request appeal of the ruling.

3. PRESIDENT:

4. I've not really made the ruling. I suggested that's
5. what the ruling would be when called upon. Now, Senator Rock,
6. I think is...or has a solution which obviates having to rule on
7. this question. I prefer not to rule on this question because
8. I don't want to set that precedent. And I've made that
9. kind of a division and that kind of a distinction to obviate
10. ever setting the precedent that someone can pick up anybody's
11. bill when he desires to. Now, it just occurred to the Chair for
12. ...for the future of this Legislature that we ought not ever
13. have to rule on the question as I've suggested. And if the
14. House sponsor then, does, in fact, designate a different
15. person as sponsor, would you still object to the House sponsor
16. designating the person he desires to handle the bill?
17. Senator Glass.

18. SENATOR GLASS:

19. Mr. President, that is not what has happened and whether
20. I would object or not, I guess I'll have to wait and see if
21. that happens. I think what has happened right now is that
22. the question has been raised as to the proper sponsorship of
23. this bill in its present posture and based on what I thought
24. your ruling was, I'd like to appeal it. Now, if that isn't
25. your ruling, then it seems to me the bill shouldn't be before
26. us because Senator Chew is not here.

27. PRESIDENT:

28. Well, you know, we can buzz saw this all day and it can go
29. on and on like Tennyson's book. We can have a three hour debate
30. here, we can take it out of therecord, and then we go
31. right back to the point that Senator Rock mentioned. Now,
32. if that's the kind of time you want to use with this, fine. But,
33. you're not really doing anything but spinning your wheels. Senator

1. Harris.

2. SENATOR HARRIS:

3. Well, Mr. President, there isn't any question but what
4. I am the person in this Body around whom the question of
5. appropriate committee action was raised or by whom that
6. question was raised and at the time you called this bill
7. for 2nd reading, I am the person that raised the question
8. of sponsorship, Mr. President. And we are taking up a good
9. many collateral questions in connection with those two points.
10. And I'm going to take some time of the Body here to deal with
11. those two because I think they are important, Mr. President.
12. And I will take up the second one first. And that is, when
13. I raised the question about sponsorship and ultimately, there
14. was made the reference to the very clear language of Rule 4,
15. Mr. President, and I join with any in this Chamber that
16. believes that your ruling, or if you prefer, explanation,
17. of the antecedent of the word "his" means one thing with
18. respect to a Constitutional Officer and something else in
19. every other case. And I suggest to you that that was a well-
20. intentioned effort to resolve this somewhat gritty present
21. situation. But, an unsatisfactory one and one who's conclusions
22. will lead this deliberative Body to an untoward result in the long-
23. run. And questions like that are more important in their
24. relationship to the long-run than they are to any instant case.
25. Mr. President, the determination that who's suggestion or request
26. to introduce legislation is persuasive is a very tenuous point
27. on which to suggest or rule. There are fifty-nine Senators
28. who introduce or who sponsor legislation and no one else. Now, the
29. fact that a policy has been afforded by the majority of the Rules
30. Committee the last two General Assemblies and in each case
31. supported by the Minority membership of the Rules Committee in
32. the last two General Assemblies with respect to the request
33. of Constitutional Officers is a matter of courtesy extended in the

1. deliberations and conclusions of the Rules Committee and
2. nothing more. That does not extend to the merits of any
3. such legislation so afforded such courtesy. And, Mr. President,
4. I suggest to you that a very serious question of precedent is
5. at hand, not with respect to this single piece of legislation
6. but with respect to all legislation considered by this Chamber,
7. and that's why we have rules. Now, let me return to the first
8. point that I raised and that is, that this major piece of
9. legislation now began as somewhat insignificant legislation
10. in the House. A bill to authorize the lawful sale of unissued
11. license plates for souvenir purposes and that's all. And now
12. this legislation which was amended in the House to include the
13. question of multiple...year license issuing which principal
14. I support, was tacked on in the House late in the House's
15. deliberations of House Bills and sent to this Chamber.
16. This Chamber acknowledged in the Rules Committee, the request
17. that this was a bill requested to be considered by a Constitutional
18. Officer and the bill went to committee. It was not debated
19. in the committee. The sponsor determined not to proceed with the
20. bill in the committee. I have some very important amendments.
21. There should have been testimony before that committee on this
22. complicated question. There are other considerations that ought
23. to be considered besides just the single question of multiple
24. year mandate for passenger vehicles only and that opportunity and
25. that option has not been afforded the membership of the
26. Transportation Committee. The public who would thereat
27. be permitted to testify nor will this Chamber have an opportunity
28. to adequately evaluate the complicated administrative responsibilities
29. of this major policy consideration. Let the record clearly
30. be understood, Mr. President, that I favor the concept of
31. multiple year license policy. Yes, there is a savings by such
32. a program. As has already been said here, earlier, when we act
33. in haste, we often don't achieve the kind of results that we can
34. realize if we act with care and that applies to economy measures

1. as well as any other measure. Now, Mr. President, I honestly
2. believe that of the two questions that are...that I have just
3. discussed, one, the question of this specific piece of
4. legislation, House Bill 3522, that that bill and its fate
5. is less important than the question of the proper interpretation
6. of Rule 4...

7. PRESIDENT:

8. Senator will...

9. SENATOR HARRIS:

10. ...and I urge you,...

11. PRESIDENT:

12. ...conclude his remarks.

13. SENATOR HARRIS:

14. ...Mr. President, to be very careful about how you evaluate
15. Rule 4.

16. PRESIDENT:

17. Senator Wooten.

18. SENATOR WOOTEN:

19. Mr. President and colleagues. I am extremely sensitive
20. to both of the points raised by Senator Harris. I am
21. particularly sensitive to the question of sponsorship. If
22. you will recall at our last meeting in the fall, we had
23. a roughly comparable situation involving, as it happened,
24. Senator Chew. He was the sponsor of a bill which was extremely
25. important to my district, and I thought, to the entire State
26. of Illinois. And my emotions at that time were to take any
27. steps possible to take that bill away from Senator Chew. It
28. was when I stopped and thought, counceled with President Partee,
29. and other members of my party, and with members of the other
30. side, I realized that is the wrong thing to do. If there's one
31. rule which must remain constant, it is the sponsor controls
32. his own bill. Now, the President has alluded to the difficulty
33. you get into when you have a Constitutional Officer proposing the

1. bill. But because of that sensitivity, I raised this question
2. when I was requested by Secretary Howlett, not directly, but
3. through his agents and through the President, to take this
4. action. My first question was, what about the sponsorship?
5. Where is Senator Chew, can we find him? It would be much
6. simpler for him to transfer sponsorship to me. We quite
7. frankly, cannot locate him. The Secretary...Secretary Howlett,
8. I believe, deserves an opportunity to have this bill heard.
9. The only cure that I can suggest is one that I have here now
10. and would like to present to this Body through the Secretary.
11. I use this myself going the other way to change a sponsor in
12. the House who had taken one of my bills and for a doubt in
13. my own mind, I wanted someone else to take that bill, so I
14. requested in writing and I have this letter from Representative
15. Shea, who is in joint sponsorship with three others in this
16. bill. "Dear Senator Wooten: Because of Senator Chew's
17. absence from the Senate, I request that you take sponsorship
18. of House Bill 3522". I'm going to ask leave of the Body to do
19. that, but I would also like to address the second point,
20. Senator Harris, and that is the nature of the bill itself.
21. I concede, it is a very complex issue. It raises many troubling
22. things. I might also point out that my colleagues can tell
23. you almost to the minute the day that I took similar action on
24. an RTA bill because it had been discussed, not at that particular
25. time, but in great detail all the time I've been here in the
26. Senate. I would remind you that we have also considered a similar
27. bill in the last Session of the General Assembly. And I,
28. at least, have a file on it, I have notes from the last time.
29. It is not a brand new subject. I want to respond to the wishes
30. of my party, the leader of a party in the Senate and Secretary
31. Howlett and move this bill now. I would like the...to introduce
32. this to the Secretary and request leave of the Body to replace
33. Senator Chew as principal sponsor of House Bill 3522.

1. PRESIDENT:

2. Is leave granted? Senator Latherow.

3. SENATOR LATHEROW:

4. Mr. President, I'd just like to bring to your attention
5. that this particular bill was introduced back in the House
6. on the...the information that we're talking about in this bill
7. was introduced in the House on the twenty-second day of
8. October, 1975. And nothing at all was done on that bill until
9. the fourteenth day of June, after this amendment was put on the
10. bill we're speaking of today on the seventh day of June. How
11. much simpler if the Secretary's Bill had been introduced
12. then and that were it, that they would have continued with this
13. bill rather than trying to hook it onto something with
14. a different type title. I only wanted to bring that out.

15. PRESIDENT:

16. Senator Wooten.

17. SENATOR WOOTEN:

18. On a technical matter. I would like leave of the Body
19. to Journalize that letter to be sure that the record is clear.

20. PRESIDENT:

21. Is leave granted? It has to be Journalized because it
22. came...it actually come to the Secretary of the Senate.
23. President Harris. Senator Harris.

24. SENATOR HARRIS:

25. I sought recognition to respond to Senator Wooten's
26. suggestion.

27. PRESIDENT:

28. You're recognized, Senator.

29. SENATOR HARRIS:

30. And it is at this point only a suggestion and Mr. President,
31. I will recommend to this Body a much more satisfactory procedure
32. insofar as I am concerned for the long-run viability of this
33. Chamber and that is that Senator Wooten move to suspend the rules

1. at with respect to the question of reading House Bill
2. 3522 a second time, and for that sensible purpose and then
3. that we proceed to have the bill read a second time under a
4. suspension of the rules for that purpose. I sincerely
5. believe that to introduce into our procedure a communication
6. such as Senator Wooten has recommended, I know sincerely,
7. but I think not wisely and that for the long run best interest
8. of this deliberative Body, we take these steps very carefully
9. and that the much more productive and long run effectively
10. result would be for a motion to suspend to deal with the
11. question of reading House Bill 3522 a second time.

12. PRESIDENT:

13. Senator Wooten.

14. SENATOR WOOTEN:

15. A question of Senator Harris. Suspension of the rules,
16. for what purpose? Are you suggesting that perhaps the
17. transfer of sponsorship is infirm, or what?

18. PRESIDENT:

19. Senator Harris.

20. SENATOR HARRIS:

21. Well, I wouldn't take up the question of sponsorship
22. today. I would recommend that we suspend for the purpose of reading
23. a second time. Perhaps, Senator Chew will materialize by tomorrow.
24. I'm serious about that. I really mean that. And we can take this
25. each step of the way carefully. You know, I'm one who believes
26. that thirty members can do anything in this Chamber, but what
27. thirty members decide to do ought to be carefully done each
28. time they decide to do it. And that would be my suggestion to
29. you, Mr. President and to Senator Wooten.

30. PRESIDENT:

31. In this vein, the...the Chair would have this question, Senator
32. Harris. If we abided your motion and the rules were suspended
33. to read it a second time and he was given that privilege of

1. handling it, if tomorrow Senator Chew return, would the
2. rules have to be suspended again for Senator Chew, then,
3. to become the sponsor?

4. SENATOR HARRIS:

5. I...Mr. President, I am suggesting that we deal with this
6. question with respect to Senate...2nd reading only and in
7. my judgement, Senator Chew will remain the sponsor when the
8. bill reaches 3rd reading and I'm not trying to be difficult.
9. I really am not. I do seek to have an opportunity at some
10. point in time, to offer some important amendments, but the
11. fact is, that to get the bill to 3rd reading today and I concur
12. in that, I want to extend the Secretary of State the courtesy
13. of moving the bill, but I think we should do it carefully.

14. PRESIDENT:

15. Senator Rock.

16. SENATOR ROCK:

17. Well, I was about to make the point, Mr. President,
18. Ladies and Gentlemen of the Senate, that it seems to me
19. that suspension of the rules is inappropriate and then, Senator
20. Harris, did, in fact, make reference to bills on 2nd reading.
21. The bill has, in fact, been read a first time. It seems to me
22. that if we attempt, at least, to get into a procedure whereby
23. when a House Bill is on 1st reading, we have to suspend the rules
24. or seek leave of this Body by suspending the rules, to assume
25. the sponsorship, we are putting ourselves in...in an unworkable
26. position. I have suggested, Senator Harris, and...and I think
27. rightfully so, that the House sponsor has suggested, that Senator
28. Wooten assume the sponsorship of this bill and I think that all
29. that is requested is the courtesy of leave of this Body as we
30. have done on innumerable occasions before. It's just as simple
31. as that.

32. PRESIDENT:

33. Senator Harris.

1. SENATOR HARRIS:

2. Well, I would point out that on those innumerable...
3. occasions, they've been by leave of the Body and...and the
4. Journal shows that by unanimous consent, that courtesy
5. was extended and so our record is always clear. I would point
6. out, Senator Rock, that the rules of the Senate do not
7. provide for that unique provision of the rules of the House.
8. There are innumerable differences in the rules of the two Bodies,
9. and I would point out, Senator Rock, that to tie us to the
10. request of a House sponsor is not a wise permanent policy
11. for us to embrace and I would suggest that you can have
12. differences developing between a Senate sponsor and a House
13. sponsor about orderly development of a piece of legislation
14. and I want to be guided by the Senate sponsor, not by a
15. request from a member of another Body. I think that would
16. be a long-run, unwise course of action. I would only recommend
17. to you that we should be careful on those occasions when an
18. important matter is under consideration that we proceed
19. carefully. My suggestion is that we suspend the rules for
20. the purpose of reading House Bill 3522 a second time, read
21. the bill a second time, advance it to third reading and take
22. up this important matter tomorrow when the bill will be on
23. third reading.

24. PRESIDENT:

25. Senator Rock.

26. SENATOR ROCK:

27. Well, I...I certainly would not attempt to impose
28. nor even suggest the House rules for the Senate. They are, in
29. my judgement, totally unworkable as is evidence by the workings
30. of the House. On the other hand, my...my point was, that we do
31. from time to time have House Bills on 1st reading and it has
32. been traditional in this Body, that if, in fact, a House
33. sponsor walks across the aisle and says to you Senator Harris, or

1. to me, Senator Rock, I would like you to be the Senate
2. sponsor of my piece of legislation, ordinarily, that request
3. is indulged and that is, in fact, what has happened here.

4. PRESIDENT:

5. Senator Wooten.

6. SENATOR WOOTEN:

7. Being central to this argument, I might point out
8. that...relate a little personal history. I made application
9. some months ago with leadership and then with the Secretary
10. of the Senate to assume sponsorship of a bill. I did
11. not receive sponsorship of the bill because another member also
12. requested it sometime after my request. The determining factor in
13. that was the selection of the House sponsor. He came over and chose
14. between us. It seems to me that we are getting into some
15. difficulty because we...we are moving into an area who determines
16. who will be a sponsor. Is it the judgement of the Body?
17. I think not. Because if it were, we could change sponsorship
18. rather easily and I don't think we want to get into that.
19. The difficulty is that we are left in a somewhat uncertain
20. situation here where we...I'm sure that if we could contact
21. Senator Chew, this...it would be smooth as silk, we could work it right
22. out. Our problem is trying to oblige a Constitutional Officer
23. and not do violence to the rules. I am willing to take whatever
24. steps are deemed valid, legal, just and prudent by the President
25. and this Body. The objective would be, simply, to give this
26. bill an opportunity to advance and be voted on. However we
27. proceed is immaterial to me, really. I am sensitive to the questions
28. you raised about our rules and sponsorship, but I point out to you
29. that nowhere is it really set down as to how we shall handle it
30. and so I think that we do have some latitude for movement.

31. PRESIDENT:

32. Senator Shapiro.

33. SENATOR SHAPIRO:

1. Well, Mr. President, I...I want to speak to that
2. point about the request of the House sponsor to the Senate
3. that the sponsorship be changed. Unless the Digest is wrong,
4. the principal sponsor of House Bill 3522 is Representative
5. Robert Craig. However, let me go further, that may have been changed.
6. My next point is this, in a very correct decision by the
7. President of this Senate, a few weeks ago concerning House
8. Bill 3069 of which I was the principal sponsor, and the House
9. sponsor made a request to the President that I give up
10. sponsorship and I refused, and sponsorship was not relinquished
11. until yesterday when I chose to do it and no one else could have
12. taken that bill away from me. Now,...

13. PRESIDENT:

14. That doesn't mean it's right, Senator.

15. SENATOR SHAPIRO:

16. Well, it's according to the rules and I want to go
17. further, if Senator Chew was here, I am positive that he would
18. not relinquish sponsorship readily...

19. PRESIDENT:

20. If here were here, we wouldn't have this whole discussion.

21. SENATOR SHAPIRO:

22. Well, the bill would probably still be back in Rules.
23. But, to take it away from him in his absence would be a crime
24. and cruel punishment.

25. PRESIDENT:

26. Senator Nimrod.

27. SENATOR NIMROD:

28. Mr. President, I think that Senator Harris has certainly
29. said that the important thing is...here that we move the bill
30. to 3rd reading. Now, this morning we addressed ourselves
31. to Senate...to House Bill 3831 and that bill was on 2nd reading
32. and Senator Carroll was off the Floor and you asked if we
33. couldn't move it to 3rd reading for him. Now, I don't...we did
34. that in that case. I don't know why we can't have leave and move

1. this bill to 3rd reading, also. Now, I...and this has been done
2. on numerous occasions when Senators have not been here, we've
3. moved the bill along without trying to change the sponsorship.
4. And it's...if it's really what you're saying is, that you want
5. to move the bill to 3rd reading and Senator Harris suggested we
6. do and can ask for leave and someone can handle it for him
7. just to move it to 3rd reading, the sponsorship doesn't change.
8. I don't see anything wrong with that and I think that's a very
9. simple solution to a thing that we always do. But, before I keep
10. a group waiting too long up in the balcony, during this whole
11. debate, Mr. President, I would like to call attention to a
12. ...a high school group that's here from Main East High School
13. within my district, with Mr. Paul Carlson. I would ask if the
14. Senate might...recognize them in...in the President's Gallery.
15. PRESIDENT:

16. Will they please stand and be recognized by the Senate?
17. For what purpose does Senator Palmer arise?

18. SENATOR PALMER:

19. Parliamentary inquiry, Mr. President. Am I correct,
20. Mr. President, that you ruled that Senator Wooten may move
21. forward on House Bill 3522?

22. PRESIDENT:

23. No, that's not quite correct.

24. SENATOR PALMER:

25. Then what order, or what rule did Senator Glass appeal?

26. PRESIDENT:

27. Senator Glass offered an appeal to a ruling which was not...
28. had not the formality of a ruling. It was a projective ruling. I
29. hope we can obviate that...

30. SENATOR PALMER:

31. It was my understanding...my understanding, if I'm following this
32. procedure correctly, that you ruled that Senator Wooten may proceed
33. and move forward with House Bill 3522 and...Senator Hall read a rule
34. and Senator Glass appealed that ruling. I suggest that you record

1. that ruling and proceed on with the business and all of this
2. debate can be done away with and there was no necessity for this
3. debate at all because you have ruled that Senator Wooten may
4. proceed.

5. PRESIDENT:

6. Thank you, Senator.

7. SENATOR PALMER:

8. I suggest we go on with the business.

9. PRESIDENT:

10. Thank you, Senator for your suggestion.

11. SENATOR PALMER:

12. You're welcome.

13. PRESIDENT:

14. Senator Howard Mohr.

15. SENATOR MOHR:

16. Yes, Mr. President. You know, you and I are going to
17. retire, Mr. President, with few other members and the one
18. part that I will not miss about this Body is the vacillating
19. that is done by attorneys. I say that in all sincerity and
20. due respect, but, how we can talk on one side today and another
21. side tomorrow is just something that I can't quite comprehend.
22. Now, Senator Rock is talking about the House authorizing...
23. House member authorizing a Senate member to take over a bill.
24. That's fine, Senator Rock, but on the Calendar on House Bills,
25. 2nd reading, you'll find House Bill 3831, that the House sponsor,
26. Fred Schraeder, did, in fact, ask Senator Harber Hall to sponsor
27. that bill, but it was determined by the members on the other
28. side that that would be handled by Senator Carroll...

29. PRESIDENT:

30. For what purpose...

31. SENATOR MOHR:

32. ...for the purpose of tubing that bill that is still on 2nd
33. reading.

1. PRESIDENT:
2. Senator Rock.
3. SENATOR ROCK:
4. Point of order. Thank you, Mr. President.
5. PRESIDENT:
6. State your point.
7. SENATOR ROCK:
8. As the Senator very well knows, that is a committee bill.
9. PRESIDENT:
10. Senator Howard Mohr may continue.
11. SENATOR MOHR:
12. The committee ... it may be a committee bill, but it was asked
13. to be sponsored by a member on this side and if it was a committee
14. bill, it should be important enough to be advanced to the 3rd
15. reading so it could be acted upon. That's what...you know,
16. that's how important a committee bill is. I would suggest, Mr.
17. President, that this bill belongs on 2nd reading and that's
18. giving it a little more than we should. The bill really belongs
19. in committee where it can be heard and debated. I would ask
20. Senator Wooten if this bill that permits five year license
21. plates, have we...ordered our plates for next year, Senator
22. Wooten, do you...are you aware of that situation?
23. PRESIDENT:
24. Senator Wooten.
25. SENATOR WOOTEN:
26. Senator Mohr, as you are perhaps aware, this came upon me
27. rather suddenly and I feel that I have some time to inform myself
28. and...I have...I have to give some assent to this bill, too.
29. By the time we get to 3rd reading, I will either be ready to go with
30. it or ready to make some changes or ready to stop. I...I cannot
31. answer you now in all honesty.
32. PRESIDENT:
33. Senator Howard Mohr.

1. SENATOR MOHR:
2. It just seems very strange to me, Mr. President, that a
3. Secretary of State, who I have the utmost regard for, would
4. be in office the number of years that he has in that position
5. of Secretary of State at this late stage of the game, the
6. 29th of...of June, would...
7. PRESIDENT:
8. Point of order, Senator. You're speaking to the merits
9. of the bill. Now, we're on a question of motions on whether...
10. SENATOR MOHR:
11. Well,...
12. PRESIDENT:
13. ...or not the...
14. SENATOR MOHR:
15. ...I...
16. PRESIDENT:
17. ...sponsor can be changed and whether the bill can be moved.
18. SENATOR MOHR:
19. Well, I think it...it all relates to the...to the bill,
20. whether, in fact, we should move the bill. I...I...and I submit
21. Mr. President, that the bill is not in a...not ready to be heard.
22. I would just close, Mr. President, by saying that, you know, I...
23. I mentioned early in my remarks that I expect attorneys to vacillate
24. and change their mind, but I would not expect a general to do that.
25. PRESIDENT:
26. Adaptability is a measure of intelligence. Senator Wooten.
27. SENATOR WOOTEN:
28. The bill becomes effective in 1978.
29. PRESIDENT:
30. Senator Berning.
31. SENATOR BERNING:
32. Thank you, Mr. President. That partly answers one of
33. my questions which was, what is the urgency? But more importantly,

1. Mr. President, I'd like to point out to the members of this
2. Body, something that perhaps that has not occurred to them or to
3. you, Mr. President, and that is simply this, Senator Chew
4. is an intelligent man. He knows what he is doing. If he had
5. wanted this bill heard now, he would have divested himself
6. of sponsorship and asked somebody to handle it for him. In his
7. absence, I think we do him violence in taking action on the
8. bill. Since there is no urgency and since we will be back here
9. however briefly, in November, the matter could be resolved then,
10. Mr. President and I think we ought to discontinue any further
11. discussion or action on this bill.

12. PRESIDENT:

13. Is it the sense of the Senate that Representative Shea
14. will not be given leave to seek a new sponsor? Is it the
15. sense of the Senate that the Representative can't pick
16. a sponsor that he chooses? Is that the sense of this Senate?
17. Senator Harris.

18. SENATOR HARRIS:

19. Well, Mr. President, I...I...I think that's a...a dangerous
20. question to put. I really do. And I implore you not to put it.
21. I think the most sensible long run, effective way for us to
22. proceed here since you have raised that point, and I...I just
23. caution you that if disagreements between...in the future, between
24. Senate and House sponsors of bills, if we're going to accept
25. that...you see the...the understandings up till now have always
26. been informal understandings arrived at before the Senate sponsor
27. materialized. And with respect to many bills, leadership
28. just assigns Senate sponsorship and that works quite satisfactorily.
29. But I...I implore you, Mr. President, not to engage in the question
30. of whether the request of a Representative evidence by the
31. communication from the House sponsor to Senator Wooten, should be
32. dealt with at this point. And I...I do wish to see the bill moved
33. to 3rd reading now. I would suggest to you that we do it through it

1. procedure of a suspension of the rules.

2. PRESIDENT:

3. I appreciate the caveat, Senator, and I know that it is
4. well intentioned. I am hesitant, however, and reluctant to go to
5. the formality of suspending the rules to move a bill. I...I...
6. if you would delete or excise from your suggestion that it would
7. take a...a vote of the suspension of the rules to do that, I could...
8. could go along with that. I'm sensitive to...to the rights of
9. the minorities and I'm...I'm concerned that their...the day will
10. come where this will be a precedent and where there may be five
11. people in a group or three or two who want to move a bill and will
12. be stymied from moving it unless they have thirty votes and I
13. don't want to establish that precedent and that's the only thing
14. about your suggestion that troubles me. Senator Harber Hall again.

15. SENATOR HARBER HALL:

16. Well, just a...just one moment to substantiate to some
17. extent, Senator Harris' remarks about having a House member. In
18. this particular case, Mr. President, when I peruse the synopsis,
19. I see that the principal sponsors is not Mr...Representative
20. Shea, but a series of Representatives, Representative Craig,
21. Representative Shea, Representative Griesheimer and Representative
22. Daniels. Now, it would be...it seems to me those are all the
23. principal sponsors and I don't think particularly in this case,
24. even if there were some justification for doing it otherwise,
25. particularly in this case, should one of those foursome who are
26. listed here as principal sponsors, be the determining requester
27. for this action.

28. PRESIDENT:

29. Senator Wooten.

30. SENATOR WOOTEN:

31. In direct response to Senator Hall, my experience in this
32. Body has not been extensive, but it seems to me that whenever the
33. first person is not present to act then the second acts for that
34. group in joint sponsorship. At least that has been the custom as

1. I have observed it. I would also like to speak to something
2. Senator Harris has suggested. We've made some very...

3. PRESIDENT:
4. For what purpose do you arise?

5. SENATOR HARBER HALL:
6. Well, I think I have to respond to that first. He's...
7. he's bringing up two questions I...

8. PRESIDENT:
9. Well, he hasn't finished, Senator.

10. SENATOR HARBER HALL:
11. Well, but he's bringing in another thing and I want the
12. Body to know that what he referred to there is not the case in
13. this particular House Bill 3522. These are not cosponsors.
14. These are principal...four principal sponsors and the second has
15. no higher degree of authenticity in this case than any of...

16. PRESIDENT:
17. How do you...

18. SENATOR HARBER HALL:
19. ...the other three.

20. PRESIDENT:
21. ...how do you differentiate between a cosponsor and a joint
22. sponsor? What is the differentiation between a cosponsor and a
23. joint sponsor?

24. SENATOR HARBER HALL:
25. Well, if you can explain...

26. PRESIDENT:
27. No, I'm asking the question.

28. SENATOR HARBER HALL:
29. ...differentiate. Well,...

30. PRESIDENT:
31. No, I'm...you...you made that differentiation. I'm
32. just trying to learn something. What is the difference between
33. a cosponsor and a joint sponsor?

34. SENATOR HARBER HALL:

1. Well, presumably, the sponsor is the one who drafted
2. the bill and when they do it jointly, then those are the
3. joint sponsors. In this case, there are four of them with
4. cosponsors following those four and it's frequent that...that
5. there are two principal sponsors with further cosponsors.
6. That'd would be nice for you to look that up, Mr. Parliamentarian.

7. PRESIDENT:

8. I always try to learn something. Senator Harris.

9. SENATOR HARRIS:

10. Why, Mr. President, I was recommending that we suspend
11. and...and read for a second time and advance for the purpose
12. of not taking up this important question of sponsorship. But,
13. getting the bill onto 3rd for that purpose. And, that's...
14. that's the sense of what I've recommended through that procedure.
15. And I...I...I recommend it to you.

16. PRESIDENT:

17. Well, Senator, I just don't think you ought to...we should
18. just keep putting off a decision. The question of sponsorship
19. has to be decided either today or tomorrow. I believe in doing
20. things when the times are...when they should be done. And I...
21. that's why we ought to make that decision today. Well, why
22. wait till tomorrow? Senator Harris.

23. SENATOR HARRIS:

24. Can we conclude that Senator Chew cannot be reached between
25. today and tomorrow? I'm not suggesting that he return
26. here, but I am...I am just...that's the only point I made a
27. while ago, that we may have a resolution...

28. PRESIDENT:

29. Well, if he comes back tomorrow and he ...he wants to pick the
30. bill up, certainly he can so what's the difference? Senator
31. Wooten.

32. SENATOR WOOTEN:

33. Mr. President, and Senator Harris, it seems to me no matter how

1. we...

2. PRESIDENT:

3. Just a moment now. Wait a minute. There's just too much
4. noise and please, those not entitled to the Floor, please leave
5. the Floor. Please. Thank you.

6. SENATOR WOOTEN:

7. Either road we take is a fairly rocky one. I am more
8. persuaded by the precedent of a majority deciding to move a
9. bill than I am with the still troubling question of sponsorship.
10. The objective being to move the bill today. If we do suspend rules,
11. I know that precedent is going to loom large when some individual
12. in this Chamber gets into difficulty and thirty members of the Body
13. decide you may not want to move the bill, but we have a precedent
14. and we will move it. That bothers me a great deal. Believe me,
15. I am very sensitive to the question of sponsorship, but I don't
16. see...yeah, we can talk one or the other all afternoon. I am not
17. happy to be in this position, but I am simply going to ask now
18. that my letter be...that the letter from Representative Shea
19. be Journalized. I...I didn't quite finish my response to Senator
20. Hall, but I think we'll just proceed on this. I'd like to have
21. the letter Journalized and a decision made on sponsorship.

22. PRESIDENT:

23. Senator Harris.

24. SENATOR HARRIS:

25. Well, let...let me read to you Rule 24. "The Senate shall
26. keep a Journal of its proceedings which shall be published. It
27. shall be the duty of the Secretary to keep the Journal in which
28. he shall seasonably record the motions, resolutions, rules, and
29. decisions of the Senate, and to do and perform all such other
30. acts appertaining to his office as may be required of him by the
31. Senate." I would suggest that your request...is...is perhaps
32. something that might lead to extraneous inclusion in...in our
33. Journal but upon a reading of that, I think you should seek leave

1. of the Senate. I have no objection to its being done.
2. But, I...I do again, caution that we proceed in that fashion
3. with extreme care. And I think it will impact on the question
4. of sponsorship in a way that I am not persuaded is sound.
5. PRESIDENT:
6. The Chair will rule that the letter from Representative
7. Shea to Senator Wooten is pertinent to the decision on sponsorship.
8. I so rule. Yes, Senator Harber Hall.
9. SENATOR HARBER HALL:
10. On a point of parliamentary inquiry, Mr. President. I
11. wonder if letters from other sponsors specifically, Griesheimer,
12. Daniels and Craig should also be included because I see no
13. reason why one of the sponsor's letters should be included for this
14. purpose and not others.
15. PRESIDENT:
16. Well, I don't wonder, Senator, because it's an impossibility.
17. SENATOR HARBER HALL:
18. Would it be...would it be...would it be without some
19. merit to ask, do you suppose the other sponsors would want to
20. write similar letters? It would...
21. PRESIDENT:
22. I have no...
23. SENATOR HARBER HALL:
24. ...it would occur to me that maybe Representative
25. Griesheimer would not concur in a letter of this...
26. PRESIDENT:
27. Senator, I...
28. SENATOR HARBER HALL:
29. ...nature.
30. PRESIDENT:
31. ...have enough trouble with the fact...
32. SENATOR HARBER HALL:
33. They are the sponsors...

1. PRESIDENT:
2. No, just a moment. You ask me a question, let
3. me give you an answer. I have enough trouble with the facts without
4. delving into suppositions. Let's stay with the facts. There's
5. one letter here and that's what we're dealing with. And it...that
6. letter is now Jouranlized. Read the bill.
7. SECRETARY:
8. House Bill 3522.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDENT:
12. Any amendments from the Floor?
13. SECRETARY:
14. Amendment No. 1 offered by Senator Lemke.
15. PRESIDENT:
16. Senator Lemke.
17. SENATOR LEMKE:
18. This is a good amendment. It's something that should have
19. been done for many years. This calls for proof of public liability
20. insurance before you get a license plate and I think the late
21. Senator Romano would be happy to see this amendment put on a
22. bill because this is one of his projects since he was here and I
23. ask for a favorable vote for this amendment.
24. PRESIDENT:
25. Senator Wooten.
26. SENATOR WOOTEN:
27. Mr. President, I would resist amendments in general at this
28. time. I...I want to move it to 3rd and then we'll call it back
29. for the sake of amendments, but I quite frankly, need time to
30. see what...what proposed changes are made. I'm not prepared to
31. accept amendments today and I...I would resist this amendment.
32. PRESIDENT:
33. Could you hold it Senator, till tomorrow? He...he says he'll

1. bring the bill back tomorrow. Senator Wooten.

2. SENATOR WOOTEN:

3. There's a question. Did we resolve the sponsorship

4. situation or not?

5. PRESIDENT:

6. I ruled that you are the sponsor of the bill.

7. SENATOR WOOTEN:

8. All right. Then I will bring it back. Absolutely.

9. PRESIDENT:

10. 3rd reading. Senator Don Moore.

11. SENATOR MOORE:

12. Just a parliamentary inquiry of the...of the Chair. Mr.

13. President, I wonder if it would be possible for you or your

14. parliamentarian to inquire into the rules of the House of

15. Representatives. I am informed that such as in our Digest where

16. the names are hyphenated that there are rules or custom and

17. procedure in the House that there can be up to five joint

18. sponsors of a bill. Anyone thereafter is a cosponsor of the bill.

19. And I was wondering whether or not the President or his

20. Parliamentarian could inquire into this matter and perhaps

21. report back to this Body so that we can clarify this joint

22. sponsorship or cosponsorship of a bill.

23. PRESIDENT:

24. I was not in jest when I said to Senator Harber Hall when

25. he raised the question what the difference was, because I frankly

26. was not familiar with it. We have sent for that information.

27. It just is a matter of edification and as soon as we get the

28. information, we will let you know.

29. SENATOR MOORE:

30. Thank you, kindly, Mr. President.

31. PRESIDENT:

32. Senator Wooten.

33. SENATOR WOOTEN:

1. I'd like to belabor the point on a point of personal
2. privilege just a little bit further. Ladies and Gentlemen
3. of the Senate, I do not want to do anything that in any sense
4. does violence to the rules. I would remind you that by whatever
5. set of rules we are governed, the orderly functioning of this
6. Body ultimately depends on the honor of its members. It is
7. an area in which I hope I will not be found wanting and I assure
8. you I will proceed with all care so that nothing is left in
9. irregular fashion and we will look this over very carefully,
10. bring it back for 2nd. I will try to accommodate all reasonable
11. questions regarding all aspects of this. Thank you.

12. PRESIDENT:

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. Thank you, Mr. President. Is it proper...is that a proper
16. amendment that Senator Lemke offered to this bill?

17. PRESIDENT:

18. You're out of order, Senator. He...

19. SENATOR MITCHLER:

20. Just an inquiry.

21. PRESIDENT:

22. Well, we're not on that order now.

23. SENATOR MITCHLER:

24. Did he withdraw...

25. PRESIDENT:

26. Let's not get involved...

27. SENATOR MITCHLER:

28. ...the amendment?

29. PRESIDENT:

30. ...in that.

31. SENATOR MITCHLER:

32. Did he withdraw the amendment, Mr. President.

33. PRESIDENT:

34. ...the amendment was withdrawn and...

1. SENATOR MITCHLER:
2. Oh,...

3. PRESIDENT:
4. ...the bill is on 3rd reading.

5. SENATOR MICHLER:
6. ...I...thank...okay.

7. PRESIDENT:
8. ...Howard Mohr.

9. SENATOR MOHR:
10. Yes, Mr. President. I wonder, between now and tomorrow
11. morning if the Parliamentarian and your staff could draw up
12. the latest set of rules so we'd know how we're going to play
13. tomorrow.

14. PRESIDENT:
15. The rules will be the same. Senator Glass.

16. SENATOR GLASS:
17. ...Mr. President, I do have an inquiry. In view of your ruling,
18. I...I was under the impression you were not going to rule
19. on sponsorship because I raised the question as to your interpretation
20. and you indicated that you did not make that interpretation
21. but rather you...you would hope it would be resolved without
22. having to interpret the rule.

23. PRESIDENT:
24. And it was...resolved without that.

25. SENATOR GLASS:
26. And I...

27. PRESIDENT:
28. The...the ruling of sponsorship was based on the letter from
29. the sponsor. Senator Glass.

30. SENATOR GLASS:
31. Well, then..then the ruling, if I understand it is that
32. a House sponsor does have the power to designate a...any Senate
33. sponsor, is that...is that the effect of the ruling?

1. PRESIDENT:

2. That's the effect of it. Conference Committee Reports.
3. Well, that's all right, you can't tell.

4. SECRETARY:

5. Second Conference Committee Report on Senate Bill 1614.
6. Senator Morris is the chief sponsor.

7. PRESIDENT:

8. Senator Morris.

9. SENATOR MORRIS:

10. Thank you, Mr. President. This Conference Committee Report
11. is the product of the committee. I did not sign it. I guess
12. the proper motion, since the eight members of the committee
13. did sign it is to move to adopt the Second Conference Committee
14. Report. I think that there are some problems in this area,
15. but the majority of the committees will...should prevail, I
16. assume, in this situation. The real hangup in this situation and
17. I'd like the membership to know of this...

18. PRESIDENT:

19. Just a minute. I think when we get to the order of
20. Conference Committee Reports, when the bill is given, I think
21. some statement should be made as to the subject matter involved
22. and what the basic changes were.

23. SENATOR MORRIS:

24. Okay. Okay, this...this is the Conference Committee Report
25. on Senate Bill 1614 which is the budget for the Department of
26. Law Enforcement. The Conference Committee has agreed at this
27. point to keep very few of the House amendments. We did agree to
28. concur on House Amendment No. 1 which reduces the budget for the
29. Department of Law Enforcement by about eight hundred thousand
30. dollars. We have receded from Conference Committee No. 4...
31. Amendment No. 4, I'm sorry, which is the one hundred and fifty-
32. four thousand dollar add-on for the IBI. That money...we have
33. receded from that and that money has been eliminated in this
34. Conference Committee Report. We've also receded from Amendment No. 5

1. which would have added two hundred and forty-six thousand
2. dollars for ten new agents for the IBI at the racetracks. We
3. have receded from that amendment. We have receded from an
4. amendment which would have restored one-half of the cuts made
5. in the Senate for the Bureau of Investigation. We have agreed
6. to concur with an amendment which restored the money for the
7. computerized criminal history program. We have changed in the
8. Road Fund area and I think this is an area that was of contention
9. in the House. As the bill left the Senate, seventy-five percent
10. of the money in the budget would have come from the General
11. Revenue Fund...from the Road Fund, twenty-five cent...percent
12. from the General Revenue Fund. The House wanted it to be forty-
13. seven percent from the Road Fund, fifty-three percent from the
14. General Revenue Fund and amazingly, we have come up with a
15. fifty-fifty split which means the Senate gave up many more
16. percentage points than the House but we're right in the middle
17. on that. We disagreed with a five percent pay increase in this
18. budget for the State Police. The budget now contains a two
19. and one-half percent pay increase for the Illinois State Police.
20. I think it should be pointed out at this point that the State
21. Police are unhappy with that decision. The Teamsters Union
22. is apparently trying to organize a State Police and the State
23. Police is concerned this will give the Teamsters a foot in the door.
24. However, the Conference Committee twice met on this subject and
25. agreed that two and a half percent is all the State could afford.
26. The cost of living increase for the IBI agents was taken out of this
27. bill at this point. A proposal that Police substations could not
28. be moved has been removed from the bill. I...the Tommy
29. Hanahan/Jack Schaffer Open Up the Weight Stations in McHenry
30. County Provision is back in the bill and a second IBI salary increase
31. provision was removed. As the bill now stands in the Senate,
32. it is about just under one million dollars less than what the Governor
33. originally budgeted for the Department of Law Enforcement. I,

1. as I said, am not pleased with the Conference Committee
2. Report, but I was in the minority. I'll answer any questions
3. people might have on the budget.

4. PRESIDENT:

5. Any further discussion? The question is, shall...shall
6. the Senate concur...the question is, shall the Senate adopt
7. the Second Conference Committee Report on Senate Bill 1614?
8. Those in favor vote Aye. Opposed will vote Nay. The voting
9. is open. Have all voted who wish? Take the record. On this
10. question the Ayes are 47, the Nays are 2 with none Voting
11. Present. The Senate does adopt the Conference Committee Report
12. on Senate Bill 1614 and the bill having received a constitutional
13. majority, is declared passed. Senator Morris.

14. SENATOR MORRIS:

15. On a point of personal privilege. I would like to
16. point out that Senator Netsch's husband, Walter Netsch, is in
17. the gallery along with a friend of the family, Kay Clamet.
18. Walter Netsch.

19. PRESIDENT:

20. Will they please stand and be recognized by the Senate?
21. And on the other side of the gallery in the back of the Chamber
22. is a distinguished journalist from Chicago, Phil Smith. Will
23. you please stand and be recognized by the Senate? Senator
24. Merritt.

25. SENATOR MERRITT:

26. Yes, Mr. President, members of the Senate. While we're
27. on that order, in the south balcony on the east side, I have two
28. fine men from my district, Mr. J. Barnett and Mr. Dave Williams.
29. I wish they'd stand and be recognized by the Senate.

30. PRESIDENT:

31. Will they please stand and be recognized by the Senate?
32. Senator Carroll.

33. SENATOR CARROLL:

34. Thank you, Mr. President. Also in the balcony we have Socky
35. Marcos who was a member of the Kerner administration who is down

here visiting us today. Will my guests...

1. PRESIDENT:

2. Will Mr. Marcos please stand and be recognized by the
3. Senate. A Conference Committee Report on Senate Bill 1712.
4. For what purpose does Senator Savickas arise?

5. SENATOR SAVICKAS:

6. I would just like to acknowledge in the President's
7. gallery we also have a distinguished visitor from Tokyo,
8. Senator Charles Chew. Would you stand up and be recognized?

9. PRESIDENT:

10. Please, take a parachute over, Senator, right down
11. to the floor. Senator Nudelman.

12. SENATOR NUDELMAN:

13. Thank you, Mr. President. It has occurred to me
14. that we have on several occasions in the last hour or so,
15. refused to concur in House amendments and shouldn't that
16. refusal include a motion that a Conference Committee be appointed?

17. PRESIDENT:

18. Senator Lemke is recognized.

19. SENATOR LEMKE:

20. No, I...wait till he's done.

21. PRESIDENT:

22. Oh...

23. SENATOR LEMKE:

24. I was going to make a motion.

25. PRESIDENT:

26. Oh, I thought he...well, I'm sorry. The House
27. can still recede. And if they do, then it...it is not...not necessary.
28. But there are some matters pending on which there probably might
29. ... On the order of concurrences, Senate Bill 1712.
30. Senator Hynes.

31. SENATOR HYNES:

32. Mr. President and members of the Senate, this is
33. the annual appropriation to the Board of Education for purposes
34. of...of funding the School Aid Formula for the next fiscal year.

1712
1/10/76

1. You will recall that it was reduced in the Senate. The House
2. has added one amendment, adding an additional section, Section
3. Two which would appropriate twenty-two million dollars to
4. fund the Hold-Harmless provision that was included in House
5. Bill 3518 by the Senate. This money would be used to guarantee
6. that no school district would get less money under any
7. new formula provision that is adopted than it would have gotten
8. under the existing formula. So, that we are now in the position
9. of finalizing this appropriation if we can agree on the addition
10. of this twenty-two million dollars and I would move that the
11. Senate concur in Amendment No. 2 to Senate Bill 1712, House
12. Amendment 2 to Senate Bill 1712.

13. PRESIDENT:

14. Senator Shapiro.

15. SENATOR SHAPIRO:

16. Well, Mr. President and Ladies and Gentlemen of the Senate.
17. I'm not...I'm not rising in opposition to the Concurrence, but
18. I do want to point out to the membership that the fact that there
19. is twenty-two million in there for the Hold-Harmless proposal
20. why, I wouldn't get your hopes up too high because that's
21. the first thing that the Governor is going to take out of the
22. appropriation because it is not budgeted and it places the entire
23. funding of the resource equalizer for FY '77 in serious jeopardy,
24. particularly in view of the fact that...of the amendments that we
25. added to 3518, a companion bill to this particular appropriation.
26. The only thing I can tell you to do is to vote your conscience.

27. PRESIDENT:

28. Any further discussion? The question is, shall the Senate
29. concur in Amendment No. 2 to Senate Bill 1712? Those in favor vote Aye.
30. Opposed will vote Nay. The voting is open. Have all voted who wish?
31. Take the record. On that question the Ayes are 41, the Nays are 6, with
32. none Voting Present. The Senate does concur in the adoption of
33. Amendment No. 2 to Senate Bill 1712 and the bill having received the
34. constitutional majority is declared passed. Senator Buzbee.

1. SENATOR BUZBEE:
2. Mr. President, having voted on the prevailing side,
3. I now move that we reconsider the vote by which...
4. PRESIDENT:
5. Senator Carroll moves...
6. SENATOR BUZBEE:
7. ...that last bill passed.
8. PRESIDENT:
9. ...to Table. All in favor say Aye. Opposed Nay.
10. The Ayes have it. The motion carries. For what
11. purpose does Senator Lemke seek recognition?
12. SENATOR LEMKE:
13. Want to have a Conference Committee on 3318. I think we
14. got everything worked out. Minimum Wage.
15. PRESIDENT:
16. Oh, you request a Conference Committee and the House
17. will be so informed. - Senator Harber Hall.
18. SENATOR HALL:
19. If it's in the prerogative of the Chair, I would like
20. to be appointed as a Minority member of the Conference Committee
21. If it pleases the Chair, I would like to be appointed as the
22. Minority member of the Conference Committee on 3318.
23. PRESIDENT:
24. As a matter of courtesy, Senator, and as a matter of...
25. as a matter of custom, you...the appointments on the
26. Republican side are made by your leadership, not by me.
27. I wish I could.
28. SECRETARY:
29. Conference...Conference Committee Report on House
30. Bill 3417. Senator Egan.
31. PRESIDENT:
32. Senator Egan.
33. SENATOR EGAN:

1. Thank you, Mr. President and members of the Senate.
2. As you know, House Bill 3417 is that bill which appropriates
3. the funds to the Division of Waterways within the Department
4. of Transportation and the Conference Committee to which it
5. was referred has met and provides in its report that the Senate
6. will recede from its Amendments Number 2 and 6, No. 2
7. Senate Amendment being that which removed the five percent
8. transferability provision that was in the bill after a discussion
9. on the merits of that amendment, it was decided that a five
10. percent transferability within each line item was not unfair
11. and so it would be the wish of the Conference Committee to give
12. the Department that power and in Senate Amendment No. 6 to
13. remove from the bill that project known as the Middle Fork
14. Reservoir and the Conference Committee felt that it was its desire
15. to take the amendment removing that project out and therefore,
16. recede from that amendment. The report also provides the House
17. will concur in the Senate Amendments No. 1, 3, 4, 5, 7, and 8.
18. No. 1 restored two projects, No. 3 included a storm water control
19. project, No. 4 the amendment removes the appropriation on the
20. Batavia dam, No. 5, the appropriation of five hundred thousand to
21. construct a dam in the Dirksen Park was included, No. 7
22. appropriated thirty-two thousand dollars for the State of Illinois
23. share in the Great Lakes Basin Commission as its dues and
24. Amendment No. 8 was to appropriate each project by the entire
25. amount of the project at the time of the initial appropriation
26. and Mr. President and members, I move that the Senate concur
27. in the Conference Committee Report.

28. PRESIDENT:

29. Any further discussion? Senator Netsch.

30. SENATOR NETSCH:

31. The question first of all. In which amendment is Middle
32. Fork?

33. PRESIDENT:

34. Senator Egan.

1. SENATOR EGAN:

2. Senate Amendment No. 6.

3. PRESIDENT:

4. Any further questions, Senator Netsch? Senator Netsch.

5. SENATOR NETSCH:

6. And your motion with respect to Amendment No. 6, would
7. you repeat your motion with respect to Amendment No. 6?

8. SENATOR EGAN:

9. Yes, Senator. I am moving to concur in the Conference
10. Committee Report. Now, I...I am not in total support of that,
11. but I think it's the easiest way to proceed and...

12. PRESIDENT:

13. Senator Netsch.

14. SENATOR NETSCH:

15. I...I think the basic question is, that if one were to vote
16. for the Conference Committee Report, as you request, would we
17. be voting for or against the Middle Fork Project?

18. PRESIDENT:

19. Senator Egan.

20. SENATOR EGAN:

21. You would be voting for the Middle Fork Project if you
22. vote to concur in the Conference Committee Report. If you vote
23. not to concur in the Conference Committee Report, we will then
24. meet again with another Conference Committee.

25. PRESIDENT:

26. Senator Netsch.

27. SENATOR NETSCH:

28. Then, I would just simply like to say that I would hope
29. that we would not support the...the First Conference Committee
30. Report. It seems to me that that is not the right resolution
31. of that issue. I oppose the project. I think this Body
32. has indicated in the past that it also believes that that project
33. should not proceed at that level and be funded at that level and it
34. seems to me that in good conscience to the very well debated

1. discussion that we had in an earlier stage that the whole
2. Senate should see to it that the Conference Committee Report
3. is not adopted.

4. PRESIDENT:

5. Senator Rock..

6. SENATOR ROCK:

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

8. I, too, rise in opposition to the motion to concur in this
9. Conference Committee Report. I think if ever there was an
10. apt subject for a Second Conference Committee, House Bill 3417
11. is it and I would urge opposition to Senator Egan's motion.

12. PRESIDENT:

13. Senator Merritt. Did you seek recognition, Senator?

14. SENATOR MERRITT:

15. Not at the moment.

16. PRESIDENT:

17. Oh, fine. I'm sorry. Senator Wooten.

18. SENATOR WOOTEN:

19. Mr. Chairman, I've already abused the patience of this
20. Body with talking quite a bit today, but I misstated something
21. the other day that I would like to clarify. In speaking
22. against the Middle Fork Project, I said we could anticipate
23. a cost of twenty-five million dollars. I was wrong by half.
24. It will cost 19.1 million dollars ultimately from the Water
25. Department, 17.9 from Conservation, for a total of thirty-seven
26. million dollars, the interest on that will be about fourteen million
27. dollars by the time the bond's retired, for a grand total
28. of fifty-one million dollars at today's dollars. Now, I fully
29. sympathize with Senator Merritt's position. I have supported
30. preliminary steps but I...as I suggested the other day, we dare
31. not go any further. This is a project the Corps of Engineers
32. would not touch. People in Danville could not get Federal Funds
33. for this recreation project and it is at least ninety-five percent
34. recreation. Question of water supply simply is not a valid one.

1. I take no pleasure in opposing Senator Merritt's creek bill
2. but this is not a creek, this is more like an ocean. And this is
3. the court of last resort. The Governor has very foolishly,
4. I think, agreed to sign this and it's up to us to stop it.
5. Think of the price tag five thousand people have voted in
6. Danville and we're going to put out about fifty-one million
7. dollars of that. That's ten thousand dollars a vote.

8. PRESIDENT:

9. Any further discussion? Senator Weaver.

10. SENATOR WEAVER:

11. Thank you, Mr. President. I think this subject has been
12. well debated. I stand in opposition to concurrence of the First
13. Conference Committee Report and urge that it go to a Second
14. Conference Committee.

15. PRESIDENT:

16. Any further discussion? Senator Merritt.

17. SENATOR MERRITT:

18. Well, Mr. President, I didn't think we were going to debate
19. the bill again. I thought the issue before us was whether we
20. concurred in the Conference Committee Report or not. Now, if you want to
21. really get into a debate here this afternoon, I can do better than
22. I did the other day and that was even rather poorly, perhaps, to
23. tell the high will of my people on this when they've got a bigger
24. investment than has the State of Illinois in this project.

25. But, that's not what we're here for, Mr. President, and I'm not
26. going to usurp the time of this Body at this time other than
27. to say that I concur with...with Senator Egan in the Conference
28. Committee Report to concur in...in this matter. Thank you.

29. PRESIDENT:

30. This is the First Conference Committee Report, is that
31. correct? The question is, shall the Senate adopt the first
32. Conference Committee Report on House Bill 3417? Those in favor
33. vote Aye. Those opposed vote Nay. The voting is open.

1. Have all voted who wish? Take the record. On this question
2. the Ayes are 14, the Nays are 31, with one Voting Present.
3. The Senate does not adopt the Conference...the First Conference
4. Committee Report on House Bill 3417 and the Secretary shall so
5. inform the House and Senator Egan moves that a Second Conference
6. Committee be appointed. All in favor say Aye. Opposed Nay.
7. The motion carries.

8. SECRETARY:

9. First Conference Committee Report on Senate Bill 1625,
10. Senator Wooten is the chief sponsor.

11. PRESIDENT:

12. First Conference Committee Report on Senate Bill 1625.
13. Senator Wooten is recognized.

14. SENATOR WOOTEN:

15. Mr. President, I did not sign this Conference Committee
16. Report. I object to it. I ask that it...that we do not adopt it.
17. I think it should really be offered by someone other than
18. myself.

19. PRESIDENT:

20. Any further discussion? Senator Savickas.

21. SENATOR SAVICKAS:

22. Well, if Senator Wooten doesn't want to offer the Conference
23. Committee Report, I will be very glad to offer it. It was a
24. report that was thoroughly considered and it was signed by the
25. majority of the members that were there and I would suggest
26. that we sustain all of the cuts that we had talked about and
27. adopt Conference Committee Report No. 1.

28. PRESIDENT:

29. Would the Chair inquire, what subject matter does this
30. deal with? I'm sorry. Corrections? Fine. Any further discussion?
31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Mr. President, I would just like to point out once again,
34. if we leave the money out of there because of the AFSCME agreement,

1. we are, in fact, going to be promoting and condoning riots
2. in the prisons of our State this summer.

3. PRESIDENT:

4. Senator Regner.

5. SENATOR REGNER:

6. Well, Mr. President, members of the Senate, as was...
7. as was stated earlier, the...

8. PRESIDENT:

9. Just a moment, now. We're getting just a little noisy.
10. Please. Let's take our conferences from the Floor so that we
11. can have order, please. Senator Regner.

12. SENATOR REGNER:

13. The Conference Committee Report is such that it recommends
14. the House recede from House Amendments 3 and 5. 5 there was no
15. debate about at all. Representative Roman Kosinski was the sponsor
16. of that amendment. He was on the Conference Committee and
17. he agreed that that should be...House should recede. Amendment
18. No. 3, the House put the money back in for the Collective
19. Bargaining Agreements. It was pointed out at the Conference
20. Committee that there's a million four hundred thousand
21. dollars of CETA money available for the usage of payment of guards
22. and also eight hundred and seventy some odd thousand dollars
23. of ILLEC monies available for payment of guards. When the
24. representatives of the Department were questioned as to whether
25. or not we would lose two hundred guards which had been stated
26. prior to that, they unequivocally said no, there would be no
27. guards lost, however there might be a concern of...of...regarding
28. the raises that were granted under the AFSCME agreement. However,
29. there is somewhere over two million dollars of funds
30. available through CETA and ILLEC monies and I would urge the
31. adoption of this Conference Committee Report.

32. PRESIDENT:

33. Senator Morris.

1. SENATOR MORRIS:

2. Thank you, Mr. President. In light of what Senator Buzbee
3. just said, I would point out that we just adopted a Conference
4. Committee Report on the Law Enforcement which did not give
5. the State Police a pay raise they'd indicated they'd desired
6. so when that problem occurs in the prisons, you probably won't
7. have State Police around to go in, so I hope some of the clerks
8. and typists are available to take over the correctional
9. institutions if we adopt this report.

10. PRESIDENT:

11. Senator Rock.

12. SENATOR ROCK:

13. Thank you, Mr. President, Ladies and Gentlemen of the
14. Senate. I rise in support of Senator...Senator Savickas' motion
15. to concur in the Conference Committee Report on Senate Bill
16. 1625. That report calls for the House to recede from their
17. two amendments, one of which restored the money that the Senate
18. Appropriations Committee, did, in fact, cut. I think our
19. cut was a good one and sustainable and I would urge an Aye vote.

20. PRESIDENT:

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Mr. President and colleagues. Once again, this is a
24. subject we have discussed at some length. But, let me point
25. out to you, please, we're talking about a contract with our
26. prison guards. We're paying them a princely sum of about eight
27. thousand, maybe up to ten thousand dollars. It is a professional
28. group, it is one which deserves our support. I'm a Democrat.
29. I believe in collective bargaining. I support it all the way down
30. the line and this is one group in our State that is truly
31. professional and deserves the right to organize and I tell you
32. right now if you're looking at that CETA money, you're looking
33. at pie in the sky. There are certain qualifications to that.

1. Of the eight hundred and twenty-eight thousand dollars, six
2. hundred and...six hundred thousand was already anticipated
3. by Corrections. The other money depends strictly on percentages
4. of unemployment, minority and all the rest. It will help.
5. No question about it. But, you are making a deep and serious
6. cut in a department that cannot take it. You go tell the
7. prison guards we're standing on a very important principal.
8. The eight thousand dollars you've negotiated for is just too
9. much fellows, you're going to have to be cut back. It's a
10. thankless job. It's not one any of us would want to do. I think
11. our prison system. I urge that you not adopt this Conference
12. Committee Report.

13. PRESIDENT:

14. Any further discussion? Senator Mitchler.

15. SENATOR MITCHLER:

16. Well, Mr. President, I'd like to ask Senator Wooten a
17. question, there.

18. PRESIDENT:

19. He indicates he'll yield.

20. SENATOR MITCHLER:

21. You...you indicated that you support collective bargaining
22. all the way. Does that mean that you support the right of
23. public employees to strike, also?

24. PRESIDENT:

25. Senator Wooten.

26. SENATOR WOOTEN:

27. If you want to drag that herring into it, I'll tell you that
28. there are certain categories of public servants for which I
29. would not object to a strike. You must remember, if you continually
30. approach every problem from the wrong end, you're never going
31. to arrive at a rational solution. You don't condone collective
32. bargaining in anticipation of strikes. You condone collective bargaining
33. in an attempt to reach reasonable agreements. Strikes are what occur

1. when reason breaks down. And to say that you condone collective
2. bargaining does not per se mean that you expect situations
3. to end in strikes. That's if the...if the situation you set up
4. collapses. You're looking at it from the wrong end. There
5. are certain categories of public service where I think that we
6. have to require that service continues and for that I would
7. substitute...I would say that you have to mandate arbitration...
8. binding arbitration. But I support collective bargaining. Yes.
9. PRESIDENT:

10. Senator Savickas.

11. SENATOR SAVICKAS:

12. Well, I would just like to clarify some false issues
13. that's raised here as far as this collective bargaining. In the
14. State of Massachusetts the strike closes all the state facilities
15. not because of anything else, but...but pay raises. They
16. were trying to worry about pay raises. They thought they should
17. get a thousand dollars more a year than the State wanted to offer
18. them. The State's tax money. What we're getting to the hard hat
19. in this here argument is, if it's going to be the union negotiator
20. and some department personnel manager dictating to the State
21. of Illinois and to the people of Illinois how the tax money is
22. going to be spent, who's going to collect it? Neither party
23. and I say this again, neither party has a voice in the collection
24. of these taxes but, they've...they both want to expend it in
25. what they claim to be the best for their own. I say we must,
26. we must honor what is a legitimate, what is on the statutory
27. books now that there is no statutory authority to let these
28. illegal negotiators spend the taxpayers' money without any
29. input from the Legislature and I would argue that we concur
30. with Conference Committee Report No. 1.

31. PRESIDENT:

32. Any further discussion? Senator Harber Hall.

33. SENATOR HARBER HALL:

34. Well, I was a little surprised to hear Senator Wooten

1. responding to Senator Mitchler's statement by saying...

2. PRESIDENT:

3. I was surprised to hear him respond at all because the

4. question is really not germane to the subject matter under

5. consideration. I trust that yours aren't either.

6. SENATOR HALL:

7. You're quite right. May I go ahead?

8. PRESIDENT:

9. You want to ask a non-germane question, Senator?

10. SENATOR HALL:

11. Well, Pennsylvania, Mr. President,...approached the problem

12. from...Senator Wooten's viewpoint, from the wrong way and they

13. passed a legislative article that provides the right to strike

14. for their public employees and no state in the Union has a

15. worse record of public strike since they passed that bill.

16. PRESIDENT:

17. The question is, shall the Senate adopt the Conference

18. Committee...the First Conference Committee Report on Senate

19. Bill 1625? Those in favor will vote Aye. Opposed will vote

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

21. record. On this question the Ayes are 34, the Nays are 20 with

22. none Voting Present. The Senate does adopt the First Conference

23. Committee Report on Senate Bill 1625. Senator Wooten.

24. SENATOR WOOTEN:

25. Yeah, I want a verification.

26. PRESIDENT:

27. A verification is requested on the negative votes on Senate

28. Bill 1625. It was the negative you wanted? Oh, the affirmative...

29. SENATOR WOOTEN:

30. Affirmative votes.

31. PRESIDENT:

32. Sure. Fine.

33. SENATOR WOOTEN:

34. Right. Right.

1. PRESIDENT:
2. All right. The members will be in their seats and the
3. Secretary will call the affirmative vote.
4. SECRETARY:
5. The following voted in the affirmative: Bell,
6. Berning, Daley, Dougherty, Egan, Glass, Graham, Harber Hall,
7. Kenneth Hall, Hynes, Kosinski, Lane, Latherow, Lemke, Merritt,
8. Mitchler, Mohr...Howard Mohr, Don Moore, Newhouse, Nimrod,
9. Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe,
10. Savickas, Schaffer, Smith, Sommer, Weaver, Welsh and Mr. President.
11. PRESIDENT:
12. Senator Wooten.
13. SENATOR WOOTEN:
14. Senator Bell.
15. PRESIDENT:
16. Is Senator Bell on the Floor? Take him off the roll call.
17. SENATOR WOOTEN:
18. Senator Egan.
19. PRESIDENT:
20. Now, wait a minute. Let...just want to get there with him
21. please. Who...who is the next, please? Senator Egan is on the Floor.
22. SENATOR WOOTEN:
23. Oh, hi there...oaky, good to see you. Senator Graham.
24. PRESIDENT:
25. Senator whom?
26. SENATOR WOOTEN:
27. Graham. Senator Graham.
28. PRESIDENT:
29. Senator Graham on the Floor? The nurses station. Take him
30. off the roll call.
31. SENATOR WOOTEN:
32. Senator Newhouse.
33. PRESIDENT:
34. ...Senator Newhouse is in his seat.

1. SENATOR WOOTEN:
2. Okay, sorry. Senator Roe.
3. PRESIDENT:
4. Senator Roe on the Floor? Take him off the record...
5. off the roll call.
6. SENATOR WOOTEN:
7. Oh, you're back. Good to see you.
8. PRESIDENT:
9. On that question the Ayes are 31, the Nays are 20. The
10. Conference Committee Report is adopted and the Secretary shall so
11. ...First Conference Committee Report is adopted and the Secretary
12. shall so inform the House. And Senator Savickas seeks a Second
13. Conference Committee. Oh, moves to reconsider the vote by which
14. ...what is your motion, Senator? I better wait and hear it.
15. Senator Savickas moves to reconsider the vote by which that
16. Conference Committee...Senator Lemke moves to Table. All in
17. favor say Aye. Opposed Nay. The Ayes have it. Senator Knuppel
18. is recognized.
19. SENATOR KNUPPEL:
20. Mr. President, I'd like leave to go out of the order to
21. matters on Postponed Consideration.
22. PRESIDENT:
23. Senator, could you just hold it for a minute. We have five
24. other Conference Committee Reports that we want to get moving.
25. Some of them have to go back to the House. And while we are at this
26. point, let me make the announcement. Several members have asked
27. me if we're going out to dinner tonight. And the answer is
28. negative. Go right ahead, Sir.
29. SECRETARY:
30. First...
31. PRESIDENT:
32. Go right ahead, Mr. Secretary.
33. SECRETARY:

1. First Conference Committee Report on Senate Bill 1650,
2. Senator Bruce is the chief sponsor.

3. PRESIDENT:

4. Senator Bruce.

5. SENATOR BRUCE:

6. Thank you, Mr. President, members of the State Senate.
7. Senate Bill 1650 deals with the Illinois Community College
8. Board appropriation and the funding levels that are contained
9. therein. We have had some discussions about the various rates
10. as they passed out of the State Senate and the amount of money
11. necessary to operate the community colleges throughout the State
12. of Illinois. The...the amount presently in the appropriation
13. as it passed out of the Senate would be one hundred million, seven
14. hundred thousand dollars. We would leave the rates as they
15. were when they left the Senate which agree basically with the
16. rates as approved by the Illinois Board of Higher Education.
17. It will allow us to enroll approximately one hundred and sixty-
18. nine thousand four hundred students at the Governor's allocation
19. level of 95.9 million in the event that that would be so reduced
20. by the Governor. There has been some discussion about the amount
21. of money that should be appropriated in the line item or the
22. ...the rate for courses in general studies. It was the opinion
23. of the majority of the members of the Conference Committee
24. that we leave the rate at the same level as it was when it left
25. the Senate and that is at seven dollars and sixty-five cents.
26. And with that explanation, Mr. President, I would move the adoption
27. of the Conference Committee Report.

28. PRESIDENT:

29. Senator Netsch.

30. SENATOR NETSCH:

31. Will the sponsor yield for a question?

32. PRESIDENT:

33. He indicates he'll yield.

1. SENATOR NETSCH:

2. Senator Bruce, why was the decision made to leave the rate
3. for other general studies at the very low amount of, I think,
4. it's seven dollars and sixty-five cents. As I understand it,
5. that really is quite a bit out of line with the other rates
6. and I've never understood the justification for it.

7. PRESIDENT:

8. Senator Bruce.

9. SENATOR BRUCE:

10. Thank you, Mr. President. Well, the problem is with
11. funding general studies courses is the fact that these have to
12. be considered by those in a community college movement and the
13. Board of Higher Education is as courses that are not primary
14. to the goal of community colleges. They are worthwhile courses,
15. they are courses that are necessary, perhaps, when a time where
16. money is limited, you are not going to have sufficient funds to
17. fund non-primary courses. In general studies course funding,
18. we have such courses as Interior Design, Home Auto Mechanics,
19. Personal Income Tax, Ceramics, Beginning Sewing, Spring Flowers,
20. Personal Defense, Wardrobe Planning, Buying and Selling a Home,
21. the Wheel and Pottery Techniques for lay teachers in a church,
22. and Outboard Motor Servicing. Now, these are courses that perhaps
23. in a...in a tight time should be funded at a lower level and if
24. the community college wishes to proceed with those courses,
25. they will be reimbursed seven dollars and sixty-five cents for
26. every student that enrolls. But, we...we do have a limited
27. funds and that was the decision the Board of Higher Education
28. concurred in by the majority of the members of...of the Conference
29. Committee.

30. PRESIDENT:

31. Senator Netsch.

32. SENATOR NETSCH:

33. Now, I understand that you can make many of the courses sound

1. perhaps not terribly important and perhaps even a bit
2. frivolous, Senator Bruce, but I think you will also concede that
3. the...the basic adult education component is embraced within
4. this item and with...at this very low rate of reimbursement.
5. And I...if so, if you will concede that, which I'm sure you will,
6. then I would remind you that one of the primary purposes...one
7. of the three primary purposes of the community college system
8. at the time that the State took this commitment some years ago,
9. was in adult extended education. I do not think that while
10. there may be some judgement or some lack of judgement about the
11. particular courses offered at some community colleges, I think
12. you really cannot fairly say that this component is not a primary
13. component of the entire community college program. It is, in some
14. respects, it may be the most important over the long haul. I think
15. it is most unfortunate that we are continuing to fund it as if
16. it were a secondary or second rate part of the community college
17. program.

18. PRESIDENT:

19. Any further discussion? Senator Shapiro.

20. SENATOR SHAPIRO:

21. Well, Mr. President and Ladies and Gentlemen of the Senate,
22. just a few brief words in support of adopting the Conference
23. Committee Report on Senate Bill 1650. There's been a lot of
24. deliberation on this particular bill and the House Amendments
25. that were put on and the rates that were established by the
26. Senate Amendments as this bill left the Senate some time ago,
27. I think are fair and more than equitable. I think you have to
28. realize that what will happen with this bill and again it's the
29. same old story that I've harped on for some time, but these...the
30. raising of the rates for those particular lower reimbursed
31. categories requires an additional 2.065 million. And that type
32. of money in the junior college appropriation is just not available.
33. If we leave the rate structure changes in there as was advocated

1. by the House prior to this Conference Committee Report,
2. and the additional money and the Governor would sign both, it
3. would be fine, but that's not the way it's going to work. More
4. than likely, the additional funds would be vetoed, the rate
5. changes would stay and those junior colleges who tend to have
6. a greater preponderance of their...of their students in academic
7. studies as compared to general studies and remedial type of work
8. will suffer because those funds will be prorated throughout the
9. State and those institutions that do not have greater numbers
10. of students in these categories will suffer. I urge the Body
11. to adopt the Conference Committee Report on Senate Bill 1650.

12. PRESIDENT:

13. Senator Brady.

14. SENATOR BRADY:

15. Yes, Mr. President and fellow members. I stand in opposition
16. to the First Conference Committee Report on Senate Bill 1650.
17. What we're talking about here, if we're raising a rate in the
18. community colleges and I use the word community colleges, because
19. the rate we're talking about has to do with the courses that are
20. being offered right now for many of our senior citizens throughout
21. the State. One of the very important things we have started
22. and we have going now is something we can refer to as preretirement
23. training. We have started to get people to go back to school to
24. take courses which will help them in their later years, either
25. enjoy their leisure, or do things in a different manner than they've
26. been doing their previous life. This is a very important thing
27. for senior citizens. We're hit everywhere with financial hardships
28. but most of all the people on the fixed income, the senior citizens
29. are hit the hardest. If we are to say that we have to leave the
30. rate for those classes lowest, they're either not going to be able
31. to afford to carry them on in the local community colleges or just
32. not going to have them at all. I think it would be a mistake
33. to rush into this and cut in the one area which is in the senior

1. citizen adult education by concurring with this report.

2. So I stand in opposition to this First Conference Committee
3. Report and seek your support.

4. PRESIDENT:

5. Senator Hickey. Senator Hickey is recognized.

6. SENATOR HICKEY:

7. Mr. President, I wish to join Senator Netsch and Senator
8. Brady in objecting to this. I think we're forgetting several
9. things if we go along with this Conference Committee Report.
10. We all know that we're short of money, but we also seem to
11. forget that most of the adult education programs that were taken
12. care of by the secondary schools have now been quite properly
13. shifted to the community colleges. Also, I can remember standing
14. here on this Floor and objecting to some appropriations that
15. Senator Buzbee wanted to promote for what he called community
16. education because that appropriately belonged in the community
17. college program and as one who has been involved in community
18. colleges since their inception back in the '60's, I am well
19. aware that we should not be looking down our noses at many of the
20. ...as many of the people may who are identified with the universities
21. at anything except academic courses. The community college is
22. to serve the whole person and all of the people in the community
23. and this is one of the principal ways in which they do it and I,
24. too, plan to vote against this Conference Report.

25. PRESIDENT:

26. Any further discussion? The question is, shall the Senate
27. adopt the Conference Committee...the First Conference Committee
28. Report on Senate Bill 1650? Those in favor vote Aye. Opposed
29. will vote Nay. The voting is open. Have all voted who wish?
30. Have all voted who wish? Take the record. The Senate does adopt...
31. on that question the Ayes are 31, the Nays...Senator Hynes,...

32. SENATOR HYNES:

33. I'd like a verification of the roll call.

1. PRESIDENT:

2. Yes, we'll get to that. Let's announce the roll call,
3. first. On that question the Ayes are 31, the Nays are 23 with
4. none Voting Present. The Senate does adopt the Conference Committee
5. Report on Senate Bill 1650 and the bill having received the
6. required constitutional majority is declared passed. Senator
7. Hynes has requested a verification of the affirmative vote.
8. Will the members be in their seat and will you call the affirmative
9. roll call, Mr. Secretary.

10. SECRETARY:

11. The following voted in the affirmative: Bell, Berning,
12. Bloom, Bruce, Buzbee, Davidson, Demuzio, Donnewald, Fawell,
13. Glass, Kenneth Hall, Harris, Johns, Latherow, McCarthy, Merritt,
14. Mitchler, Howard Mohr, Don Moore, Morris, Nimrod, Nudelman,
15. Philip, Regner, Roe, Schaffer, Shapiro, Sommer, Weaver, Welsh,
16. and Wooten.

17. PRESIDENT:

18. Senator Schaffer on the Floor? Senator Roe on the Floor?
19. Take him off the roll call. Senator Morris on the Floor?
20. Take him off the roll call. Who? Senator Weaver is here.
21. Senator Howard Mohr is here. Senator Bloom on the Floor?
22. Take him off the roll call. On this question the Ayes are
23. 28 and the Nays are 23. The Conference Committee Report is
24. not adopted and the Secretary shall so inform the House. The
25. Chair has an announcement. Before you order any dinner sent
26. in, the Chair has ordered dinner for everybody.

27. SECRETARY:

28. Senate...Senate Bill 163...the Second Conference Committee
29. Report on Senate Bill 1637. Senator Hynes.

30. PRESIDENT:

31. Now, may we have some order, please? Senator Hynes.
32. Hold it for a while.

33. SECRETARY:

1. First Conference Committee Report on Senate Bill 1935.
2. PRESIDENT:
3. Change the number...
4. SECRETARY:
5. Senator Hynes.
6. PRESIDENT:
7. ...we have two on the board. Thank you. The First Conference
8. Committee Report on Senate Bill 1935, Senator Hynes.
9. SENATOR HYNES:
10. Mr. President, this is the annual appropriation for the Illinois
11. Office of Education. I believe I may...that the Conference
12. Committee Report was signed by all of the members of the Conference
13. Committee. Essentially, it restores three hundred twenty-
14. five thousand dollars to the operations from General Revenue
15. of the Office of Education. The Senate had cut some 2.1
16. million dollars. It adds nine hundred seventeen thousand
17. in Federal funds. It reduces the Adult Education Appropriation
18. and the Transportation Appropriation and it restores three hundred
19. and twenty-eight thousand for the gifted program reimbursement
20. and in addition, makes some technical changes in the bill. I...I
21. believe that it meets now with the approval of...of everyone that's
22. considered it and I would move that the Senate adopt Conference
23. Committee Report No. 1 on Senate Bill 1935.
24. PRESIDENT:
25. Any further discussion? The question is, shall the Senate
26. adopt the First Conference Committee Report on Senate Bill 1935?
27. Those in favor will vote Aye. Opposed will vote Nay. The voting
28. is open. Have all voted who wish? Take the record. On this question
29. the Ayes are 49, the Nays are 1 with none Voting Present.
30. The Senate does adopt the Conference Committee Report No. 1
31. on Senate Bill 1935 and the bill having received the required
32. constitutional majority is declared passed.
33. SECRETARY:

1. First Conference Committee Report on House Bill 3374.

2. Senator Bruce is the chief sponsor.

3. PRESIDENT:

4. Which one...on 3374, Senator Bruce, First Conference
5. Committee Report, House Bill 3374.

6. SENATOR BRUCE:

7. Oh, Racing Board. Yes. They're off as Senator McCarthy
8. says.

9. PRESIDENT:

10. Senator Bruce is recognized.

11. SENATOR BRUCE:

12. Thank you, Mr. President. The Racing Board Appropriation,
13. as I recall, we have concluded that we will include the five
14. million four hundred thousand dollars for the race track
15. improvements, not as a line item, but as a...as pursuant to,
16. I think, Section 32 of the Racing Act which is...in which they
17. will develop the rules and regulations for the Racing Board
18. to expend those monies. There is an additional five thousand
19. dollars for equipment and we have line itemed explicitly the
20. blood-gas analysis machine for one hundred and forty thousand
21. dollars at the House request so that the one hundred and forty
22. thousand dollars additional equipment money could not be
23. expended for some other item and with that, I think that explains ...
24. the present status of the bill. It is identical as...as to the
25. form it left the Senate except they have line itemed the blood-
26. gas machine and made the expenditures of the five million four
27. pursuant to Section 32.

28. PRESIDENT:

29. Any further discussion? The question is, shall the Senate
30. adopt the Conference...the First Conference Committee Report
31. on Senate Bill...on House Bill 3374? Those in favor will vote
32. Aye. Opposed will vote Nay. The voting is open. Have all voted
33. who wish? Take the record. On that question, the Ayes are 48,
34. the Nays are 1 with none Voting Present. The Senate does adopt

1. the Conference Committee Report No. 1 on House Bill 3374
2. and the bill having received the required constitutional majority
3. is declared passed.

4. SECRETARY:

5. First...First Conference Committee Report on House Bill 3818.
6. Senator Bruce is the sponsor.

7. PRESIDENT:

8. Senator Bruce.

9. SENATOR BRUCE:

10. Yes, Mr. President. This Conference Committee Report
11. deals with the Vehicle Recycling Board over which there has
12. been much discussion and debate. Senator Philip removed that
13. particular appropriation from the House Bill 3818. It is out
14. and remains out with the Conference Committee. With what I have
15. heard since noon about investigations concerning this, as far
16. as I'm concerned, it can remain out, although as sponsor, I plan
17. to support it, but if the Vehicle Recycling Board is somehow
18. involved in things, I'm ready to let it go.

19. PRESIDENT:

20. Any further discussion? Senator Latherow, did you seek
21. recognition? This is Conference Committee Report 1. The
22. question is, shall the Senate adopt the Conference...Conference
23. Committee Report No. 1 on House Bill 3818? Those in favor will vote
24. Aye. Opposed will vote Nay. The voting is open. Have all voted
25. who wish? Take the record. On that question the Ayes are 41,
26. the Nays are 1 with 4 Voting Present. The Senate does adopt
27. the Conference Committee Report on House Bill 3818 and the bill
28. having received a constitutional majority is declared passed.
29. Senator Philip.

30. SENATOR PHILIP:

31. Having voted on the prevailing side, I move to reconsider the
32. vote by which Conference Committee Report No. 1 passed.

33. PRESIDENT:

1. Senator Howard Mohr moves to Table. All in favor Aye.
2. Opposed Nay. The Ayes have it. The motion carries.
3. SECRETARY:
4. Second Conference Committee Report on House Bill 3068.
5. PRESIDENT:
6. Senator Netsch doesn't want to call it at this time.
7. Is there leave to go to the order of matters on Postponed
8. Consideration? Leave is granted. What is the number of your
9. bill, Senator Knuppel? Message from the House.
10. SECRETARY:
11. A Message from the House by Mr. O'Brien, Clerk.
12. Mr. President - I am directed to inform the Senate
13. that the House of Representatives has refused to recede from
14. their Amendments numbered 1, 3, 4, 6, 7, 8, 9, 10, 14, 15,
15. 18, 19, 20, 21, and 24 to a bill with the following title, to-wit:
16. Senate Bill 1932.
17. Further directed to inform the Senate that the House
18. of Representatives request a First Committee of Conference
19. to consist of five members from each House to consider the
20. the differences of the two Houses in regard to the amendments
21. to the bill. The Speaker of the House has appointed such committee
22. on the part of the House: Representatives Lechowicz, Madigan,
23. Bradley, Totten and Ryan. Senator Egan's bill.
24. PRESIDENT:
25. Senator Egan. Give him the number again. 1900. House Bill 1900.
26. 1932.
27. SECRETARY:
28. Senate...Senate Bill 1932.
29. PRESIDENT:
30. Senate Bill 1932, Senator Egan.
31. SENATOR EGAN:
32. What was the message, Mr. President?
33. SECRETARY:

1. They refused to recede from their amendments.

2. SENATOR EGAN:

3. Then we're asking for a Conference Committee?

4. SECRETARY:

5. And they're asking for a...yes.

6. PRESIDENT:

7. The question is, shall the Senate accede to the request

8. of the House that a Conference Committee be appointed and

9. Senator Egan so moves. All in favor say Aye. Opposed Nay.

10. Motion carried. The Senate accedes to the request to appoint a...to

11. appoint a Conference Committee. Resolutions. We'll get to that

12. if you want to call it. Just...these are all congratulatory,

13. then we'll get to them. Mr. Secretary.

14. SECRETARY:

15. Senate Resolution 414 introduced by Senators Bruce, Harris

16. and all members. It's congratulatory.

17. PRESIDENT:

18. Senator Bruce moves the suspension of the rules for the

19. immediate consideration of this resolution. All in favor say Aye.

20. Opposed Nay. The Ayes have it. The rules are suspended.

21. Senator Bruce moves the adoption of this congratulatory resolution.

22. All in favor say Aye. Opposed Nay. The resolution is adopted.

23. SECRETARY:

24. Senate Resolution 415, introduced by Senator Glass.

25. It's congratulatory.

26. PRESIDENT:

27. Senator Glass moves the adoption...the suspension of the rules

28. for the immediate consideration of this resolution. All in favor

29. will say Aye. Opposed Nay. The rules are suspended. Senator

30. Glass now moves the immediate adoption of this resolution. All

31. in favor will say Aye. Opposed Nay. The resolution is adopted.

32. SECRETARY:

33. Senate Resolution 415, introduced by Senators Buzbee, Harris,

34. and Partee.

1. PRESIDENT:

2. Senator Harris moves the suspension of the rules for the
3. immediate consideration of this...just a minute. Is that the one
4. on the interns? Sir? Mr. Secretary? Senator Buzbee moves the
5. suspension of the rules for the immediate consideration of this
6. resolution. All in favor will say Aye. Opposed Nay. The
7. Ayes have it. The rules are suspended. Senator Buzbee.

8. SENATOR BUZBEE:

9. Mr. President, just a brief word. This is to honor Mr.
10. Lawrence Martin who is retiring as the Superintendent of the
11. Carbondale Elementary school system and his son, Jim Martin,
12. is on the Republican Staff and I think most of us are acquainted
13. with him and so Senator Harris asked that he be shown as a
14. cosponsor along side of me with your name right after that, Mr.
15. President and I would ask leave of the Body to show all other
16. Senators as cosponsors.

17. PRESIDENT:

18. Is leave granted? And Senator Buzbee...Senator Buzbee
19. now moves the immediate adoption of this resolution. All in
20. favor will say Aye. Opposed Nay. The Ayes have it. The resolution
21. is adopted.

22. SECRETARY:

23. Senate Resolution 417, introduced by Senators Davidson,
24. Shapiro, Nimrod, Mitchler and others. It's congratulatory.

25. PRESIDENT:

26. Who is it? Senator Davidson moves the suspension of the rules
27. for the immediate consideration of this resolution. All in favor
28. will say Aye. Opposed Nay. The Ayes have it. The rules
29. are suspended. Senator Davidson moves the immediate adoption
30. of this resolution. All in favor say Aye. Opposed Nay.
31. The Ayes have it. The resolution is adopted. For what purpose
32. does Senator Ozinga arise?

33. SENATOR OZINGA:

34. Mr. President, if we're looking for something for the record,

1. I'd like to move to suspend the rules so that I could be added
2. as a sponsor on a couple of bills that are lying in
3. Committee. One of which is Senate Bill 1924 and Senate Bill 1925,
4. both of which are the main sponsors, Howard Mohr, Senator Howard
5. Mohr, and I would ask that I be included on both of these bills
6. as a cosponsor for future reference.

7. PRESIDENT:

8. Is leave granted? Leave is granted. Senator Glass.

9. SENATOR GLASS:

10. Mr. President, I would like to make a similar motion
11. with regard to House Bill 3848 that is in committee. I've
12. spoken to Senator Wooten who is the Senate sponsor of that
13. bill and I have been requested by the House sponsor to be the
14. sponsor of the bill so I would move at this time to replace
15. Senator Wooten as the Senate sponsor of House Bill 3848.

16. PRESIDENT:

17. Is leave granted? Leave is granted. The Senate will be
18. at ease for a moment. Senator Glass, would you come to the
19. podium a moment? Senator Hynes, may I see you up here a moment,
20. please? The Senate will come to order. For what purpose
21. does Senator Nimrod arise?

22. SENATOR NIMROD:

23. Mr. President, I'd like leave to be shown as a cosponsor
24. on 17...Senate Bill 1719 and Senate Bill 1955.

25. PRESIDENT:

26. Senate Bill 1719 and 1955. Is there leave for Senator
27. Nimrod to be shown as a cosponsor? Leave is granted. I think
28. Senator Palmer has an amendment. For what purpose does Senator
29. Don Moore arise?

30. SENATOR MOORE:

31. Thank you, Mr. President. On House Bill 3851, Senator Dougherty
32. is shown as the Senate sponsor of that bill. I talked to Senator
33. Dougherty. That is in error. He is not the...the sponsor and I'd

1. like the record to be corrected to show that I am the sponsor
2. of House Bill 3851.

3. PRESIDENT:

4. Is leave granted? Leave is granted. Senator Luden...I said Senator
5. Luden. You see, there's no such man, nobody around. Senator Hynes
6. do you think we want to run 1637 now? There is an order of
7. business that we need to go to. Is Senator Brady on the Floor?
8. He was here a minute ago. Would you get him? No, here he is.
9. May I have the attention of Senators Graham, Wooten, Brady
10. and Glass? Just prior to the recess, Senator Glass...would
11. you gentlemen in the aisle please stand away from between
12. Senator Glass and myself? Just before the recess, there was a
13. matter, House Bill 3848 that Senator Glass made a motion to
14. be listed as the principal sponsor and he made the representation
15. that he had received permission to do so from Senator Wooten.
16. We have determined that the Digest nor the bill itself shows
17. Senator Wooten as the principal sponsor. The Digest shows
18. Senator Graham as the sponsor and shows Senator Brady on the bill
19. as assigned to the bill. So, there is that problem, if you and
20. Senator Brady want to work it out privately, we would appreciate
21. it. Take...take the other out of the record. Senator Glass.
22. Senator Glass.

23. SENATOR GLASS:

24. Thank you, Mr. President. I appreciate that information.
25. I had spoken to Senator Wooten and was under the impression that
26. he was the Senate sponsor. I had been requested...

27. PRESIDENT:

28. He must have been under the same impression.

29. SENATOR GLASS:

30. Right. Yeah, I think that's...I had been requested to
31. handle the bill by the House sponsor, Representative Pierce and
32. I've spoken to Senator Brady about that and hopefully, we'll
33. be able to work it out. Thank you.

34. PRESIDENT:

1. Well, it's a committee bill in the House.

2. SENATOR GLASS:

3. Yes, it's a committee bill and I guess as the...as the
4. House sponsor, Pierce was listed as the House sponsor, even though
5. it's a committee bill.

6. PRESIDENT:

7. Senator Harris.

8. SENATOR HARRIS:

9. Well, Mr. President, you mentioned that the Digest showed
10. one thing and that...what do the records of the Secretary's
11. Office show?

12. PRESIDENT:

13. They show Senator Brady.

14. SENATOR HARRIS:

15. Senator Brady?

16. PRESIDENT:

17. Yes.

18. SENATOR HARRIS:

19. Well, to me, that's what's critical. I don't care what
20. the Digest shows.

21. PRESIDENT:

22. I understand that.

23. SENATOR HARRIS:

24. Yeah. Okay.

25. PRESIDENT:

26. Yes. On the order of Conference Committee Reports,
27. Senate Bill 1594.

28. SECRETARY:

29. Senate Bill 1594, Conference Committee Report No. 1,
30. Senator Egan is the sponsor.

31. PRESIDENT:

32. Senator Egan.

33. SENATOR EGAN:

1. Thank you, Mr. President and members of the Senate.
2. Senate Bill 1594 has been deliberated upon by the Conference
3. Committee and the Conference Committee Report has been filed,
4. which provides for a further refinement on the language involving
5. pension laws impact statements from the Pension Laws Commission.
6. It has the approval of every legislative member of the Pension
7. Laws Commission and all of them signed the Conference Committee
8. Report with the exception of one, Representative Capparelli
9. was on the Conference Committee instead of Representative Terzich
10. who has approved the bill. It is part of our joint rules.
11. I know of no controversy and I move for the adoption of the
12. Conference Committee Report.

13. PRESIDENT:

14. Any further discussion? The question is, shall the Senate
15. adopt the Conference Committee Report on Senate Bill 1594?
16. Those in favor vote Aye. Opposed Nay. The voting is open.
17. Have all voted who wish? Take the record. On that question the
18. Ayes are 42, the Nays are 2 with 1 Voting Present. The Senate
19. does adopt the Conference Committee Report on Senate Bill 1594
20. and the bill having received the required constitutional majority
21. is declared passed. Senator Savickas on the Floor? He's not here
22. yet. Just hold it. Senator Netsch? Hold it. Senator Harris.
23. Senator Harris. Was it your desire that the interns be on the
24. Floor at the time we adopt the resolution?

25. SENATOR HARRIS:

26. Yes.

27. PRESIDENT:

28. All right. Well, we'll do it tomorrow. We have three further
29. Conference Committee Reports, but neither of the sponsors are here.
30. We'll just have to be at ease until they arrive. The Senate is
31. waiting for Senator Netsch and Senator Savickas if they're in their
32. offices. ...Howard Mohr.

33. SENATOR MOHR:

34. Yes, Mr. President. As long as we're standing here at ease,

1. I'd like...I'd like to suggest, Mr. President, that we give
2. every member an opportunity to hear his bill tonight, go through
3. the Calendar, page by page, call it one time and give them
4. that opportunity to call it. After that has been done, if we
5. take that course, then I will make the appropriate motion to kill
6. the balance of them.

7. PRESIDENT:

8. We're going to the Calendar on page two. Senate Bills
9. on 2nd reading. Senate Bill 1535, Senator Hynes. ...Hynes
10. is recognized.

11. SENATOR HYNES:

12. Mr....Mr. President, this bill has accomplished its
13. purpose. I would move to re-refer Senate Bill 1535 to the
14. Senate Committee in Education.

15. PRESIDENT:

16. You heard the motion. All in favor say Aye. Opposed
17. Nay. The Ayes have it. The motion carries. House Bills
18. on 3rd reading. House Bill 3061, Senator Clarke. House
19. Bill 3197, Senator Shapiro. House Bill 3202, Senator Hynes.
20. House Bill 3512, Senator Daley. House Bill 3533, Senator
21. Kenny Hall. Senator Hall is recognized. Senator Mitchler, for what
22. purposé dô you arise?

23. SENATOR MITCHLER:

24. House Bill 3512?

25. PRESIDENT:

26. Is Senator Daley's bill.

27. SENATOR MITCHLER:

28. No, I believe it's Senator Mitchler's bill.

29. PRESIDENT:

30. Well, now, I don't know. They have...who is it? Well, just
31. a minute.

32. SENATOR MITCHLER:

33. It's just a mixup.

1. PRESIDENT:
2. Just a minute. It's a mixup. Senator Daley is just
3. coming in, he says it is not his bill. It's... Senator Daley.
4. SENATOR DALEY:
5. That's Senator Mitchler's bill.
6. PRESIDENT:
7. 3512, Senator Mitchler.
8. SENATOR MITCHLER:
9. Thank you, Mr. President. Mr. President and members of
10. the Senate, House Bill 3512 on 3rd reading does exactly what
11. the Calendar says, it amends the section of the Juvenile Court
12. Act and this would provide that the Probation Department
13. maintain financial records related to juvenile detention. If
14. there...you have some questions, I'd be glad to answer it.
15. It's been cleared with the President and I believe both sides
16. of the aisle understand what it is all about.
17. PRESIDENT:
18. Read the bill.
19. SECRETARY:
20. House Bill 3512.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDENT:
24. Senator Mitchler may close the debate.
25. SENATOR MITCHLER:
26. I'd appreciate a favorable roll call.
27. PRESIDENT:
28. The question is shall House Bill 3512 pass? Those in
29. favor vote Aye. Opposed Nay. The voting is open. Have all voted
30. who wish? Take the record. On that question the Ayes are
31. 45, the Nays are none with none Voting Present. House Bill 3512
32. having received the constitutional majority is declared passed.
33. House Bill 3533, Senator Kenneth Hall. Senator Kenneth Hall is

1. recognized.

2. SENATOR KENNETH HALL:

3. Thank you, Mr. President. I'd like leave of the Body to
4. bring this back to 2nd reading for purpose of amendment.

5. PRESIDENT:

6. Is leave granted?

7. SENATOR KENNETH HALL:

8. I...

9. PRESIDENT:

10. The bill is on 2nd reading. House Bill 3533. Senator
11. Kenneth Hall.

12. SENATOR KENNETH HALL:

13. I...

14. SECRETARY:

15. Amendment No. 1 offered by Senator Regner.

16. PRESIDENT:

17. Senator Regner. Now, just a moment, please. Just a moment.

18. There's just simply too many conferences. There's just
19. simply too much noise to be able to hear what is being said.

20. Senator Regner.

21. SENATOR REGNER:

22. Mr. President and members of the Senate. What this
23. amendment does, it increases the Bonding Authority by one
24. million nine hundred thousand dollars which is cost of a project
25. that Senator Hall is talking about. The reason for it is
26. there is no further Bonding Authority left right now and if
27. the bill were to pass without the increase in the Bonding Authority,
28. one of the current projects that are planned and ready to go
29. would have to be dropped, so I would move for the adoption
30. of Amendment No. 1 to House Bill 3533.

31. PRESIDENT:

32. Any further discussion? Senator Regner moves the adoption
33. of Amendment No. 1 to House Bill 3533. All in favor will say Aye.

1. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted.
2. Any further amendments?
3. SECRETARY:
4. No further amendments.
5. PRESIDENT:
6. 3rd reading. House Bill 3534, Senator Kenneth Hall.
7. Senator Hall is recognized.
8. SENATOR KENNETH HALL:
9. I was just seeing if we got enough bodies here on the Floor.
10. Read...read the bill.
11. SECRETARY:
12. House Bill...
13. SENATOR KENNETH HALL:
14. Hold it, hold it, hold it, hold it.
15. PRESIDENT:
16. Senator Rock.
17. SENATOR ROCK:
18. I have the next bill on the Calendar, Mr. President and in
19. an effort to afford Senator Hall a little more time to round
20. up some people, if we could go to the order of 35...3656,
21. I'd like leave of the Body to bring it back to 2nd reading.
22. There are two amendments on the Secretary's Desk.
23. PRESIDENT:
24. Take 3534 out of the record. Is there...is leave granted
25. on 3656 to take the order of 2nd reading? Leave is granted.
26. House Bill 3656 is on the order of 2nd reading. Senator Rock
27. is recognized.
28. SECRETARY:
29. Amendment No. 1 offered by Senator Rock.
30. PRESIDENT:
31. Senator Rock.
32. SENATOR ROCK:
33. Thank you, Mr. President, Ladies and Gentlemen of the Senate.

1. Amendment No. 1 as filed with the Secretary, deletes
2. lines twenty-three through twenty-five on page one of the bill
3. as it came over from the House. That amendment was added in the
4. House and frankly, I think, in a little bit of haste and in error
5. because those two sentences say, proceeds of bonds issued under
6. this Act may be used only for capital facilities having a
7. demonstrable life of not less than twenty-five years. There is
8. some feeling among some of us and of course, of the Bureau of the
9. Budget that this kind of language in this bill would seriously
10. impair a prospective bond issue and for that reason, I am moving
11. to delete that language in this House Bill and I would move
12. the adoption of Amendment No. 1.

13. PRESIDENT:

14. Any further discussion on the adoption of Amendment No. 1?
15. Those in favor...Senator Rock moves its adoption...Amendment
16. No. 1 to House Bill 3656. All in favor will say Aye. Opposed
17. Nay. The Ayes have it. Amendment No. 1 is adopted. Any further
18. amendments?

19. SECRETARY:

20. Amendment No. 2 offered by Senator Regner.

21. PRESIDENT:

22. Senator Regner.

23. SENATOR REGNER:

24. Mr. President and members of the Senate. What this amendment
25. does, it takes at the two million dollars for the Industrial
26. Park that was included in 3656. We can take this out now because
27. it has already been put in 3533 which was the previous bill that
28. I offered the amendment to...offer the adoption of Amendment No.
29. 2 to House Bill 3656.

30. PRESIDENT:

31. Any further discussion? Senator Regner moves the adoption
32. of Amendment No. 2 to House Bill 3656. All in favor say Aye.
33. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted.
34. Any further amendments?

1. SECRETARY:
2. No further amendments.

3. PRESIDENT:
4. Senator Rock is recognized.

5. SENATOR ROCK:
6. No further amendments at this time, Mr. President. I would
7. just inform the membership that there is a possibility, of
8. course, of an additional amendment once action is finalized in
9. this Chamber and in the House with respect to the various capital
10. programs. So, with...with that, I would ask leave that it be
11. brought back...or sent back to 3rd reading with the understanding
12. that it can and will be...probably be called back tomorrow for
13. the purpose of finalizing the numbers.

14. PRESIDENT:
15. 3rd reading. Senate Bill 3534. Senator Rock.

16. SENATOR ROCK:
17. Thank you, Mr. President. While I'm on my feet, there are
18. two other bills, 3652 and 3653 which came to the Floor without
19. reference to committee. Rather, since the hour is late, I would
20. move at this time to refer those two bills to the committee...
21. the Executive Committee of the Senate.

22. PRESIDENT:
23. Is leave granted? Leave is granted. 3652 and 3653 re-referred
24. to the Executive Committee. Which bill was amended, 3533 or 4?
25. 3...Senate...House Bill 3533, Senator Kenneth Hall.
26. Read the bill.

27. SECRETARY:
28. House Bill 3533.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDENT:
32. Senator Kenneth Hall.

33. SENATOR KENNETH HALL:

1. Thank you, Mr. President, fellow members of the Senate.
2. As you remember last year that we had this bill up and there
3. was a lot of discussion and we went through...we explained it
4. and told you of our purpose and what we were planning down in our
5. area. These bills did pass and they were vetoed by the Governor.
6. He simply didn't understand the importance of what we had together
7. in these bills. Now, what we have done this time is that we
8. proposed to develop an industrial park complex and the plans
9. were brought for it only after five years of intensive study
10. and analysis of the entire St. Clair - Madison County economic
11. situation. The program was studied by the Federal Economic
12. and Development Administration that to the sums and site and the
13. marketability of the industrial park. It was on the basis of this
14. feasibility study that the agency approved the grant of 2.3 million for
15. the program, so according to the technical planners and proposed
16. industrial park project would produce two hundred well paying
17. jobs during the first year of its construction with the number
18. increasing to four hundred or...or four thousand jobs by the
19. time the project was completed in this operation. It is estimated
20. that such a project in its full operation would generate millions
21. of dollars in wages and salaries as well as rich revenue thereby
22. enriching the economy of the entire area. The program would be
23. funded by 1.9 million appropriation which you just added into a bill
24. there and it would be matched by a 2.3 grant from the Federal
25. government through the Economic Development Administration of
26. the U.S. Department of Commerce. The Federal grant has been earmarked
27. for this program pending the availability of the State's appropriation.
28. So, with that, I would ask your most favorable support for
29. 3533 and I'd like to ask of the Chair, how many votes is necessary
30. for the passage of this bill?

31. PRESIDENT:

32. 36 votes, Senator. Senator Regner.

33. SENATOR REGNER:

1. Just a couple questions of the sponsor. Senator Hall,
2. what is the repayment provisions in the bill for this particular
3. project?

4. PRESIDENT:

5. Senator Hall.

6. SENATOR KENNETH HALL:

7. Senator, there's a three percent loan in here.

8. PRESIDENT:

9. Senator Regner.

10. SENATOR REGNER:

11. And how much does it cost the State to float the bonds?

12. PRESIDENT:

13. Senator Hall.

14. SENATOR KENNETH HALL:

15. 5...5 point...I'm not sure exactly what it is for the State for
16. the...for the bonding, Senator.

17. PRESIDENT:

18. Senator Regner.

19. SENATOR REGNER:

20. So, in other words, the State really is subsidizing this
21. project to a...to a great extent by the issuance of these
22. bonds. We also have the problem that if there is a default
23. on the part of the...the authority in that, that the State's
24. bonding...rating is in jeopardy and this is the same argument I used
25. on a similar bill from a week ago and a similar bill that
26. was filed in the last Session last year and I still thing the
27. State should not be involved in the...this kind of a project.
28. We shouldn't be funding this. We do have a fiscal crisis and I
29. certainly don't think we should be jeopardizing our bond
30. ratings here in Illinois and I would urge a No vote on House Bill
31. 3533.

32. PRESIDENT:

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

1. SENATOR KENNETH HALL:

2. Well, Senator, in answer to you, it would not jeopardize
3. the State because they...it's going to be paid back...and...through
4. General Revenue and therefore, it won't jeopardize the bondability
5. of the State. As you see that this is going to create three
6. thousand labor and less skilled people for jobs, it's going to
7. bring seventy-five million into the area. You know, we have
8. almost that much going in people on Public Aid. We have fifty
9. percent public housing and twenty-five percent unemployed in that
10. area. Population in this park is highly likely in that St.
11. Louis downtown is less than five miles away. Monsanto Company, the
12. largest producer of soap powders is less than five miles away while there
13. is no packing plants in less than five hundred miles from this
14. packing plant. So, with the new Athens gasification plant,
15. less than twenty miles from this area, I believe you can readily
16. understand how a program of this dimension and character, can
17. reestablish the viable economic base for a community with the
18. highest unemployment rate in the Nation, the largest Public Aid
19. case load with little prospects otherwise for becoming financially
20. solvent. For us, this program is a must and under this circumstances,
21. I hope you can see fit to give us your fullest support. Thank you.

22. PRESIDENT:

23. The question is, shall House Bill 3533 pass? Those in favor
24. will vote Aye. Opposed Nay. The voting is open. Have all voted
25. who wish? Take the record. Senator Hall.

26. SENATOR KENNETH HALL:

27. It seemed that quite a few were off the seats at this time,
28. so I will ask that this would be placed on Postponed Consideration.

29. PRESIDENT:

30. Postponed Consideration. Do you desire to call 3534?

31. SENATOR KENNETH HALL:

32. Go ahead with that one, yeah.

33. PRESIDENT:

34. Read the bill.

1. SECRETARY:

2. House Bill 3534.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Kenneth Hall.

7. SENATOR KENNETH HALL:

8. Now, to make it clear to you why that I asked for this bill
9. to be called, it only takes thirty votes, is that we do have a
10. grant of 2.3 million which is waiting and if we are able to get
11. this appropriation bill, it will keep that part alive. Ordinarily,
12. that...since we're getting into the final hours down here, that
13. I'm afraid that we may not get back to this so therefore, I would
14. ask your most...support to help me at least get this bill through.
15. It only takes thirty votes, so would you please call that one?

16. PRESIDENT:

17. Senator Regner.

18. SENATOR REGNER:

19. Senator Hall, is this a budgeted dollar amount?

20. PRESIDENT:

21. Senator Hall. Senator Kenneth Hall.

22. SENATOR KENNETH HALL:

23. No, it's not in the Governor's budget, Senator Regner.

24. PRESIDENT:

25. Senator Regner.

26. SENATOR REGNER:

27. So...so in other words, we're asking for another million
28. nine hundred thousand dollars to be appropriated of unbudgeted
29. monies in spite of the fact that we're obviously in a fiscal
30. crisis this year and the Governor probably will veto it and I
31. certainly don't think the General Assembly should be going on
32. record exceeding the amounts of revenue that are estimated to be
33. available this year because if you look at Article VIII of the
34. Constitution, you'll find we're not supposed to do things like that,

1. Senator Hall, and I would urge the defeat of this bill.

2. PRESIDENT:

3. Any further discussion? Senator Nimrod.

4. SENATOR NIMROD:

5. Yeah,...a question for Senator Hall.

6. PRESIDENT:

7. He indicates he'll yield.

8. SENATOR NIMROD:

9. This indicates that the Economic Development Counsel

10. for the Progress Plaza or the Industrial Park, are the recipients

11. of this money. Is that...are those the proper recipients?

12. PRESIDENT:

13. Senator Kenneth Hall.

14. SENATOR KENNETH HALL:

15. That's the recipient of the Federal grant, Senator, to which

16. the loan will be made.

17. PRESIDENT:

18. Senator Nimrod.

19. SENATOR NIMROD:

20. Well, now, we had the...in...in 1996, there was the

21. Ascending Citizens Development Corporation, is that different?

22. PRESIDENT:

23. Senator Kenneth Hall.

24. SENATOR KENNETH HALL:

25. That was one of the Governor's objections last time and so

26. we took that out of the bill. We have a different...that was one

27. of the objections the Governor gave to Representative Younge

28. when he vetoed this bill last time.

29. PRESIDENT:

30. Senator Nimrod.

31. SENATOR NIMROD:

32. Yeah. One...one other question. On this three percent interest,

33. just for clarification, is that in...let's say the State sold

34. their bonds for six percent. Would that three percent, then be in

1. addition to this six percent, we they would get nine percent, is that
2. what you'd pay or would it just be a total of three percent?

3. PRESIDENT:

4. Senator Kenneth Hall.

5. SENATOR KENNETH HALL:

6. The...the State would sell the bonds at five percent but
7. the loan would be paid at three percent, Senator.

8. PRESIDENT:

9. Senator Berning.

10. SENATOR BERNING:

11. Thank you, Mr. President. I'd like to ask the sponsor
12. a question which I can't seem to find any answer from with...

13. PRESIDENT:

14. He indicates he'll yield.

15. SENATOR BERNING:

16. ...with what I have before me. The Industrial Park
17. Board to whom this money would be allocated, how is that selected,
18. how many are on there and who is the Board and are they bonded?

19. PRESIDENT:

20. Senator Kenneth Hall.

21. SENATOR KENNETH HALL:

22. It's a not-for-profit group that's made up of the Chamber
23. of Commerce, the City of East St. Louis, and the Regional
24. Development Board which is also very active in that area, Senator.

25. PRESIDENT:

26. Senator Berning.

27. SENATOR BERNING:

28. Well, how many people would actually be the operating
29. entity, the Board?

30. PRESIDENT:

31. Senator Kenneth Hall.

32. SENATOR KENNETH HALL:

33. Well,...well, they would hire a manager and the necessary

1. mechanics to get the machinery going, Senator.

2. PRESIDENT:

3. Senator Berning.

4. SENATOR BERNING:

5. Well, is...that's...that's still not answering my question,
6. but let me go to the next one then. What provision is there
7. for bonding these people?

8. PRESIDENT:

9. Senator Kenneth Hall.

10. SENATOR KENNETH HALL:

11. Well, Senator, the Capital Development Board will handle
12. this and they will handle the State loan, also. There are about
13. fifteen members of the Board, I'm...I'm also informed.

14. PRESIDENT:

15. Senator Berning.

16. SENATOR BERNING:

17. Are you now telling me that the Capital Development Board
18. is going to build the park? I thought I understood that, I'm
19. sorry I can't find the name of this, the Progress Plaza
20. Industrial Park was to be handled by a board of local citizens.

21. PRESIDENT:

22. Senator Kenneth Hall.

23. SENATOR KENNETH HALL:

24. Well, Senator, the Capital Development Board will be the
25. supervisor and they will act as an agent for the construction
26. board. I mean, naturally, that they're going to be the overseers
27. of this.

28. PRESIDENT:

29. Senator Berning.

30. SENATOR BERNING:

31. Well, thank you, Mr. President. I don't like to be
32. belligerent and I hope I am not, but there are grave doubts in
33. my mind about the format under which this program is presented for

1. implementation. It seems to me that we are being asked
2. to embark headlong on something here that is perhaps a
3. good idea but apparently is ill-conceived, not well thought out and
4. almost no organization or final determination as to who, how,
5. when, and where and I suggest, Mr. President and members of the
6. Body, that this matter rightfully should be deferred and if
7. it's going to be called for a vote, then we ought to vote No.

8. PRESIDENT:

9. Senator Kenneth Hall may close the debate.

10. SENATOR KENNETH HALL:

11. Well, thank you Mr. President, fellow members of the Senate.
12. Now, the Capital Development Board will be the manager of all
13. construction sites improvement under this loan. No other agency
14. will make any site improvement. Also, the Regional Business
15. Economic Development Counsel is the recipient of two million
16. three hundred thousand underlying grant. If the one million
17. nine hundred thousand dollars is loaned to the Regional Business
18. Economic Development Counsel, it will contract with the Capital
19. Development Board to handle both the Federal grant and the loan
20. of four million two hundred thousand improvement will go into
21. property on which the State has a one million nine hundred thousand
22. mortgage. The Capital Development Board will handle all the money
23. and also that they will be the overseers. So, you see that the
24. State...stands to really gain a big share in this because if...
25. I have a newspaper clipping here of the Morning Globe that shows
26. the City of St. Louis is just right there beside us. They had
27. one thousand jobs opened yesterday and it shows that over
28. ten thousand people applied for just one thousand jobs. This is
29. a chance to get these people on jobs. Let's get them off of
30. Public Aid and other welfare agencies. This is an opportunity
31. Gentlemen and it'll be a big boon to the State as well as to
32. the area that which we are trying to serve.

33. PRESIDENT:

1. Question is, shall House Bill 3534 pass? Those in favor will
2. vote Aye. Opposed Nay. The voting is open. Have all voted who
3. wish? Take the record. Senator Hall.

4. SENATOR HARBER HALL:

5. I would like to ask postponment. It just seems that there's
6. just too many Conference Committees going on right now, so
7. will you postpone those for me, please, Mr. President?

8. PRESIDENT:

9. Postponed Consideration. House Bill 3830, Senator
10. Nimrod. House...602, 38, 31, 40, and 46 those were moved this
11. morning, is that right, Mr. Secretary. ...on 2nd were moved
12. this morning, were they not? Fine. For what purpose does
13. Senator Vadalebene arise?

14. SENATOR VADALABENE:

15. Yes, Mr. President. House Bill 3946 on 2nd reading was
16. advanced to 3rd this morning and Amendment No. 1 was adopted.
17. I would like to have leave to have that bill returned back to
18. 2nd and Amendment 1...NO. 1 be Tabled. Senator Glass' amendment
19. took care of Amendment No. 1 so it's no longer needed.

20. PRESIDENT:

21. Is leave granted? House Bill 3946 is now on the order
22. of 2nd reading. Senator Vadalebene moves to reconsider the vote
23. by which Amendment No. 1 was adopted. All in favor say Aye.
24. Opposed Nay. The Ayes have it. The amendment is reconsidered.
25. Senator Vadalabene now moves to Table Amendment No. 1 to House
26. Bill 3946. All in favor will say Aye. Opposed Nay. The
27. Ayes have it. Amendment No. 1 is Tabled. Are there any further
28. amendments? 3rd reading. On the Conference Committee Reports...
29. to the order of Conference Committee Reports, Senator Hynes.

30. SECRETARY:

31. Second Conference Committee Report on Senate Bill 1637.

32. PRESIDENT:

33. Senator Hynes. Second Conference Committee Report on House...

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101 10 10 10
6-29-76

1. Senate Bill 1637.

2. SENATOR HYNES:

3. Mr. President, this is the second and final Conference
4. Committee Report on the Board of Higher Education's annual
5. appropriation. I want to point out that the Board of Higher
6. Education is a very, very necessary agency in this State.
7. The dispute in this bill centers around the requested appropriation
8. to fund the Legislative Intern Program which was added by
9. amendment in the House originally at sixty-five thousand dollars.
10. The Senate refused to concur in that amendment. The First
11. Conference Committee Report called for the Senate to concur,
12. that report was defeated. The amount now has been reduced to
13. forty-five thousand dollars and again the Senate is being asked
14. to concur in the funding of...to the extent of forty-five thousand
15. dollars of the Legislative Intern Program and I would move
16. that the Senate concur in this Conference Committee Report...
17. or adopt this Conference Committee Report

18. PRESIDENT:

19. Any further discussion? The question is, shall the Senate
20. adopt the Second Conference Committee Report on Senate Bill 1637?
21. Those in favor vote Aye. Opposed Nay. The voting is open.
22. Have all voted who wish? Take the record. On that question the
23. Ayes are 46, the Nays are 1 with none Voting Present. The
24. Senate does adopt the Second Conference Committee Report
25. on Senate Bill 1637 and the bill having received the...required
26. constitutional majority is declared passed. Senator Savickas,
27. you...Senator Netsch...Senator Netsch, you're holding yours,
28. is that right? Senator Savickas, you desire to go ahead with your
29. Conference Committee Report?

30. SENATOR SAVICKAS:

31. Is this on 3952?

32. PRESIDENT:

33. It is.

1. SENATOR SAVICKAS:

2. Yes, well, I would move for the adoption of the First
3. Conference Committee Report on 3952. Do you want me to explain
4. it?

5. PRESIDENT:

6. Well, any further discussion? The members indicate they'd
7. like some explanation, Senator.

8. SENATOR SAVICKAS:

9. Yes, this is where we had that problem on the write-in
10. votes for candidates whose name appears on a ballot and they
11. wouldn't be tallied or counted for the...such candidate where
12. voting machines are used and more than one column or line of the
13. voting machine is used for candidates of one party. It seems
14. that we had three amendments originally and they contradicted
15. each other so the bill was put in a Conference Committee
16. to straighten out those three amendments.

17. PRESIDENT:

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. I'd like to speak in support of the adoption of the Conference
21. Committee Report and what brought the Conference Committee
22. Report about to be necessary was, that when we put in the one
23. column, we needed also put in the words "or lying" to make it
24. apply to all of the machines throughout the State. We had to
25. put in a Conference Committee to put that...words "or lying."
26. The rest of it's identical to Amendment No. 3 which was adopted
27. here.

28. PRESIDENT:

29. Senator Nimrod.

30. SENATOR NIMROD:

31. Yeah, a...a question on the...on the sponsor on this.
32. Both Senator Davidson or...or Senator Savickas. This only applied
33. to Cook County machines. Now, when this applies to another

1. machines, we're going to have some problems. And I...I just
2. want to know whether or not that's...that's true or not. Now,
3. I...I can see where we had the problem on Cook County machines,
4. but when you have this apply to the electronic machines, then
5. we're going to be denying people some votes and I...I have
6. some questions about that.

7. PRESIDENT:

8. Senator Davidson indicates he wants to answer that.

9. SENATOR DAVIDSON:

10. Senator Savickas asked, but what he asked correct. It applies
11. on Cook County machines and the word "or lying" had to be added
12. in there as well as the word "column", John.

13. PRESIDENT:

14. Senator Savickas.

15. SENATOR SAVICKAS:

16. It still says, "where a voting machine is used for the
17. candidates of one party," and this is...Senator Nimrod, I think
18. this is your amendment.

19. PRESIDENT:

20. Senator Nimrod.

21. SENATOR NIMROD:

22. Yeah, it's okay, but I just...if...if it's been changed to
23. apply to all the electronic and machines, then it's got
24. problems, but if it...if it applies still to voting machines, then
25. it's okay. That's all I was just asking, whether it still remained
26. the same, as I haven't seen the...

27. PRESIDENT:

28. Senator Savickas.

29. SENATOR SAVICKAS:

30. It remains the same. It hasn't been changed.

31. PRESIDENT:

32. Any further discussion? The question is, shall the Senate
33. adopt the...the First Conference Committee Report on House Bill 3952?

1. Those in favor will vote Aye. Opposed Nay. The voting is open.
2. Have all voted who wish? Take the record. On this question
3. the Ayes are 52, the Nays are none with none Voting Present.
4. The Senate does concur with the First Conference Committee Report
5. on House Bill 3952 and the bill having received the constitutional
6. majority is declared passed. Senator Berning, I note that your
7. light was on. Did you desire to speak? I apologize. I didn't
8. see it.

9. SENATOR BERNING:

10. Well, you answered one of my questions. I was going to pose
11. as I now sought recognition. I wondered if this flashing
12. light does...

13. PRESIDENT:

14. ...does indeed. I...I...

15. SENATOR BERNING:

16. ...signaled up there. Yes, I had...

17. PRESIDENT:

18. My Calendar was over it. I'm sorry.

19. SENATOR BERNING:

20. I had a...a question on this which still is very puzzling
21. to me. I will attempt to get an answer by going directly to the
22. sponsor.

23. PRESIDENT:

24. Fine. Thank you, Senator. There were some...the Chair
25. notices there were some Senate members off the Floor at the time
26. we commenced the House Bills on 3rd reading Calendar. So, I'm
27. going to start at the top for those who were not here and we're
28. going to call them. House Bills on 3rd reading. House Bill 3061,
29. Senator Clarke.

30. SENATOR CLARKE:

31. Mr...Mr. President, as I indicated last night, if I could
32. have leave to bring this bill back to 2nd reading, I have an
33. amendment on all the members desks.

1. PRESIDENT:
2. Is leave granted? Objections have been heard.
3. SENATOR CLARKE:
4. I didn't hear them.
5. PRESIDENT:
6. Well, I did. Senator Carroll.
7. SENATOR CARROLL:
8. I will object. Either the bill is ready for up or down
9. as has been stated or it belongs back in committee to work out
10. the problems.
11. PRESIDENT:
12. Senator Clarke. Senator Clarke is recognized.
13. SENATOR CLARKE:
14. Can I ask Parliamentary inquiry?
15. PRESIDENT:
16. Certainly.
17. SENATOR CLARKE:
18. What alternatives do I have?
19. PRESIDENT:
20. The alternatives depends in large measure on the number
21. of votes you have supporting your position. So,...
22. SENATOR CLARKE:
23. In other words, it...would thirty votes take it back to
24. 2nd reading?
25. PRESIDENT:
26. Yes, it would.
27. SENATOR CLARKE:
28. Well, can I...how do you...what kind of motion do you make
29. there? Move to suspend the rules for purposes of taking it back to
30. 2nd reading?
31. PRESIDENT:
32. That is correct.
33. SENATOR CLARKE:

1. That I will do.

2. PRESIDENT:

3. All right. Senator Clarke moves to suspend the rules
4. for the purpose of taking House Bill 3061 back to the order
5. of 2nd reading. Those in favor of Senator Clarkes motion
6. will vote Aye. Opposed will vote Nay. The voting is open.
7. Have all voted who wish? Take the record. On that question
8. the Ayes are 24, the Nays are 12 with 3 Voting Present. The
9. motion fails. All bills then on 3rd reading have been called
10. this evening, or passed by the sponsors...passed in the context
11. of not called. A Message from the House.

12. SECRETARY:

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

14. Mr. President - I am directed to inform the Senate
15. that the House of Representatives has refused to recede from
16. their Amendments Number 3 and 4 to a bill with the following
17. title, to-wit:

18. Senate Bill 1950.

19. Am further directed to inform the Senate that the
20. House of Representatives request the First Committee of Conference
21. to consist of five members from each House to consider the
22. differences of the two House in regards to the amendments to the bill.
23. The Speaker of the House has appointed as such committee on the
24. part of the House: Representatives Maragos, Bradley, Barnes,
25. Neff, and Steele.

26. PRESIDENT:

27. Senator Carroll.

28. SENATOR CARROLL:

29. On behalf of the President, I would move that the Senate
30. do accede to the House request for a Conference Committee on Senate
31. Bill 1950 and that the President appoint said Committee.

32. PRESIDENT:

33. The question is, shall the Senate accede to the request
34. of the House that a Conference Committee be appointed? All

1. in favor say Aye. Opposed Nay. The motion carries and the
2. Senate accedes to the request to appoint a Conference Committee.

3. SECRETARY:

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

5. Mr. President - I am directed to inform the Senate
6. that the House of Representatives has refused to adopt the
7. First Conference Committee Report on Senate Bill 1625 and
8. request a Second Committee of Conference to consider the differences
9. between the two Houses in regards to Amendments 3 and 5.
10. Am further directed to inform the Senate that the Speaker
11. of the House has appointed as such committee on the part of the
12. House: Representatives Kosinski, Bradley, Brummet, Ryan and
13. Totten. Senator Wooten.

14. PRESIDENT:

15. Senator Wooten.

16. SENATOR WOOTEN:

17. I'm sorry, Sir. What was the nature of that message?
18. ...they want a Second Conference Committee?

19. PRESIDENT:

20. Yeah, the motion would be to accede to the...

21. SENATOR WOOTEN:

22. Okay, I accede to the House....

23. PRESIDENT:

24. ...request.

25. SENATOR WOOTEN:

26. ...request.

27. PRESIDENT:

28. The question is, shall the Senate accede to the request of the
29. House that a Second Conference Committee be appointed?

30. All in favor say Aye. Would we...let's correct the board, here.

31. Just for...is that 1625? Senate Bill 1625 is not on 3rd reading.

32. All right. Is this Conference Committee Report No. 1? All right.

33. The question is, shall the Senate accede to the request of the House

1. that a Conference Committee be appointed? All in favor say Aye.
2. Opposed Nay. The motion carried and the Senate accedes to the
3. request of the House to appoint a Conference Committee. On the
4. order of Consideration Postponed, page three of your Calendar.
5. Senate Bill 1867, Senator Bruce. Senate Bill 1977, Senator
6. Morris. Senate Bill 1766, Senator Lemke. Read the bill.
7. No, the bill has been read. Senator Lemke.

8. SENATOR LEMKE:

9. I'd like to re-refer this to committee.

10. PRESIDENT:

11. Which committee was it?

12. SENATOR LEMKE:

13. Revenue.

14. PRESIDENT:

15. All right. Senator Lemke moves to re-refer Senate Bill
16. 1766 to the Committee on Revenue. All in favor say Aye.
17. Opposed Nay. The Ayes have it. Senate Bill 1766 is re-refer^{red}
18. to the Committee on Revenue. I can't see the next item on the
19. Calendar. House Bill 3036, Senator Dougherty. House...for
20. what purpose does Senator Nimrod arise?

21. SENATOR NIMROD:

22. Yeah...yeah, Parliamentary inquiry. On...on that last
23. bill that was referred to committee,...

24. PRESIDENT:

25. Senate Bill 1766?

26. SENATOR NIMROD:

27. Yeah, was that a Conference Committee Report?

28. PRESIDENT:

29. No, no, no. 1766 was a bill called the other day
30. on 3rd reading. It did not receive the requisite number of
31. votes.

32. SENATOR NIMROD:

33. Okay.

1. PRESIDENT:

2. And it went on Consideration Postponed. Incidentally,
3. Senator, you know, you wouldn't be...you couldn't refer a
4. Conference Committee Report to a committee anyway. Yeah. Okay.
5. House Bill 3315, Senator Knuppel. Read the...no. Senator Knuppel
6. is recognized.

7. SENATOR KNUPPEL:

8. Mr. President and members of the Body. Earlier in this
9. Session, this bill was before you, it was thoroughly debated at
10. this time. It's a thirty-seven million dollar appropriation
11. in aid of this...of special education. Came close to
12. passing at that time and I would solicit a favorable roll call.

13. PRESIDENT:

14. Any further discussion? Senator Shapiro.

15. SENATOR SHAPIRO:

16. Very briefly, Mr. President and Ladies and Gentlemen
17. of the Senate, the thirty-seven and a half million is there...not...
18. is not there now. It won't be there on July 1st and definitely
19. not next fall when the cash flow crisis will hit the State and
20. passing this supplemental appropriation at this time merely
21. means that that amount of money will be taken out of next year's
22. FY '77 appropriation.

23. PRESIDENT:

24. Any further discussion? Senator Knuppel may close the debate.

25. SENATOR KNUPPEL:

26. Well, we've been around here since two years ago, all of us,
27. and we've talked about establishing priorities and I notice
28. that there's a...quite a few absent chairs and they're getting
29. vacated even more rapidly which is just beautiful. That's fine.
30. The Governor can veto it if he doesn't have the money, but I
31. think it's time you people put your money where your mouth
32. is. If we're going to establish priorities, education for this...
33. for the handicapped is a primary place to put it. This is money

1. that was promised to be spent and...and these people spent
2. this money in reliance upon it and budgeted it. It's
3. FY '76 money and I'd just like to see all on a roll call
4. or...or absent so your people back home know where you're
5. at.

6. PRESIDENT:

7. The question is, shall House Bill 3315 pass? Those in
8. favor vote Aye. Opposed Nay. The voting is open.
9. Have all voted who wish? Take the record. On this question the
10. Ayes are 24, the Nays are 9 with none Voting Present. House
11. Bill 3315 having failed to receive a constitutional majority
12. is declared lost. House Bill 3721, Senator Lane.

13. SENATOR LANE:

14. Thank you, Mr. President and members of the Senate.
15. We've been to the kitchen table twice with this here House
16. Bill and I think it's time to give it a favorable vote.
17. House Bill 3721 will offset revenue problems in school districts
18. where the local assessment base unexpectedly increased for the
19. '75 -'76 school year. I ask for your favorable consideration.

20. PRESIDENT:

21. Senator Don Moore.

22. SENATOR MOORE:

23. Thank you, Mr. President. Coming from suburban Cook
24. County, I raise...or rise in favor of this bill. The school
25. aid bill that did pass did not help the school districts in...in
26. my area and I'm sure in many of the suburban areas and throughout
27. the State, in many cases, we're getting less than what we would
28. have under other bills that were proposed. And inasmuch as
29. we're coming out with nothing, I think that as far as the school
30. districts and suburban Cook County, we should come out with
31. something. I rise in support of Senator Lane's House Bill 3721
32. and urge support from this side of the aisle, so at least we
33. have something to take home to our people.

1. PRESIDENT:

2. Senator Buzbee.

3. SENATOR BUZBEE:

4. Well, Mr. President, I'm going back to the table with
5. Senator Lane for the third meal and I will agree with him
6. that we have tried twice before and there's no reason to pass
7. this bill now just as there was no reason to pass it the
8. first two times. It's a six million dollar fiscal impact
9. which we have worked out the school aid formula. Senator Don
10. Moore suggested that perhaps some of the schools in his area
11. would not have been helped as much by the improved school aid
12. bill that we passed as they would have by other bills that
13. were proposed. I would submit to you that that would be true
14. of every school in the State of every different proposal that
15. comes down the pike, that all schools are not going to be
16. helped to the same extent by one formula as the change as they
17. would by another. We simply can't afford this. We just got
18. through killing the supplemental for special education because
19. we couldn't afford it. If it has created that much of a problem
20. I think it's the sort of thing we can work on in the future,
21. but to bring it up at this late hour in the Session after we've
22. already come to a compromise proposal on the School Aid Formula,
23. I think is simply not in the best interest of...of good government.

24. PRESIDENT:

25. Senator Fawell.

26. SENATOR FAWELL:

27. Well, I rise again in opposition. I think we've made
28. a shambles of the...our efforts in regard to funding public
29. education this year so that nobody is quite sure of just where
30. we are going. We just got done saying "no" for a 37.5 million
31. for a special education for handicapped children and these are
32. bills that are due and owing that the districts expect to be repaid
33. to them for the fiscal year which is now ending. We can't give
34. them any money, but we can give Rockford three and a half million,

1. we can give another six million dollars here, we can come
2. up with another hundred and eight million dollars, for instance,
3. in 3518, and we're just driving like a car that's just out of control.
4. We haven't got the slightest idea of what we're doing and we're
5. hoping that at least the Governor will be responsible, I suppose
6. and make some sense out of the shambles that we are creating
7. by what we are doing during this Session insofar as funding
8. of public education is concerned. I would appeal to all of you
9. certainly, don't take the parochial road here of...that this
10. may give a few more dollars for my district. We ought to cease
11. right here. This is another six million dollars out of General
12. Revenue. There just is...there's no reason for this and by the
13. way, as was pointed out, this did not go to the Education
14. Committee. This did not go through Appropriations. There is
15. no rational reason for us passing a bill like this and I suppose
16. the only basis that some can vote for it is, that well, we all know
17. the Governor would veto it anyway. We...that's...that's the
18. best reason and it's no reason at all.

19. PRESIDENT:

20. Senator Nimrod. Senator Clarke.

21. SENATOR CLARKE:

22. Well, Mr. President, I'd just like to point a...out a little
23. history that three years ago we passed a bill, 2868 or something
24. like that, that gave aid to the northern...two quadrants of
25. Cook County and at that time, Senator Nimrod and others of us
26. were supporting it because they had been reassessed on the...on
27. the quadrennial in Cook County. The fourth quadrant, which this
28. pertains to, at that time didn't get any relief and this is
29. really a method of giving that type of relief to another quadrant
30. that we gave to those three years ago. So, I think it has merit
31. and should be supported.

32. PRESIDENT:

33. Senator Nimrod, unpassed.

1. SENATOR NIMROD:

2. Mr. President, I wasn't going to speak but, I...I
3. must address myself to this. There was one...one difference between
4. this bill and 2868 and 209. The difference is that where we
5. provided those bills, 2868, we allowed the local taxpayers
6. to pay the money so that those school districts could get it.
7. ...Now, what this bill is doing is taking it out of the State
8. Treasury and paying those particular districts. Now, I have
9. no objections...and if we allow the local tax people to do that...
10. the local taxpayers to pay that and we tried to get a bill through
11. that took care of the fourth quadrant before and it...it wouldn't
12. go through this Senate. So, what I'm saying is, that there's
13. a difference between this and the others. One, the taxpayers
14. pay within their community, the other we're asking the State
15. to pay. And I think that the State, on this case, we're
16. asking the State to pay the money.

17. PRESIDENT:

18. Any further discussion? Senator Lane may close the debate.

19. SENATOR LANE:

20. Thank you, Mr. President. These...these school districts
21. that are affected by House Bill 3721 were...originally part of
22. the school aid formula of 3518. If they did any chopping at all,
23. they chopped these school districts. It isn't going to make
24. these school districts wealthy, it's just going to do...give them
25. a little relief and Southern University, or whatever, I don't know,
26. but a little relief in this area is...is what we're asking. I ask
27. for a favorable roll call.

28. PRESIDENT:

29. The question is, shall House Bill 3721 pass? Those in favor
30. will vote Aye. Opposed Nay. The voting is open. Have all voted who
31. wish? Take the record. On this question the Ayes are 33, the Nays
32. are 11 with 1 Voting Present. House Bill 3721 having received
33. a constitutional majority, is declared passed. For what purpose

1. does Senator Buzbee arise?
2. SENATOR BUZBEE:
3. Ask a verification of the greens.
4. PRESIDENT:
5. Verification of the affirmative roll call has been
6. requested. Will the members please be in their seats? Will the
7. Secretary please call the affirmative votes?
8. SECRETARY:
9. The following voted in the affirmative: Brady, Bruce,
10. Carroll, Clarke, D'Arco, Daley, Davidson, Demuzio, Donnewald,
11. Dougherty, Egan, Kenneth Hall, Hickey, Hynes, Johns, Joyce,
12. Knuppel, Kosinski, Lane, Lemke, Howard Mohr, Don Moore, Nudelman,
13. Ozinga, Palmer, Philip, Rock, Schaffer, Smith, Vadalabene,
14. Weaver, Welsh and Mr. President.
15. PRESIDENT:
16. Senator Buzbee.
17. SENATOR BUZBEE:
18. Senator D'Arco.
19. PRESIDENT:
20. Senator D'Arco is right there, Sir.
21. SENATOR BUZBEE:
22. Senator Howard Mohr.
23. PRESIDENT:
24. Senator Howard Mohr is over on this side.
25. SENATOR BUZBEE:
26. Nudelman...Senator Nudleman.
27. PRESIDENT:
28. Senator Nudelman is here.
29. SENATOR BUZBEE:
30. You win, I lose.
31. PRESIDENT:
32. Senator Carroll moves to reconsider the vote by which that
33. bill passed. Senator Rock moves to Table. All in favor say Aye.
34. Opposed Nay. The Ayes have it. The motion carries. Senator

1. Don Moore, for what purpose do you arise?

2. SENATOR MOORE:

3. Mr. President, I was in the phone booth when House Bill
4. 3315 was called for a vote. I did not vote on it, but
5. I'd like the record to reflect that had I been here, I would
6. have voted in the affirmative.

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The following typed previously.

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HB 3810.
3rd Reading
Recall
6/29/76

1. PRESIDENT:

2. The record will so show. House Bill 3810, Senator
3. Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President...

6. PRESIDENT:

7. Now, just a moment before you go. I'm going to ask
8. our honorary Pages to not take the books to people while
9. they are in the process of addressing the Body or...well,
10. there's been some complaints, so now lets calm it down.

11. Senator Carroll.

12. SENATOR CARROLL:

13. Thank you, Mr. President. House Bill 3810 is the bill
14. that provides for the additional tally judges in a judicial
15. retention election where more than fifteen judges are up
16. for retention, and additionally by amendment deletes the
17. obsolete reference to 1972, is the only year that could be
18. done and further provides by way of Amendment No. 2 for
19. that votomatic type machine as has been explained by this
20. Body. I think I would just add to it that the provisions
21. that Senator Davidson mentioned, this machine that now operating
22. in Sangamon County, that the major company is not a division
23. of IBM as had been suggested. The Republican members of
24. the County Board of Cook County had offered the resolution
25. to the County Board for the acquisition of these machines.
26. The machines required this amendment to the statute for them
27. to use the...the savings to the County of Cook, is some three
28. hundred thousand dollars per year in storage and delivery
29. charges alone and the additional fact that this bill...these
30. machines cost some two hundred dollars per machine as opposed
31. to some two to four thousand per machine. Finally, I might
32. add that the existing machines are of such an age that they
33. require replacement at this time, and if we do not do this

HB 3810
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1. the cost to the County will be about ten times what it would
2. be if we passed this legislation. I would ask for a favorable
3. roll call.

4. PRESIDENT:

5. Senator Howard Mohr.

6. SENATOR MOHR:

7. Every once in awhile, Mr. President, I agree with Senator
8. Carroll. This happens to be that rare time and I would en-
9. courage members on our side to support this bill.

10. PRESIDENT:

11. Senator Graham.

12. SENATOR GRAHAM:

13. Senator Carroll, I'm in sympathy with this bill as I
14. indicated yesterday, however, at this point in time I'm
15. troubled by the fact that your amendment or this bill as
16. amended with regard to the curtain might be interpreted
17. as to having the content of the bill remove all curtains from
18. all voting machines. That...all this model, all this model.
19. Is that true or not, or is this just the new ones?

20. PRESIDENT:

21. Senator Howard Carroll.

22. SENATOR CARROLL:

23. It says only where the machine...where the booth is no
24. more than twenty-three inches wide, which only applies to
25. this type of machine. The other...the other booths are sub-
26. stantially wider.

27. PRESIDENT:

28. Senator Graham.

29. SENATOR GRAHAM:

30. All right, then, lets be a little more definitive. Then,
31. do...does it remove the curtain from all of these portable type
32. machines that are being used for the retention ballots, the
33. new ones and the old ones, just for this purpose? The ones that

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- 1. will be purchased and the ones that have been purchased?
- 2. Do we...
- 3. PRESIDENT:
- 4. Senator...
- 5. SENATOR GRAHAM:
- 6. ...have no curtains on either...any of them, is that
- 7. correct?
- 8. PRESIDENT:
- 9. Senator Carroll.
- 10. SENATOR CARROLL:
- 11. This type of machine there are no curtains on it. That
- 12. is correct. I'm not sure what you mean by the prior
- 13. machines.
- 14. PRESIDENT:
- 15. Senator Graham.
- 16. SENATOR GRAHAM:
- 17. Cook County has a whole bundle of them already purchased,
- 18. don't they? We won't have any curtains on them either. That's
- 19. what I'm trying to find out. The ones that are purchased
- 20. and the ones that are to be purchased will...none of them have
- 21. any curtains? That...that's what I'm trying to find out.
- 22. PRESIDENT:
- 23. Senator Carroll.
- 24. SENATOR CARROLL:
- 25. It is my understanding that the ones prior to what the
- 26. County Board is just doing now, did not have the sides, et
- 27. cetera and, therefore, would not be within the exemption of
- 28. this and would have to be in a booth, but the ones that they
- 29. are purchasing now have these sides, in that picture we showed
- 30. last time this bill was up, and those would be the ones that
- 31. would not have curtains.
- 32. PRESIDENT:
- 33. Senator Graham, you finished?

H.B. 3110
Rec'd
6/29/74

1. SENATOR GRAHAM:
2. Yeah.
3. PRESIDENT:
4. All right. Any further discussion? Senator Ozinga.
5. SENATOR OZINGA:
6. Question, Mr. President. I wonder if the sponsor would
7. yield to a question?
8. PRESIDENT:
9. He indicates he'll yield.
10. SENATOR OZINGA:
11. Senator, when would they be put into use? Would it be
12. for this coming November election or would it be after the
13. coming November election?
14. PRESIDENT:
15. Senator Carroll.
16. SENATOR CARROLL:
17. It is my understanding, Senator, that they would attempt
18. to put them in use for this election. I don't know that if
19. they will be physically able to do so, but they will attempt
20. to. As they are getting out of the dilapidated machines they
21. will be going into these machines.
22. PRESIDENT:
23. Senator Ozinga.
24. SENATOR OZINGA:
25. Okay. Will they have adequate time to give adequate
26. instructions on these new machines?
27. PRESIDENT:
28. Senator Carroll.
29. SENATOR CARROLL:
30. Yes, I've asked that specific question and was told yes.
31. Before they were used there would be adequate time for in-
32. structions on the machines including sample machines et cetera.
33. PRESIDENT:

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1. Senator Ozinga.

2. SENATOR OZINGA:

3. Is it a possibility then, do I understand you correctly
4. that in some of the territory there will be some of the old
5. machines if they do not have enough at the present time to
6. fund the purchase of the new ones?

7. PRESIDENT:

8. Senator Carroll.

9. SENATOR CARROLL:

10. I think that is correct, Senator Ozinga. What has happened
11. in the past as you know, is that, as new machines have come out
12. and been purchased they still use the old ones until they have
13. gone by the wayside. There are some that tabulate, for example,
14. automatically now and there are some that do not. I understand
15. that they do want to attempt to replace them all in this coming
16. election if they can.

17. PRESIDENT:

18. Senator Ozinga.

19. SENATOR OZINGA:

20. I think the ones that we have in our district, especially
21. my district, are automatically tabulated and I would ask that
22. you carry the message back to let us, in the eighth district,
23. to continue to use the old machines.

24. PRESIDENT:

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. A question of the sponsor, Mr. President.

28. PRESIDENT:

29. He indicates he'll yield.

30. SENATOR BUZBEE:

31. This is the stylus punch card type voting apparatus that
32. this bill deals with. Is that true?

33. PRESIDENT:

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K/S
L/S
6:16
9/17/4

1. Senator Carroll.

2. SENATOR CARROLL:

3. Assuming that's the picture I'm showing you, yes.

4. PRESIDENT:

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. We have been using those particular type machines in
8. my county for about three elections now and I'm...I...I'm
9. wondering why it is that there...there, in fact, is no cur-
10. tain behind the voter. We just use little portable fold up
11. type canvas voting booths with a little canvas curtain and
12. you walk in and you just slam the curtain and it's...I'm wondering
13. why there is no...

14. PRESIDENT:

15. Senator Carroll.

16. SENATOR CARROLL:

17. Senator Buzbee, the...you are using an older version of
18. that machine, which was prior to the development of the legs,
19. sides, et cetera and that is why. That machine that you had
20. in your County does not have these safeguards for secrecy.
21. This is a new development of that company.

22. PRESIDENT:

23. Senator Buzbee.

24. SENATOR BUZBEE:

25. Well, the only reason I was in opposition to this bill
26. to start with, and I'm wanting to find a reason to withdraw
27. that opposition, is because of the privacy thing. Now, the...
28. the privacy in voting is something that's very, very sacred
29. to a lot of people including me. Even when I go in and hit
30. that straight Democratic block I don't want anybody to know
31. I did that unless I want to tell them, and I...I'm just con-
32. cerned about why you can't have a curtain behind you when you
33. vote and I think a lot of the...especially the older people

1. in my area will be very concerned about that, and I can think
2. of some people right now that...that when I was a precinct
3. committeeman, that used to live in my precinct that will just
4. scream and raise Cain about that and or it will be assured that it's
5. some sort of a conspiracy in the part of government to take
6. their right to secrecy away.

7. PRESIDENT:

8. Senator Howard Carroll.

9. SENATOR CARROLL:

10. Thank you, Mr. President. I...it's my understanding,
11. Senator Buzbee, again, that the machine you had did not have
12. the sides or the front, did not have the special lights in
13. it that this has to allow for adequate lighting for the per-
14. son to see the ballot, and in those cases they had these separ-
15. ate booths. In order to adapt this...the newest version of
16. the machine to something with a booth at least doubles if
17. not triples the cost, and it was felt by those who viewed
18. the machine that secrecy was, in fact, contained for the voter
19. within the confines of the...the back of the machine and the
20. sides that they have built.

21. PRESIDENT:

22. Senator Nimrod.

23. SENATOR NIMROD:

24. Yes, Mr. President. I think, Senator Buzbee, you can
25. vote for this bill because within the bill, and this is one
26. thing that has not gotten across, wherever this machine does
27. not have a curtain in front it goes inside of a booth that we
28. already have that does have a curtain. So, there is the privacy
29. in the booths with the curtain, but not on the machine and the
30. machines will be put in the booths. So, there is privacy re-
31. gardless which way you do it, because the curtain is on the
32. booth. Does that make sense?

33. PRESIDENT:

1. Question is, shall House Bill 3810 pass? Those in
2. favor will vote Aye. Opposed will vote Nay. The voting
3. is open. Have all voted who wish? Take the record. On
4. that question the Ayes are 35, the Nays are 5, with 3 Voting
5. Present. House Bill 3810 having received the constitutional
6. majority is declared passed. Senator Rock moves to reconsider
7. the vote by which that bill passed. Senator Carroll moves
8. to Table. All in favor will say Aye. Opposed Nay. The
9. Ayes have it. Motion carries. House Bill 3891, Senator
10. Netsch. Read the bill. I mean the bill has already been
11. read. Senator Netsch is recognized.

12. SENATOR NETSCH:

13. Thank you, Mr. President. This is a very important
14. bill to the Department of Public Health and also in the
15. attempt overall to regulate the nursing home industry. It
16. does give the Department of Public Health the power to
17. close a nursing home on ten days notice when the continued
18. violation of rules and regulations constitute an eminent
19. and serious threat to the health or safety of patients therein.
20. It also permits partial disclosure. I should emphasize that
21. the department does not have this power right now. At the
22. present time the only way that it can shutdown a nursing home
23. which is in endangering the lives of people is by going through a
24. long administrative procedure, which frequently takes as much
25. as two years. I think there was some misunderstanding when
26. we went through this bill the last time about the very signifi-
27. cant changes that were made in it by the amendment process.
28. I think that there is not really a due process question now
29. at all. The nursing home is served with a ten day notice.
30. There is ample time to go into court and obtain a restraining
31. order. The burden of proof remains on the Department of Public
32. Health to demonstrate the violations of the Act, so that it
33. is not a percipitous action. There is ample opportunity for

1. hearing and I think that really we have provided more than...than
2. fair safeguards. The bill, as it was amended, was reviewed,
3. both by the Department of Public Health and by the General
4. Council of the Nursing Home Association and both found that
5. it was satisfactory. I would emphasize that what we are talking
6. about are nursing homes which are a threat to the health and
7. safety of those who are residents therein. Some form of protection
8. to those people has to be available to the Department of Public
9. Health. This bill provides the only form of that protection that
10. exists or will exist if this bill passes. It is really quite
11. critical to the regulatory powers over the...over the nursing
12. home industry so that they are in a position to help
13. protect people from unwarranted, unsafe conditions. I would
14. urge your favorable consideration.

15. PRESIDENT:

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. I voted against this bill at the first hearing because
19. I was not satisfied. I had not seen the amendment. I have
20. since seen and read the amendment. I think it does, now,
21. meet the requirements of due process at the very minimal level
22. but that it does reach those...those standards. Before that,
23. the bill was an intolerable bill. It was a bill that you might
24. have expected in Nazi Germany and I'm often amazed at how
25. brilliant people can draw bills that ignore something as basic
26. as due process. That has been corrected. You should vote
27. favorably on this legislation.

28. PRESIDENT:

29. Senator Schaffer.

30. SENATOR SCHAFFER:

31. Mr. President, this is an excellent piece of legislation.
32. As Senator Knuppel has pointed out, the amendment has made it even
33. better and I think a much more workable bill. The sad fact of
34. the matter is that there are a few bad apples in the nursing home

1. industry. Their association recognizes this fact. This bill will
2. give the Department of Public Health the tools it's...it needs
3. to regulate that industry and to go after the few, the very few
4. bad apples that do exist. This bill should be passed. I know of
5. no objection to it and I hope we'll get a good roll call on it.

6. PRESIDENT:

7. Any further discussion? Senator Netsch may close the debate.

8. SENATOR NETSCH:

9. I think it has been said. I...it is important. I would
10. urge your favorable consideration.

11. PRESIDENT:

12. The question is, shall House Bill 3891 pass? Those in favor
13. will vote Aye. Opposed will vote Nay. The voting is open.
14. Have all voted who wish? Take the record. On this question the
15. Ayes are 42, the Nays are 1 with 2 Voting Present. House Bill
16. 3891 having received a constitutional majority is declared passed.
17. For what purpose does Senator Johns arise?

18. SENATOR JOHNS:

19. Mr. President, I'd like for you to extend the courtesy
20. to me that you extended to Senator Hall. I was in the phone
21. booth so...phone booth and on House Bill 3315, I would have
22. voted Aye for that bill.

23. PRESIDENT:

24. Let the record so show. House Bill 3837, Senator Netsch.
25. Senator Netsch.

26. SENATOR NETSCH:

27. Thank you, Mr. President. This is a bill also that deals
28. with the nursing home industry. At the present time, pursuant to law
29. that was adopted last year and sponsored by Senator Schaffer, there
30. is a directory of nursing homes published which contains certain
31. kinds of factual information. What this bill does is to add the
32. possibility or...not the possibility, the probability of including
33. a evaluative rating of the nursing home. The Department is required

1. to conduct periodic inspections to see that they are maintaining
2. the standards that are set by the Department. In the course of those
3. inspections, they determine the quality of the care that is being
4. given by the nursing home, and it is that quality of care that
5. would also be included in the directory. Again, as amended,
6. the bill does require that the notice be given to the nursing
7. home sixty days in advance of publication. The nursing
8. home is given an opportunity to object to the information that
9. is planned to be published and if that objection is filed,
10. the information may not be published while that matter is in
11. litigation. I think that is adequate protection so that if there
12. might be mischievous information to be included, unwarranted
13. information the nursing home has an opportunity to prevent
14. that from taking place. I would point out that it is the
15. only way in which the consuming public and again, that includes us,
16. because we pay for a very large share of the nursing home
17. costs. The only way in which that information...

18. PRESIDENT:

19. Just a moment. Just a moment. Just isn't possible to
20. conduct business in this kind of an atmosphere. Will the members
21. be in their seats and will you keep your voices down? Continue
22. Senator Netsch.

23. SENATOR NETSCH:

24. Thank you, Mr. President. Again, I would just say that it is
25. the only way in which this...the kind of information that we're
26. talking about now, the standard of care, the quality of care,
27. can be known to the public generally to consumers of nursing
28. home services and to those of us, the taxpayers who pay over
29. seventy percent of the costs of nursing home care in this State.

30. PRESIDENT:

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. Mr. President and members of the Body, this bill is as bad as

1. the other one was good. It deserves defeat. It's no
2. better because it's been on Postponed Consideration.

3. PRESIDENT:

4. Senator Ozinga.

5. SENATOR OZINGA:

6. Mr. President and members of the Senate. I would
7. reiterate what Senator Knuppel has just said. As good as the
8. last bill was, that is as bad as this one is. This gives a
9. person in the Department who wants to blackball a...a
10. nursing home an opportunity. Again, the question would be
11. raised, what if they published the bad rating unrestricted,
12. who would pay the damages to the owner of that home? And
13. a quick answer is, no one. The poor guy is just at the mercy
14. of the general public that might read it and I would urge
15. defeat of this bill.

16. PRESIDENT:

17. Senator Schaffer.

18. SENATOR SCHAFFER:

19. This...this truly is a bad bill and I don't think it needs...
20. we need to waste much more time on it. I see even Senator
21. Netsch is nodding her head in agreement on that last statement
22. of mine. We've given the Department the power now to close a nursing home
23. given that with due process. This is another way to close the
24. nursing homes through adverse publicity. I think the proper
25. way is for the Department of Public Health to close the bad
26. homes and then there should only be good homes in this State and there
27. should only be one kind of nursing home in this State and that's
28. a good one, Senator Netsch, and that's the kind of rating they
29. all should have and if they aren't good, the Department of Public
30. Health has an obligation to close them down. So, let's...

31. PRESIDENT:

32. Senator Philip.

33. SENATOR SCHAFFER:

34. ...send it down the shoot.

1. PRESIDENT:

2. Oh, I'm sorry. Senator Philip.

3. SENATOR PHILIP:

4. Thank...thank you, Mr. President. I...I certainly want
5. to concur with the two previous speakers and I might say this,
6. who is going to rate the raters? You know, I'm always
7. question that. The people who are going to judge if a nursing
8. home is good, bad or indifferent. Who is going to judge those
9. people judging a nursing home? It reminds me of that group
10. for...that came down here to Springfield last Session that
11. interviewed most of the members of the General Assembly
12. and we're going to decide what kind of a member the General
13. Assembly or what kind of a rating you had. And my question to
14. them and I did not be...I was not interviewed was, well, who's
15. going to rate you? Who is to determine whether you are qualified
16. to judge whether I am a good Senator or not? And this bill
17. stinks, quite frankly, we ought to vote No.

18. PRESIDENT:

19. I see Senator Netsch's husband...shaking his head.
20. I don't know what that means. Senator Weaver.

21. SENATOR WEAVER:

22. Mr. President, I'd move the previous question.

23. PRESIDENT:

24. Senator Weaver moves previous question. All in favor say
25. Aye. Opposed Nay. The Ayes have it. Senator Netsch may close
26. the debate, if she desires to.

27. SENATOR NETSCH:

28. There wasn't much of a debate on this one, it seemed to me.
29. I...I would point out two things, because while I gather this bill
30. is not held in the same esteem as the one that just passed,
31. there...it does provide some really very important information.
32. It is we who pay the major share of the costs of nursing homes
33. and many people have to use them also who are not on...in any way

1. on public assistance or otherwise paid for by the State. This
2. is the only way that they have to get information about the
3. quality of care and as an old civil libertarian, I assure you
4. that there are due process standards involved in this bill also.
5. It was amended so that there is ample notice, only a...a matter of
6. filing an objection will halt the publication of the information.
7. I do not think it is possible for over zealous administrative
8. bureaucrats to take advantage of the bill. The protections
9. are there.

10. PRESIDENT:

11. The question is, shall House Bill 3837 pass? Those
12. in favor will vote Aye. Opposed Nay. The voting is open.
13. Have all voted who wish? Take the record. On this question
14. the Ayes...the Ayes are 7, the Nays are 27, with 2 Voting Present.
15. House Bill 3837 having failed to receive a constitutional
16. majority, is declared lost. Messages from the House.

17. SECRETARY:

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

19. Mr. President - I am directed to inform the Senate
20. that the House of Representatives has refused to recede from their
21. Amendment No. 1 to a bill with the following title:

22. House Bill...Senate Bill 1999.

23. I am further directed to inform the Senate that the
24. House of Representatives requests a First Committee of Conference
25. to consist of five members from each House to consider the
26. difference of the two Houses in regard to the amendments to the
27. bill. The Speaker of the House appoints as such committee on the
28. part of the House: Representatives Terzich, Merlo, Sharp,
29. Ebbesen and McCourt. This is Senator Egan's bill.

30. PRESIDENT:

31. Senator Egan.

32. SENATOR EGAN:

33. Yes, Mr. President, I move to accede to the House request to
34. appoint a Conference Committee.

1. PRESIDENT:

2. The question is, shall the Senate accede to the request of the
3. House that a Conference Committee be reported...appointed?

4. Those in favor will say Aye. Opposed Nay. The Ayes have it.

5. The motion carries and the Senate accedes to the request
6. to appoint a Conference Committee.

7. SECRETARY:

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

9. Mr. President - I am directed to inform the Senate
10. that the House of Representatives has refused to recede from
11. their Amendments 1 and 3 to a bill with the following title,
12. to-wit:

13. Senate Bill 1956

14. Am further directed to inform the Senate that the
15. House of Representatives requests a First Committee of Conference
16. to consist of five members from each House to consider the
17. difference of the two Houses in regards to the amendments to the
18. bill. The Speaker of the House has appointed as such committee
19. on the part of the House: Representatives Stubblefield,
20. Berman, Bradley, Totten and Ryan. Senator Hickey's.

21. PRESIDENT:

22. Senator Hickey moves to accede to the request for the appointment
23. of a Conference Committee. And the question is, shall the Senate
24. accede to the request of the House to the appointment of a
25. Conference Committee? All in favor will say Aye. Opposed
26. Nay. Ayes have it. The motion carries and the Senate accedes
27. to the request to appoint a Conference Committee.

28. SECRETARY:

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

30. Mr. President - I am directed to inform the Senate
31. that the House of Representatives has refused to recede from their
32. Amendments 2 and 3 to a bill with the following title, to-wit:

33. Senate Bill 1603

1. Am further directed to inform the Senate that the
2. House of Representatives requests a First Committee of Conference
3. to consist of five members from each House to consider the
4. differences of the two Houses in regards to the amendments to the
5. bill. The Speaker of the House has appointed as such committee
6. on the part of the House: Representative Kozubowski, Lechowicz,
7. Bradley, Totten, and Ryan. Senator Bruce's bill.

8. PRESIDENT:

9. Senator Bruce. Senator Bruce, are you moving to accede?

10. SENATOR BRUCE:

11. Yes.

12. PRESIDENT:

13. Senator Bruce moves to accede to the request for a Conference
14. Committee. And the question is shall the Senate accede to the
15. request for an appointment of a Conference Committee? Those
16. in favor will vote Aye...say Aye. Opposed Nay. The Ayes have it.
17. The motion carries and the Senate accedes to the request to
18. appoint a Conference Committee. For what purpose does Senator
19. Graham arise?

20. SENATOR GRAHAM:

21. I would like to rise on a point...

22. PRESIDENT:

23. Just a moment, Senator. May we have your attention, please?
24. Senator Graham.

25. SENATOR GRAHAM:

26. A point of personal privilege.

27. PRESIDENT:

28. State your point, Senator.

29. SENATOR GRAHAM:

30. To make an introduction of a very distinguished gentleman.

31. PRESIDENT:

32. State your point, Senator.

33. SENATOR GRAHAM:

1. In the southwest gallery of the Senate, sits a man who
2. has dedicated a great amount of his adult life in the area
3. of juvenile corrections. He has made his mark, he has stood his
4. ground, he has suffered some embarrassments and he certainly
5. has faced up to the responsibilities all the way from DuPage
6. County Boy's School through Sheridan, St. Charles, Geneva
7. and what have you. That gentleman is one of our most dedicated
8. public servants, Sam Sublett.

9. PRESIDENT:

10. Will they please...will the...will the gentleman please
11. rise and his guests?

12. SENATOR GRAHAM:

13. And if Mrs. Sublett is with you, we want her to rise too.

14. PRESIDENT:

15. And be recognized by the Senate. On the order of Conference
16. Committee Reports. Senator Wooten, your attention.

17. SECRETARY:

18. First Conference Committee Report on Senate Bill 1514,
19. Senator Wooten.

20. PRESIDENT:

21. Senator Wooten. Who is the sponsor to Senate Bill 1514?

22. SENATOR WOOTEN:

23. Isn't that Morris?

24. PRESIDENT:

25. No, 1514 is...well, we'll just hold it a moment. We have...
26. it's Senator Buzbee, I think. Have we others? Yeah, you have
27. a concurrence? All right. Senator Bruce. In the aisle just around
28. Senator Bruce's chair, please. Senator Netsch, Newhouse, Hall,
29. please give Senator Bruce the opportunity to...

30. SENATOR BRUCE:

31. If you just let me...

32. PRESIDENT:

33. ...perform his duties.

1. SENATOR BRUCE:

2. Yes, Mr. President. Senate Bill 1651 is...is on the order
3. of Concurrences with House Amendments and I would now move
4. that the Senate concur with House Amendment No. 1 to Senate
5. Bill 1651. The subject matter of the amendment relates to the
6. charge back which we have had a good deal of discussion since
7. Governor Ogilvie allowed the Back Door Referendum in Senate
8. Bill 1188, back in 1971. This would allow an additional one
9. year extension of the charge back for districts who are not
10. yet in a community college district. If they, in fact, within
11. sixty days after the effective date of this...this new Act,
12. file a petition for inclusion in a junior college district or
13. to...either to include themselves in a new district or annex
14. to an existing district. I think it has the approval of most
15. of the members who have had a chance to review it concerning
16. community colleges. There is one district that's had five
17. referenda. They cannot organize a district, they should not be
18. penalized after they've made the effort and I move that we concur
19. in House Amendment No. 1 to Senate Bill 1651.

20. PRESIDENT:

21. Any further discussion? The question is, shall the Senate
22. concur in House Amendment No. 1 to Senate Bill 1651? Those in
23. favor will vote Aye. Opposed will vote Nay. The voting is open.
24. Have all voted who wish? Take the record. On that question the
25. Ayes are 51, the Nays are none with none Voting Present. The
26. Senate does concur in House Amendment No. 1 to Senate Bill 1651
27. and the bill having received required constitutional majority
28. is declared passed. Senator Buzbee is back now,...oh, Senator
29. Bruce, you have another?

30. SENATOR BRUCE:

31. On that same...

32. PRESIDENT:

33. Senator Bruce is recognized.

1. SENATOR BRUCE:

2. On the same order of business is Senate Bill 1804 and
3. I would move that the Senate nonconcur.. The amendment is
4. technical in nature offered by Representative Catania and we've
5. agreed on other language. So,...

6. PRESIDENT:

7. Senator Bruce moves to nonconcur in House Amendment No.
8. 1 to Senate Bill 1804. All in favor say Aye. Opposed Nay.
9. The Ayes have it. The motion carries and the...and the Secretary
10. shall inform the House. Senator Buzbee.

11. SENATOR BUZBEE:

12. Mr. President, as to Senate Bill 1514, the Conference
13. Committee Report on Senate Bill 1514. I would move at this time
14. that the Senate concur with the Conference Committee Report.
15. This is a supplemental appropriation for the Department of
16. Corrections for FY '76, and we have been in agreement all along
17. on the amount of money to be paid to vendors who are owed and
18. our problem, of course, is that that money has to be committed
19. as of tomorrow or we have to start all over again to try to pay
20. those vendors. Our differences arise over in house money, that
21. is revolving funds...pardon me, to go from the Department of
22. Corrections to pay the Department of General Services for
23. statistical services, telecommunications, and State garage usage.
24. And we of the...the five of us in the Senate and two of the House
25. members agree that at...in this time of...of short funds that it's
26. kind of silly to be transferring General Revenue Funds from one
27. department to another. And so, we want to leave that House
28. Amendment out which would do that and what our Conference Committee
29. Report really says is, that House Amendment No. 1 to Senate
30. Bill 14, we recommend that the House recede from House Amendment No.
31. 1 and I'd ask a favorable roll call.

32. PRESIDENT:

33. Any further discussion? The question is, shall the Senate

1. ...Senate adopt the...all right. Senator D'Arco.

2. SENATOR D'ARCO:

3. Is this...I thought we were on the Second Conference Committee
4. Report, no? Can you...

5. PRESIDENT:

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. This is the supplemental, Senator D'Arco, and as a matter-
9. of-fact, there has been a Second Conference Committee Report
10. floating around here, but it...the first one has never been
11. filed yet, so we're going to run this one first and then we may
12. have to go to the second one later.

13. PRESIDENT:

14. Just said too much. The question is, shall the Senate adopt
15. the Conference Committee Report on Senate Bill 1514? Those
16. in favor vote Aye. Opposed Nay. The voting is open. Have
17. all voted who wish? Take the record. On this question the Ayes
18. are 48, the Nays are none with none Voting Present. The Senate
19. does adopt the Conference Committee Report No. 1 on Senate Bill 1514
20. and the bill having received a constitutional majority is declared
21. passed. Messages from the House.

22. SECRETARY:

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

24. Mr. President - I am directed to inform the Senate
25. that the House of Representatives has refused to recede from their
26. Amendments Numbered 3, 5, and 6 to a bill with the following title,
27. to-wit:

28. Senate Bill 1524.

29. Am further directed to inform the Senate that the
30. House of Representatives requests a First Committee of Conference
31. to consist of five members from each House to consider the
32. differences of the two Houses in regard to the amendments to the
33. bill. The Speaker of the House has appointed as such committee

1. on the part of the House: Representatives Stubblefield,
2. Berman, Bradley, Totten and Ryan. Senator Hickey.

3. PRESIDENT:

4. Question is, shall the Senate accede to the request of a...
5. the House that a Conference Committee be appointed? All those
6. in favor say Aye. Opposed Nay. The Ayes have it. The motion
7. carries. The Senate accedes to the request to appoint a
8. Conference Committee.

9. SECRETARY:

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

11. Mr. President - I am directed to inform the Senate
12. that the House of Representatives has refused to adopt the First
13. Conference Committee Report on Senate Bill 1934 and request a
14. Second Committee of Conference to consider the difference between
15. the two Houses in regards to the Amendments Numbered 1, 2, 3, 4,
16. 6, 7, 9, and 10. Further directed to inform the Senate that the
17. Speaker of the House has appointed as such committee on the part
18. of the House: Representative Terzich, Sangmeister, Willer,
19. Totten and Ryan. Senator Carroll.

20. PRESIDENT:

21. Senator Carroll.

22. SENATOR CARROLL:

23. Mr. President, I would move to accede to the request of the
24. House and that a Second Conference Committee be appointed by
25. the Senate.

26. PRESIDENT:

27. The question is, shall the Senate accede to the request of the
28. House that a Conference Committee be appointed? All in favor say
29. Aye. Opposed Nay. The motion carries. The Senate accedes to the
30. request to appoint a Conference Committee. Is Senator Knuppel
31. on the Floor? Is Senator Knuppel on the Floor? Does anyone see
32. him? Oh, yes. When you get back, Senator, we want to talk to you
33. about Senate Bill 1608. For what purpose does Senator Lane arise?

1. SENATOR LANE:

2. ...President and members of the Senate. On the Secretary's
3. Desk...

4. PRESIDENT:

5. Just...just a moment. Now, Pages, you'll have to just...
6. now, you'll have to keep quiet if you're going to remain here.
7. Please. Senator Lane.

8. SENATOR LANE:

9. Thank you, Mr. President. On the Secretary's Desk,
10. Senate Bill 1500, I'd like to have it recommitted to the
11. Committee on Insurance.

12. PRESIDENT:

13. Is leave granted? Leave is granted. Senate Bill 1500 re-
14. referred to the Committee on Insurance. May the Chair have
15. your attention? It occurs to us that we are about at the end
16. of the day's work. There are three other Conference Committee
17. Reports. Nobody wants to call them because many of the members are
18. not on the Floor. The Chair would entertain a motion to adjourn.
19. Senator Harris, for what purpose do you arise?

20. SENATOR HARRIS:

21. Well, there are some important procedural things that I think...
22. let's not be too hasty about this adjournment thing. There are some
23. members that have some critical things that they hope might
24. be resolved and this would be the last legislative day they
25. could get that done. Might we have just a little recess
26. momentarily? I do want to converse with you and the Chairman
27. of the Judiciary Committee about one of those such possibilities.
28. Just a couple of minutes.

29. PRESIDENT:

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, Mr. President and members of the...when those couple
33. minutes are up, could I make the motion to adjourn? I sure would...

1. PRESIDENT:

2. You may.

3. SENATOR VADALABENE:

4. I sure would be honored.

5. PRESIDENT:

6. You'll have that pleasure. Senator Sam, if you'll
7. just hold your motion for a moment. The Chair has an announcement.
8. We now have on the Secretary's Desk about three, maybe
9. four Conference Committee Reports. Most of the members have
10. some reluctance to call them because many of the members are
11. in other places and we are not going to call them tonight.
12. But, I would make just this last entreatment of you. We're
13. going to start tomorrow morning at 9:30. Now, you must know
14. at this point in the Session, that there is no mine-run business
15. that can be accomplished without the presence of all of our members.
16. It's not like doing the Session while they are introducing bills
17. and doing other things. The membership needs to be here at
18. 9:30 for the place to get geared up and moving. If you don't
19. come at 9:30 and come later, we can't start until most of you
20. are here. It only means you'll be here longer tomorrow and longer
21. tomorrow night. Now, we're going to ask Senator Vadalabene
22. to make the motion till 9:30 in the morning and I just entreat
23. you on this very final day of the Session, tomorrow, please
24. be here at 9:30 so that we can start and move with dispatch.
25. Senator Nimrod, for what purpose do you arise?

26. SENATOR NIMROD:

27. Yea!, for those that would like to get here by 9:30,
28. Mr. President, we do have a prayer breakfast meeting at 7:30
29. so that they can come to that and then come immediately after that.

30. PRESIDENT:

31. Please pray that they be on time. Yes, we have two resolutions
32. and then we'll be ready. Senator Newhouse has a resolution and
33. Senator Philip has a death resolution. Are...Senator Egan has a
34. death resolution, also. All right. Will the members be in their

1. seats? And will the Pages find seats as nearly as possible?
2. And will the members not entitled to the Floor, please leave
3. the Floor? Mr. Secretary.

4. SECRETARY:

5. Senate Resolution 418, introduced by Senators Newhouse,
6. Smith, Partee, Nimrod, Kenneth Hall, and others. It's a...

7. PRESIDENT:

8. Joint Resolution.

9. SECRETARY:

10. ...Joint Resolution, I'm sorry, that would be...

11. PRESIDENT:

12. Senator Newhouse.

13. SECRETARY:

14. ...eighty...eighty-two.

15. PRESIDENT:

16. Senate Joint Resolution 82. Senator Newhouse.

17. SENATOR NEWHOUSE:

18. Thank you, Mr. President. I'd spoken to you and a number
19. of the other Senators about some specific problems we've been having
20. with the Department of Children and Family Service as it relates
21. to their awarding of contracts and their breaking of contracts,
22. their personnel practices, and this is a resolution for a Joint
23. House/Senate Committee to take a look at what the Department is
24. doing. I'd like all other Legislators who would like to be...be a
25. part of the cosponsorship of this to add their names. It's
26. a bipartisan group. It calls for the appointment of a...of a
27. bipartisan committee from House and Senate. I'd appreciate a favorable
28. roll call.

29. PRESIDENT:

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

1. All in favor will say Aye. Opposed Nay. The Ayes have it. The
2. resolution is adopted. Mr. Secretary.

3. SECRETARY:

4. Yes. Senate Resolution 418, introduced by Senator Egan.
5. It's a Death Resolution.

6. PRESIDENT:

7. Senator Egan.

8. SENATOR EGAN:

9. Yes, thank you, Mr. President. This is a resolution for
10. a young man in my district that has worked with me and during his
11. first year in law school he died of a cancerous disease and
12. I move for the adoption...for the immediate suspension...for the
13. suspension of the rules for the immediate adoption of the resolution.

14. PRESIDENT:

15. Senator Egan moves for the suspension of the rules for the
16. immediate consideration of this resolution. All in favor say
17. Aye. Opposed Nay. The Ayes have it. The rules are suspended.
18. Senator Egan now moves for the immediate adoption of this resolution.
19. All in favor will say Aye. Opposed Nay. The resolution is
20. adopted.

21. SECRETARY:

22. Senate Resolution 419 offered by Senator Hynes.

23. PRESIDENT:

24. Hold that till tomorrow.

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The following was typed previously.

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*Senate Resolution
1119
6/29/76*

1. SECRETARY:

2. Senate Resolution 419 offered by Senator Philip and
3. all Senators.

4. PRESIDENT:

5. Senator Philip.

6. SENATOR PHILIP:

7. Thank you, Mr. President. I might say a few words, and
8. I suppose there are a lot of people here that knew Elmer
9. J. Hoffman, probably not as well as I have. I've had the
10. pleasure of knowing Elmer for almost twenty-two years, and I'll
11. say this, he started out in DuPage County, believe it or not,
12. as a farm boy. First, was elected to office in 1930, served
13. as the Sheriff of DuPage County for one term, then he went with...
14. served as State Treasurer, not once, but twice, back in the old
15. days when the term of State Treasurer was only two years.
16. Then, he was elected Congressman from the 14th Congressional
17. District for three continuous terms and then came back and
18. served as our County Treasurer and served with distinction.
19. Elmer Hoffman was what we call "the old school politics". I
20. learned my politics in Elmer Hoffman's basement, quite frankly,
21. and I hope I learned them well. When Elmer gave you his word,
22. you could throw the book away and forget about it. We're
23. going to miss him in DuPage County, we're going to miss him
24. in Illinois. He was not only a great American, a great
25. person, but he was an outstanding public official. Mr. President,
26. I would move for the suspension of the appropriate rules
27. and the immediate adoption, consideration of this resolution.

28. PRESIDENT:

29. Senator Philip moves for the suspension of the rules for the
30. immediate consideration of this resolution. All in favor will say
31. Aye. Opposed Nay. The Ayes have it. The rules are suspended.
32. Senator Philip, now, moves for the immediate adoption of this
33. resolution. All in favor, please rise. The resolution is adopted.

1. The Chair recognizes Senator Vadalabene.

2. SENATOR VADALABENE:

3. Yes, thank you, Mr. President. Mr. President, it's
4. with a deep feeling of humility and sadness that you have given
5. me the privilege to make the motion to adjourn until Wednesday,
6. June 30th at 9:30 a.m.

7. PRESIDENT:

8. If it makes you that sad, I'll take it...take the
9. privilege back. You've heard the motion. All in favor say Aye.
10. Opposed Nay. The Ayes have it. The Senate stands adjourned
11. until 9:30 a.m. Wednesday morning.

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