

79th GENERAL ASSEMBLY

REGULAR SESSION

November 19, 1975

1. PRESIDENT:

2. Senate will come to order, the hour of nine having arrived.

3. The prayer will be by the Father George Nelis, St. Patrick

4. Church, Springfield, Illinois.

5. FATHER NELIS:

6. (Prayer by Father Nelis)

7. PRESIDENT:

8. Just want you to know that Father Nelis just got back from

9. Ireland and from Rome and he brought me this shillelagh. Reading

10. of the Journal.

11. SECRETARY:

12. (Machine cut off)...Thursday, November the 6th, 1975.

13. PRESIDENT:

14. Senator Knuppel. ...Would the...

15. SENATOR KNUPPEL:

16. Mr. President, I move that the Journal just read by the Secretary

17. be approved unless some Senator has additions or corrections

18. to that offer.

19. PRESIDENT:

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

21. The Ayes have it. That motion carries.

22. SENATOR KNUPPEL:

23. Mr. Chairman, I further move that the reading and approval

24. of the Journal of Tuesday, November 18th, 1975, be postponed

25. pending arrival of the printed Journal.

26. PRESIDENT:

27. Heard the motion. All in favor will say Aye. Opposed Nay.

28. The Ayes have it. That motion carries. Committee Reports.

29. SECRETARY:

30. The Rules Committee met at 3:45 P.M., October the 18th, and  
31. authorized the introduction of the bill with the following title:

32. (Secretary reads title of bill)

33. PRESIDENT:

1. Senator Donnewald. Do you want to make a motion on Senator
2. Egan's bill, the one...came out of Rules yesterday. Senator
3. Donnewald moves the bill...having been read a first time...has been
4. read...having been read a first time we move to the order of
5. second reading without reference to a committee. All in favor
6. say Aye. Opposed Nay.
7. SECRETARY:
8. Number of the bill was Senate Bill 1521.
9. PRESIDENT:
10. Message from the House.
11. SECRETARY:
12. Message from the House from Mr. O'Brien, Clerk.
13. Mr. President - I am directed to inform the Senate that the
14. House of Representatives has adopted the following preamble
15. and Joint Resolution in the adoption of which I am instructed to
16. ask concurrence of the Senate to-wit. House Joint Resolution
17. 75. It's congratulatory to Nellie Fox, the ex-baseball player.
18. PRESIDENT:
19. Senator Donnewald moves the immediate suspension of the
20. rules for the purpose of consideration of this resolution. All
21. in favor say Aye. Opposed Nay. The rules are suspended. Senator
22. Donnewald now moves the immediate adoption of this resolution.
23. All in favor say Aye. Opposed Nay. The resolution is adopted.
24. Message from the House.
25. SECRETARY:
26. Message from the House from Mr. O'Brien, Clerk.
27. Mr. President - I am directed to inform the Senate that the
28. House of Representatives has passed bills with the following titles
29. in the passage of which I am instructed to ask concurrence of the
30. Senate to-wit. House Bill 3154, 3162, 3186, 3131, 3180, 3170,
31. 3163.
32. PRESIDENT:
33. The seven House Bills just read will go to Rules Committee.

1 In the Regular Session, page two, House Bills on second reading.  
2 House Bill 3062, Senator Fawell. House Bill 3115, Senator McCarthy and  
3 Rock. Senator Rock. 3116, Senator McCarthy and Rock. Senate Bill  
4 3164, Senator Chew. House Bill 3165, Senator Chew. Resolutions.  
5 SECRETARY:

6 Senate Resolution 187, introduced by Senator...Senators Don Moore,  
7 and Lane. It's congratulatory.

8 PRESIDENT:

9 Senator Moore. Don Moore.

10 SENATOR DON MOORE:

11 Thank you, Mr. President and members of the Senate. This is a  
12 congratulatory resolution for a gentleman that lives in Senator Lane's  
13 district and mine, who was inducted into the North Dakota Hall of Fame.  
14 I'd move for the suspension of the rules and immediate...consideration  
15 and adoption of the resolution.

16 PRESIDENT:

17 Senator Don Moore moves for the immediate suspension of the rules  
18 for the consideration of this resolution. All in favor say Aye.  
19 Opposed Nay. The rules are suspended. Senator Don Moore now  
20 moves the immediate adoption of this resolution. All in favor will  
21 say Aye. Opposed Nay. The resolution is adopted.

22 SECRETARY:

23 Senate Resolution 188, introduced by Senator Mitchler. It's  
24 congratulatory.

25 PRESIDENT:

26 Senator Mitchler.

27 SECRETARY:

28 Church of the Big and Little Woods.

29 PRESIDENT:

30 What is it, Sir?

31 SENATOR MITCHLER:

32 Mr. President and members of the Senate. The Senate Resolution 188  
33 is a resolution congratulating The Big Woods Congregational Church  
34 on the occasion of their one hundred and fortieth anniversary. They had

1 a very special service and I would ask for suspension of the rules,  
2 immediate consideration and adoption of the resolution.

3 PRESIDENT:

4 Senator Mitchler moves for the immediate suspension of the  
5 rules for the immediate consideration of this resolution. All in favor  
6 say Aye. Opposed...the rules are not suspended. Did all vote who  
7 wish? Senator Mitchler, you better give them another explanation, I  
8 think.

9 SENATOR MITCHLER:

10 I move for reconsideration of the previous question.

11 PRESIDENT:

12 Senator Mitchler moves for reconsideration, the vote by which  
13 the previous question was cast. All in favor say Aye. Opposed Nay.  
14 The reconsideration is under consideration. Now, all in favor  
15 of the suspension of the rules say Aye. Opposed Nay. The rules  
16 are suspended. Senator Mitchler now moves the adoption of this res-  
17 olution. All in favor say Aye. Opposed Nay. The resolution is adopted.

18 SECRETARY:

19 Senate Resolution 189, introduced by Senator Mitchler and all  
20 Senators.

21 PRESIDENT:

22 Senator Mitchler.

23 SENATOR MITCHLER:

24 Mr. President and members of the Senate. This resolution is  
25 a resolution for a young people throughout the State of Illinois and  
26 the entire United States. It's commend...commending the American Legion  
27 Baseball Program. This is a program that has for fifty years trained  
28 young men in American Legion Baseball Programs and has developed young  
29 men that have gone on into the major leagues and have made outstanding  
30 records. And this year, 1975, is the fiftieth year since the inception  
31 of the Legion sponsored baseball program for youth of this State and  
32 nation. And I would ask for suspension of the rules so that we could  
33 immediately consider and adopt this resolution commending the American  
34 Legion for its American Legion Baseball Program.

1 PRESIDENT:

2 Senator Morris.

3 SENATOR MORRIS:

4 I would just like the members of the Senate to know that I am a  
5 product of the American Legion Baseball Program and if you vote for  
6 this you're voting in support of my record in the Legislatures.

7 PRESIDENT:

8 Senator...Senator Howard Mohr.

9 SENATOR HOWARD MOHR:

10 I would suggest we send that to committee, Mr. Chairman.

11 PRESIDENT:

12 Executive.

13 SECRETARY:

14 The Senate Resolution 191, introduced by Senator Latherow and all  
15 Senators.

16 PRESIDENT:

17 Senator Latherow.

18 SENATOR LATHEROW:

19 Thank you, Mr. President. I'd like to move for immediate suspension  
20 ...for suspension of the rules and immediate consideration of this  
21 resolution and Mr. President I'd like to have the Clerk read the  
22 resolution, if he would.

23 PRESIDENT:

24 Secretary will read the...resolution.

25 SECRETARY:

26 Senate Resolution 191.

27 (Secretary reads Senate Resolution 191)

28 PRESIDENT:

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

1 For what purpose does Senator Vadalabene arise?

2 SENATOR VADALABENE:

3 Yes, thank you, Mr. President. I would like at this time  
4 to move to discharge House Bill 233 from the Appropriations Committee  
5 and put it on the...put it on the bill for second reading.

6 PRESIDENT:

7 Any discussion? The question is...all in favor will say Aye. Oppose  
8 Nay. The Ayes have it. So ordered.

9 SECRETARY:

10 Senate Resolution 192, introduced by Senators Kosinski, Hynes,  
11 Rock, Daley, Romano, Nudelman, and all Senators. It's congratulatory.

12 PRESIDENT:

13 Senator Kosinski.

14 SENATOR KOSINSKI:

15 Good morning, Mr. President. Mr. President, Senators, this is a  
16 congratulatory resolution congratulating the elected officers of the  
17 Polish National Alliance representing some ten million persons in their  
18 Fraternal Organization. It is...I now move, Mr. President that we  
19 suspend the rules and adopt the resolution...

20 PRESIDENT:

21 Senator Kosinski moves for the suspension of the rules  
22 for the immediate consideration of this resolution. All in favor  
23 say Aye. Opposed Nay. The rules are suspended. Senator Kosinski  
24 now moves for the immediate adoption of this resolution. All in favor  
25 say Aye. Opposed Nay. The resolution is adopted. On page four of your  
26 Calendar, Total Vetoes. We'll call only the bills on which motions have  
27 been filed. House Bill 342, Senator Netsch. House Bill 751, Senator  
28 Harris. House Bill 1499, Senator Savickas. House Bill 1539, Senator  
29 Hynes. House Bill 1617, Senator Wooten. House Bill 1659, Senator Don  
30 Moore and Schaffer. 1668, Senator Romano. House Bill 1966, Senator  
31 Knuppel and Clarke. Senator Knuppel.

32 SENATOR KNUPPEL:

33 Mr. President...House Bill 1966 was a bill designed to recreate

1 the COOGA Commission, it's a Commission on the Organization of the  
2 General Assembly. It carries with it no appropriation. It's amazing  
3 to me that the bill was vetoed and the reasons given. There is a  
4 continuing need always to search and reexamine the General Assembly and  
5 how it functions. Our duties become more honourous, there are more bills  
6 introduced, there's always this problem that we have for improvement...  
7 for self-improvement as a person, for self-improvement as a Body of  
8 the General Assembly and as long as it carries with it no appropriation,  
9 it seems to me...it seems to me that we should override this veto,  
10 recreate this Commission, and continue the progress that has been  
11 made. We have instituted many improvements in just this session  
12 of the General Assembly which have expedited our work. The mere  
13 fact that we were chosen as the third most effective General Assembly  
14 in the United States shouldn't encourage us one bit. Because until we're  
15 first, and the best...best staffed and doing the best job by generally  
16 objective standards, we should continue, as I say, to reexamine  
17 ourselves. I've never liked to finish second. I'd like to finish  
18 first, not third. And that's one reason that this bill should be  
19 voted over the veto of the Governor...should be...the veto should be  
20 overridden, we should continue to self-examine ourselves and to  
21 continue our progress that we've made. And I submit this to both  
22 sides of this General Assembly. This is good legislation. It costs  
23 us not one cent and to say that we're so smug and self-satisfied because  
24 we made some improvements under the original COOGA Commission, is...is to  
25 say that we're satisfied to now start to deteriorate or to fall behind.  
26 Well we're now third, in a few years we may finish no better than tenth  
27 or twelfth if we don't continue to examine and reexamine the functions  
28 of this Body. I solicit a favorable vote on the motion to override  
29 the veto of the Governor.

30 PRESIDENT:

31 Any further discussion? The question is shall House Bill 1966 pass,  
32 the veto of the Governor to the contrary notwithstanding. Those in  
33 favor vote Aye. Opposed...Opposed will vote Nay. The Secretary will  
34 call the roll.

1 SECRETARY:

2 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
3 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan,  
4 Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey,  
5 Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke,  
6 McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
7 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip,  
8 Regner, Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
9 Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

10 PRESIDENT:

11 On this question the Ayes are 37, the Nays are 6. House Bill  
12 1966, having received the required three-fifths vote, is declared passed,  
13 the veto of the Governor to the contrary notwithstanding. House Bill 2328,  
14 Senator Dougherty. House Bill 2693, Senator Schaffer. House Bill 2825,  
15 Senator Rock. There are two Senators with Motions, Senator Hynes and  
16 Senator Latherow. Senator Hynes. Senator Hynes.

17 SENATOR HYNES:

18 Mr. President and members of the Senate. I would move that the  
19 Senate Education Committee be discharged from further...further  
20 consideration of House Bill 493 and that the bill be brought out onto  
21 the Calendar and placed on the order of second reading. This is a bill  
22 which amends the school aid formula and I propose at a later point to  
23 offer an amendment which would adopt certain of the provisions of Senate  
24 Bill 1493, which we had failed to override last week. It is an effort  
25 to go forward with the discussion we had last week with respect to  
26 improving the distribution of school aid funds to primarily downstate  
27 school districts, and I would so move, Mr. President.

28 PRESIDENT:

29 Any discussion?

30 SENATOR HYNES:

31 I'm having a fact sheet distributed which explains the thrust of the  
32 amendment that I will subsequently offer.

33 PRESIDENT:

34 Senator Mitchler.



1 SENATOR MITCHLER:

2 Mr. President, on a inquiry as to the rules of the Senate with  
3 relation to bills that are in committee. I believe it's the rule that  
4 bills that are in committee cannot be voted out as in their original  
5 form unless they come out as a committee bill. Now, this bill is  
6 a bill in itself, and I believe the motion of the Senator is out of  
7 order.

8 PRESIDENT:

9 Senator Rock.

10 SENATOR ROCK:

11 Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
12 In direct response to Senator Mitchler's inquiry, he will note on  
13 page three of the Calendar, House Bill 378 was in fact, last week  
14 discharged from committee. I...I think he is correct with respect to the  
15 joint rules that before a bill can, in fact, be acted upon or moved,  
16 there will, in fact, have to be a suspension of the rules or action  
17 by the Rules Committee. But the motion to discharge is something al-  
18 together different. That motion is in order and I would suggest that  
19 based on what Senator Hynes said that he does, in fact, intend to  
20 proffer an amendment. At that point in time, we can get into the  
21 argument about what is properly movable under the rules and what is  
22 not, but at this point in time, the motion to discharge is in order  
23 and I would urge its support.

24 PRESIDENT:

25 Senator Shapiro.

26 SENATOR SHAPIRO:

27 Mr. President, Ladies and Gentlemen of the Senate. I think we all  
28 ought to be aware of the ramifications of this bill. This makes some  
29 changes in the State aid formula. Extends the full funding con-  
30 cept from a four year duration to five. I think there are dire  
31 implications in the bill and I would like to suggest that the sponsor  
32 of the resoluton to discharge would hold it off for a while until we  
33 can speak with our minority leader, or if he refuses to do that, I would  
34 respectfully suggest that we resist the motion to discharge and any other

1 motion to discharge. This bill does need a full hearing in committee.

2 PRESIDENT:

3 Any further discussion? Senator Harris.

4 SENATOR HARRIS:

5 Thank you, Mr. President. I was off the Floor when the motion

6 was made. Now, it is my understanding that the motion is to discharge the

7 Committee on Education from further consideration of House Bill 493.

8 Is that not...the matter before us?

9 PRESIDENT:

10 That is the question.

11 SENATOR HARRIS:

12 And is the motion a compound motion then to place it on the

13 order of second reading?

14 PRESIDENT:

15 Well, if it is discharged it would go to second reading...

16 SENATOR HARRIS:

17 All right...

18 PRESIDENT:

19 ...that is correct.

20 SENATOR HARRIS:

21 ...now...

22 PRESIDENT:

23 ...it's implicit.

24 SENATOR HARRIS:

25 I would like to have the ruling of the Chair with respect to this

26 bill, which is an individually sponsored bill by Representative

27 Bradley. It is not a committee bill. Under the rules, it seems to

28 me that this bill suffers an infirmity of the deadlines which require

29 action on that bill since it is an individually sponsored bill. What

30 would the ruling of the Chair be, that then...with respect to the

31 deadlines in rule five.

32 PRESIDENT:

33 The bill does not, as you say, meet the deadline for coming

1 out of committee. The Senator has made a motion to suspend the  
2 rules to take the bill out of committee. It is also true that it is not  
3 a committee bill. Now, rules may always be suspended by the requisite  
4 number of votes. This, of course, is a joint rule. Senator Rock.

5 SENATOR ROCK:

6 Just a point of clarification or inquiry. The motion is not  
7 yet to suspend the rules. The motion now is to discharge the  
8 Committee on Education from further consideration of this bill. If,  
9 in fact, and when, in fact, Senator Hynes purports to offer an amendment  
10 to a bill that is neither a committee bill nor one declared an  
11 emergency by the Rules Committee. At that point in time, we can get into  
12 the argument about how we can deal with that bill and at that point  
13 the proper motion is to suspend rule five and that joint rule, which  
14 is nineteen. At this point in time, this motion is in order. It's  
15 a motion to discharge that committee from further consideration of this  
16 bill.

17 PRESIDENT:

18 Any...Senator Hynes.

19 SENATOR HYNES:

20 I...I think...I think the point...it was well made by Senator Rock  
21 and essentially it is this - that the resting place of a bill is not  
22 the primary concern of the rule. It is only an effort to amend it or  
23 to finally pass it. That brings it within the purview of the rule.  
24 There are bills already on the Calendar that are in exactly the  
25 same category. And any effort, with respect to those, will bring  
26 about a similar question as to whether they...they...fall within the  
27 rules and may require suspension...suspension of the rules. But this  
28 is simply an effort to put the bill into position in order to make that  
29 motion.

30 PRESIDENT:

31 Senator Glass.

32 SENATOR GLASS:

33 Thank you, Mr. President. I...I would submit that this motion  
34 of Senator Hynes'may well be in order in that House Bill 493 is the only

1 bill, or it certainly is an appropriate vehicle, by which we could  
2 achieve a compromise and get...get our work done by the...the scheduled  
3 end of our session on Friday. But it is being offered at this time  
4 with some questions on this side of the aisle and I just wondered,  
5 Senator Hynes, if you could hold that motion till later in the day  
6 till we have a chance to discuss it.

7 PRESIDENT:

8 Senator Hynes.

9 SENATOR HYNES:

10 Mr. President, I have no intention of making the motion on the  
11 amendment now. I simply want the bill on the Calendar. I wanted to  
12 distribute these fact sheets so that everyone would have an advance  
13 opportunity to know what I was going to do. And either later today  
14 or tomorrow I will make the motion, probably tomorrow because this is  
15 a House Bill and we have ample time within the rules to act on it...  
16 or rather within the time frame left in the Session. So I have  
17 no intention of doing anything now other than putting the bill on the  
18 Calendar and distributing this information so that you are aware of what  
19 I propose to do.

20 PRESIDENT:

21 Senator Soper.

22 SENATOR SOPER:

23 Thank you, Mr. President. Now, it seems to me that once you put a  
24 bill on the Calendar, take it from committee where it's...where it's  
25 supposed to repose until...until the rules are suspended, the joint rules,  
26 it takes 36 votes to take that...both Houses to take that away from that  
27 committee to...suspend those rules. Now, if you're going to circumvent  
28 the joint rules, then you have to do it by suspension of the rules.  
29 There's...putting that on the Calendar just violates the rules. So if  
30 we want to amend the rules then we'll have to suspend them first and  
31 amend them by 36 votes in both Houses. And I think that Senator Hynes'  
32 position and Senator Rock's position is absolutely wrong.

33 PRESIDENT:

1 As a matter of consistency, this Body last week, discharged  
2 from committee House Bill 378. The rules with reference to the  
3 deadlines have two parts. One part relates to the introduction  
4 of bills and the other for the final passage of bills. The ruling  
5 is that this bill having been introduced prior to the deadline, is  
6 subject to a motion to discharge from committee. The rule as relates  
7 to final passage is different. The Chair rules that the bill...that  
8 the motion is in order to discharge the committee of House Bill 493.  
9 Senator Wooten.

10 SENATOR WOOTEN:

11 A parliamentary inquiry, Mr. President. Do you mean then, that this  
12 same device could be used for any bill currently in committee...any  
13 bill currently in committee we may take action on for the rest of this  
14 Session?

15 PRESIDENT:

16 That is correct, Sir. It takes 30 votes to discharge it.

17 SENATOR WOOTEN:

18 Thank you.

19 PRESIDENT:

20 Final passage is another question. Any further discussion?

21 Senator Demuzio.

22 SENATOR DEMUZIO:

23 Thank you, Mr. President. All due respect to the sponsor, I  
24 don't even know what the hell House Bill 493 is. I don't have a  
25 fact sheet, I haven't the slightest idea what the...what this bill  
26 contains and therefore I don't feel that I can vote on a discharge  
27 motion...until I get the information.

28 PRESIDENT:

29 Well, it's unfortunate...as...I don't know how long you've been here,  
30 Senator, but the gentleman did explain what the bill was about when  
31 he first rose to his feet. And also said that a fact sheet was being  
32 distributed. Senator Soper.

33 SENATOR SOPER:

1 Parliamentary inquiry. Mr. President. Senator Harris, Senator  
2 Harris, would you listen, please. Now, you say that it takes 30 votes  
3 to take this bill from committee and then with the proposition before  
4 and...and this proposition on the Calendar...this bill on the Calendar  
5 then what do you say...how many votes does it take to pass that bill?  
6 Or...

7 PRESIDENT:

8 But Senator...

9 SENATOR SOPER:

10 ...or to amend the rules.

11 PRESIDENT:

12 Senator, we're not at that point and we'll cross that bridge  
13 when we get to it. There's only one thing under consideration now  
14 and that is a motion to discharge committee. I ruled that that is proper  
15 and it takes 30 votes to so do. Secretary...Senator Hynes.

16 SENATOR HYNES:

17 I'd just like to make one additional point. This is the bill  
18 that has been discussed over the past two weeks and the basic materials  
19 that I've passed out have been discussed over the past two weeks. It is  
20 the same bill and the same proposition that one member of the Senate  
21 two weeks ago indicated apparently had been junked. And I told everyone  
22 in here then that I did intend to move...to put that bill before  
23 this Session, and to give everyone an opportunity to vote on it. And  
24 that's exactly what I'm doing now.

25 PRESIDENT:

26 Any further discussion? All in favor will say Aye. Opposed  
27 Nay. A roll call is requested. Will the members be in their seats.  
28 Secretary will call the roll.

29 SECRETARY:

30 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
31 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
32 Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes,  
33 Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy,

1 Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse,  
2 Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock,...

3 PRESIDENT:

4 Senator Rock, for what purpose do you arise?

5 SENATOR ROCK:

6 Parliamentary inquiry. This is the vote on the motion to dis-  
7 charge with respect to House Bill 493, which is the alleged School  
8 Formula Compromise Bill. Is that correct?

9 PRESIDENT:

10 That is correct.

11 SENATOR ROCK:

12 I vote Aye.

13 PRESIDENT:

14 That is correct.

15 SECRETARY:

16 ...Roe, Romano, Savickas,...

17 PRESIDENT:

18 Romano, Aye.

19 SECRETARY:

20 ...Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene,  
21 Weaver, Welsh, Wooten, Mr. President.

22 PRESIDENT:

23 Romano, Aye. Senator Hynes. Call the absentees.

24 SECRETARY:

25 Bloom, Bruce, Buzbee, Daley, Davidson, Demuzio, Fawell, Glass,  
26 Graham, Hickey, Johns, Joyce, Lemke, McCarthy, Morris, Netsch,  
27 Newhouse, Ozinga, Philip, Roe, Schaffer, Smith, Sommer, Soper, Wooten.

28 PRESIDENT:

29 On this question the Ayes are 21, the Nays are 14. The motion  
30 to discharge House Bill 493 fails. Senator Hynes.

31 SENATOR HYNES:

32 Mr. President, I would point out that this is not final action  
33 on this bill and there will be other opportunities and in addition,

1 anyone who did not get a fact sheet, we tried to pass them out to  
2 everyone here. We have more available.

3 PRESIDENT:

4 Senator Latherow. Do you want to go with your motion?

5 SENATOR LATHEROW:

6 Mr. President, I believe I'll hold it for a little while.

7 PRESIDENT:

8 (Foreign phrase) On the Order of Specific Recommendations  
9 for Change, page five. House Bill, 221, Senator Vadalabene. Senator  
10 Vadalabene.

11 SENATOR VADALABENE:

12 Thank you, Mr. President, and members of the Senate. House Bill  
13 221 calls for prompt payment of bills...by State suppliers. The  
14 Governor's action on the amendatory veto - one, agrees with the philosophy  
15 of the bill that the State should pay its bills promptly. It also suggests  
16 that the interest penalty contained in the bill should only be  
17 paid on any remaining unpaid portion of the given bill. The  
18 amendatory veto would tighten up the payment procedure so that a vendor  
19 would not be receiving interest payments on all of the bill when part  
20 of it may already have been paid and I wish to concur in the  
21 amendatory veto.

22 PRESIDENT:

23 Any further discussion? Senator Nudelman.

24 SENATOR NUDELMAN:

25 Mr. President, I would urge a No vote with all of the concern  
26 being shown by various...of the administrative offices of this  
27 State about the finances available to pay bills and with the headline  
28 in this morning's paper, I don't know if it was brought out inten-  
29 tionally today, but there is a headline that the State does not have  
30 the funds with which to pay its bills. I would think this would be  
31 an inopportune time to pass this legislation and I would urge a  
32 No vote.

33 PRESIDENT:

Senator Vadalabene.



1 Just in short rebuttal. The Governor has approved... (Machine cut off)  
2 concept and I would appreciate a favorable vote. The Governor should  
3 know whether we have the...resources for this or not. He has indicated  
4 we have in his amendatory veto, and I would appreciate a favorable  
5 vote.

6 PRESIDENT:

7 The question is shall the Senate accept the Specific Recommendations  
8 of the Governor as to House Bill 221, in the manner and form as just  
9 stated by Senator Vadalabene. Those in favor will vote Aye. Those  
10 opposed will vote Nay. The Secretary will call the roll. Just a moment.  
11 For what purpose does Senator Soper arise?

12 SENATOR SOPER:

13 Thank you, Mr. President. Parliamentary inquiry. If we do not accept  
14 the recommendation of the Governor on this, does the bill die?

15 PRESIDENT:

16 Yes it does.

17 SENATOR SOPER:

18 Thank you very much.

19 PRESIDENT:

20 Senator Bruce, for what purpose do you arise?

21 SENATOR BRUCE:

22 Well, not wishing to disagree with the Chair, but I suppose  
23 Senator Vadalabene could then make the motion that we not accept an  
24 override...

25 PRESIDENT:

26 That is correct. Yes that would...

27 SENATOR BRUCE:

28 So the bill is not technically dead, he would have a second shot.

29 PRESIDENT:

30 Senator Carroll.

31 SENATOR CARROLL:

32 All due respect...

33 PRESIDENT:

34 Senator Carroll is recognized.

1 SENATOR CARROLL:

2 All due respect to Senator Bruce, I think because of the House  
3 not now being in a position to override, we are precluded from taking  
4 that action, their fifteen days having elapsed.

5 PRESIDENT:

6 That's correct, so we're right in the first place. It's dead:  
7 Call the roll. The question is shall the Senate accept the Specific  
8 Recommendations of the Governor as to House Bill 221, in the manner  
9 and form as just stated by Senator Vadalabene. Those in...favor  
10 will vote Aye. Opposed will vote Nay. Secretary will call the roll.

11 SECRETARY:

12 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
13 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan,  
14 Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes,  
15 Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,  
16 Mitchler, Howard Mohr...

17 PRESIDENT:

18 Howard Mohr votes Aye.

19 SECRETARY:

20 ...Don Moore, Morris, Netsch, Newhouse, Nimrod, Nudelman,  
21 Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas, Schaffer,  
22 Shapiro, Smith, Sommer, Soper, Vadalabene...

23 PRESIDENT:

24 Senator Vadalabene, how do you vote?

25 SECRETARY:

26 ...Weaver, Welsh, Wooten, Mr. President.

27 PRESIDENT:

28 Senator Chew votes Aye, Senator Kosinski votes Aye, Senator  
29 Lemke votes Aye, Senator Netsch votes Aye, Senator Brady votes Aye.  
30 Have all voted who wish? Senator Donnewald.

31 SENATOR DONNEWALD:

32 Mr. President, I wonder if you can vote when you're not within the  
33 bar of the Senate. I see Senator Wooten back there in the audience.

34 PRESIDENT:

1 We haven't really determined what the bar is yet. I...no I'm  
2 very serious about that. Senator Hickey voted yesterday from a position  
3 past the rail. We didn't raise the question because in here I think the  
4 whole unit is considered the...the Body itself. As long as there's  
5 no chain there. On that question the Ayes are 38, the Nays are 1.  
6 The Specific Recommendations of the Governor as to House Bill 221,  
7 having received the required majority vote of the Senators elected,  
8 are declared accepted. House Bill 300, Senator Lemke. (Machine cut off)  
9 ...Lemke.

10 SENATOR LEMKE:

11 I move to concur in the Specific Recommendations on House...on  
12 House Bill 300.

13 PRESIDENT:

14 Any further discussion? The question is shall the Senate accept  
15 the Specific Recommendations of the Governor as to House Bill 300.  
16 Those in favor vote Aye. Opposed Nay. Secretary will call the roll.

17 SECRETARY:

18 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
19 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan,  
20 Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey,  
21 Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke,  
22 McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch,  
23 Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe,  
24 Romano, Savickas, Schaffer, Shapiro, Smith, Sommer; Soper, Vadalabene,  
25 Weaver, Welsh, Wooten, Mr. President.

26 PRESIDENT:

27 Weaver, Aye. Glass, Aye. Nimrod, Aye. Philip, Aye. Philip, Aye.  
28 Davidson, Aye. Any other Ayes I didn't see? On that question the Ayes  
29 are 47, the Nays have 6. The Specific Recommendations of the Governor  
30 as to House Bill 300, having received the required constitutional  
31 majority, are delclared accepted. House Bill 504, Senator Lemke.

32 SENATOR LEMKE:

33 I kind of have mixed emotions about this motion on House Bill 504.

1 It seems that our great Chief Executive has written off most of the  
2 Senior Citizens by taking multiple dwellings out of the Mechanics Lien  
3 Law. But not to fail those that have single family dwellings I filed  
4 a motion to concur in this thing. But I think this is typical example  
5 of the Chief Executive. And a typical example of his...his aides and  
6 lobbys here who speaks the same wording you hear from the lumber companies  
7 in this State. I don't know who this Chief Executive represents.  
8 If he represents the people or if he represents the lumber companies.  
9 But I ask for a concurrence in this bill, only because it's the - I don't  
10 want to exclude single family dwellings. But when I talk to an  
11 Aide and he gives me the same damn reasoning, that the lumber companies'  
12 attorney gives, I think the State ought to consider looking in to seeing  
13 where this Chief Executive is raising his campaign donations. I want  
14 to see what lumber industry donated to his campaign, therefore I ask for  
15 concurrence.

16 PRESIDENT:

17 Any further discussion? The question is shall the Senate accept  
18 the Specific Recommendations of the Governor as to House Bill 504.  
19 Those in favor will vote Aye. Opposed Nay. Secretary will call the roll.

20 SECRETARY:

21 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
22 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
23 Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes,  
24 Johns, Joyce, Knuppel, Kosinksi, Lane, Latherow, Lémke, McCarthy,  
25 Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse,  
26 Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano,  
27 Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene,  
28 Weaver, Welsh, Wooten, Mr. President.

29 PRESIDENT:

30 Demuzio, Aye. Carroll, Aye. On that question the Ayes are 46,  
31 the Nays are 2, with one Voting Present. The Specific Recommendations  
32 of the Governor as to House Bill 504, having received the required  
33 constitutional majority, are declared accepted. Are we ready now on  
34 416? Senator Donnewald. House Bill 416. Senator Donnewald. Senator

1 Donnewald.

2 SENATOR DONNEWALD:

3 Well, Mr. President and members of the Senate. As to House  
4 Bill 416, I would move you that we do accept the Specific Recommendations  
5 of the Governor concerning said bill. That happens to be the bill that  
6 we did pass in the Senate - the House, pertaining to elected officials  
7 and those serving in a business which dispenses liquor. I think that  
8 we're all familiar with it. I would...I would submit to any questions,  
9 if there be any.

10 PRESIDENT:

11 Any further discussion? The question is shall the Senate accept  
12 the Specific Recommendations of the Governor as to House Bill 416.  
13 Those in favor will vote Aye. Opposed Nay. Secretary will call the roll.

14 SECRETARY:

15 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
16 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell, Glass,  
17 Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns, Joyce,  
18 Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt, Mitchler,  
19 Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod, Nudelman,  
20 Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas, Schaffer,  
21 Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh, Wooten,  
22 Mr. President.

23

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(End of Reel)

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27

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(Continued on next page)

1. PRESIDENT:

2. Fawell, Aye. Philip, Aye. On that question the Ayes are  
3. 45, the Nays are 6. The Specific Recommendations of the Governor  
4. as to House Bill 416 having received the required constitutional  
5. majority of Senators elected are declared accepted. House Bill  
6. 600, Senator Weaver. House Bill 601, Senator Weaver. House  
7. Bill 626, Senator Palmer.

8. SENATOR PALMER:

9. Mr. President and members of the Senate. I move that we  
10. concur with the House of Representatives and accept the Governor's  
11. recommendation for his change in House Bill 626. House Bill 626  
12. provides that the Chief Examiner of Titles may represent the  
13. registrar in court. All that the Governor did was delete the  
14. language relating to Home Rule. And since the Torrens System  
15. and registrar of title only exists in Cook County, that language  
16. is superfluous and therefore the a - I ask that we approve and  
17. concur with the House on the Governor's change to House Bill  
18. 626. I move for an Aye vote.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? The question is shall the Senate  
21. accept the Specific Recommendations of the Governor as to House  
22. Bill 626 in the manner and form just stated by Senator Palmer.  
23. Those in favor will vote Aye. Those opposed will vote Nay. Mr.  
24. Secretary, call the roll.

25. SECRETARY:

26. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
27. Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
28. Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes,  
29. Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy,  
30. Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse,  
31. Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano,  
32. Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver,  
33. Welsh, Wooten, Mr. President.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Mr. President, Aye. Senator Lemke, Aye. Senator Berning, Aye.  
3. Senator Hynes, Aye. Senator Fawell, Aye. On that question the  
4. Ayes are 51, the Nays are none, 1 Voting Present. The Specific  
5. Recommendations of the Governor as to House Bill 626, having  
6. received the required majority vote of the Senators elected are  
7. declared accepted. On the order of Specific Recommendations for Change,  
8. House Bill 658, Senator Demuzio.

9. SENATOR DEMUZIO:

10. Thank you, Mr. President. I move that we concur in the Specific  
11. Recommendations of the Governor. House Bill 658 amended the Child  
12. Labor Laws to permit fourteen and fifteen year olds to work in  
13. Federally funded Career Education Programs. The Specific Recommendation  
14. for Change is to provide that the hours still remain from 7:00 a.m.  
15. in the morning to 7: p.m. in the afternoon. Therefore, I  
16. move that we a...the proper motion.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Any discussion? The question is shall the Senate accept the  
19. Specific Recommendation of the Governor as to House Bill 658 in  
20. the manner and form just stated by Senator Demuzio. Those in  
21. favor will vote Aye. Those opposed will vote Nay. Mr. Secretary,  
22. call the roll.

23. SECRETARY:

24. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
25. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
26. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
27. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
28. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
29. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
30. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
31. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Donnewald, Aye. Senator Davidson, Aye. Senator Bloom,

1. Aye. Senator Hickey, Aye. Mr. President, Aye. Senator Donnewald,  
2. Aye twice. On that question the Yeas are 48, the Nays are none,  
3. none Voting Present. The Specific Recommendations of the Governor  
4. as to House Bill 658 having received the required majority vote  
5. of the Senators elected are hereby declared accepted. On the  
6. order of Specific Recommendations for Change, House Bill 727.  
7. Senator Don Moore.

8. SENATOR MOORE:

9. Thank you, Mr. President and members of the Senate. House  
10. Bill 727 in its original form authorized the participation in the  
11. Pension Program by Policemen appointed after attaining the age of  
12. 36, the appointment occurred prior to October 1, 1975. There was  
13. a pay back provision in the bill. However, the pay back provision  
14. did not include any interest and what the Governor's Specific  
15. Recommendation does, it states that...this...when the money is  
16. payed back, it shall be payed back with interest thereon at  
17. two percent per annum. This was a recommendation of the Pension  
18. Laws Commission that was not in the original bill. I think the  
19. bill is a better bill than it was before and I would now move  
20. you, Mr. President, to accept the Specific Recommendations of the  
21. Governor as to House Bill 727 as set forth in the motion.

22. PRESIDENT:

23. Any further discussion? The question is shall the Senate  
24. accept the Specific Recommendations of the Governór as to House  
25. Bill 727? Those in favor will vote Aye. Opposed Nay. The  
26. Secretary will call the roll.

27. SECRETARY:

28. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
29. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
30. Egan, Fawell, Glass.

31. PRESIDENT:

32. Donnewald, Aye.

33. SECRETARY:



1. Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns,  
2. Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,  
3. Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,  
4. Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas,  
5. Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh,  
6. Wooten, Mr. President.

7. PRESIDENT:

8. Chew, Aye. Nimrod, Aye. On that question the Ayes are 52,  
9. the Nays are none. The Specific Recommendations of the Governor  
10. as to House Bill 727 having received the required constitutional  
11. majority of the Senators elected are declared accepted. And the  
12. bill having received the affirmative vote of three-fifths of the  
13. members elected is effective immediately upon its becoming a  
14. law. House Bill 741, Senator Brady. Senator Brady.

15. SENATOR BRADY:

16. Yes, I move that we accept the - or concur with the House  
17. and accept the Governor's Specific Recommendations for Change  
18. of House Bill 741. House Bill 741, the Specific Change had to  
19. deal with changing the effective date to October 1st of 1976.  
20. This was done because the budget predicated the collections that  
21. they expected to collect this year and the effective date being  
22. moved back. I urge a favorable roll call.

23. PRESIDENT:

24. Any further discussion? The question is shall the Senate  
25. accept the Specific Recommendations of the Governor as to House  
26. Bill 741. Those in favor vote Aye. Opposed vote Nay. The  
27. Secretary will call the roll.

28. SECRETARY:

29. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
30. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
31. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
32. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
33. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,

1. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
2. Rock, Roe, Romano, Savickas, Schaffer, Shapiro.

3. PRESIDENT:

4. Wait a minute now. There is only one Schaffer here. I heard  
5. two voices. All right, go ahead.

6. SECRETARY:

7. Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh,  
8. Wooten, Mr. President.

9. PRESIDENT:

10. Newhouse, Aye. Kosinski, Aye. Hynes, Aye. On that question  
11. the Ayes are 49, the Nays are 1. The Specific Recommendations of  
12. the Governor as to House Bill 741 having received the required majority  
13. vote of Senators elected are declared accepted. House Bill 752,  
14. Senator Berning. Senator Berning.

15. SENATOR BERNING:

16. Thank you, Mr. President. I move to...

17. PRESIDENT:

18. Just a moment. Just a moment. Will the members be in their  
19. seats. May we have some order. Thank you, Senator Berning.

20. SENATOR BERNING:

21. Thank you, Mr. President. I move to accept the Specific  
22. Recommendations of the Governor as to House Bill 752. They are  
23. effective year changes only, moving from '75 to '76, the effectiveness  
24. of the bill, that being necessary because of the lateness of this  
25. year in the tax cycle. I would appreciate a favorable roll call,  
26. Mr. President.

27. PRESIDENT:

28. Any further discussion? The question is shall the Senate  
29. accept the Specific Recommendations of the Governor as to House  
30. Bill 752. Those in favor vote Aye. Opposed Nay. The Secretary  
31. will call the roll.

32. SECRETARY:

33. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
34. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,

1. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
2. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
3. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
4. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
5. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
6. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

7. PRESIDENT:

8. Daley, Aye. Donnewald, Aye. Bloom, Aye. Brady, Aye. McCarthy,  
9. Aye. Demuzio, Aye. Buzbee, Aye. Carroll, Aye. Clarke, Aye.  
10. Palmer, Aye. On that question the Ayes are 50, the Nays are none.  
11. The Specific...the Specific Recommendations of the Governor as to  
12. Senate Bill - House Bill 752 having received the required majority  
13. vote of Senators elected are declared accepted. House Bill 759,  
14. Senator Vadalabene.

15. SENATOR VADALABENE:

16. Yes, thank you, Mr. President and members of the Senate. I  
17. move to concur in the Specific Recommendations of the Governor in  
18. regard to House Bill 759. The rationale the Governor agrees with  
19. the bill provision allowing hearings to be held in Springfield or  
20. Chicago for the convenience of those involved. Incidentally, this  
21. makes changes in the Liquor Control Commission Statute. He also  
22. concurs in repeal of outmoded provisions that the interior of  
23. the liquor establishments must be viewable from the street or the  
24. sidewalk. The objection to the bill was a provision repealing  
25. the minimum amount of whiskey, gin or rum, to be served to customers.  
26. In regard to that the Governor feels that the provision is a  
27. consumer protection item that should not be eliminated and I move  
28. to concur with the Amendatory Veto of the Governor.

29. PRESIDENT:

30. Any further discussion? The question is shall the Senate  
31. accept the Specific Recommendations of the Governor as to House  
32. Bill 759. Those in favor vote Aye. Opposed Nay. The Secretary  
33. will call the roll.

1. SECRETARY:

2. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
3. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
4. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
5. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
6. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
7. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
8. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
9. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

10. PRESIDENT:

11. Fawell, Aye. Newhouse, Aye. Lane, Aye. On that question  
12. the Ayes are 49, the Nays are none. The Specific Recommendations  
13. of the Governor as to House Bill 759 having received the required  
14. majority of the Senators elected are declared accepted. House  
15. Bill 898, Senator Knuppel.

16. SENATOR KNUPPEL:

17. Mr. President and members of the Body. I have heretofore  
18. filed a motion that the Senate concur in the Amendatory Veto Rec-  
19. commendations of the Governor. What this bill was designed to do  
20. and does do is to create conservation districts in the State of  
21. Illinois the right to organize conservation districts in the  
22. various counties in order to insure and protect the integrity  
23. of agricultural producing land. In my opinion the provisions  
24. of the Governor are acceptable. I've talked to the rural people  
25. who are involved in this and they have encouraged me to accept the  
26. Governor's recommendation. I move a favorable roll call.

27. PRESIDENT:

28. Any further discussion? Senator Rock.

29. SENATOR ROCK:

30. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
31. I rise somewhat reluctantly to point out and seek a ruling from  
32. the Chair. As I read the Amendatory Veto Message of the Governor,  
33. we had, in the Senate at least, added by amendment, Section 22 to

1. this bill, which exempted Home Rule Units. Now, it seems to  
2. me the way the bill is written, and I am going to request a  
3. ruling of the Chair, that under Section 16 particularly where  
4. it says no local government shall exercise any of its powers  
5. to enact local laws or ordinance within an agricultural area  
6. in a manner which would unreasonably restrict or regulate farm  
7. structures or farming practices in contravention of the purpose  
8. of this Act unless such restrictions or regulations bear a  
9. direct relationship to the public health and safety. It seems  
10. to me, Mr. President, that under Article 7, Section 6, we have  
11. a bill here which is admittedly preemptive and as such under  
12. Article 7, Section 6 G, that we can in fact pass a bill which  
13. is preemptive, but it requires a vote of three-fifths of the  
14. members elected in each House, and I would ask a ruling of the  
15. Chair.

16. PRESIDENT:

17. Before the Chair moves, does Senator Knuppel desire to be  
18. recognized?

19. SENATOR KNUPPEL:

20. Yes I do. I appreciate what Senator Rock has said, but what  
21. the Constitution says is that Home Rule powers is the power to  
22. regulate for the protection, and it's not limited to this, but  
23. primarily it's to...to extend to the power to regulate for the  
24. protection of health, safety, morals and welfare to license the  
25. tax and to incur debt. None of the latter are involved and by  
26. express terms, Public Health Safety are excluded by the language  
27. that he read from Section 16. So that while...that while this  
28. does, the Governor's Amendatory Veto remove the Home Rule  
29. Amendment, it does not preempt. This...this in no way preempts  
30. and says that it will not interfere in those instances where Home  
31. Rule was to apply.

32. PRESIDENT:

33. Senator Rock.

1. SENATOR ROCK:

2. Well, Mr. President and Ladies and Gentlemen of the Senate.  
3. I again refer to page four of the Amendatory Veto or the letter  
4. of the Governor dated September 22, 1975, which he sent to the  
5. members of the House of Representatives. And in there he specifically  
6. says that he takes out Section 22, which is the Home Rule Exemption,  
7. the famous Dougherty Amendment and says this is totally inconsistent  
8. with the purpose of this Act. I submit, Mr. President, that this  
9. House Bill 898 as is now before us, under Senator Knuppel's motion,  
10. is in fact preemptive of local zoning ordinances, and as such if we  
11. wish to do that, is perfectly within our power to do that, but it  
12. does in fact require a three-fifths vote. I would ask the Chair  
13. to so rule.

14. PRESIDENT:

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. Well, I don't disagree that the Governor's Amendatory Veto  
18. takes out the Home Rule proposition, but my argument is that the  
19. Constitution never intended, never intended that...that the this  
20. type of a bill would be a preemption of zoning. And what it  
21. says in the Constitution is that the power to regulate for the  
22. protection of public health, safety, morals and welfare, shall  
23. be the Home Rule power along with the power to license and to  
24. tax and to incur debt. And all I'm saying is this, that...that there is  
25. no Home Rule unit, but just because, or amendment, but just because  
26. there isn't a Home Rule Amendment doesn't mean that this bill is  
27. preemptive, it certainly isn't preemptive.

28. PRESIDENT:

29. Senator Soper.

30. SENATOR SOPER:

31. Thank you, Mr. President. I...I think that Senator Rock is  
32. right in his contention on this and I think it's a preemption and  
33. I would urge the President to look at this thoughtfully and I

1. think this preemption takes thirty-six votes.

2. PRESIDENT:

3. Any further discussion? The Chair will rule that the  
4. language of this bill renders it a preemptive measure and  
5. that it requires thirty-six votes to accept the specific  
6. Recommendations of the Governor. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Mr. Chairman, I would respectfully request and...and I do  
9. this with the greatest respect, I would like to appeal the  
10. ruling of the Chair. I still say that it in no way is preemptive.  
11. It...it doesn't impinge in any way upon the rights of the Home  
12. Rule Unit in the area that they're set out in the Constitution.

13. PRESIDENT:

14. That question, Senator, is now moved. The rules require that  
15. two people have...two people...two people - someone has to join  
16. you in that and no one has done so.

17. SENATOR KNUPPEL:

18. I appeal the...

19. PRESIDENT:

20. Senator Demuzio has joined you so that is now a moved question.  
21. You have raised the question and the question is shall the ruling  
22. of the Chair be sustained. All in favor will say Aye. Opposed...  
23. pardon?

24. SENATOR KNUPPEL:

25. Roll call.

26. PRESIDENT:

27. A roll call has been requested. Will the members be in their  
28. seats. Senator Rock.

29. SENATOR ROCK:

30. Parliamentary inquiry. How exactly is the question put?  
31. If I wish to vote to sustain my position, how do I vote?

32. PRESIDENT:

33. You would vote Aye. The question is shall the ruling of the

1. Chair be sustained? The Chair having ruled that it is preemptive  
2. and requires thirty-six votes. And the question is shall the  
3. ruling of the Chair be sustained? All in favor...a roll call  
4. has been requested, the Secretary will call the roll. All in  
5. favor of sustaining the ruling of the Chair will vote Aye.  
6. Opposed Nay. Call the roll. One moment. For what purpose  
7. does Senator Soper arise?  
8. SENATOR SOPER:  
9. Parliamentary inquiry. That takes thirty-six votes to over-  
10. rule the ruling of the Chair, right?  
11. PRESIDENT:  
12. That is correct. It takes thirty-six votes to overrule the  
13. ruling of the Chair. Call the roll.  
14. SECRETARY:  
15. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
16. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
17. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
18. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
19. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
20. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
21. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer, Soper,  
22. Vadalabene, Weaver, Welsh, Wooten, Mr. President.  
23. PRESIDENT:  
24. Daley, Aye. Senator Graham, Aye. Senator Knuppel.  
25. SENATOR KNUPPEL:  
26. I...I requested a call of the absentees.  
27. PRESIDENT:  
28. Call of the absentees.  
29. SECRETARY:  
30. Chew, Egan, Hickey, Hynes, Latherow, Merritt, Newhouse, Nudelman,  
31. Ozinga, Philip, Shapiro.  
32. PRESIDENT:  
33. Shapiro votes Aye. On that question the Ayes are 30, the  
34. Nays are 20. The ruling of the Chair is sustained. We revert



1. now to the main question. Senator Knuppel.

2. SENATOR KNUPPEL:

3. Mr. President, I would like a roll call on the proposition  
4. of concurring in the Amendatory Veto.

5. PRESIDENT:

6. The question is shall the Senate accept the Specific  
7. Recommendations of the Governor as to House Bill 898. Those in  
8. favor...Senator Rock.

9. SENATOR ROCK:

10. The ruling of the Chair as I understand it, is that, given  
11. Senator Knuppel's motion, which is a correct one, the acceptance  
12. now requires or should require 36 votes. Is that correct?

13. PRESIDENT:

14. That is correct. The acceptance requires 36 affirmative  
15. votes. Senator Knuppel.

16. SENATOR KNUPPEL:

17. In the event that otherwise it should be proved that it was  
18. not preemptive, should there be a court case concerning it however,  
19. then the 30 votes would carry it.

20. PRESIDENT:

21. I would think that it would be a matter for the court and  
22. that they would express themselves on that matter if such a  
23. decision were rendered.

24. SENATOR KNUPPEL:

25. What I am trying to do is encourage those people who believe  
26. in this legislation to vote Aye.

27. PRESIDENT:

28. Senator Fawell.

29. SENATOR FAWELL:

30. Mr. President and members of the Senate. I must confess I  
31. wasn't too aware of this bill when it passed the Senate and as  
32. I have read the Governor's comments and as I have admittedly  
33. read the bill for the first time, it doesn't seem to me that this

1. is sound legislation. Here's just one part that you might bear  
2. in mind as I read it. Perhaps Senator Knuppel can correct me if  
3. I am wrong. But as I construe this bill, if a park district or a  
4. school district would want to institute eminent domain proceedings,  
5. they would have to have clearance of this Agricultural Board in  
6. order to be able to do so. And if that is the effect, just one  
7. effect of this bill, as one of the public agencies that would be  
8. involved, I certainly would not want to support it and would want  
9. to encourage this Body to certainly give a resounding no to the...  
10. to the bill, and I think that is the effect as I understand it.

11. PRESIDENT:

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. As I understand the bill, there...there's a hearing, but that's  
15. advisory only, that this bill in no way takes away the right of  
16. eminent domain and so forth as it exists in the law. They have  
17. a hearing. The hearing is merely advisory.

18. PRESIDENT:

19. Any further discussion? Senator Fawell.

20. SENATOR FAWELL:

21. Just very respectfully, I...I don't agree with that conclusion,  
22. though, Senator. You've got to have the consent, it's more than  
23. advisory here. And to say that public entity is in exercising  
24. eminent domain, I know they're not popular, but if they're a very  
25. essential fact of life for the operation of government, and to give  
26. a little special enclave that has some special tools that can in  
27. effect frustrate the legitimate exercise by local governmental  
28. entities of just this small part of governmental power, especially  
29. in my area, fast growth areas where use of eminent domain, extension  
30. of sewer lines by cities, all kinds of things that must be done,  
31. I think is just unreasonable and I would urge a negative vote.

32. PRESIDENT:

33. Senator Schaffer. Schaffer then Soper. H comes before O.

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. Mr. President, I rise in support of this legislation and  
4. the concept. I'm not quite sure what Senator Fawell meant when  
5. he referred to himself as a public entity. I'm somewhat suspicious  
6. though. I come from one of the fastest growing areas in the  
7. State. My county is, I think, the highest population rate of  
8. growth, not necessarily total growth, but rate of growth in the  
9. State. We also have - are one of the ten most fertile areas in  
10. the world as far as our farm land goes. That farm land - the rate  
11. of growth may have something to do there too - that farm land is  
12. being built on, built over and destroyed acre by acre. I happen  
13. to believe in the free enterprise process and I can understand  
14. why when people are offered twenty-five thousand dollars for an  
15. acre of land they, sell. But the day will fast be upon us when  
16. that good acreage is gone into subdivisions and factories and  
17. we're going to wonder where our food is going to come from and  
18. we're going to look back and we're going to be growing a lot of  
19. grass and asphalt, but no food. And I think this bill is in the  
20. interest of not only the State of Illinois, but of the world. And  
21. I think for us to turn our backs to make a fast buck and to allow  
22. for this type of development on the food producing process, we  
23. are jeopardizing not only our State, our Nation, we're jeopardizing  
24. the future population of this planet.

25. PRESIDENT:

26. Senator Soper is recognized.

27. SENATOR SOPER:

28. Thank you. I apologize to Senator Schaffer. I didn't know  
29. he was standing behind me. And I apologize to the President, I  
30. think he has his bifocals on the right direction. But I'll say  
31. this, that you take Senator Knuppel's contention that you got  
32. to go before a board and you got to have a hearing before a board  
33. and the...the final outcome of what the board does doesn't mean

1. anything, I think the bill is ridiculous. We have more boards  
2. that sit around and do nothing and this is a board that would  
3. be mandated by law to sit around and as Knuppel says, give a  
4. decision that doesn't mean anything. So I think we...we ought  
5. to defeat this bill at this time and I support Senator Fawell's  
6. contention. I think he's absolutely right.

7. PRESIDENT:

8. Any further discussion? The question is shall the Senate  
9. accept the Specific Recommendations of the Governor as to House  
10. Bill 898. Those in favor vote Aye. Those opposed vote Nay.  
11. The Secretary will call the roll.

12. SECRETARY:

13. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
14. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
15. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
16. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
17. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
18. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
19. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
20. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

21. PRESIDENT:

22. Senator Netsch. Netsch, Aye. Newhouse, Aye. Roe, Aye.  
23. For what purpose...what purpose does Senator...Senator Knuppel...

24. SENATOR KNUPPTEL:

25. I'd like for the Secretary to poll the...poll the absentees  
26. please.

27. PRESIDENT:

28. Will the members be in their seats and we'll be...let's  
29. play some music other than the Guy Lombardo waltzing music. Let  
30. the members be in their seats. The call for the absentees.

31. SECRETARY:

32. Carroll, Chew, Course, Daley, Dougherty, Egan, Morris, Nudelman,  
33. Ozinga, Palmer, Philip, Savickas, Soper.

34. PRESIDENT:

1 On that question the Ayes are 33, the Nays are 13. The  
2 Specific Recommendations of the Governor as to House Bill 898  
3 having failed to receive a required three-fifths vote of  
4 Senators elected are declared not accepted. Senator Weaver.  
5 SENATOR WEAVER:

6 Mr. President, I'd like to request a thirty minute recess  
7 for the purpose of a Republican Caucus in Room 471, immediately.

8 PRESIDENT:

9 I have a very distinct understanding with Senator Harris,  
10 a very distinct understanding that your caucus will commence  
11 now and will not run later than 11:15. Is that correct?

12 SENATOR WEAVER:

13 Right. Right.

14 PRESIDENT:

15 The Senate will stand in recess until the call of the Chair.

16 (RECESS)

17 PRESIDENT:

18 May we have a page at the rostrum please?

19 (AFTER RECESS)

20 PRESIDENT:

21 Will the members be in their seats and will those not  
22 entitled to the Floor please leave the Floor. Senator Savickas,  
23 for what purpose do you arise?

24 SENATOR SAVICKAS:

25 Point of information, Mr. President. I notice that we have  
26 lights and cameras being set up in the back. I would like to  
27 know what the purpose of these cameras are for and if there has  
28 been a vote to allow them in here.

29 PRESIDENT:

30 Yeah, that was yesterday. No, seriously, Senator, the cameras  
31 and lights are set up. The question has not been asked yet of  
32 the membership as to permission. It will be done in ample time.

33 SENATOR SAVICKAS:

1 Well, I...I...

2 PRESIDENT:

3 The members will then make themselves known.

4 SENATOR SAVICKAS:

5 Well...well I would like to know the purpose of why these  
6 camera are being set up.

7 PRESIDENT:

8 In anticipation of an affirmative ruling or an affirmative  
9 desire of the Body. The Body has not made a decision on the  
10 question.

11 SENATOR SAVICKAS:

12 Well, I would like to just surrender my opposition at this  
13 time to allowing the television cameras in here.

14 PRESIDENT:

15 Well, the question hasn't been put yet, but your position  
16 is known. Senator Daley.

17 SENATOR DALEY:

18 Mr. President and fellow Senators, a point of personal privilege.  
19 In regard to...

20 PRESIDENT:

21 Just a minute, Senator, let's get some attention.

22 SENATOR DALEY:

23 In regards to prearranging all the cameras and the lights and  
24 the hoop-de-la. I am wondering what is the position of the Senate  
25 in regards to the cameras here. Are they going to film the whole  
26 Senate today? Are they going to go from twelve o'clock on or are  
27 they only going to pick up two or three speakers and film that  
28 across the country? I think this is one of the problems that we  
29 have with cameras in the Senate Chambers. They only pick out  
30 one or two individuals and...and they film that instead of filming  
31 the whole Session. I think it would be beneficial to the State  
32 of Illinois if they're going to come in, they film the whole Session  
33 and show it all day.

1 PRESIDENT:

2 Well, we're going to raise - all those questions will be  
3 raised when we ask the consent and leave of the Senate for that  
4 situation. I would...I would like for those of you...those of  
5 you who are standing in the rear, please pay attention. We are  
6 regretful that we are not in our regular Chambers what...which  
7 is much more commodious and spacious and it becomes absolutely  
8 necessary that those of you who are fortunate and privileged to  
9 be inside, please refrain from talking. We are not restricting  
10 freedom of speech, but we only suggest if you desire to talk  
11 that you go outside to talk, for the basic reason that it is  
12 very difficult to hear in here and there will be a great deal  
13 of debate and the members would like to hear it. We are going  
14 to cogitate some rather important questions and we're going  
15 to ask you please to not talk while you're here. On the order  
16 of Specific Recommendations for Change, page 6 of your Calendar.  
17 House Bill 1127, Senator Joyce.

18 SENATOR JOYCE:

19 Yes, Mr. President, thank you. I would move to concur in  
20 the Specific Recommendations for Change in House Bill 1127. House  
21 Bill 1127 specifies the procedure for valuation of real property  
22 contributed by a community college district as its share in the  
23 capital construction cost and projects constructed in conjunction  
24 with the State where the State makes a financial contribution and  
25 the construction is accomplished through the Capital Development  
26 Board. The enactment of this procedure is of paramount importance.  
27 But what happened is the General Assembly and the Governor have  
28 approved these procedures, but, however on House Bill 1127 was  
29 the only bill available to correct a situation created by the  
30 approval of Senate Bill 179 and House Bill 1420. The provisions  
31 of Senate Bill 179 are needed to allow the consideration of  
32 petitions already signed and delivered to the Illinois Community  
33 College Board by citizens of a territory not now included in a

1 community college district. What it amounts to is this was the  
2 only bill left for a vehicle for the Governor to salvage Senator  
3 Glass' bill, which was a 179.

4 PRESIDENT:

5 Any further discussion? Senator Rock.

6 SENATOR ROCK:

7 Thank you, Mr. President. I...Senator Bruce just asked the  
8 relevant question, whether or not we have any objection. We do  
9 not. I think the bill is a good one and one that deserves our  
10 support and I would urge an Aye vote.

11 PRESIDENT:

12 Any further discussion? The question is shall the Senate  
13 accept the Specific Recommendations of the Governor as to House  
14 Bill 1127. Those in favor vote Aye. Opposed Nay. The Secretary  
15 will call the roll.

16 SECRETARY:

17 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
18 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
19 Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
20 Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
21 Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
22 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
23 Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer, Soper,  
24 Vadalabene, Weaver, Welsh, Wooten, Mr. President.

25 PRESIDENT:

26 Just a moment. Hall, Kenneth Hall, Aye. Palmer, Aye. Morris,  
27 Aye. Brady, Aye. Lemke, Aye. McCarthy, Aye. Nimrod, Aye.  
28 Savickas, Aye. On this question the Ayes are 49, the Nays are  
29 none. The Specific Recommendations of the Governor as to House  
30 Bill 1127 having received the required majority of Senators elected are  
31 declared accepted. House Bill 1503, Senator Schaffer.

32 SENATOR SCHAFFER:

33 House Bill 1503 recreates the Data Information Systems Commission



1 and defines its powers. The Governor simply changed a couple of  
2 words to eliminate what he considered to be an infringement on  
3 his Executive powers. It doesn't alter the make up of the  
4 commission as a study commission and I make the appropriate motion  
5 to agree with the Governor's Amendatory Veto. Specific Veto.

6 PRESIDENT:

7 Any further discussion? The question is shall the Senate  
8 accept the Specific Recommendations of the Governor as to  
9 House Bill 1503. Those in favor vote Aye. Opposed Nay. The  
10 Secretary will call the roll.

11 SECRETARY:

12 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
13 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
14 Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
15 Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
16 Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
17 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
18 Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
19 Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

20 PRESIDENT:

21 Buzbee, Aye. Brady, Aye. Demuzio, Aye. On this question  
22 the Ayes are 51, the Nays are none. The Specific Recommendations  
23 of the Governor as to House Bill 1503 having received the required  
24 majority vote of Senators elected are declared accepted. For what  
25 purpose does Senator Morris arise?

26 SENATOR MORRIS:

27 On a point of personal privilege. I would like the record to  
28 show...

29 PRESIDENT:

30 State your point, Senator.

31 SENATOR MORRIS:

32 I was off the Floor on the vote on House Bill 898 and had I  
33 been on the Floor I would have voted Yes. Thank you.

1 PRESIDENT:

2 The record will so show. Senator Dougherty for what purpose  
3 do you arise?

4 SENATOR DOUGHERTY:

5 Mr. President, thank you. How about House Bill 1388? I would  
6 like to move to concur with the Governor's Recommendations for a  
7 Specific Change in 1388.

8 PRESIDENT:

9 Has that motion been filed?

10 SENATOR DOUGHERTY:

11 That motion's been filed, I understand, yes.

12 PRESIDENT:

13 I don't have it marked on my Calendar as filed. That's why  
14 I'm asking, Senator. Senator Dougherty...

15 SENATOR DOUGHERTY:

16 Yes, sir.

17 PRESIDENT:

18 ...We'll get that motion prepared. They don't seem to have  
19 a motion here. We'll get it done.

20 SENATOR DOUGHERTY:

21 I was under the impression it had been filed, I'm sorry.

22 PRESIDENT:

23 Fine. That's all right, we'll get it done. And we'll come  
24 right back to it, Senator, as soon as we get it here. House Bill  
25 1722, Senator Don Moore.

26 SENATOR MOORE:

27 Thank you, Mr. President and members of the Senate. House  
28 Bill 1722 permits quarterly payments on a current basis to the  
29 school districts providing special education classes for orphans,  
30 dependents, abandoned and maladjusted children. The bill as  
31 originally proposed would be effective upon becoming a law because  
32 of the financial cash flow problem we have in the State Treasury.  
33 The Governor agreed with the concept, but using his veto changed

1 the effective date to July 1 of 1976 so that there would not be  
2 unbudgeted monies that would have to be spent. I have no objection  
3 to this because of the very serious situation of our State Treasury  
4 today and I would move you, Mr. President, to accept the Specific  
5 Recommendations of the Governor as to House Bill 1722 in the manner  
6 and form as set forth in the motion heretofore filed.

7  
8 (End of Reel)

9  
10  
11  
12  
13  
14 (Continued on Next Page)

1 PRESIDENT:

2 Any further discussion? The question is shall the Senate accept  
3 the Specific Recommendations of the Governor as to House Bill 1722.  
4 Those in favor will vote Aye. Those opposed Nay. The Secretary will  
5 call the roll.

6 SECRETARY:

7 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
8 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
9 Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns,  
10 Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,  
11 Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,  
12 Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas,  
13 Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh,  
14 Wooten, Mr. President.

15 PRESIDENT:

16 Hynes Aye. Wooten, Aye. Merritt, Aye. On this question, the  
17 Ayes are 54, the Nays are none. The Specific Recommendation of the  
18 Governor as to House Bill 1722, having received the required majority  
19 vote of Senators elected, are hereby accepted. 1683, Senator Palmer.

20 SENATOR PALMER:

21 All right. Mr. President and members of the Senate, I move to  
22 concur with the House in the adoption of the Governor's Specific  
23 Recommendation for change in the House Bill 1683. All the recommendation  
24 is and the change is, is the leading reference to the Home Rule. Since  
25 this bill addresses itself to the Torrens System, and since the Torrens  
26 System only exists in Cook County, any reference to Home Rule is superfluous  
27 and therefore the deletion of...of that is proper. I move for an Aye vote.

28 PRESIDENT:

29 Senator Mitchler.

30 SENATOR MITCHLER:

31 Mr. President and members, I'd like to ask the sponsor a question.  
32 When the bill was originally presented, why was the Home Rule Amendment  
33 allowed to be put on? Did you object to it at that time?

1 PRESIDENT:

2 Senator Palmer. Now, Gentlemen, the only reason I call you is  
3 so that the tape records who is speaking. Senator Palmer.

4 SENATOR PALMER:

5 I really can't answer that, Senator Mitchler, there's no need for  
6 that amendment, and I really don't know how it...how it got on. It  
7 may have gotten on in the House and I didn't know about it. I'm still  
8 sponsor. This is a House Bill, you understand.

9 PRESIDENT:

10 Senator Mitchler.

11 SENATOR MITCHLER:

12 Well, I didn't understand this Torrens System that...Senator Palmer,  
13 but he was good enough to explain it to me, and he gave me a good ex-  
14 planation, and this is the type of an Amendatory and Specific Change Veto  
15 Message from the Governor that I thought would conform to the Constitution.  
16 It's a good Specific Recommendation, it's something that did slip by us,  
17 it was corrected by the Executive branch, and now the bill's in proper  
18 form and deserves support.

19 PRESIDENT:

20 Any further discussion? The question is shall the Senate accept  
21 the Specific Recommendations of the Governor as to House Bill 1683?  
22 Those in favor vote Aye. Opposed Nay. The Secretary will call the roll.

23 SECRETARY:

24 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
25 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
26 Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns,  
27 Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,  
28 Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,  
29 Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas,  
30 Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh,  
31 Wooten, Mr. President.

32 PRESIDENT:

33 Wooten, Aye. Hickey, Aye. Howard Mohr, Aye. Daley, Aye. On that

1 question, the Ayes are 56, the Nays are none. The Specific Recommendation  
2 of the Governor as to House Bill 1683, having received the required  
3 majority vote of Senators elected, are declared accepted. House Bill  
4 1730, Senator Howard Mohr. House Bill 1807, Senator Shapiro.

5 SENATOR SHAPIRO:

6 Mr. President and Ladies and Gentlemen of the Senate, House Bill  
7 1807 concerns itself with the State Board of Investment, and had a  
8 provision in it which would have allowed the Executive Committee of that  
9 board to conduct the business of the board between meetings. The Governor,  
10 through the use of his Amendatory Veto power, deleted that change, and  
11 the board has agreed to accept that change, which means deletion of that  
12 power, so I would, therefore, move to accept the Specific Recommendations  
13 of the Governor as to House Bill 1807.

14 PRESIDENT:

15 Any further discussion? The question is shall the Senate accept  
16 the Specific Recommendations of the Governor as to House Bill 1807?  
17 Those in favor vote Aye. Opposed Nay. The Secretary will call the roll.

18 SECRETARY:

19 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
20 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
21 Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns,  
22 Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,  
23 Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,  
24 Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas,  
25 Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh,  
26 Wooten, Mr. President.

27 PRESIDENT:

28 Fawell, Aye. Nimrod, Aye. Course, Aye. On that question, the  
29 Ayes are 53, the Nays are none. The Specific Recommendations of the  
30 Governor as to Senate Bill...as to House Bill 1807, having received the  
31 required majority of vote of Senators elected, are declared accepted.  
32 House Bill 574, Senator Newhouse.

33 SENATOR NEWHOUSE:

1 Thank you, Mr. President. House Bill 574, Mr. President and Senators,  
2 amends the Pension Code relating to Employees Retirement Article, and  
3 reduces from three hundred fifty to three hundred dollars the surviving  
4 spouse's benefits, and removes from the bill the inclusion of the Governor  
5 as a recipient. I move that we accept this Specific Recommendation for  
6 Change, the Governor's Veto notwithstanding.

7 PRESIDENT:

8 Senator Berning.

9 SENATOR BERNING:

10 A question...

11 PRESIDENT:

12 One minute, Senator. Now, right at Senator Berning's desk, those  
13 not entitled to the Floor, please leave the Floor. Please. Senator  
14 Harris. Just take him back a little bit, he's a fine fellow, but just  
15 take him out a little bit and talk to him. Senator Berning.

16 SENATOR BERNING:

17 Mr. President, there is...there is no question in my mind but what  
18 the first provision, which the Governor imposes on this bill, is desirable.  
19 My question has to do with the second provision which, as I understand  
20 it, removes the Governor's Office from among those State elected offices  
21 who are eligible to participate in the General Assembly Retirement System.  
22 Now, can that item be included in a bill already directed toward a  
23 pension matter that is not a General Assembly matter, and secondly,  
24 can this action really rescind the earlier action which put the Governor  
25 and the other elected officers in the General Assembly System. I...I  
26 have no objection, I'm just curious as to whether or not we can take  
27 that action, or whether this bill becomes a nullity by this second amend-  
28 ment.

29 PRESIDENT:

30 Senator Newhouse.

31 SENATOR NEWHOUSE:

32 Senator, the answer is, that I haven't researched that question.  
33 You...if your question is - with the removal of a single officer

1 rather than the removal of all, will there be a constitutional issue,  
2 and the answer to that is - I don't know.

3 PRESIDENT:

4 Senator Berning.

5 SENATOR BERNING:

6 Well, I...I'm not interested in destroying the bill, or delaying  
7 the bill, but it would be my suggestion, Senator Newhouse, that this  
8 bill, perhaps, ought to be held temporarily until you have the chance  
9 to examine whether or not we are doing the right thing.

10 PRESIDENT:

11 Senator Newhouse.

12 SENATOR NEWHOUSE:

13 I don't mind holding the bill, Senator, I don't think we're going  
14 to find out, because I think we're going to find this is a point of  
15 controversy. There'll be some who say yes and some who say no. I  
16 would suggest that the only way we're going to get an answer to this  
17 is if someone wants to try it as a court case. I think there's no clear  
18 cut answer whatsoever.

19 PRESIDENT:

20 What is your pleasure, Senator?

21 SENATOR NEWHOUSE:

22 I renew my move...motion.

23 PRESIDENT:

24 Any further discussion? The question is shall the Senate accept  
25 the...the Specific Recommendations of the Governor as to House Bill  
26 574. Those in favor will vote Aye. Those opposed will vote Nay. The  
27 Secretary will call the roll.

28 SECRETARY:

29 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
30 Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
31 Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns,  
32 Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,  
33 Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,



1 Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas,  
2 Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh,  
3 Wooten, Mr. President.

4 PRESIDENT:

5 Have all voted who wish? Senator Vadalabene, Aye. Senator Donne-  
6 wald, Aye. Senator Newhouse.

7 SENATOR NEWHOUSE:

8 Mr. President, would you take this bill out of the record, please.

9 PRESIDENT:

10 Postpone Consideration. The Chair recognizes Senator Charles Chew.

11 SENATOR CHEW:

12 Mr. President, I thank you for recognizing me. In our Spring Session  
13 I told my colleagues that I would get the World's Heavyweight Champion  
14 down here to say "hello" to us. As you know he had to leave the Country  
15 early in order to complete his training to win his victory in Malaysia,  
16 so we have worked with the Champ over a period of years, and Eugene  
17 Dibble and et cetera, and true to my word, Mr. President, I asked him  
18 on last week, what day could he come, and he began to vacillate and et  
19 cetera and et cetera, and then I told him what day to come, and of course  
20 he's here, Mr. President. I want to pay just a tribute to my secretary,  
21 Mrs. Lutes and Tammy Lewis, that worked hard to make this possible. I want  
22 to give credit to the Sheriff of this County and the Mayor of the City  
23 of Springfield and, of course, Lou Lowder who presently is the Superin-  
24 tendent of Police because the Superintendent is out of the City, out  
25 of the State. These gentlemen worked with me virtually last night and,  
26 of course, nobody has to tell you how close Cecil and I are, and how  
27 we worked on this, and Dick...Dick Newhouse. So, Mr. President, for  
28 recognizing me I shall just say to you - without the efforts of the  
29 people that I've called and...and many, many more, it wouldn't have been  
30 possible to have the Champ here in Springfield, but with the effort of  
31 working together I thought that insomuch as he's traveled all over the  
32 world several times that he had to come here and say "hello" to us.  
33 And, Mr. President, at this point I'll turn the mike back over to you.

1 PRESIDENT:

2 Thank you, Senator Chew, and without further ado, Ladies and Gentle-  
3 men, the Heavyweight Champion of the World, Muhammad Ali.

4 MUHAMMAD ALI:

5 Thank you. Senator Chew...Senator Chew, I want to thank you for  
6 inviting me here. He's been asking me for months to come. I only have  
7 but a word to say. I'm confused, Senator Chew, I'm confused, I don't  
8 know what to think.

9 PRESIDENT:

10 Hear ye, hear ye.

11 MUHAMMAD ALI:

12 No. The way you just did that, and you move with so much authority,  
13 and I've...I've never heard you call another brother mister, and I  
14 thought you were the biggest. You...I just...when you said you thanked  
15 him for giving you a chance to do this and do that. He never told me  
16 there was someone around here bigger than him.

17 SENATOR CHEW:

18 I slipped that one on you.

19 MUHAMMAD ALI:

20 Wherever...wherever we go we see a brother, you know, black people  
21 are getting in all compositions today you know, and I say - are you  
22 bigger than him, and he says - I'm the biggest nigger in town. Now,  
23 are you the biggest nigger in this room today?

24 SENATOR CHEW:

25 That's right, that's right. That's right.

26 MUHAMMAD ALI:

27 Well, why did you call him Mr. President then if you're so...

28 SENATOR CHEW:

29 That's a courtesy that you usually say, yes.

30 MUHAMMAD ALI:

31 A courtesy. Okay, I give up. Thank you all for honoring me, and  
32 I'm happy to be here, and I'm over publicized really. I'm on television,  
33 I'm always in the newspapers, I'm going to go off for one year starting

1 next week. People are getting tired of hearing me and getting tired  
2 of looking at me, so I don't have no more to say. I'm just glad to  
3 be here, and I'm...basically I'm a humble person, but I do all the  
4 talking just to...they pay me for being boastful and popping off  
5 and jumping on people and bragging and boasting, and so really in my  
6 reality I'm humble, and I just want to say here, now, that I've been  
7 in so many Government Houses lately with Senators, and was...from being  
8 in there with President Ford, and I've met shieks of other countries  
9 and Amir of Kuwait and the Shah of Iran and King Faisal of Arabia and  
10 the President of Zaire, I'm meeting so many politicians I'm starting  
11 to like it. I might just be your first black President, I don't know.  
12 But I'm talking though it may be impossible, but I'm going to look  
13 around and...because I'm going to retire soon, and I like to shoot for  
14 big posts and impossible things, and me being the President of the  
15 United States seems like an impossible thing to me right now, but  
16 Senator Chew told me I have a possibility. I met another President to-  
17 day, a brother, so it might be a possibility. So, I'm just glad being  
18 here and just...just joking and don't tell nobody that, don't write it,  
19 I'm just joking. But, I'm glad to be here and thank you very much.

20 PRESIDENT:

21 Next year we are celebrating the bicentennial celebration, and  
22 there have been those who have questioned whether a particular segment  
23 of America, particularly black people, should celebrate the bicentennial.  
24 I want you to know that the Champ will be celebrating the bicentennial,  
25 will be wearing on his car this bicentennial license plate. It's a  
26 great country, and America produces a champion who made six million  
27 dollars in one fight. This is a great country. Senator Palmer, for  
28 what purpose do you pugilistically arise?

29 SENATOR PALMER:

30 Mr. President, the Champ...the Champ has stated that he's been  
31 invited here many times, but I'd like the Senate to know the coincidence  
32 why he's here today. He's also here at my invitation. As Chairman  
33 of Education, I invited him here to help me pass the Education Bills,

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1 and I've sort of given him authority, as Chairman, to use all his powers  
2 to...and persuasion to restore the funds to the children of the State  
3 of Illinois. Thank you, Mr. President.

4 PRESIDENT:

5 Any further discussion? Now, the hour of...for what purpose does  
6 Senator Rock arise?

7 SENATOR ROCK:

8 Thank you, Mr. President and Ladies and Gentlemen of the Senate,  
9 I'm sure that I was about to say what you were about to say. I'm asking  
10 leave of this Body to go to the order of Item Reductions, to handle the  
11 motion filed with respect to House Bill 2971.

12 PRESIDENT:

13 Is leave granted? Leave is granted. Just before we...will the  
14 members be in their seats. Now, will the members be in their seats.  
15 Father Nelis, give them a break over there, will you? Now, Ladies and  
16 Gentlemen of the Senate...Senator Savickas, I want you to hear this be-  
17 cause this is something that everybody's been talking about. Senator  
18 Harris. Ladies and Gentlemen of the Senate, the bill is about to be  
19 called, the bill that you've been waiting for that we said would be  
20 called at noon, but before we go into it I would just like to ask the  
21 Senate to give a moments silence, a moment of silent prayer, if you  
22 please for persons who were riding on the Amtrak train enroute to  
23 Springfield this morning. About seven miles south of Joliet a truck  
24 ran into the side of the train causing its derailment. At least one  
25 person had a heart attack and was taken to the Joliet hospital. We are  
26 reliably informed that the other passengers, a hundred and four in num-  
27 ber, were not seriously injured. Could we have a moments silence for  
28 those persons on that train, which had the accident this morning. Now,  
29 we have another question to resolve. The Chair is going to ask leave  
30 for photographers to take pictures and for the television media to take  
31 some film during the course of this debate. Now, let me say first of  
32 all that we are seeking leave of the Body, and I want the media to know  
33 and understand that whatever action is taken here today is not action

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1 that will apply to the new Senate Chambers when they are constructed.  
2 This is a motion, this is a request today based on this particular bill's  
3 outstanding quality or impact positively or negatively as may be decided,  
4 because of the fact that it was televised in the House, and because many  
5 people have been following it. Now, certain ground rules, if leave is  
6 granted, will be asked and one is that no member be taken...or no picture  
7 be taken of any member who is in, at that moment, an inappropriate posture,  
8 and that no picture be taken of any member which in any way compromises  
9 his...his posture and his intelligence. Now, I want to have that ground  
10 rule laid so that we will understand that. Now, as to the time of the  
11 filming, I would hope that and the suggestion has been made here, that if  
12 you're going to take them that you show all members, and that no emphasis  
13 be placed on one as above the other. Now, that's something that's been  
14 requested here. Now, is there any discussion on this question before  
15 leave is sought? Senator Nudelman.

16 SENATOR NUDELMAN:

17 Thank you, Mr. President, I would request the Chair to request the  
18 media that at such times as the television cameras or film cameras are  
19 not in operation that these heavy klieg lights be turned off, because  
20 they are hot, they're uncomfortable, and I...and I recognize the necessity  
21 for them when they are, in fact, shooting film but when they are not,  
22 I don't think it's too much to ask that they be turned off.

23 PRESIDENT:

24 I hope the gentlemen will take that into consideration. Senator  
25 Savickas.

26 SENATOR SAVICKAS:

27 Well, Mr. President, it's obvious that this determination has al-  
28 ready been made, but I would voice my objection. I feel that because  
29 the House allowed filming, as they usually do of all their debates or  
30 of any debate, I think this important issue has been filmed enough, I  
31 think it will have an effect on how people are voting or explaining  
32 their votes, I think people will be less inclined to be freer in what  
33 they say and do in front of these television cameras. I think it's a

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1 hindrance, and I would oppose any...at any time introducing the cameras  
2 to our Body.

3 PRESIDENT:

4 Well, Senator, let me just say that the question has not been de-  
5 cided, and if it had been decided I would never have asked for a leave  
6 of the Body to have it done. It's not been decided. Any further dis-  
7 cussion? Is leave granted? Leave is granted. Is Senator Hynes in  
8 the Chamber? Mr. Secretary, will you read the motion?

9 SECRETARY:

10 I move that Item on page 1, line 7 of House Bill No. 2971 be re-  
11 stored, the Item Reduction of the Governor to the contrary notwithstanding.  
12 Dated November the 18th, 1975, signed Senator Thomas Hynes.

13 PRESIDENT:

14 Senator Hynes.

15 SENATOR HYNES:

16 Mr. President and members of the Senate, this is a motion, as we  
17 all very well know, to restore eighty one-million dollars cut by the  
18 Governor for...from the appropriation to fund the Resource Equalizer  
19 School Aid Formula. It is a subject matter that has been debated at  
20 length both in the House of Representatives and in preliminary skirmishes  
21 in...in this Chamber, in the press and in private discussions and meetings  
22 among groups and members of this Legislature. I think that it is an  
23 issue that has perhaps received as much attention as any that I can  
24 recall, certainly. But, I think, there are some facts that ought to be  
25 pointed out here and to the extent that they are merely reiterating.  
26 I would ask that you bear with me, but I think it is important that we  
27 put this in proper perspective. First of all, the Resource Equalizer  
28 Formula is a program adopted by this State to allow the State to meet  
29 its constitutional obligation to provide the primary financing for  
30 common school education. It was adopted in 1973, and it is a four  
31 year program. This appropriation is for the third of those four years.  
32 The eighty-one million dollar reduction involved here, therefore, will  
33 set us back in our effort to bring the State to the fifty percent level,

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1 and to meet the commitment under this School Aid Formula. This is  
2 an extremely critical question on a number of counts both as a practical  
3 matter in terms of the havoc that it will...a failure to override will  
4 reek upon the districts around this State, and also in terms of the  
5 credibility of this State insofar as persons wishing to rely on its  
6 commitments are concerned. The choice, it seems to me, is a very simple  
7 one. We honor our commitment here, we live up to the commitment that  
8 we have made, that we made in '73, that was made in the budget message  
9 in March of this year, and that the Legislature, again, made in June  
10 when the full funding appropriation bill was passed, or...or in the  
11 alternative, we force the burden of financing education back to the  
12 local level. We force increases in local real estate taxes, we force  
13 increases in borrowing at the local level, and we, in effect, mandate  
14 slashes in educational programs, critical slashes at many areas. One  
15 point that ought to be put on the record before we get any further in  
16 this discussion, is that this is a State-wide proposition, it is not a  
17 matter of concern to the school district of the City of Chicago alone.  
18 School districts all over this State, in Danville, Rock Island, Peoria,  
19 Carbondale, Springfield, small rural districts all over the State and  
20 suburban Cook County, all of them are in serious trouble, and the testi-  
21 mony before the Senate Education Committee clearly demonstrated this.  
22 And, in fact, of the eighty-one million dollars involved here, only  
23 eighteen million dollars will go to the City of Chicago. So, that this  
24 is a State-wide problem and this is a State-wide response. One technical  
25 point that I would make is this, that unless a...another supplemental  
26 bill is passed along the lines of 1493, which was defeated, overriding  
27 of this bill will involve an expenditure of only sixty million dollars,  
28 twenty-one million will not be spent, but it is our hope to pass additional  
29 legislation, and I made an effort in that regard this morning to extend  
30 those additional twenty-one million dollars primarily for downstate  
31 school districts. This isn't the first time that we've gone through  
32 this. Just stop for a minute and think of 1974. I recall very distinctly  
33 attending a press conference with Senator Harris and Senator Partec, and

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1 I believe Senator Fawell and Senator McBroom may have been there as  
2 well, on the subject of full funding of the School Aid Formula. At  
3 that time, we were told that the State was in a serious fiscal crisis,  
4 that the State could not afford to fully fund the formula, that we  
5 had to cutback and stretch out its applicability. The Legislature  
6 did not listen, the Legislature did not listen in 1974, and we added  
7 seventy-eight million dollars, almost precisely the amount involved  
8 here. We added seventy-eight million dollars to the appropriation so  
9 that we could fully fund the School Aid Formula. That was passed over-  
10 whelmingly, I think without a dissenting vote in both Houses of the  
11 General Assembly. The Governor recognizing the realities of the situa-  
12 tion signed it. What happened at the end of the year when the actual  
13 revenue data was in, the State had over three hundred million dollars  
14 more in Revenue than we were told in March of '74 that we would have.  
15 Now, I contend and I'm going to speak to that issue, that we're facing  
16 the same kind of situation here, that we're dealing with guesstimates  
17 that this is not a precise science, and that, in fact, this is within  
18 the capability of the State to afford. We're talking about a differential,  
19 a difference between the position of those of us who would support an  
20 override and what the Governor has, in fact, reduced the appropriations  
21 to, of ninety-five million dollars, which is less than one percent of the  
22 total State budget. It is an item that can be afforded. It's incon-  
23 ceivable that we could not afford it. We have the opportunity next  
24 March when we are facing the new budget, to make whatever adjustments  
25 need to be made for the following year. But, the point is we can then  
26 give the kind of adequate notice that is necessary, and I might say that  
27 the proposal that I intend to offer later in this Session, and it was re-  
28 soundingly defeated in the terms of an effort to bring it out of committee  
29 today, would defer it next year some part of this responsibility in re-  
30 sponse to the...the needs of the State in terms of the cash flow situa-  
31 tion. We have, in this State, the ability to meet this obligation, and  
32 I think we have a responsibility to do it. I wonder if everyone here is  
33 aware of just a couple of points that I'd like to make. Even if this



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1 money is restored, the budget as introduced in March, and is called for  
2 in March of this year by the Governor, will be well over a hundred  
3 million dollars below what was asked for in March. The total reductions  
4 of the Governor, and adding back this amount we will still have reduced  
5 the budget substantially below the March level, and I think that is a  
6 position that will enable us to be fiscally responsible and to vote for  
7 this restoration. More than one half of the money, of the budgeted money,  
8 that was cut was cut in the field of education, and that is an upside  
9 down set of priorities as far as I'm concerned. The question of revenue  
10 has, to a great extent, dominated the picture here, and I think some  
11 commentary on that subject is very important. Revenue basically is com-  
12 posed of two parts, the available revenue that the State has. First of  
13 all is the income from the various sources, taxes and so on that the State  
14 has, and the second, is the rate of spending. On both counts I think there  
15 is evidence to show that we can afford what is involved here. On the  
16 question of spending, the lapse period spending this year was the highest  
17 in the history of the State. In fact, and this was at a time, this was  
18 at a time when we had already received the doomsday address of June tell-  
19 ing us that we are going into bankruptcy. Lapse period spending was sixty  
20 million dollars higher than was predicted in June at the time of that  
21 doomsday address. Now, what kind of fiscal control is that? In addition,  
22 the appropriations for the operations of the departments of State Govern-  
23 ment amount, and this is for the Code Departments, amount to 1.2 billion  
24 dollars. There is the ability on the part of the Administration to tighten  
25 spending. Now, a proposal that was announced last week would indicate some  
26 ability, at least, that there's some concurrence to the extent of eight  
27 million dollars. I think it can be more than that, I think there can be  
28 curbs on the spending under the...the powers given to the Administration.  
29 For example, as the Comptroller pointed out at the House hearing, there are  
30 forty-five million dollars in consulting contracts outstanding. Some of  
31 those consulting contracts can be eliminated, reduced, or modified. There  
32 are many areas in which this can be done. On the question of the revenue  
33 and the resources and the income of the State, a number of points, over

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the last four years the estimates have been so far off as to be almost without reliability. The minimum...the minimum has been fifty million dollars below what is actually occurred, and in the last two years it's been substantially more than that, three hundred million and two hundred and sixty-five million. That is not a basis upon which to place great confidence in revenue estimating, particularly when a matter of this magnitude is involved. What has happened recently does not add to the confidence that I have in those projections. Just last month after we had been told for...since July when these cuts were made, that we were on the...we had to tighten our belts, that things were tough and so on. When the bureau issued its updated estimate, suddenly we found out for the first time by administration admission, although most of us here, in Appropriations, were saying all the time- are you funding Welfare and Public Aid appropriations to the extent possible. We found out for the first time that there was an acknowledgement of a one hundred eighteen million dollar deficiency in Public Aid. That requires sixty million dollars in State money and...and a similar Federal match, but we had, all of a sudden, that sixty million dollars that never was discussed prior...prior to that point. Where did it come from? It seems that, to an extent at least, Revenue estimating comes about to fit executive policy rather than...rather than the other way around. There is no estimate presently available on the part of the State from the Bureau of the Budget as to what lapse period spending is, or is going to be, rather, for next Fiscal year. How can we know with certainty if the agency primarily responsible for controlling the fiscal situation in this State can't tell us what estimated lapse period spending is going to be, and they do tell us that we're going to have a surplus or a balance, available cash balance, at the end of the Fiscal year of over a hundred million dollars, but they can't tell us what the lapse period spending is going to be. Furthermore, the recent economic indicators all are pointing upward, and those are very significant in terms of revenue estimating and in terms of what the actual picture in this State is going to be, and I might say that on that subject, with respect to

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1 these recent upsurges, the commentary of the Bureau of the Budget is  
2 that it's a fluke. Well, it's a fluke if it doesn't support the official  
3 position, if it does support it, it is solid, reliable, professional,  
4 economic evidence. These are on the way up, and I think that we are  
5 going to see a healthier situation. Revenue estimating is not an exact  
6 science, it is the best estimate of professionals in the field, but it  
7 is very inexact. A two percent deviation is to be assumed in any revenue  
8 estimate, and that is more than enough to finance what is involved here.  
9 Furthermore, a simple misjudgement in one of the factors involved, for  
10 example the rate of inflation, all other factors being equal, if the rate  
11 of inflation is underestimated by one percent, it means an additional  
12 eighteen million dollars to the State and so on. All of these factors,  
13 I think, can be underestimated, have traditionally been underestimated  
14 in my judgement, are at this point. I think, in all honesty, that the  
15 ...the State can afford this restoration. I do not believe we are talking  
16 about an amount that is going to break the bank, that is going to bring  
17 about an increase in the Income Tax, I think this override can be afforded,  
18 I think it must be afforded, and whatever adjustments are to be made  
19 should be made in the next Fiscal year as we have proposed in the legis-  
20 lation that...that has been offered. If we do not override this veto  
21 there are going to be substantial consequences of a very, very serious  
22 nature around this State. Districts will not be able to honor their  
23 contracts there's other districts that are going to have to go into deficit  
24 financing, many are already in it, programs are going to be slashed, and  
25 that is particularly troublesome with respect to innovative and special  
26 programs. Special Education Programs in this State are starting to move  
27 ahead. They are going to be hurt severely by this. I think we have an  
28 obligation, a legal, a moral and a constitutional obligation to restore  
29 these funds. I think it is within the capability of the State to do it,  
30 and I would ask for your support on this motion.

31 PRESIDENT:

32 Any further discussion? Senator Glass.

33 SENATOR GLASS:

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1 Thank you, Mr. President, Ladies and Gentlemen, this entire debate  
2 reminds me a little bit of a movie I saw a few years ago, A New Leaf,  
3 starring Walter Matthau, and I...in that movie I think some of you may  
4 remember he was the beneficiary of a very large trust, and early in the  
5 show he was advised by his lawyer that he had spent all the money in the  
6 trust, and he came into the lawyer's office and told him - why don't you  
7 do something about this, you've always been able to take care of my  
8 bills, and the lawyer replied - You...you don't understand, you're out  
9 of money. Walter Matthau wouldn't accept that. He said - But, do some-  
10 thing, change the terms of the trust, and the lawyer said - You don't  
11 understand, you've spent more money than you have. Finally Walter said -  
12 You mean I don't have anymore money left, and the lawyer said - that's  
13 right. And...and I think the State is very much in the position of  
14 Walter Matthau in that...that particular movie. The Comptroller has  
15 been telling us, the Bureau of the Budget has been telling us, our own  
16 economical and Fiscal Commission has been telling us that we're running  
17 out of money, and we somehow aren't...aren't accepting that, and we're  
18 not believing it. But, I would ask all of you to review the documents  
19 that you have been getting from these various agencies. Senator Hynes  
20 mentions that the revenue estimates are not...estimated revenue is not  
21 a precise science, that these revenue estimates may not be accurate.  
22 In my experience in talking to the Comptroller's Office, I found that  
23 the revenue estimating is done by the same national agency for all...for  
24 all of these departments. They rely on this information by a professional  
25 organization, and it's the best we can get, and I think if it's the best  
26 we can get, the safest thing we can do is to see whether it is  
27 accurate before we jump in and spend money we don't have. A couple of  
28 observations, it seems to me, are in order before going any further. One  
29 of them is Senator Hynes' comment about the...even with the override  
30 we will be about a hundred million dollars below last March's budget, and  
31 I...I agree with him on that, and I don't think that advocating a defeat  
32 of this motion to override in any way supports what went on last Spring.  
33 I don't think it was responsible to come out with a budget in March, and

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1 then a couple of months later tell us that that was inaccurate. It has  
2 been a disservice to many of the local Governments in the State for us  
3 to have done that, and particular the school districts. I think we have  
4 got to be responsible and let them know what they are...what they can  
5 expect from the State. That was unfortunate, but that is not the question  
6 that's before us today. The question before us today is, are we going  
7 to spend money that the State doesn't have. I think it's that simple,  
8 and I would urge all of you to join in defeating this override. Now, I...  
9 I would, also, hasten to say that if the overrides are defeated now, there  
10 is nothing in the world to prevent this Legislature next Spring from  
11 coming back and spending money that we do have. If the sales and In-  
12 come Tax receipts and the other revenues of the State turn out to be  
13 higher than anticipated, it certainly is possible for us to supplement  
14 through a deficiency appropriation any of these areas of education that  
15 we are now asked to override. All of us are painfully aware of the plight  
16 of New York City. It doesn't seem like Illinois is anywhere near to  
17 being in that condition; however, this kind of activity, overriding vetoes  
18 and spending money that the State doesn't have is certainly a first step  
19 in that direction. The responsible vote on this particular motion is  
20 no, and I urge all of you to join me in defeating the motion.

21 PRESIDENT:

22 Any further discussion? Senator Shapiro.

23 SENATOR SHAPIRO:

24 Mr. President and Ladies and Gentlemen of the Senate, I think on  
25 occasion and from time to time we need to be reminded of what we have  
26 accomplished in this State, as it concerns education. I think the record  
27 ...I think the record of the Senate and the General Assembly is pretty  
28 clear. Time after time after time in the last three years, special  
29 interest groups, educators, labor, so on and so forth have called upon  
30 the General Assembly to bail them out of a...of a predicament that the  
31 Governor of this State has placed them in. I want to remind you that in  
32 1974, when the Governor threatened to...to delete one months payment, this  
33 General Assembly stopped him, and passed the bill that guaranteed the

1 twelve payments every month, when he stated that he was not going to  
2 fund the Formula fully we served notice upon him that the General Assembly would  
3 not tolerate it, and we came through on that promise. When his Staff put the word  
4 out that they were going to use assessed valuations to compute state aid other  
5 than what the law required, we told them that we would not tolerate it, and they have  
6 complied with that directive. It seems to me that our record is clear, and that  
7 the record of the Governor is clear, and I direct those special interest groups to  
8 go down to the second floor, and let the Governor know how they feel. We are con-  
9 stantly being put on the spot by actions of the Governor, and frankly, I'm getting  
10 just a little bit tired of it. Now, for this immediate consideration, House Bill  
11 2971, there is one problem that has been created, not by the General Assembly, but  
12 by the Governor and the State Board of Education, and I find it rather amusing to  
13 know of one group, the director of which has a wife on the State Board of Education.  
14 He is out attempting to gain votes for the override, what he ought to do is go talk  
15 to her, and have her talk to her comrades on that Board, and rescind that proration  
16 agreement, because that is hurting our school districts to the tune of two and a half  
17 million dollars a month. There's nothing we can do about that immediately, but the  
18 State Board of Education can take care of that, and that's what I would recommend.  
19 It will not require any additional money, it will provide our school districts with  
20 the full monthly payment, and if we do not come in with a supplemental in the Spring,  
21 it will be the last payment that is reduced. There is nothing in this bill that an  
22 override will provide that cannot be taken care of next Spring just like we have  
23 done every year for the past three years. And let me give you an example. In 1973,  
24 the Governor reduced the Distributive Fund allotment by forty-five million. There  
25 was no attempt at an override, because that estimate...that money was merely an  
26 estimate, and lo and behold in the Spring we only needed twelve million of it instead  
27 of the forty-five million that was originally appropriated. In 1974 he reduced the  
28 distributive Fund appropriation by seventeen million. In the Spring we restored that  
29 seventeen million and an additional twelve million, making a total difference of  
30 twenty-nine million. The amount of money in the Distributive Fund, as it faces us,  
31 is merely an estimate. No one really knows the total amount that will be necessary,  
32 and we can rectify that situation in the...in the Spring. There is no immediate crisis.  
33 Except for the proration, school districts are in no different shape than they were

1 in '73 and '74. Furthermore, we have not only this bill but the Special Ed Bill,  
2 and several compromises floating around. Well, I want to inform the Ladies and  
3 Gentlemen of the Senate, I don't intend to vote for a single one until the Governor  
4 of this State takes a stand and informs us as to what he's going to do on these  
5 compromises, and when he takes that stand, we can go ahead and accomplish something  
6 for the school districts. Furthermore and lastly, we ought to serve notice on the  
7 Governor of this State that we will not tolerate one supplemental appropriation from  
8 any of his agencies until this education funding is taken care of next Spring, and  
9 that's the way it should be handled, not giving in to pressure groups who want an  
10 override that in the long-run will mean absolutely nothing for them, and certainly  
11 will not mean anymore to them than taking care of it with a supplemental appropriation  
12 next Spring.

13 PRESIDING OFFICER: (SENATOR ROCK)

14 Senator Kenneth Hall.

15 SENATOR HALL:

16 Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in  
17 support of House Bill 2971. Senator Hynes has given you a picture, he's explained  
18 this thing, I think, very thoroughly, so I'm going to be very brief. But, I'd just  
19 like to say that I'm appalled when I look around here and see the people who I con-  
20 sidered that were folks and Senators that were great supporters of education. They  
21 helped introduce and allow this legislation, they played a part in this school fund-  
22 ing, they did plenty of things in this. Now that we got it, all of a sudden they  
23 want to back up. Now, the question I'm being asked is where is this money? State  
24 Income Tax, you passed the bingo, you passed the lottery, where is this money? How  
25 do we know the money's not there. You know that you tell people - pull yourself up  
26 by your bootstraps, and then you take the boots away from them. Now, this is some-  
27 thing that the schools need all over the State, and especially down in the area that  
28 I represent. It's time to bite the bullet, it's time to stand up and be counted, it  
29 doesn't...we have given our word, we have said - this is the money that you're going  
30 to have. And now is the time. I listen to say that we're going to be back here next  
31 year. You know there's an old saying - never put off tomorrow what you can do today.  
32 All of you know if we don't do it now we're not going to do it later. I'm saying this,  
33 we've made a commitment, we have to stand up and be counted. I ask all of you to vote

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1 and support House Bill 2971.

2 PRESIDING OFFICER: (SENATOR ROCK)

3 Senator Palmer.

4 SENATOR PALMER:

5 Mr. President and members of the Senate, I really did not intend to speak today  
6 after Senator Hynes presented the case of 2971. He did an excellent job, he certainly  
7 presented the views, my views, and the views, I believe, of the educators of this  
8 great State. However, when my good friend, Senator Glass, came up with a story, he's  
9 taking away my play, and it reminded me of a story, and the theme of the story would  
10 be that a No vote here, and we do not override, and those people that vote No on the  
11 override, that particular vote will come back to you and kick you in the face at a  
12 later date, which reminded me of the story of Dr. Rosen who called up his patient and  
13 said - Mrs. Caplain, the check you sent me in payment of my fee came back. She said -  
14 that's all right, Dr., so did my arthritis. Now, the return of arthritis can be very  
15 crippling, Senators. You know to cutback on the development and the progress of  
16 children's education is false economy, and cannot easily, if ever, be recovered. What  
17 I mean by that is, if your educators from your district, your district Senators who  
18 have come before the Senate, and have testified to us that because of the commitments  
19 that you have made, that we have made, they have engaged in contracts and in services  
20 to render certain educational services, and now if they do not have the restoration  
21 of these funds, that they will suffer severe consequences, deficit spending, destruction  
22 of vital educational programs, entire...entire elimination of educational programs,  
23 cutback and curtailing of educational services, serious deterioration and some of them  
24 even said dismantling of school systems. Don't you think, Senators, that that arthritis  
25 is going to come back at you, don't you think you'll be kicked in the face? Just  
26 think, and I would like for you to look at your brochure when you ran for the Senate,  
27 please look at it and see if your priority there was not and your promise to your  
28 people, promise to your constituents, that you would do everything that you could,  
29 and exert every effort to have a better educational system for the students of your  
30 district. And you said you would do it better than the guy that's in there now. Look  
31 at your program. I haven't seen it, but I'll bet it's there. I'll also bet that  
32 when you were on a platform, and somebody asked you what's your priority, what do  
33 you intend to do if you're elected, supposing you were running against an incumbent



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1 or even of your running, what do you intend to do if you're elected? The first  
2 thing you said - I am going to...Senator Weaver is shaking his head, because that's  
3 what he said. I'm going to do better than that guy that's running against me for  
4 the children and the schools. You have promised the people of the State of Illinois  
5 that the fundamental goal of the people of the State is the educational development of  
6 all persons to the limits of their capacities. The State shall provide for an efficient  
7 system of high quality public educational institutions and services. There may be  
8 such other free education in General Assembly provided by law. The State...the State  
9 has the primary responsibility for financing the system of public education. Senator  
10 Netsch wrote that in the Constitution, but I don't know what she's going to do. Now,  
11 she's voting against her Constitution. This will kick you in the face. The...the  
12 statements you made on the platform will come back, and arthritis hurts, especially  
13 when it's crippling, and I'm going to repeat, I'm going to repeat that to cut back  
14 on the development of education is false economy, and well, I think I would ask you  
15 please to remember what Senator Hynes just told you, that we do have the money, that  
16 to vote for override does not necessarily mean an increase in State taxes, but if  
17 you do not vote...but if you do vote for the override you will...it does not necessarily  
18 mean an increase in taxes, but if you don't there will be. If the veto is not over-  
19 riden, the alternatives...our increases in local property taxes, or reductions and  
20 eliminations of educational programs of many school districts. Just remember about  
21 this vote kicking you back in the face, cause neither, neither of these alternatives  
22 or options are welcome. I urge you to override the Governor's Veto on 2971.

23  
24  
25 (Continued on next page)

26  
27  
28 (End of Reel)

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1 PRESIDING OFFICER: (SENATOR ROCK)

2 Senator Buzbee.

3 SENATOR BUZBEE:

4 Thank you, Mr. President. Mr. President, when I came to  
5 the Illinois General Assembly three years ago, some people whose  
6 opinions I respected very much advised me that - don't try to learn  
7 everything about every area of legislation that you will be dealing  
8 with. But pick out one or two or three areas that are of particular  
9 interest to you, and try to concentrate in those areas and try to  
10 learn as much as you can about them. I followed that advice and  
11 sometimes to my embarrassment when people ask me about a particular  
12 issue back home, and I don't feel as familiar with it as I should.  
13 But the number one area of legislative interest that I chose was  
14 education, and it still remains my number one interest. I have  
15 been very close to...to education, the whole field. My wife is a  
16 teacher. My...I live in a university town. My father is a retired  
17 teacher and school administrator, and I'm the black sheep in the  
18 family. I ended up as a politician. But, I have maintained close  
19 ties with education and so, therefore, have had some very hard  
20 decisions to make on this particular issue. As a matter-of-fact,  
21 the...I guess I've been fortunate as compared to a lot of Legisla-  
22 tors, because on this particular issue, I haven't been getting a  
23 tremendous amount of heat. At least not back home, I haven't been  
24 getting a tremendous amount of heat from either one side or the  
25 other. But, the most heat I have been getting back home is right  
26 at home from my wife, as a matter-of-fact, and she reminds me  
27 daily that I'm to vote for the...that's d-a-i-l-y, that I'm to vote  
28 for the override. And I try to convince her that perhaps there's  
29 another position that ought to be taken and...and have not been  
30 very successful in that...in that argument. I would agree with  
31 Senator Hynes that this is not a Chicago issue, not just a Chicago  
32 issue. I think that it's unfortunate that perhaps it has been  
33 painted that way, because it will affect the school districts all

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1 over the State of Illinois. It will affect all of the school  
2 districts in my legislative district and every one of our leg-  
3 islative districts. And it's not just an issue as to whether  
4 we "bail out Chicago or not". Certainly the City of Chicago,  
5 with the massive population they have there and the massive  
6 school population they have, have every right to...to want their  
7 schools properly funded. We have, of course, the...the dichotomy  
8 of the commitment we have made to the schools through the passage  
9 of the school aid, the...resource equalizer formula in 1973. We're  
10 now in the third year of that four year stage formula, and we have  
11 made these commitments to these schools. They have been counting  
12 on it and they have budgeted and made teacher contract negotiations  
13 and so forth with this in mind. But, again, the dichotomy of that  
14 commitment as opposed to the State's current financial status, and  
15 I would submit to you that just as a corporation that makes long-  
16 range growth plans and...and starts new programs and so forth when  
17 a financial exigency or a financial crisis comes up that they see  
18 that they're not going to be able to follow through on those par-  
19 ticular programs, then they usually and prudently, I would suspect,  
20 start cutting back on employees and cutting back on programs and  
21 so forth if they don't have the money to pay for them. So again,  
22 that situation, I think, exists in the State of Illinois. I was  
23 uncommitted on this particular issue until last week, and I purposely  
24 remained uncommitted. I had been working in my own mind on some...  
25 on some different methods of...of changing the school aid formula  
26 of...as we all know whether the genesis of these methods of Senate  
27 Bill 1493 and before that the School Problems Commission. So, it's  
28 no pride of authorship on my part as far as legislation that I've  
29 been thinking about. But, in the consideration of what all is going  
30 into this whole argument, in a meeting with the Governor last week,  
31 which, by the way, I was a member of a group that requested that  
32 meeting with the Governor, and I told him at that time - if he would  
33 call a Special Session to allow the introduction of a compromise

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1 proposal, which I'm not going to talk about now, of course, that I  
2 would then vote to sustain his reduction vetoes, and I plan to...I  
3 plan to keep that commitment. I...I would like to say, again, agreeing  
4 with what Senator Hynes said, that starting last March after the  
5 Governor's Budgetary Message, the members on both sides of the aisle  
6 of the Senate Appropriations Committee started saying - Governor,  
7 we think that you have...are calling for a program of overspending,  
8 and we started making cuts in various departmental budgets at that  
9 time. And, it's...it's kind of enlightening to see all of the members  
10 of the press here today on this big headline grabbing issue when we  
11 couldn't...could hardly find a member of the press covering the Senate  
12 Appropriations Committee back in March and April and May when we  
13 thought we were being fiscally responsible at that time and making  
14 cuts in various departmental budgets. So, I guess I know what sells  
15 newspapers and perhaps that is...that is not a sexy type issue in  
16 March and April. But, I submit to you that that's when the real  
17 hard work is done, and we were trying to be financially responsible  
18 and we were making those cuts. But, the thing that's happened when  
19 we passed in the Legislature in June, May and June, when we passed  
20 the...the budgetary...the Appropriation Bills, we didn't touch the  
21 education, as far as reduction is...reduction is concerned. We didn't  
22 touch higher education or the public community colleges or the common  
23 schools because we thought that they needed to be where they were.  
24 But, what happened was that the financial picture has even worsened  
25 since we made those...passed those bills. And so the Governor, in  
26 his reduction cuts and his reduction vetoes rather, did, I think, take  
27 a responsible position. We only have three alternatives for the  
28 future. We can either pass an income tax or a sales tax increase  
29 and we all know being political pragmatists that that is simply not  
30 possible. Next year is an election year. There's not one of us  
31 that's going to go back home to our voters and say - I'm running for  
32 re-election, and the reason you should vote for me is because I voted  
33 for an income tax increase. That's just not going to happen. So,

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1 we know that's a political impossibility and it's probably not  
2 even worth the breath to discuss it at this point. The second  
3 thing we could do is to borrow on anticipated revenues. The  
4 Constitution allows that. However, that is the path that New  
5 York went down, and I don't think we want to go down with New  
6 York. I know that I would never be in favor of borrowing on  
7 anticipated revenues to pay our...our regular bills. The third  
8 thing we can do, of course, is cut back on expenditures. And that's  
9 exactly what...what the Governor's action in this particular case  
10 is done. It's to start to cut back on expenditures. We're going  
11 to have to be even more careful even with the improved revenue  
12 outlook that we're all hoping for...for...for the Winter and Spring.  
13 We're still going to have to be very, very careful. So, Mr. President,  
14 what I'm really...what I've been saying...sum up, is that I had  
15 an extremely painful decision to make. I made that decision to be  
16 what I believe to be fiscally responsible and plan to vote No on the  
17 motion to override. Thank you.

18 PRESIDING OFFICER: (SENATOR ROCK)

19 Senator Savickas.

20 SENATOR SAVICKAS:

21 Yes, Mr. President, members of the Senate, it's obvious that  
22 the votes seem to be locked up one way or the other. I think one  
23 of the items that I would like to bring forward is the item that  
24 the people that have been involved in a opposition to full funding  
25 of our schools. The people behind the scenes, people like the  
26 Illinois State Chamber of Commerce that has worked so hard to  
27 defeat the full funding of our educational system. The people of  
28 the Illinois State Chamber of Commerce whose children probably have  
29 never seen public schools, that are all enrolled in private schools  
30 receiving their education. People like the Illinois State Chamber  
31 of Commerce people who, when we passed the income tax to support  
32 our education system, were against the State Income Tax. When we  
33 passed the State Lottery with the intention that the majority of the

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1 monies would go for the education system, and what we have is from  
2 the lottery's own description, only thirty-four percent of the  
3 monies received from the lottery goes toward education. I think  
4 we should look behind the scenes of why this opposition to full  
5 funding of our educational system. It's not...it's not, as the  
6 Governor would have us look at, that there will be a tax increase,  
7 because it's totally ridiculous to think of any Governor in an  
8 election year submitting a tax increase to the people. And I  
9 doubt very much that this Governor would try to submit a tax increase  
10 under the pretext that it was needed because 2971 was overridden.  
11 But what will happen in our local communities, and Chicago and  
12 our downstate communities where they are committed to education  
13 systems for their children that their only revenue, their only source  
14 of revenue for our education system is the real estate tax. So, the  
15 Governor is right. Taxes will go up, but only if we do not override  
16 2971. The taxes will go up and our real estate tax level in each  
17 and every one of our communities if we intend to provide the proper  
18 education for our children. So, I think we ought to look at this  
19 in its proper perspective. We ought to know that when the Governor  
20 says - no tax increase, no override, it's a falsification. If  
21 we do not override, there will be a tax increase that will hit us  
22 at our local level where each and every one of us will feel it the  
23 hardest on our real estate property tax. So, I would suggest to all  
24 of those that are concerned about overriding the Governor's Veto on  
25 this particular issue that we should look at some of his other pro-  
26 grams, and this is a point that I think the Governor will not con-  
27 cede to that he has the ability to set the priorities, has the ability  
28 to stop the payments, to direct the payments in different areas, and  
29 I think if we start directing this priority away from our highways and  
30 our concrete programs and more for our children, there will be no  
31 fiscal chaos, there will be no tax raising, there will be just what  
32 we've always wanted, the full funding of our local school systems for  
33 the school children of Illinois.

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1 PRESIDING OFFICER: (SENATOR ROCK)

2 Further discussion? Senator Morris.

3 SENATOR MORRIS:

4 I...I would just like to take a moment to point out a few  
5 things. As I understand the Illinois law, and I've checked with  
6 the areas in my district, the property tax is for education, at  
7 least in my area, and I assume in most of the State, cannot be  
8 raised without a referendum, so by not full funding the schools  
9 this year, we are not forcing up taxes without the taxpayers con-  
10 sent. As to the question Senator Hall asked, I had the same question-  
11 what happened to the income tax money? We have raised or anticipate  
12 to raise this year about one point six eight billion dollars, Senator  
13 Hall, from the income tax. However, since we instituted that tax in  
14 1969, our school aid has gone from four hundred and twenty-five million  
15 to one point two billion which is an increase of 182 percent, and that  
16 is where a bulk of that income tax increase has gone. The thing that  
17 stunned me most of all in this whole debate is when you have to become  
18 somewhat aware of the State's finances is how a General Fund Revenue  
19 has grown since the income tax was instituted in '69 from one point  
20 seven billion to five point three, three billion dollars this Fiscal  
21 Year. That's a better than 80 percent increase, yet our expenditures  
22 have grown at the insane level of 93 percent in the same period of  
23 time. And I think we've reached the point where we just have to slow  
24 down and stop overspending. I think we have to do what I've heard  
25 some Legislators have done, and I plan to do in my district, we have  
26 to return to our people and say - well, folks, I'm sorry. We spent  
27 all of your money. Maybe we didn't spend it right and we'll try to  
28 do better next year, but the fact of the matter is, kind of like the  
29 Walter Matthau story, the money just isn't there and if we're going  
30 to reorder, we have to do that in next years budget. And I urge a  
31 No vote on the override so that we don't take the chance of a tax increase,  
32 not next year but right after the election in early '77. It'll face  
33 the people of Illinois. Thank you.

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1 PRESIDING OFFICER: (SENATOR ROCK)

2 Senator Lemke.

3 SENATOR LEMKE:

4 I wasn't going to get up today to speak, but something came  
5 to my attention which is basic to my heritage, and that's a article  
6 on the Action Line in...in the Chicago Tribune on November 17th.  
7 And that's a picture of one Paderewski tapping a little boy on  
8 the back of the shoulder and he's saying - Poland is not lost.  
9 Get your education. And this...this whole override situation reminds  
10 me of the Music Man, Bradley Glass, of the drummer who goes around  
11 and sells something to the little towns, and they sell things. But,  
12 when it comes to teach them to use those instruments, where oh where  
13 is that money that the people got. We sold the people the Lottery  
14 on the basis that this money is going to be used for education, oh  
15 where oh where has that money gone. Where oh where. Let's look  
16 around, and I'm proud of my heritage because I come from Northern  
17 Europe. I come from a Slavic heritage and that Slavic heritage goes  
18 back to the building of the first educational institution in Northern  
19 Europe, Charles University in Prague, one of the oldest educational  
20 institutions in Europe who gave us great educators, and we...and then  
21 they said to this - we're the great educators of Hablacheck and  
22 Benes and Moztarick and Paderewski, and what happened to them when  
23 the Nazis came in, they got rid of them. On what do we say to our  
24 youth - we say get an education. And the basic way to stop any  
25 type of...of philosophy foreign to our American democracy way is  
26 to teach our children this education. And this is all we're here for.  
27 My people scrubbed floors so their kids can become doctors. There are  
28 people who have objected to paying their taxes as long as their  
29 children are educated. They want them educated, and we look at Senator  
30 Chew's people and Senator Partee's people and we say to them, and  
31 especially on the other side of the aisle, we say to them - pull your-  
32 self up by your bootstraps. Get yourself an education and we try to  
33 put in some programs for them and to give them an education. And why



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1 do we want our people of our minorities to get an education?  
2 And why do we want our children to get education? Because we  
3 want to reduce that public aid roll, we want to reduce that  
4 unemployment roll and we want to reduce those stuffed prisons  
5 and those penal institutions. That's what we're here for. Now,  
6 I'm looking here at a news release by our Chief Executor, who I  
7 refer to as the Madison Avenue Drummer, who went around the State  
8 of Illinois and sold the people a bill of goods, but he hasn't  
9 delivered that bill of goods, because he says here - a vote for...  
10 to sustain the veto is a vote for the State of Chamber of Commerce.  
11 And a vote to override a veto is for the children of this thing.  
12 Our Governor is with big business and not with the children of this  
13 State. What are we going to do? Let our children go and become  
14 dope addicts, let our children go astray and become criminals because  
15 there's no school. Is this what we're going to do? We're going to  
16 cut this down and...and plea - well my people don't want this. If  
17 it means a tax increase, as long as it's for their education of  
18 their children, they'll pay for that tax increase, and they'll...  
19 and they'll be glad to pay for that tax increase. But, they're  
20 getting tired of pulling out of their pockets and paying it from  
21 their real estate taxes. They're getting older, and they gave me  
22 an education because if it wasn't for those people that give me a  
23 public education, I wouldn't be where I'm at. I wouldn't have a  
24 law degree. I got my education because of those senior citizens  
25 and those people that scrubbed floors and worked in the factories.  
26 And those people that moved out to areas of retirement out around  
27 the lakes, up in Lake County, up in Senator Morris' area, up in  
28 Senator Mitchler's area, up in Senator Schaffer's area. These  
29 people scrubbed floors for their children to get an education, and  
30 now they're retired and they want the other children to get an  
31 education, just as important, because they know what it is to be  
32 without an education. They sought a tyranny in Europe, and if we're  
33 going to sit up here and take the tyranny of a Chief Executive that

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1 doesn't give a damn about our kids in the State of Illinois,  
2 then I say to him that he better not go around drumming up in  
3 the State and walking, he better start running, cause when he  
4 comes into my district, he better start running because the  
5 people are going to be after him cause they want their education  
6 for their children. And they don't want to be listening to this  
7 Madison Avenue BS, these Madison publicities, because he wants  
8 to go and be a President of the United States, because he wants  
9 to come up and say - we did something. What has he done? He has  
10 done nothing for the children in this State. He hasn't give them  
11 an education. He promised the Spanish, the Latino's a bilingual  
12 education. What has he done for them? He's broke that promise.  
13 He's promised the...the minorities an education. He promised a  
14 lot of things. He promised the children in the suburbs and he  
15 promised those taxpayers, the real estate taxes, that their children  
16 are going to have education and they're going to have education for  
17 schools. So you better consider how you vote, because I know this -  
18 you people that are going to be, if you want to be the drummers to  
19 go around drumming for full funding of education and then not saying,  
20 where oh where that money is, I say to you, you better start looking  
21 at your people, because you made a commitment to full funding, and  
22 we better full fund education because these people want one prime  
23 thing in America, and that's the education of their young. So, let's  
24 go and vote for an override of this veto. Thank you.

25 PRESIDING OFFICER: (SENATOR ROCK)

26 Senator Partee.

27 SENATOR PARTEE:

28 Mr. President and members of the Senate, a great deal has been  
29 said here today giving the background of the posture of which we find  
30 ourselves on this question. But, some of the things I've heard  
31 here today have been just a little bit amazing to me. My dear  
32 friend, Senator Buzbee, and I know he is conscientious and works  
33 hard in the field of education. But, I could hardly believe my ears

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1 when I heard him say that he met last week with the Governor  
2 and gave the Governor a commitment that he would vote a certain  
3 way if the Governor called a Special Session. It's very nice  
4 to give the Governor a commitment, but as for this Senator, I  
5 prefer to give my commitment to the school children and to the  
6 school boards of this State. We gave them a commitment a long  
7 time ago, starting out with the admonition of the Constitutional  
8 Convention that there should be primary funding of our schools  
9 by the State. That is a commitment for which millions of people  
10 voted when we adopted this Constitution, and everybody who ran  
11 for public office said to people - I shall vote to fully fund  
12 your schools. And the Governor said - I shall vote, I shall see  
13 that schools are fully funded. It is my number one priority.  
14 We talk about dollars, economics in the first instance is an...  
15 inexact science. It's like sociology. It's not like mathematics  
16 where you know that two plus two times two equals eight. Many...  
17 many economists take different views, say different things about  
18 what is to be. We are, if you please, in the strangest kind of  
19 economic situation that this country has ever been in. We have  
20 what is described as a recession, while at the same time having  
21 the highest prices known to the history of this country. They  
22 set out enough dollars, well, let me tell you, you look at the money  
23 that's coming into the State each month and you'll find there's  
24 no diminution. It's an increment of the dollars that are coming  
25 into this State. Yes, right now, there is the highest amount of  
26 unemployment that we've had for quite some time. But, at the  
27 same time, there are more automobiles being sold today than we've  
28 ever sold in the history of this country. You look at the facts  
29 of the figures, look at the gross national products, and look  
30 at what happens with automobile sales in the last thirty days.  
31 In the last thirty days in this country, more automobiles were  
32 sold by fifty percent than the same thirty day period a year ago.  
33 So, we are in strange economic times. And I for one, get just a

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1 little frustrated about some of the statements made with such  
2 strength and depth as to what the financial picture is. What  
3 the financial picture is is what somebody decides it will be.  
4 What the financial picture is is what somebody decides the priorities  
5 will be. I, back in 1969, stood on the Floor of this Senate and  
6 voted Aye for an income tax, because I was told and I believed that  
7 the school children of this State, the school boards of this State  
8 and the schools of this State needed additional money. And we  
9 voted for an income tax and large, large, large dollars came  
10 into the coffers of this State. Maybe we should have earmarked  
11 the money for schools so it could not have been squandered or spent  
12 on things that are well...or lesser priority, and we voted for the  
13 income tax and when this administration came in there was a large  
14 surplus from that treasury. And we were asked, by way of a bill  
15 from this administration, to, under the guides of tax relief, give  
16 that money away to people and we resisted that rather foolish notion,  
17 and if we had not, I suppose we'd be even in worse shape today as  
18 explained by those who would say - sustain the Governor's veto.  
19 Yes, we raised those dollars, and then we raised the Lottery money  
20 and since 1973 there's been...an extra one, over one hundred million  
21 dollars coming to the Treasurer of this State from revenue sharing,  
22 every year since 1973. All of this additional money is coming to  
23 our Treasurer and now they say to me - the number one priority is  
24 something that can no longer be supported. The real impact of this  
25 whole business is - shall we be fiscally responsible? It is sought  
26 to imagize those of us who are for this override as being fiscally  
27 irresponsible. This is not the first time we have been told that  
28 we could not override a veto in education. This Body did it before  
29 and nothing happened, except the schools were able to run in a better  
30 fashion. We say we don't have any money. Well, I'll tell you what,  
31 back in early 1975, this Senate was asked to vote for bonding issue,  
32 a four and half billion dollars bonding issue. If there's anybody  
33 within the sound of my voice who has ever bought a house and looked

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1 at the book that he got from the bank or the savings and loan  
2 that financed it, and looked at the first two hundred and twenty-  
3 five dollar payment that you made and just cry to yourself that  
4 such little of that money went toward the principal, and how much  
5 of that money went toward the interest, and if we were going to  
6 service a four and a half billion dollar bond issue, where were  
7 we going to get the money if we don't have it now? They talk  
8 about New York and half the people that talk about New York have  
9 read a headline in the paper and have not taken the time or have  
10 they the inclination to make a study economically of what that  
11 problem has been. But, I say to you that is raising a bogus issue  
12 as a respect this...this situation. But, if you want to talk about  
13 New York, I'm going to tell you something, and particularly those  
14 of you from unfortunately poorer counties. You want to talk about  
15 New York, if you don't override this veto, you and your counties  
16 are going to be straddled with what should be an expense of the  
17 State and you're going to have a thousand little New Yorks in  
18 the State of Illinois, because local property taxes are going to  
19 be raised. All you're doing here by sustaining the veto is shifting  
20 the burden, shifting the cost of schools from its proper constitu-  
21 tional place, to the local taxpayers. And they are the ones who  
22 are going to be paying additional taxes. You keep telling me  
23 about next Spring, we can do this and we can do that next Spring.  
24 For many years, this Legislature operated on a biannual system,  
25 a biannual Session. Men had the judgement and the intelligence  
26 to plan for two years, and we survived and then along came the  
27 Constitutional Convention and they said - Oh, but we have to meet  
28 every year, because planning just can't be done for a two year  
29 period. Now, they tell me next Spring. The next thing I'll know  
30 somebody will have a resolution saying we ought to have quarterly  
31 Sessions. Every three months a new situation, every three months  
32 a new plan. There are too many Sessions now. And I say to you,  
33 Ladies and Gentlemen, that you're doing yourselves a disservice

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1 by shifting what is a statutory...a constitutional obligation from the State  
2 onto your local taxpayers, and if you do, you will rue the day you did it.

3 PRESIDING OFFICER: (SENATOR ROCK)

4 Senator Smith.

5 SENATOR SMITH:

6 Mr. President and Ladies and Gentlemen of the Senate. You know, as I  
7 sat over there worried and troubled, my mind running hither and dither and so  
8 forth, somehow or another this debate here today reminded me of one of Aesop's  
9 Fables about an ancient animal that had a set of legs on its back and a set of  
10 legs on its belly. Every time anything got after this animal, it ran on its  
11 belly legs until they became tired and then it flipped over and ran on the legs  
12 on its back until they became tired, then flipped over again and so forth and  
13 so on and accordingly, he could never be caught. Insofar as the facts relative  
14 to the discussion that's underway in the course of this debate here, it appeared  
15 to me that the Senator sitting here to my left with a cigar in his mouth as I  
16 ordinarily sit and smoke, I think he finally caught the animal. He cornered  
17 him and he lassoed him, and if I make many references here on this Floor to the  
18 party that you caught, everybody will say - we expected that of Smith because in  
19 spite of the fact that he's against prejudice, he yet is prejudiced, I'm not  
20 going to call any name, but he's prejudiced against a particular individual.  
21 So, I'm not going to follow that line of thought. I went back to my leader,  
22 who just yielded the Floor, prior to the previous speaker, and I ask of him,  
23 for God's sake, you're going to get up and speak aren't you. I saw him yield  
24 the Chair and sit back there, and he says - next. Then I proceeded to make  
25 some notes and he made the speech I was going to make according to the notes  
26 that I had made. So, I erased them and marked through them. Then I jotted  
27 down two or three more, one of which I hope you will indulge me long enough  
28 to refer to because it was made by the very able and the very gifted gentleman  
29 from the Southern part of this State, Senator Buzbee. I want to close with  
30 whatever you said, and I may interpret it, Sir, different to the way and manner  
31 that I take it you would have had it interpreted. But, it was strange to me  
32 while sitting there to learn after Senator Hynes had spoken that there are those  
33 here, Mr. President, who lable under the belief that the attempt is being made

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1 to override His Excellency's reduction veto for the sake, solely, of trying  
2 to get, as he would if it's overridden, certain additional funds. Now, as  
3 I further understand, and I learned this from your speech, Senator Hynes, that  
4 if this veto, because I hadn't read the bill, Senator Hickey gave me the number,  
5 and I tried to get the bill and I couldn't. So, I wanted to retain and have  
6 before me the proper figures that there are those who seem to think that we are  
7 merely trying to obtain funds then for Chicago. Now, as I understand it, and  
8 I have all the confidence in the world in Senator Hynes, insofar as Legislative  
9 matters are concerned, let me hasten to add, now, as I understand it, if this  
10 reduction veto is overridden, we will restore to the bill some eighty-one million  
11 dollars that His Excellency had stricken. Then I was delighted to learn that  
12 a portion of the funds would go accrued to the City of Chicago. Eighteen million  
13 dollars approximately to the City of Chicago and a matter of mathematics shows  
14 me that then sixty-three million would accrue to the rest of the State of Illinois.  
15 Now, I hope that's right. I accepted the Senator's figures, and as I said, I have  
16 confidence in him. Now, Mr. President and members of this Senate, now don't you  
17 get up and get ready to sit me down, please. Now, Mr. President and members of  
18 this Senate, I'm frank to say to each and every one of you that those figures that  
19 he cited, eighteen million for the City of Chicago, sixty-three million, more than  
20 three times as much, for the rest of the State. They do not indicate to this  
21 Senator any attempt on the part of the City of Chicago to gain an unfair advan-  
22 tage of the monies that you would restore, neither do they indicate to this  
23 Senator any unreasonableness or unfairness on the part of your neighbor to the  
24 North. Senator, you know I know your name, Senator Hall alluded to someone saying  
25 that they believed in full funding. Well I read and I've heard it over TV and over  
26 the radio of against the remarks of a given man spoken freely and as we had hoped  
27 to believe, honestly his opinion with regards to the State supplying, I don't know  
28 just how much, perhaps fifty percent of the total, fifty percent of the monies that  
29 are appropriated to the common schools of the State of Illinois. Now, His Excellency,  
30 in his budget, I have some figures here and I don't want to take time to read them,  
31 he came in and he submitted his budget the earlier part of this year. Now, I hope  
32 that you will recall that at that time, he asked for, oh, an almost unheard of  
33 billions of dollars. He had promised that he was going to build a series of homes

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1 throughout the State if given the money, all of which he did not receive.  
2 I was touched when he said that he would cause to be painted and refurbish  
3 the Amtrak here in the City of Springfield and throughout the State. Oh,  
4 he painted...a beautiful word picture indicating to us that if you gave him  
5 all that he asked, practically more money than any of us ever heard of, that  
6 he would usher in a new era. He'd create a little heaven right here in the  
7 State of Illinois, if trusted with all of the monies sufficient to place in  
8 financial bondage for the next twenty or twenty-five years or longer. Every  
9 new born babe in the State...don't, please sit down, please sit down. You're often  
10 ready to stop me, I don't know why. I want to get to the point that you  
11 made, Senator, and I hope that they will endure me or bear me just long enough.  
12 Well, he is going to usher in a new era. I read somewhere when I was a kid  
13 about a certain chief executive that was going to make it possible for each  
14 of us to have two cars in every garage and a chicken in every pot. And I  
15 notice out on the south side of the City of Chicago shortly thereafter, we  
16 were fortunate if we had neckbones in any pot, in spite of his lavish promises.  
17 It's one thing to promise, it's another thing to do. Now, let me refer to two,  
18 just two of the notes that I made here. Well, after the Appropriations Committee  
19 which was referred to by, where is the little Senator, Senator Palmer, I don't  
20 see him at the moment, after they had finished you had appropriated some, oh,  
21 I'll go by memory, oh better than ten billion dollars. I think Senator Hynes  
22 told me the other day there's four hundred million less than a certain official  
23 had hoped for. But, shortly thereafter, the various school districts, Mr. President  
24 and Gentlemen of this Senate, they did that which they should have done, predicated  
25 upon the amount that was included in that bill, 2971. They began setting up  
26 their own budgets. They began entering into contracts. Predicated upon the  
27 belief that the individual who believed in the full funding of the schools of  
28 this State would allow them to have the monies contained in that budget. But,  
29 when that budget, the particular papers reached that desk, they were welcomed  
30 by a reduction veto. That was a blow to every school district I dare say in  
31 this land. I remember when Senator Palmer read off the list of those school  
32 districts that came into the...before the Appropriations Committee. The repre-  
33 sentatives of school districts from all sections, all parts of the State of Illinois



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1 what were they told. I listen to you too, my very good friend, Senator Glass.  
2 I listened to your remarks as I always do, in fact, to every Senator I could  
3 refer to something that each Senator has said, but what were we told? The  
4 cupboard is bare. Now, I don't...I'm not going to fool with statistics other than  
5 to say this to you gentlemen, that statistics are the very, very clever indoor  
6 sport, not nearly as interesting as times at a crossword puzzle. The time comes  
7 when they can prove but little, to any man who really has brains and knowledge,  
8 of facts and of figures. They told us that the cupboard,...here's the Senator now...  
9 that the cupboard was bare. Oh, they said, what is it, read it. I don't want  
10 to put my glasses on. Now, I've got reference to mention some certain man, but  
11 I don't know about what. Sometimes if you tell the truth about each individual  
12 that's just what they don't want. So, I don't know what to say about the particular  
13 party whose name he handed me. I put it here with the other notations. They said  
14 that we had spent...we're broke now. Why? Because the claim was that we had spent  
15 some two hundred and seventy-six million dollars the first quarter of this Fiscal  
16 Year, nineteen hundred and seventy-six. I was surprised. I think, Mr. President,  
17 that every Senator on this Floor knows that it's not an unusual thing to spend  
18 more than you take in the first quarter of any Fiscal Year. And another thing,  
19 who was it that spoke of the...used the word deficit spending? They said we'd  
20 have to resort, well, we had resorted then to deficit spending. Deficit spending  
21 depends, Mr. President and members of this Senate, upon the way that you the par-  
22 ticular individual, in spite of that concern over in New York, defines the term.  
23 In the common usage of the words, deficit spending means when an organization,  
24 an individual or group spends more than he takes in, and if you Ladies and  
25 Gentlemen are going to accept the common usage of the word, we are in deficit  
26 spending each and every first quarter, of each and every first Fiscal Year.  
27 We know or should know that the majority of the funds of this and all other States  
28 be accrued to the State, and I see you smiling and I know I ought to quit, not  
29 always during the first or second Fiscal Year or quarter, but the third and the  
30 fourth quarters of each and every Fiscal year. That's when the large majority  
31 of...of your funds come in. Now, I said finally that I wanted to refer to what  
32 the good Senator said here, and then I am going to sit down. I wrote his name.  
33 He said, Senator, I've got, I didn't say Senator, but you know I mean Senator, in

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1 my writing here, I said Buzbee says we must cut back, cut back. Now, I don't  
2 know anything about the outcome of the votes here today. My physical condition  
3 doesn't allow me, not alone, to get around and try to find out about these Senators.  
4 But, I know as well as I know anything I've got no business standing here  
5 at this mike right now, but he said cut back. Now, my good friend over there  
6 beside my other friend, the minority leader, here the other day, Thursday or Friday,  
7 when we added something that was of vital importance to us, I asked if he had  
8 been talked with. I haven't gotten an answer yet. But, I hope you've been talked  
9 with today, because on last Thursday, no, when we were in trouble and we're in  
10 trouble today, I...I just sense it. I just sense it, Senator. You haven't gotten  
11 up as yet. I'll know when you get up, but I sense it, and I hope that I sense  
12 the wrong thing, Senator, because this young man has come out here with a pro-  
13 posal you didn't elaborate, but I will before I sit down. I'm not going to be  
14 here more than a minute or two longer. He said tighten your belts. Now, I have  
15 fear about the outcome of the vote, Senator, and maybe I should never be a pessimist,  
16 but I became a pessimist when the Senator from Pontiac gets up and when he will  
17 get up as he most certainly will, and I'm hoping that he won't give a certain  
18 command or order. I express a certain hope for solidarity on the part of Senators  
19 on that side of the aisle. Allow them freedom for once. Allow them freedom of  
20 choice, Senator. But if not given freedom of choice, and I know that what I say  
21 will be taken lightly, but you hid it and I'm going to put it before these people  
22 here today, these Senators. If this override fails here today, take him at his  
23 word, call back every appropriation bill, all of them. Reduce them by, say one  
24 percent or one and a half percent, and you won't have to raise any additional  
25 taxes. You won't have to fear to vote for that, the only person or the only  
26 thing that you would then hurt, you take some of the fat out of this ten billion  
27 some four hundred million dollars, and that fat is most assuredly there. There was  
28 no election year last year. There is an election year next year. Might be well  
29 for you to follow that process, because with the constant taking of funds from one  
30 department to another and putting it over there, you remember the Audit Commission,  
31 I have been since its inception and it's like hell at times to try to trace some  
32 of the monies. So in order that we might keep a pure, pure, a fair perspective,  
33 if you fail here, let's stay here five or six days. Six or seven longer and proceed

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1 to cut, give His Excellency the kind of chance that he has so often craved,  
2 a chance to tighten his belt and still give the schools of the State of Illinois  
3 the monies that are already there and provided for.

4 PRESIDING OFFICER: (SENATOR ROCK)

5 Senator Knuppel.

6 SENATOR KNUPPEL:

7 Mr. President and members of this Body, I'm sure that when the Governor  
8 vetoed this by striking out and reducing this amount of money that he did so in  
9 good faith, but there are some issues that rise above the clammer of battle  
10 and above emotionalism. And I feel that this is one of those issues. More  
11 than fifty-two years ago in a sharecropper's cabin up in Mason County, a young  
12 woman gave birth to a son weighing twelve and three quarters pounds without  
13 the benefit of a doctor. She picked that youngster up, laid it across her  
14 legs so it wouldn't drown and slapped it across the back. There was a mighty  
15 roar. And then she fondled it and said - this son will be a lawyer. Why did  
16 she feel so strongly about education? When she was twelve years old at that time,  
17 they wrote final examinations in schools, and she came from Fulton County and  
18 her father thought she had no chance of winning a scholarship. There was  
19 some forty thousand people living in the county, but she did and he had promise  
20 her that he would see she got a college education if she won that scholarship.  
21 He reneged. She waited until she was eighteen and wrote the teacher's examination  
22 and taught in a one room country school. She gave birth to three sons and she  
23 told those sons that they were all going to go to college whether there was money  
24 or whether there wasn't. She raised those, one of them became an engineer, one  
25 a veterinarian and I became a lawyer. I went to the Constitutional Convention and  
26 among the proposals that I introduced in that Body and worked for was, a goal with  
27 respect to schools. That goal, Ladies and Gentlemen, reads as follows: a fund-  
28 amental goal to the people of the State is the educational development of all  
29 persons to the limits of their capacities. And another sentence says - the State  
30 has the primary responsibility for financing the system of public education. Now,  
31 we have a lot of young men and women or boys and girls attending schools. Among  
32 them may be some young man who will invent something that will let a man go beyond  
33 the moon and return. Today his mind is fertile. Today he is receptive. Today he

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1 can learn. Tomorrow this may not be true. He may have his education curtailed.  
2 He may not be able to contribute to this country what his potential is. We may  
3 not have...have educated that person by reason of this reduction to the limit of  
4 his capacity. I'm a farm boy and I'll assure you that when the land is warm in  
5 the Spring and when it's fertile and it's time to plant, the farmer doesn't  
6 hesitate because he doesn't have the money. He goes to the bank and borrows against  
7 the future. He doesn't wait until the hogs are ready to go to market. He goes  
8 then and he plants. He plants in that soil while the soil is ready to receive it  
9 and when it will grow tall and when it will produce. And it will pay at a later  
10 date. The greatest investment this country ever made was in the GI Bill after  
11 World War II when they said that the young men who were coming back from the war should  
12 have the opportunity to have a...a college education. Now, I'm saying here and now,  
13 we have set out a goal. Either we believe in those goals once set, and we see  
14 them through to an end as that woman saw with her sons, because I heard it every  
15 day, my sons are going to college whether there was money or not. We see that  
16 goal through to an end and we try. Now, I submit to you that if we reorder our  
17 priorities and there may be a need to reorder some priorities because I under-  
18 stand we're going to spend something like five million dollars for a fish hatchery  
19 on the Mackinaw and the ten million dollars to create a Banner Marsh so the duck hunters  
20 may hunt ducks. That if we reorder some of our priorities, we will, we can and we  
21 must provide the type of an education now for those children whose minds are caught  
22 and are fertile and are ready to help this country sustain its greatness in the  
23 future. Now, I submit to you that I'm the only Democrat from downstate Illinois  
24 so far who has spoken, maybe the only downstate person, who has spoken in favor  
25 of overriding this veto. I ask you fellows from downstate Illinois how important  
26 is the mind of that child next door. That child who comes from a fatherless family  
27 and whose mother works for the State of Illinois or some place else and has a very  
28 meager opportunity. I tell you that he can rise and if you would see the home I  
29 was born in, I don't say that it's anything great to come here, but you can rise  
30 above your environment if you want to. Any one of you would see the house that I  
31 was born and raised in you'd be ashamed to call it home. And I say to you, I want  
32 to give every boy and girl in my district the same opportunity that I had. Somebody  
33 struggled to see that I got an education along with me, and I'd ask all the downstate

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1 people to think about this, the argument that Chicago money is a red herring.  
2 We all know that only about twenty-five percent of the money is going to  
3 Chicago, they only have about twenty-five percent of the children, and that the  
4 other seventy-five percent is coming down here. Let's follow our shot.  
5 We shot when we made the appropriation in the first place, and I say let's  
6 follow that commitment that's so clearly expressed in the Constitution and in  
7 the original appropriation. Thank you.

8 PRESIDING OFFICER: (SENATOR ROCK)

9 Senator Chew. Senator Chew yields. God bless you. Senator Wooten.

10 SENATOR WOOTEN:

11 Mr. President and colleagues, Senator Chew's act is a very hard one to  
12 follow. I don't pretend to assume that I can introduce any arguments which  
13 are going to change much, but I would like to address myself to a sense of  
14 this moment. This is really what being a Senator is all about. I can recall  
15 in discussing this with some of my colleagues in the House the very cogent  
16 statement was made by one of those men for whom I have a great deal of respect.  
17 We're talking about the arguments for sustaining and he said - it takes too  
18 long to explain. I think we all ought to go out of this Chamber, regardless of  
19 how this vote goes, with a heightened awareness of our role as educators. I  
20 think it is somewhat ironic that people vote for us because of the way they  
21 feel about us and then we are expected to make decisions on cold, hard facts. It's  
22 a happy event when emotions and reason run in the same channel. But the plain  
23 facts are that we cannot afford to override this veto. We have talked about the  
24 resurgence of the economy. If you look at the figures in October, they begin  
25 to get pretty funny. The only thing that really went up was prices. We are at  
26 a particularly delicate time. It's extremely difficult and it takes a good deal  
27 of time to explain to the voters the absolute necessity for sustaining this veto.  
28 We know all of the emotional and sentimental arguments which can be made. But,  
29 the plain fact is, Gentlemen and Ladies, as that dollar sign on the speaker might clearly  
30 indicate, we only have a couple of functions here. We decide how much money is  
31 spent and who gets it. We pass laws, we get rid of laws. That's it. Regardless  
32 of how the emotions of the moment rise to this occasion, reason must rise too.  
33 And I think following those lines, we really have no alternative, but to take a

1 temporarily unpopular view and sustain the veto. Thank you.

2 PRESIDING OFFICER: (SENATOR ROCK)

3 Senator Newhouse.

4 SENATOR NEWHOUSE:

5 Thank you, Mr. President, and I will be brief. I'd like to talk  
6 a little bit about the problems of education and this was touched on.  
7 I'd like to build just a little bit on that, because it seems to me  
8 that's what we're here about. Most of what we've heard up to this  
9 point has been talk about cost. Well, I think we need to expand the  
10 conversation of cost. There's some problems with education and there's  
11 some very serious ones that we haven't considered here today, and the  
12 question here and now perhaps is whether or not we cripple the attempts  
13 to address those problems by our educators. For example, the kind of  
14 competition that education is receiving today from the commercial enter-  
15 tainment field, if you've ever watched a child glued to a television set,  
16 you'll understand the kind of competition that the schools must contend with.  
17 The competition with parental neglect, parental neglect not always intended,  
18 but by the pressures of two parents trying to make a living in today's economy.  
19 That's the competition with which educators must put up. The competition  
20 from unemployment, the kind of hopelessness that an awful lot of young people  
21 feel that they will ever be gainfully employed in this social system. That's  
22 the competition which our educational system faces. The competition of war.  
23 The competition of social upheaval. The competition of an informational explosion,  
24 the likes of which this world has never seen. That's what our educators are  
25 facing today. The question then becomes, do we cripple the attempts to educate  
26 our young people and leave in the wake of that crippling the kind of crime and  
27 depression spiral such as we've never seen also. In my district among young  
28 people, it's not uncommon to find pockets of unemployment up to forty percent.  
29 In my district, it's not uncommon to find a flight to the suburbs in an attempt  
30 to get away from these social conditions that are brought about by our failure  
31 to fully fund the educational program.

32  
33 Continued on next page.

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1. The problem is that the fight to the suburbs won't do it. If  
2. you've read the papers over the last two days what is happening  
3. is the crime rate is spiraling there, also. And the same problems  
4. that your educators face in the inner city are the problems that  
5. you'll face in the suburbs and downstate and elsewhere. And so  
6. we get down to the cost. Well, there are immediate costs and there  
7. are long-range costs. Right now we are paying some long-range  
8. costs. We're paying long-range costs in the cost of unemployment,  
9. in the cost of welfare and social services, in the cost of the  
10. loss to the everyday citizen through the theft of property, through  
11. major and minor crimes. Those costs have to be computed in terms of  
12. what it costs the taxpayer over the long haul. I would submit  
13. to you if we cripple the educational system then what we have done  
14. is add to our long-term costs and take out of the market some of the  
15. brains and the talent that we ought to have been training for the  
16. purpose of running this State. We say we're broke. And the question  
17. then becomes, broke for what purposes? We're not broke for the purposes  
18. of road construction. We're not broke for the purposes of constructing  
19. buildings. We're not broke, as a matter-of-fact, we're not so broke  
20. that we can't add frills to many of the offices we have here in  
21. Springfield. We're not broke for Amtrak. We're not broke for RTA.  
22. It would appear to me that there certainly must lie within the budget ...  
23. within the monies that have been appropriated, a sufficient amount  
24. of money to sustain our educational system over this very trying  
25. time. I would suggest to each of you that a Nay vote in this instance  
26. would have some long-term consequences that would be disastrous  
27. to our communities...all our communities in the State of Illinois.  
28. And it's for that reason that I would urge a Yes vote on the override  
29. of the veto on House Bill 2971. Thank you, Mr. President.

30. PRESIDENT:

31. Senator Nimrod. (Machine cut off)...You are on the list.

32. SENATOR NIMROD:

33. Thank you, Mr. President. Mr. President, are...are we still on

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1. Senate Bill 2971?

2. PRESIDENT:

3. Yes, we are.

4. SENATOR NIMROD:

5. All right. The reason I asked that question is because...

6. I thought we were on a bill that was going to abolish all education

7. in all...close all schools. Because as I look at Senate Bill 2971,

8. it says here that there is an appropriation which was passed

9. of one billion, two hundred and fifty-four million dollars for the

10. schools. Now, the issue is that in addition to that, there is another

11. five hundred million dollars that's appropriated for the schools.

12. That makes it a billion, six. There is some one billion, three or

13. four million dollars that's provided by the local taxpayers in their

14. communities, and add to that another six percent of that total

15. expenditure comes from Federal money, we are talking about some

16. three and one half to four billion dollars that this State is

17. spending on education. Let's not let it be said in any way that

18. we are standing here today deciding whether or not we're going to

19. provide an education or not. The issue is on a matter of one

20. hundred million dollars whether it be more or less out of that total

21. figure. And I would like to just make a couple of more points, and one

22. I would like to say is that I believe that we Republicans come

23. from a party that is historically represented by the individual. And

24. we have a tradition for support of the free public education. We have

25. a heritage of independence in action. We have a record of supporting

26. full funding for schools. I would say then, that on those kind of

27. situations that there's no question as to where we stand and what the

28. issues are. I would also say to Senator Smith that, Mr. Senator,

29. I concur with you and I'm first to stand in line that if you can tell

30. us where that money would come from and we could have that group here

31. and I've endeavored to do it, I will stay here two weeks, if necessary,

32. to take whatever money we can from wherever it is, including layoff

33. of State employees, then that ought to go for education, I'd be willing

34. to do it. So on that basis, all I can say is that these are the facts.



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1. We do support full funding, we do have an independence, and I want  
2. to publicly state that I, for one, resent the Governor standing in  
3. line on radio and publicly stating that if the Republicans stay in line.  
4. We are not staying in line for him or anyone. We are being responsible,  
5. and I, for one, intend to be...remain responsible and I think I'm  
6. basing my decisions on the facts and I'm willing to listen to  
7. whatever anyone has to say here today.

8. PRESIDENT:

9. Any further discussion? Does Senator Hynes desire to close the  
10. debate? Oh, just a moment, Senator Hynes. It's indicated Senator  
11. Harris desires to speak.

12. SENATOR HARRIS:

13. Thank you, Mr. President. I don't think there's any question  
14. about our frustration in the development of the Regular Session  
15. last Spring, wherein in March we were encouraged to believe  
16. that the resources were here, and could be anticipated to fully  
17. fund the school aid formula. At that time, two of our competent  
18. constitutional officers spoke out quite convincingly and emphatically  
19. that we did not have the revenues, that we could not expect the  
20. revenues to fund a budget as requested by the Governor. Those  
21. constitutional officers were the State Treasurer, Alan Dixon, a man  
22. whose years of experience cannot be minimized. His now six years  
23. as State Treasurer, qualify him specially to have particular skill  
24. in knowing where we are fiscally. Our new Comptroller in his third year,  
25. and in those three years has clearly demonstrated the management  
26. of an outstanding office of professionals. Comptroller Lindberg  
27. has been saying for many months beyond last March that Illinois  
28. was facing a very serious cash crunch, and unless we responded to those  
29. signals, we would be out of money to fund absolute essentials  
30. of State government service. Belatedly, the administration, on the  
31. eleventh of June, amended the request for funding Fiscal '76, and with  
32. less than three weeks, we responded to the administration's request  
33. for six percent reductions, pretty much across the board, with the

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1. single exception of the common schools. Believing that if, in fact,  
2. as time continued to go on, that we did not have the money for Fiscal  
3. '76 for full finding, that that decision could, of course, be more  
4. accurately determined at a time later and could, of course, be more  
5. accurately pinpointed by the Executive Department with its Bureau of  
6. the Budget skill at a time later than when we sent the appropriation  
7. bill, this being one of the major ones, to the Executive on the  
8. first of July. Now, time has demonstrated that the cash crunch is  
9. very real. And as of right now it's indisputable that we do not have  
10. the capacity for full funding. And it's a conclusion of deep regret,  
11. but it's a conclusion that has to be arrived at. We just cannot  
12. afford this override in the light of the middle of November, 1975.  
13. Hopefully, when the proceeds of the income tax payments of next  
14. April have been fully tabulated, and hopefully, the economy will begin  
15. expanding actually and sales tax yields will increase, and from that  
16. perspective, I suggest this side of the aisle will respond as we  
17. always have within the limits of our fiscal capabilities to assist the  
18. common schools of Illinois. Our perspective in April will, in fact, be  
19. vastly more accurate than it can be today and our perspective  
20. today can only suggest that we just don't have the money now. Three  
21. days in October deferrals of the bills that had been processed  
22. and the warrants prepared, but they could, in fact, not be issued  
23. by the Comptroller because the cash wasn't there to meet all of those  
24. commitments, those daily obligations. Three days in October, that  
25. was the case. On a temporary basis, Illinois was temporarily broke.  
26. Our cash flow problem will be extreme until next April. No question  
27. about it. Now, I would suggest that we could've had greater management  
28. from the Executive these past several months. I think it's disturbing  
29. that the greatest amount of lapse period clearing in the history of  
30. the State occurred closing out Fiscal '75. That doesn't describe  
31. adequate management in the light of this very serious problem.  
32. Two hundred, seventy-six million dollars of expenditures for Fiscal  
33. '75 were cleared during the cash...during the lapse period. If

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1. appropriate restraints and bullet biting had occurred, there might have  
2. been more opportunity to suggest that this eighty-one million  
3. dollars could be funded. But that also is history. I want to touch,  
4. just a moment, and it...I don't want to be misunderstood here about  
5. mixing political considerations into something that is truly beyond  
6. the question of politics. And that subject, of course, is the  
7. adequate education of the young people of Illinois. They should be  
8. beyond politics. But in the consideration of funding the common  
9. schools, there are some very significant political considerations.  
10. And I suggest, in all candor, that if this bill is overridden,  
11. the basis for blame for our fiscal difficulties will have been  
12. shifted from the Executive to the Legislature. And it's that  
13. simple and that I declare to be a fact of political reality. Today  
14. the responsibility clearly resides with the Executive and that's  
15. where it ought to stay. And if there is a mess in our educational  
16. commitment, it's the Executive mess. But if we bail him out  
17. by overriding what he has reduced in House Bill 2971, the fixing  
18. of the need and the responsibility for a tax increase for Fiscal '77  
19. will clearly have been shifted to the General Assembly. So, I  
20. declare that the members of this side of the aisle will not commit  
21. the political blunder of bearing the responsibility for a tax  
22. increase down the road. I anticipate that we will stand quite  
23. solidly in favor of fiscal responsibility today. And I believe it's  
24. just that simple.

25. PRESIDENT:

26. Senator Hynes may close the debate.

27. SENATOR HYNES:

28. Mr. President, members of the Senate. This issue has been  
29. thoroughly debated. I think, perhaps, as no...issue has ever been  
30. before. But frankly, I think there are some points that really need  
31. clarification and response. Reference was made to the fact that in  
32. the past couple of years we have had a supplemental appropriation  
33. to fund the school aid formula, where there has been a shortage.

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1. That is true. But the situation is in no way analogous to the  
2. current one, where we have had a massive reduction with no indication  
3. that a...an attempt to restore it at a later date would be forthcoming.  
4. Therefore, the time is now, and anyone who thinks that we are going  
5. to be able to restore these funds in the Spring, I think is making  
6. a serious mistake in judgement. Secondly, as to the item of  
7. proration, there is a bill in the Legislature supported by the  
8. State Board of Education, which I believe will pass and is...and is  
9. geared at clearing up that problem. Two other points that I think  
10. are of major moment here and the first deals with the question of  
11. revenue. Reference was made to the skill of the State Treasurer  
12. and with that I would concur. But the State Treasurer is supporting  
13. a re...restoration of the funds involved here. Reference was made  
14. to the objections to the budget as originally introduced, and with  
15. those objections, I was in accord and so were most of the members.  
16. of the General Assembly. There were items that were not within the  
17. capability of the State, many of those have been removed. The major  
18. part of the massive accelerated building program went down the  
19. drain. The budget now stands at roughly one hundred million dollars  
20. less than it...when it was introduced, or I should say if and when,  
21. and I think it is when, this money is restored it will stand at a level  
22. one hundred million dollars below the amount at which it was introduced  
23. or...the amount requested. The revenue in my judgement is available.  
24. Again I repeat, this is not an exact science. In June when the  
25. Bureau of the Budget revised its estimates, it revised them downward  
26. by seventy-three million dollars. But yet, substantially more than  
27. that has been cut from the funds for education. And I think we are  
28. in a position to afford the restoration involved here, less than one  
29. percent of the overall budget. Reference was also made to the mess,  
30. and I think I quote "in State finance and fiscal matters." And  
31. that there is a concern that the blame for this is going to be  
32. shifted to the Legislature. I think the people of this State are  
33. smart enough to know what has been going on here in the last several

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1. years. I think the people of this State are intelligent enough  
2. to be able to see what is happening here. And the blame is going  
3. to be fixed right where it belongs. For my part, if that cannot  
4. happen, the issue involved here is too important and too significant.  
5. We must meet this obligation. It is absolutely imperative  
6. that we not be concerned about those problems and that we do what  
7. is right and what is necessary here and now. And this is the  
8. opportunity to do it. The issue boils down to a very simple prop-  
9. osition. Are we going to meet our commitment. Are we going to  
10. meet the commitment to the school districts and school children  
11. of this State, and allow them to go forward with the programs  
12. they had planned in reliance on our commitment. Or, are we going to  
13. renege on that commitment and when we do renege, force an increase  
14. in real estate taxes at the local level, force a cut and slash in  
15. programs at the local level, force local districts into deficit  
16. financing and borrowing. Those are the choices. That is the option  
17. that is available for us today. Either vote to meet our commitment,  
18. or force upon the local districts the disaster that I think no one  
19. would like to see. Mr. President, I move that the item on page  
20. one, line seven of House Bill 2971 be restored, the Item Reduction  
21. of the Governor to the contrary notwithstanding.

22. PRESIDENT:

23. The question is shall the item on page one, line seven, of  
24. House Bill 2971 be restored, the Item Reduction of the Governor  
25. to the contrary notwithstanding. The Secretary will call the roll.

26. SECRETARY:

27. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
28. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
29. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey,  
30. Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke,  
31. McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch,  
32. Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe,  
33. Romano, Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene,  
34. Weaver, Welsh, Wooten, Mr. President.

1. PRESIDENT:

2. Senator Hynes is recognized.

3. SENATOR HYNES:

4. Mr. President, I would request that the absentees be polled.

5. PRESIDENT:

6. Poll the absentees.

7. SENATOR HYNES:

8. Is Senator Soper recorded?

9. SECRETARY:

10. He had priorly voted Present.

11. SENATOR HYNES:

12. Mr. President, I would move to postpone consideration.

13. PRESIDENT:

14. Senator Hynes moves to postpone consideration. Bill is on  
15. postponed consideration. On the order of Specific Recommendations  
16. for Change. House Bill 1849, Senator Don A. Moore.

17. SENATOR MOORE:

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

19. PRESIDENT:

20. Now just a moment...just a moment. I want to compliment  
21. our guests and the citizens who are in the back of this room for your  
22. orderliness and the way you have conducted and comported yourselves.  
23. Please let's keep it that way. We are still doing business here.  
24. Senator Don Moore.

25. SENATOR MOORE:

26. Thank you, Mr. President. House Bill 1849, Mr. President, amends  
27. the Downstate Firemen's Pension Code. It's the same amendment that  
28. we had for the policemen earlier this morning, eliminating the pay  
29. back without interest and inserting thereof that together with interest  
30. at two percent per annum. This is in conformity with the recommendations  
31. of the Pension Laws Commission. I'd appreciate a favorable roll call.

32. PRESIDENT:

33. Any further discussion? The question is shall the Senate  
34. accept the Specific Recommendations of the Governor as to House Bill

1. 1849. Those in favor vote Aye. Those opposed vote Nay. Secretary
2. will call the roll.
3. SECRETARY:
4. Bell,...
5. PRESIDENT:-
6. Just a moment, just a moment. In the back of the room either
7. stay in, go out, but in...any event if you stay in keep quiet, please.
8. Call the roll.
9. SECRETARY:
10. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,
11. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,
12. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,
13. Hickey, Hynes...
14. PRESIDENT:
15. Hickey, Aye.
16. SECRETARY:
17. ...Hynes, Johns, Joyce,
18. PRESIDENT:
19. Johns, Aye.
20. SECRETARY:
21. ...Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt,
22. Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,
23. Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano,
24. Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver,
25. Welsh, Wooten, Mr. President.
26. PRESIDENT:
27. Morris, Aye. Philip, Aye. Weaver, Aye. Again? Joyce, Aye,
28. Bruce, Aye. Hynes, Aye. On this question the Ayes are 53, the Nays
29. are none. The Specific Recommendations of the Governor as to House Bill
30. 1849, having received the required majority vote of Senators
31. elected, are declared accepted. For what purpose does Senator Don Moore
32. arise?
33. SENATOR MOORE:

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1. We could also have the magic words, Mr. President, with  
2. Section Two, the Amendatory Act shall take effect be...upon it's  
3. becoming law, having passed by a three-fifths vote.

4. PRESIDENT:

5. Well, we think it's surplusage, but we'll give it to you  
6. Just a moment. The bill also, we're alluding to 1849, having received  
7. the affirmative vote of three-fifths of the members elected, is  
8. effective immediately upon its becoming a law.

9. SENATOR MOORE:

10. Thank you, Mr. President.

11. PRESIDENT:

12. Now, may I have your attention. One of our members has asked  
13. for a special request to go from the order of Specific Recommendations  
14. for Change to the order of Total Vetoes on page four. This member  
15. has been ill and he's asking that this bill be called. Is there leave  
16. to go to that order of business of Total Vetoes. Leave is granted.  
17. The bill called is House Bill 1851. Senator Egan.

18. SENATOR EGAN:

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

20. PRESIDENT:

21. Now, now, just a moment. Now wait a minute. Mr. Sergeant-at-Arms  
22. please close...clear the aisle and see that the...the noise is diminished  
23. in that area. Will the members be in their seats. Senator Egan.

24. SENATOR EGAN:

25. Thank you, Mr. President, Ladies and Gentlemen of the Senate.  
26. We've argued the bill in the past into its total depth. I want to  
27. be brief, but I want to be exact so that we don't make any mistake  
28. in the deliberation on this override. The Governor has given us the  
29. message that if this bill were to become law, there would be two  
30. conflicting and overlapping sets of regulations for abortions because  
31. contrary to the title, there is no repealer. And this situation, and  
32. I emphasise the next word - could jeopardize all regulation in this  
33. area including medical standards. Now my...my colleagues...every  
34. lawyer in this room and every lawyer in this State of Illinois



1. knows that the law here in this State...

2. PRESIDENT:

3. Will the members be in their seats. Sorry, Senator, just a moment.

4. Continue, Senator Egan.

5. SENATOR EGAN:

6. Thank you, Mr. President. I'm addressing the attention to  
7. the reason the Governor...the Governor vetoed this bill. Simply  
8. because it could jeopardize the regulation of abortions in Illinois  
9. is the reason. I point out, my friends, that where there are two or  
10. more laws existing on the statutes in this State, they will be  
11. construed compatibly if they can, where that is possible. And where  
12. they conflict, the latter passed prevails. Every law student in  
13. Illinois knows that where there are conflicting laws on the book  
14. the latter passed is that which prevails. That is simply the case  
15. in Illinois. It has been, it is. And from all that is on the  
16. books, it certainly will be and continue to be the law. So to  
17. allay the fears of the Governor, let me point out that in every revenue  
18. page in the Statute Book you'll read where conflicting laws exist  
19. refer to cases which are replete with examples of what I say. That really  
20. is not the basic issue in this argument. We've argued the principles  
21. of Senate Bill...House Bill 1851 and I just reiterate, if I may be  
22. brief, the important aspects of this bill. They are simply  
23. about six in number. Number one I think is probably the most  
24. important, is the prohibition of saline abortions in the second  
25. trimester. This is sound medical practice, Ladies and Gentlemen,  
26. the Cook County Hospital has stopped saline abortions in the second  
27. trimester for the last two or three months if not longer. The  
28. protection of the life of the aborted child is contained in this  
29. bill. The vital information to the woman of the dangers of abortion  
30. and on the humanity of the child are contained in this bill. The  
31. reporting of all abortions performed in Illinois is contained in this  
32. bill and the prohibition of fetal experimentation along with the  
33. informed consent of the patient, parental and spousal consent. Now,  
34. I just submit that this bill was designed after the Missouri law

1. which was passed in...into law in the State of Missouri and acted  
2. upon by a three paneled Federal court and was held to be constitutional.  
3. Granted, there are other jurisdictions which have held provisions  
4. similar to this bill unconstitutional. We do not know what the  
5. Supreme court of the United States is going to do with the law.  
6. I submit that the constitutional objections and the constitutional  
7. validations are equally important, they're equally weighted, and  
8. they equally exist until...United States Supreme court will make its  
9. deliberation. I submit, Ladies and Gentlemen, this is sound law,  
10. it passed with thirty-six votes in...June and I ask for your favorable  
11. consideration.

12. PRESIDENT:

13. Senator Wooten.

14. SENATOR WOOTEN:

15. Thank you, Mr. President, and colleagues. As the principal  
16. sponsor of the abortion bill now on the books in Illinois, I rise  
17. to resist this motion. I think it is helpful to recall the origin  
18. and subsequent legislative history of this bill. It was designed  
19. to supplant the present law. When it ran into difficulty, that repealer  
20. was removed. Then a severability clause was added to make it  
21. more palatable. I would simply like to point out to this Body, that  
22. Illinois now has on the books the most effective control and  
23. regulation of abortion in the United States that is absolutely  
24. constitutional. Provisions were put into that original bill to  
25. eliminate the possibility of a Edelin case before the Edelin  
26. case surfaced. There is already a prohibition against experimentation  
27. with fetal tissues. What we are asked now to do is to satisfy an  
28. emotional surge by putting together two laws to what end we do not  
29. know. Senator Egan has very correctly pointed out that where there  
30. is conflict, the latter law takes precedence. I cannot see the point  
31. in jeopardizing what is presently an effective law to put in provisions  
32. which are patently unconstitutional. It has been correctly pointed  
33. one court said the Missouri law is constitutional. Other courts

1. at a similar level have said similar laws are unconstitutional and  
2. I...you really shouldn't deal in ifs in this matter but it's...seems  
3. fairly obvious the Missouri law is heading for a showdown in which  
4. it too will probably be ruled unconstitutional. I am against  
5. abortion. Not only by fact of my religion, by fact of my training  
6. as a biologist, and by, I think, my own humanity. Life is one. It  
7. is indivisible from conception to death. What we do is to jeopardize  
8. our current effective regulation of the situation. Now, if we want  
9. to prohibit saline abortions, I think that's a very good idea.  
10. What we need is an amendment to the present bill, not a rather  
11. rickety omnibus that wants to come in and crowd into and out of  
12. our present Statute. I think that...this is a thoroughly bad  
13. procedure. Once again, to register your feelings about abortion  
14. is one thing, to register your convictions is another thing.  
15. But to tamper with our current effective law is, I believe, an  
16. ill-considered move. And I would resist this motion.

17. PRESIDENT:

18. Senator Lemke.

19. SENATOR LEMKE:

20. Find today's my busy day to arise, but to me this is another vital  
21. issue in my community, an issue that's basic to humanity. The issue  
22. that's basic to the family. An issue that is very important.  
23. What we're asking in this law is what I heard the pitches on ERA.  
24. And that's equal rights. We're asking for the father of that child  
25. to give consent to the abortion. After all, we all know that a baby  
26. can't be conceived without a father or a mother. And we're not asking  
27. anything else but to give this thing. And I think it's more  
28. appropriate to read when the Supreme court decision came out, a poem  
29. written by a famous Bohemian poet, who said this: To the members  
30. of the U.S. Supreme Court who have decreed that murder is legal.  
31. Abortion. When you legalize abortion, I just thought what might have  
32. been. If abortion had been legal back in 1610 let us turn back  
33. historic pages and assume to way back when abortion was the legal way  
34. to murder unborn men. Think of Washington and Lincoln, think of Jeffer-

1. son and Lee, think of Dan Walker's folks decided that Dan Walker  
2. should not be. Think again of your own mother, as you nestled  
3. in her womb, and...and they suddenly decided let abortion seal your  
4. doom. When I read about abortion, in my heart I wonder why you can  
5. vote and so determine that an unborn child should die. Christ,  
6. the son of God, the Father, was conceived and only he, may decide  
7. a child should perish, let God's words be your decree. And I ask  
8. you in all fairness that the children of the State of Illinois  
9. another thing that our Governor has neglected, the unborn child, the  
10. child that has been conceived, he again has neglected them, so let's  
11. vote to override this veto too. Thank you.

12. PRESIDENT:

13. Any further discussion? Senator Netsch.

14. SENATOR NETSCH:

15. Mr. President. Mr. President.

16. PRESIDENT:

17. Netsch.

18. SENATOR NETSCH:

19. Thank you very much, Mr. President. It seems to me that  
20. something should be put in perspective. Could I have some silence,  
21. please. Not silence, a little order.

22. PRESIDENT:

23. Well, that's the problem. We have a little order. What we are  
24. seeking is a ...

25. SENATOR NETSCH:

26. a lot of order...

27. PRESIDENT:

28. ...great deal of order.

29. SENATOR NETSCH:

30. ...right.

31. PRESIDENT:

32. Will the members be in their seat. Will those, Mr. Sergeant-at-  
33. Arms, clear them out back there now, and keep them quiet. Senator  
34. Netsch.

1. Thank you, Mr. President. The point I would like to be  
2. made...like to make can be made fairly briefly and it is really this.  
3. I don't think that what we are voting on right now has anything to do,  
4. really with the issue of abortion. You can be for abortion or against  
5. abortion and it should not influence the vote on this particular  
6. motion, which is the motion is to override this veto. And the reason  
7. I think is fairly simple. The...the issue is not abortion, but  
8. it is respect for the law. The court decision that brought about this  
9. state of affairs and brought about the very responsible legislation  
10. that we passed a couple of years ago under Senator Wooten's leadership,  
11. has...the court's decision is very clear in terms of what can and cannot  
12. be done as a privacy right under the Constitution. There certainly are  
13. some gray areas to be resolved in the future. But they do not include  
14. at least five or six...six major provisions of this bill, House Bill  
15. 1851. If we vote to override this bill, we are not just simply  
16. saying well, the court hasn't ruled on each of these issues yet,  
17. we are saying that we really don't care. We are going to continue  
18. to tell the Supreme Court that it has no right to rule in the area  
19. of privacy rights and therefore we will continue to pass laws that  
20. fly right in the face of the Supreme Court decision over and over  
21. again until every single provision has been litigated and put to  
22. rest by another court decision. It seems to me that that is not the  
23. right way to approach an issue which indeed is a highly charged,  
24. highly emotional, and very private decision on the part of every  
25. member of this Legislature. Instead of playing games with a very  
26. serious matter, why don't we stay with the laws that we have  
27. that are responsible, that are clearly within the confines of the  
28. Supreme Court decision. Let the court rule again. If it does  
29. validate any of these provisions, then we can take whatever action  
30. this Legislature wants to take. But in the meantime, to continue  
31. to thwart a court decision shows the very disrespect for law that many  
32. of you have raised in other contexts. Again, I urge you the question  
33. really now is not whether you do or do not like abortion. It is whether  
34. you have any basic respect for the United States Supreme Court and for

1. a rule of law.

2. PRESIDENT:

3. Any further discussion? Senator Rock.

4. SENATOR ROCK:

5. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
6. As one who has a great deal of respect for the rule of law and for  
7. the United...States Supreme Court, I rise in support of Senator  
8. Egan's motion. I think as has been amply said both in the committee  
9. when this bill came around the first time, and has been reiterated  
10. here, that I think the final test of any government of it's validity  
11. is how it responds to and how it helps the helpless. We are dealing  
12. now with the rights of one who cannot in any way defend him or herself-  
13. the unborn. I hope that we would vote to sustain Senator Egan's position  
14. to override this veto. I heard...I happened to be on the Floor of  
15. the House when this was debated in the House and there was much  
16. the same concern expressed as to conflicting laws. Senator Egan  
17. is quite correct, that those portions of this bill which appear  
18. to be in conflict will, in fact, take precedence over the already  
19. existing law. But I would urge an Aye vote.

20. PRESIDENT:

21. Senator Fawell.

22. SENATOR FAWELL:

23. Just briefly, I know that if one doesn't support this bill, that  
24. one can be said, therefore, to favor abortion. I do not favor abortion.  
25. But, one cannot, as an attorney, look at this bill and draw any  
26. conclusion but that drawn by the non-attorney, Senator Wooten. He's  
27. absolutely correct. I have read a great deal of material that has  
28. analyzed this legislation. There's no doubt in my mind that at  
29. least ten areas of just clear, unconstitutionality is there, this is  
30. an attempt to amend the United States Constitution. It can't be done.  
31. We're going to end up having a lot of attorneys make a great deal  
32. of money. We're going to have confusion on the existing law, and we're  
33. entangled in a very, certainly emotional topic that we all can empathize

1. most deeply with. But as Senator Wooten has pointed out, a number  
2. of people joined together to bring about the existing law we have  
3. right now. And if we think that the Supreme Court, in what it has  
4. said as...is incorrect and we...we ought to be pursuing a constitutional  
5. amendment, which I understand basically is a drive now that is going  
6. into being. Just...just one point, for instance, that came from a  
7. recent decision. In this bill, for instance, it...it states that  
8. you must have the spousal consent. Now, as a father of three children,  
9. I would basically be in accord with that. The way the bill is  
10. drawn, though, for instance, a position that happens to give the  
11. services of an abortion and sincerely believe the person is not  
12. married and it turns out the person is married, is guilty of a crime  
13. here. There's no...not even a affidavit the poor soul can...can have  
14. given to him to be able to enable him to rely upon the word of the  
15. person who may come to him for services. And in one case it says  
16. in...in referring to just this one...one section it says we are  
17. deeply conscious of the husband's interest in the abortion decision,  
18. at least while the parties are living together in harmony. Surely  
19. that interest is legitimate. And I would say Amen to that. Surely  
20. if the family is to prosper he should participate with his wife  
21. in the decision, but it does not follow that he must have an  
22. absolute veto or that his veto reasoned or unreasoned, can be  
23. enforced by the commonwealth. That is so. And...and we're just  
24. spinning our wheels and...and wasting time here. I don't want to be  
25. construed again, as I say, as being against or in favor of abortion.  
26. I suppose I will vote Present. But this - let's just be a bit  
27. objective here and let's not be like so often legislatures are, to  
28. rush off and do something pell-mell and then just see the courts having  
29. to rise up and eradicate the mistakes that we so often make.

30. PRESIDENT:

31. Any further discussion? Senator Egan. Close the debate.

32. SENATOR EGAN:

33. Thank you, Mr. President Mr...members of the Senate. We've  
34. argued the constitutionality of this bill. We can guess about what the

1 Supreme Court is going to do. Let's give them the bill to rule  
2 on. They've got the Missouri law. Let them rule on it. We have a  
3 severability clause. We're going to protect the law that's on the books.  
4 Give the Supreme Court the opportunity to rule on this. The constitution-  
5 ality is what they say it is and it won't be until they do. Let  
6 me just close, Mr. President, by reiterating what was passed by the  
7 thirteen members of the first United States on July 4, 1776.  
8 We hold these truths to be self-evident; that all men are created equal;  
9 that they are endowed by their creator with certain unalienable rights;  
10 that among these are life. I ask your support. Thank you.

11 PRESIDENT:

12 The question is shall...the question is shall House Bill 1851  
13 pass, the veto of the Governor to the contrary notwithstanding.  
14 Those in favor vote Aye. Opposed Nay. Secretary will call the roll.

15 SECRETARY:

16 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
17 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan,  
18 Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes,  
19 Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy,  
20 Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse,  
21 Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano,  
22 Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver,  
23 Welsh, Wooten, Mr. President.

24 PRESIDENT:

25 Senator Egan is the sponsor of the bill. Senator Egan is  
26 recognized.

27 SENATOR EGAN:

28 Mr. President, would you poll the absentees, please.

29 PRESIDENT:

30 The request has been made for the call of the absentees. Mr.  
31 Secretary, call the absentees.

32 SECRETARY:

33 Berning, Johns, Mr. President.



1 PRESIDENT:

2 On this question the Ayes are 36, the Nays are...one moment,  
3 one moment. If there is any further demonstration, you are going to  
4 be removed from the Chamber. On this question the Ayes are 36, the  
5 Nays are 15, with 6 Voting Present. Wait a minute. And the bill...  
6 just a moment, please. And the bill having received the required  
7 three fifths vote is declared passed, the veto of the Governor  
8 to the contrary notwithstanding. Now, Senator Chew. The verification  
9 of the affirmative vote has been requested. Will all members be in their  
10 seats. The Secretary will read the affirmative votes.

11 SECRETARY:

12 The following voted in the affirmative: Bell, Brady, Course,  
13 Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Graham, Harber Hall,  
14 Kenneth Hall, Harris, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane,  
15 Lemke, McCarthy, Merritt, Howard Mohr, Don Moore, Nimrod, Nudelman,  
16 Ozinga, Philip, Rock, Romano, Savickas, Shapiro, Sommer, Soper,  
17 Vadalabene, and Welsh.

18 PRESIDENT:

19 There will be no request for a move in roll call. The roll call  
20 has been verified, and the Ayes are 36, the Nays 15, with 6 Voting  
21 Present. The roll call has been verified. House Bill - on the item  
22 of Total Vetoes, House Bill, page four. 1668, Senator Romano.

23 SENATOR ROMANO:

24 Mr. President, I would like to yield to Senator Rock on this  
25 bill.

26 PRESIDENT:

27 Senator Rock is recognized.

28 SENATOR ROCK:

29 Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
30 At Senator Romano's request he has, in fact, filed a motion that  
31 House Bill 1668 Do Pass, the veto of the Governor to the contrary  
32 notwithstanding. I rise in support of that motion, and wish to point  
33 out that this bill passed both Houses virtually unanimously when it  
34 came through and made two substantive changes in the General Assembly

1 pension system. One, it allowed a - it provided the mechanism  
2 to allow pension credit for those persons who are appointed to serve  
3 in the General Assembly or elected to fill a vacancy in the General  
4 Assembly. And secondly, it allowed a current member or current members  
5 of the General Assembly to...

6 PRESIDENT:

7 Just a moment, Senator, one moment, Senator. Now, let's clear the  
8 aisle. Members be in your seats. Can't hear the gentleman at all.  
9 Continue, Senator Rock.

10 SENATOR ROCK:

11 Thank you, Mr. President. It also allowed current members of the  
12 General Assembly to terminate credits under the Illinois Municipal  
13 Retirement Fund and transfer the local government credits to the  
14 General Assembly System. Both changes, I think, should be  
15 accepted. The Governor saw fit to veto this based on, in my judge-  
16 ment, some misinformation. I think, frankly, he was just misinformed  
17 and I would urge an Aye vote.

18 PRESIDENT:

19 Any further discussion? The question is, yes, Senator Chew.

20 SENATOR CHEW:

21 Mr. President, would you ring the bell on this please, to get  
22 the members in their seats.

23 PRESIDENT:

24 I'll ring the bell. I don't know if that'll get them in their  
25 seats. But I'll ring the bell. I wish it was that easy. The question  
26 is shall House Bill 1668 pass, the veto of the Governor to the  
27 contrary notwithstanding. Those in favor vote Aye. Opposed will  
28 vote Nay. The Secretary will call the roll.

29 Secretary:

30 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
31 Clarke, Course, Daley, Davidson, Demuzio,...

32 PRESIDENT:

33 Daley, Aye.

1 SECRETARY:

2 ...Demuzio, Donnewald, Dougherty, Egan, Fawell, Glass, Graham,  
3 Harber Hall, Kenneth Hall, Harris, Hickey, Hynes, Johns, Joyce,  
4 Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy, Merritt, Mitchler,  
5 Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod, Nudelman,  
6 Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano, Savickas, Schaffer,  
7 Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver, Welsh, Wooten,  
8 Mr. President.

9 PRESIDENT:

10 Daley, Aye. Bloom, No. Latherow, No. Lane, Aye. Who was that?  
11 Morris, Aye, oh No. Have all voted who wish? Glass, No. Have all  
12 voted who wish? Compile the record.

13  
14 (End of Reel)

15  
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18 (Continued on next page)

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1 PRESIDENT:

2 On this question the Ayes are 43, the Nays are 10, with 1  
3 Voting Present. House Bill 1668 having received the required  
4 three-fifths vote is declared passed, the veto of the Governor  
5 to the contrary notwithstanding. Is there leave to go to the  
6 order of Specific Recommendations for Change? Page 7, House  
7 Bill 1939, Senator Vadalabene. For what purpose does Senator  
8 Weaver arise?

9 SENATOR WEAVER:

10 Mr. President, on a point of personal privilege.

11 PRESIDENT:

12 One moment, Senator. Will the members be in their seats.  
13 Senator Weaver is recognized on a point of personal privilege.  
14 Senator Weaver.

15 SENATOR WEAVER:

16 Well, Mr. President, in the Gallery here this afternoon, we  
17 have students from the U of I Campus, Eastern Illinois University  
18 and Lakeland College at Mattoon, visiting the Capitol in connection  
19 with the college Republican sponsored of Roscoe Cunningham this  
20 evening. Also the students will be holding a reception in  
21 Representative Washburn's office from 4:30 to 5:30 this afternoon  
22 and all Republican Legislators and even some good Democrats are  
23 invited to stop in.

24 PRESIDENT:

25 Will the students rise and be recognized by the Senate.

26 PRESIDENT:

27 Mr. Secretary, you have some messages from the House? Message  
28 from the House. Read them...read them all, we'll take them one  
29 at a time. Is Senator Egan out there? Get him, because one of  
30 these relates to him and...okay.

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 passed bills with the following  
2 title, in the passage of which I am instructed to ask the concurrence  
3 of the Senate, to-wit:

4 House Bill 3169, 3179 and 3203.

5 PRESIDENT:

6 Senator Egan is recognized. Mr. Hill if you'd give...Senator  
7 Egan is recognized.

8 SENATOR EGAN:

9 Thank you, Mr. President. House Bill 3169 is an appropriation  
10 bill which appropriates Federal funds to the Department of Education,  
11 the Board of Education. I...I discussed the matter with Senator  
12 Weaver, the minority spokesman on appropriations and we're asking  
13 leave to amend...to advance this to the order of 2nd reading with-  
14 out reference. Senator Weaver had concurred in that with the  
15 agreement because of the number of days remaining in this Session,  
16 that if there is a problem we will re-refer it to the Appropriations  
17 Committee. And I make that motion, Mr. President, to suspend the  
18 rules.

19 PRESIDENT:

20 Is leave granted? Leave is granted. Read the bill the first  
21 time.

22 SECRETARY:

23 House Bill 3169, sponsored by Senator Egan.

24 (Secretary reads title of bill)

25 1st reading of the bill.

26 PRESIDENT:

27 Senator Lemke.

28 SENATOR LEMKE:

29 I just...I want to make a motion similar to that on my bill.

30 PRESIDENT:

31 Is that the bill now?

32 SENATOR LEMKE:

33 No, it's...

34 PRESIDENT:

1 Oh, I see.

2 SENATOR LEMKE:

3 3179.

4 PRESIDENT:

5 Fine. The bill has been read a first time and the motion  
6 has been made and passed to advance it to 2nd reading. 2nd reading.  
7 For what purpose does Senator Berning arise?

8 SENATOR BERNING:

9 Mr. President...

10 PRESIDENT:

11 Just a moment, Senator. Just can't hear my ears. Senator  
12 Berning.

13 SENATOR BERNING:

14 Thank you. Are we in the third Special Session?

15 PRESIDENT:

16 No we are not. No, these are matters that came over from  
17 the House on...in the Regular Session. We're not in the 3rd. What  
18 is the order of business? Where are we? Senator Rock.

19 SENATOR ROCK:

20 These are Messages from the House with respect to House Bills  
21 that have just been reported in. Senator Egan has made a motion...  
22 these are both Appropriation Bills. Senator Egan has made a motion  
23 to have the bill read a first time and moved to the order of 2nd  
24 without reference. Senator Lemke is making an identical motion  
25 with respect to 3179.

26 PRESIDENT:

27 That is correct. Read the bill. Have you read the Message  
28 in respect to this bill? Fine. Now read the bill.

29 SECRETARY:

30 House Bill 3179, Senate sponsor Senator Lemke.

31 (Secretary reads title of bill)

32 1st reading of the bill.

33 PRESIDENT:

1 Senator Lemke.

2 SENATOR LEMKE:

3 We'll move to have it moved to 2nd without reference to  
4 committee.

5 PRESIDENT:

6 Is leave granted. Leave is granted. 2nd reading.

7 For what purpose does Senator Vadalabene arise?

8 SENATOR VADALABENE:

9 Yes, just for a point of information, Mr. President. In the  
10 Governor, in the Messages that came over from the House, was House  
11 Bill 3131 called in that category or in that group?

12 PRESIDENT:

13 I'm sorry I...I didn't hear you, Senator. Would you repeat  
14 it.

15 SENATOR VADALABENE:

16 Was House Bill 3131 in that group that was just read a  
17 minute ago?

18 PRESIDENT:

19 No, it hasn't come over yet.

20 SENATOR VADALABENE:

21 Okay, this is a supplement...

22 PRESIDENT:

23 It has come over? Oh, it's in Rules.

24 SENATOR VADALABENE:

25 In Rules?

26 PRESIDENT:

27 Yes, Sir.

28 SENATOR VADALABENE:

29 On a...all right let me ask a parliamentary question. I a...this  
30 is a supplementary appropriation for the Department of Labor and I  
31 was going to move to discharge the Committee on Appropriations and  
32 have that brought to the Floor for 2nd reading. Can I still do that?

33 PRESIDENT:

1 Have you discussed it with the Chairman of Appropriations or  
2 the Minority Spokesman of Appropriations? I'm just asking if you  
3 have. If you haven't it isn't a problem, you can still do it.

4 SENATOR VADALABENE:

5 All right, let me get back. I think I did, but let me just  
6 make an exact decision on that with them.

7 PRESIDENT:

8 Senator Fawell, are you the sponsor of 3203? Now, it is not  
9 an Appropriation Bill and would ordinarily go to Rules, but what  
10 is your pleasure?

11 SENATOR FAWELL:

12 Yes, I have talked to Senator Hynes, I have not had a chance to  
13 talk to Senator Palmer, but I believe there is no problem here. I  
14 make a motion that the bill be read a 1st time and advance to the  
15 order of 2nd reading if that is the potential proper motion.

16 PRESIDENT:

17 Is leave granted? Read the bill the first time.

18 SECRETARY:

19 House Bill 3203. Senate sponsor, Senator Fawell.

20 (Secretary reads title of bill)

21 1st reading of the bill.

22 PRESIDENT:

23 Senator Fawell seeks leave to move the bill to the order of  
24 2nd reading without reference to committee. Is leave granted?  
25 Leave is granted. 2nd reading. Senator Vadalabene.

26 SENATOR VADALABENE:

27 Yes, Thank you, Mr. President. I have discussed this with the  
28 leadership on both sides of the aisle in regard to House Bill 3131,  
29 the supplemental appropriation for the Department of Labor and  
30 have now had their approval and request that that...the Committee  
31 on Appropriations be discharged and that bill be brought to the  
32 Floor on for 2nd reading.

33 PRESIDENT:



1 Has the bill been read a first time? Read the bill.

2 SECRETARY:

3 House Bill 3131. Senate sponsor, Senator Vadalabene.

4 (Secretary reads title of bill)

5 1st reading of the bill.

6 PRESIDENT:

7 Senator Vadalabene moves to advance the bill to the order  
8 of 2nd reading without reference to committee. All in favor  
9 say Aye. Opposed Nay. So ordered. The bill is on 2nd reading.  
10 On the order of Specific Recommendations for Change, page 7,  
11 House Bill 1939, Senator Vadalabene. House Bill 1939, Senator  
12 Vadalabene.

13 SENATOR VADALABENE:

14 Thank you, Mr. President and members of the Senate. House  
15 Bill 1939, I move to concur in the Amendatory Veto of House  
16 Bill 1939. The amendments make the bill conform to the amend-  
17 ments enacted in House Bill 1354, which was a major revision of  
18 the overall Savings and Loan Legislation. In order to make this  
19 bill consistent with Public Act 79-968, this bill must be amended.  
20 The veto change is supported by the commissioner of the S and L  
21 and the Saving and Loan Industry and I move to concur in the  
22 Amendatory Veto.

23 PRESIDENT:

24 Any further discussion? Senator Rock.

25 SENATOR ROCK:

26 Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
27 I rise in support of Senator Vadalabene's motion to concur in the  
28 Specific Recommendations. This bill is consistent with the major  
29 revision in the S Savings and Loan Act which we made in House  
30 Bill 1354, which has in fact been approved. The Governor made two  
31 housekeeping changes to keep this 1939 consistent with that prior  
32 bill. Now, I know of no opposition. I would urge a favorable vote.

33 PRESIDENT:

1 The question is shall the Senate accept the Specific Recommendations  
2 of the Governor as to House Bill 1939. Those in favor vote Aye.  
3 Those opposed vote Nay. The Secretary will call the roll.

4 SECRETARY:

5 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
6 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
7 Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
8 Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
9 Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
10 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip,  
11 Regner, Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith,  
12 Sommer, Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

13 PRESIDENT:

14 Egan, Aye. Netsch, Aye. Palmer, Aye. Hynes, Aye. Morris,  
15 Aye. Wooten, Aye. Newhouse, Aye. Hickey, Aye. On that question  
16 the Ayes are 44, the Nays are none, with 1 Voting Present. The  
17 Specific Recommendations of the Governor as to House Bill 1939  
18 having received the required majority vote of Senators elected  
19 are declared accepted. House Bill 1964, Senator Brady.

20 SENATOR BRADY:

21 Mr. President, and fellow members. I am moving that we concur  
22 with the Governor's changes to House Bill 1964. They are as  
23 follows, he changed, he recommended that the provision, the  
24 Examining Committee subject to approval of Department would be  
25 the Department subject to written recommendations of the Examining  
26 Committee. This has to do with the Medical Practices Act. I move  
27 that we concur with the Governor's changes and I urge your support.

28 PRESIDENT:

29 Any further discussion? The question is shall the Senate  
30 accept the Specific Recommendations of the Governor as to House  
31 Bill 1964. Those in favor vote Aye. Opposed Nay. The Secretary  
32 will call the roll.

33 SECRETARY:

1 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
2 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
3 Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
4 Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
5 Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
6 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
7 Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
8 Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

9 PRESIDENT:

10 Hynes, Aye. On this question the Ayes are 42, the Nays are  
11 none. The Specific Recommendations of the Governor...Governor as  
12 to House Bill 1964 having received the required majority vote  
13 of Senators elected are declared accepted. House Bill 1999, Senator  
14 Harris. Senator Harris is recognized.

15 SENATOR HARRIS:

16 Thank you, Mr. President. The Governor Amendatorily Vetoed this  
17 to clear up a possible confusion with respect to State Employees  
18 required to file under the Governmental Ethics Act that they're  
19 clearly...that they would clearly be required to do so at least  
20 once each year. There was some question of whether their filings  
21 might be valid for two years. I have no objection to it and I'm  
22 sure that the Senate would support me in my motion to sustain  
23 the specific amendments to House Bill 1999.

24 PRESIDENT:

25 The question is shall the Senate accept the Specific Recommendations  
26 of the Governor as to House Bill 1999. Oh, Senator Rock, I'm sorry.  
27 I didn't see you.

28 SENATOR ROCK:

29 Just...just a question. I would like to point out it appears  
30 that by this bill - and I had, I voted for it the first time around  
31 and I don't think the changes, frankly are that significant, and I  
32 agree with Senator Harris - the problem that I foresee is one of  
33 a time problem. We are calling for, are we not, new forms and new  
34 notices and the first day for filing is as we all know, December

1 the 8th. And I'm just wondering whether or not we're putting  
2 the board in an almost untenable position of having to come up  
3 with new forms and notices of sorts and not allowing them the  
4 kind of time they should have. I wonder, could we just hold  
5 this for a few minutes until we can talk about...I'm...I'm  
6 just concerned about that.

7 PRESIDENT:

8 Take it out of the record. House Bill 2058, Senator Harris.

9 SENATOR HARRIS:

10 Yeah, Mr. President, could we return to this in just a few  
11 minutes please?

12 PRESIDENT:

13 Sure.

14 SENATOR HARRIS:

15 Okay.

16 PRESIDENT:

17 House Bill 2089, Senator Kosinski. 2089.

18 SENATOR KOSINSKI:

19 Seems like a red light district here. Mr. President and Senators I  
20 move to accept the Specific Recommendations of the Governor to House  
21 Bill 2089. The changes were made as follows. Deletes the statutory  
22 ceiling on the number of probation officers per county or circuit  
23 and permits the circuit court to determine the staffing. The  
24 second was the elimination of the statutory age requirement of  
25 age twenty-five for probation officers. And third, it deletes  
26 the statutory requirement that all probation records be filed in  
27 one office. Mr. President, I now move for a favorable roll call  
28 and acceptance of these amendments...these changes.

29 PRESIDENT:

30 Any further discussion? The question is shall the Senate  
31 accept the Specific Recommendations of the Governor as to House  
32 Bill 2089. Those in favor will vote Aye. Opposed Nay. The  
33 Secretary will call the roll.

1. SECRETARY:

2. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
3. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
4. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
5. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
6. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
7. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
8. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
9. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

10. PRESIDENT:

11. Bloom, Aye. Sommer, Aye. Joyce, Aye. Hynes, Aye. On that  
12. question the Ayes are 41, the Nays are 2. The Specific Recommendations  
13. of the Governor as to House Bill 2089 having received the required  
14. majority vote of Senators elected are declared accepted. House  
15. Bill 2096. Senator Bloom.

16. SENATOR BLOOM:

17. Thank you, Mr. President. I would move to accept the Specific  
18. Recommendation of the Governor as to House Bill 2096 in the manner  
19. and form that he made it. Basically, what he did is take the...  
20. this is the Hotel-Motel Act to finance downstate Convention Centers  
21. and he took the State out of the tax collection business and a  
22. added a lower limit and it passed the House, I think, about a  
23. hundred and fifty to four. And I would move that the Specific  
24. Recommendation be adopted in the manner and form as made. Thank  
25. you.

26. PRESIDENT:

27. Any further discussion? The question is shall the Senate  
28. accept the Specific Recommendations of the Governor as to House  
29. Bill 2096. Those in favor vote Aye. Opposed vote Nay. The  
30. Secretary will call the roll. For what purpose does Senator  
31. Berning arise?

32. SENATOR BERNING:

33. Just a question of the sponsor, Mr. President.

1. PRESIDENT:
2. He indicates he'll yield.
3. SENATOR BERNING:
4. With this change as I see it, the responsibility for collecting
5. is now with the municipalities and the counties. Is there any
6. mechanism for these entities to proceed with a Motel Tax
7. Collection?
8. PRESIDENT:
9. Senator Bloom.
10. SENATOR BLOOM:
11. I assume it would be collected by the Hotel-Motel Operators
12. themselves. You follow what I mean? And then turned over to
13. the Treasurer of the unit of Government.
14. PRESIDENT:
15. Senator Berning.
16. SENATOR BERNING:
17. I just rather seriously doubt that the counties throughout
18. the State are in a position to implement this sort of a...this
19. sort of a collection procedure.
20. PRESIDENT:
21. Senator Bloom.
22. SENATOR BLOOM:
23. A...if they can collect a Property Tax and they want to get
24. into the Convention Center business, I'm sure that they can collect
25. the taxes to pay for that Convention Center, Senator.
26. PRESIDENT:
27. Any further discussion? The question is shall the Senate
28. accept the Specific Recommendation of the Governor as to House
29. Bill 2096. Those in favor will vote Aye. Opposed will vote
30. Nay. The Secretary will call the roll.
31. SECRETARY:
32. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,
33. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,
34. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,

1. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
2. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
3. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
4. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
5. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

6. PRESIDENT:

7. On this question the Ayes are 30, the Nays are 5, with 2  
8. Voting Present. The Specific Recommendations of the Governor  
9. as to House Bill 2096 having received the required majority vote  
10. of Senators elected are declared accepted. House Bill 2160, Senator  
11. Brady.

12. SENATOR BRADY:

13. Yes, Mr. President, and fellow members. I move that we accept  
14. the Governor's Specific Recommendations for Change on House Bill  
15. 2160. The change in this is simply to make the effective date  
16. of the new Board to be appointed July 1st, 1976, moving it back  
17. from becoming effective upon the signature and when it becomes  
18. law. This will give the Governor the time to select the members  
19. and the Senate Confirmation and I urge your favorable support.

20. PRESIDENT:

21. Any further discussion? Senator Palmer.

22. SENATOR PALMER:

23. My discussion is not relating to House Bill 2160, it's  
24. relating to the sponsor. I would like to make a motion that  
25. the President of the Senate acknowledge the birthday of our  
26. Senator Michael Brady today and that it be recorded that we  
27. wish him a Happy Birthday. Michael Brady's Birthday today.

28. PRESIDENT:

29. Happy Birthday, Senator.

30. SENATOR PALMER:

31. Roll call.

32. PRESIDENT:

33. The question is shall the Senate accept the Specific Recommendations  
34. of the Governor as to House Bill 2160. Those in favor will vote

1. Aye. Opposed Nay. The Secretary will call the roll.

2. SECRETARY:

3. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
4. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
5. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
6. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
7. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
8. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
9. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
10. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

11. PRESIDENT:

12. Senator Latherow, Aye. Senator Glass, Aye. Senator McCarthy,  
13. Aye. On that question the Ayes are 46, the Nays are none. The  
14. Specific Recommendations of the Governor as to House Bill 2160  
15. having received the required majority vote of Senators elected,  
16. are declared accepted. House Bill 2193, Senator Howard Mohr.  
17. House Bill 2204, Senator Vadalabene.

18. SENATOR VADALABENE:

19. Yes, thank you, Mr. President and members of the Senate.  
20. I move to concur to the Governor's recommendation for House  
21. Bill 2204. In his Veto Message the Governor recommended that, the  
22. funding for the program be switched from the General Revenue Fund  
23. to the Road Fund. The Governor added to implement the change that  
24. the phrase - from the Road Fund - should be added after the word  
25. appropriation as found on page one, line four, of House Bill 2204.  
26. The bill had previously passed both Houses General Assembly with  
27. minor opposition and I move now to concur with the Governor's  
28. Amendatory Veto.

29. PRESIDENT:

30. Any further discussion? The question is...Senator Fawell.

31. SENATOR FAWELL:

32. ...Ladies and Gentlemen. As I understand it, we are talking  
33. about one million two hundred and twenty-five thousand, one hundred



1. and fifty dollars for this program. Now, I gather that it's  
2. being shifted from the General Revenue Fund to the Road Fund,  
3. but as one who voted against the idea of commencing a Photo  
4. Driver's License Program in the State of Illinois and knowing  
5. that there are many of us who are in favor of tightening our  
6. belts now economically speaking and with no offense meant in  
7. regard to the fine Senate sponsorship here, I think that this  
8. might be an appropriate time for us to act in that regard. So  
9. if everybody will tighten their belt one notch, we need not  
10. vote for this bill and save the State of Illinois one million,  
11. one hundred and fifty thousand dollars.

12. PRESIDENT:

13. Any further discussion? Senator Mitchler.

14. SENATOR MITCHLER:

15. Mr. President and members of the Senate. I'm glad that Senator  
16. Harris Fawell rose and sort of alerted us to this. Now this is a  
17. program that we do not have now. I like the idea of this program,  
18. of having photos on the driver's license, I think it has a lot of  
19. merit. But it's something that we've done without for many, many,  
20. years. It's something that at this particular time, I think, like  
21. Senator Fawell said, let's show our fiscal responsibility and put  
22. it off for awhile. We've done without it. Let's do without it  
23. a few more years till we get our feet on the ground and get our  
24. bank in balance. It's over a million dollars. You talk about not  
25. funding your Education Program, but then you can spend a million  
26. dollars to put photos on driver's license. That's where the people  
27. back home are going to take a second look at how you vote. And I  
28. think that we ought to just let this one ride and take it up at  
29. a later date. We'll be back here in '76 and it has enough merit,  
30. we've got the money, we can talk about it then.

31. PRESIDENT:

32. Senator Latherow.

33. SENATOR LATHEROW:

34. Well, thank you, Mr. President. I want to rise in opposition

1. to this override. I did not support the original legislation.  
2. I still firmly believe that the object of a driver's license is  
3. for that particular purpose and it is not to carry into a store  
4. for identification and so on. If they want identification cards  
5. they should of had to have them issued from that particular area.  
6. I think this is a bad bill originally and I still am opposed to  
7. it.

8. PRESIDENT:

9. Any further discussion? Senator Kenneth Hall, did you desire  
10. recognition? Senator Kenneth Hall.

11. SENATOR HALL:

12. I just wanted to get the clarification on this because my  
13. understanding was that this was to allow people to use this even  
14. if it wasn't...it was for identification purposes, and I just wanted  
15. to ask the sponsor, am I correct in that?

16. PRESIDENT:

17. Will the sponsor yield? Senator Vadalabene, he's asked you  
18. a question.

19. SENATOR HALL:

20. Well, if...if this is so, my understanding is that there are  
21. a number of people who will be purchasing this and they can use  
22. this as an identification card and the amount of money that the  
23. Secretary of State will take in will more than justify having this  
24. photo put on this license plate, so therefore, I support this.

25. PRESIDENT:

26. Any further discussion? Senator Weaver.

27. SENATOR WEAVER:

28. Well, Mr. President, am I right in assuming that this changes  
29. the funding from the General Revenue Fund to the Road Fund?

30. PRESIDENT:

31. Senator Vadalabene, did you hear his question? The question  
32. is does the bill change the funding from the General Revenue Fund  
33. to the Road Fund?

1. SENATOR VADALABENE:

2. Yes, that is correct. To the Road...from the Road Fund.

3. PRESIDENT:

4. Any further discussion? The question is shall the Senate  
5. accept the Specific Recommendations of the Governor as to House  
6. Bill 224...2204. Those in favor will vote Aye. Those opposed  
7. will vote Nay. The Secretary will call the roll.

8. SECRETARY:

9. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
10. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
11. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
12. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
13. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
14. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
15. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,  
16. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

17. PRESIDENT:

18. Morris, Aye. Mr....Sam...Mr. Vadalabene. Brady, Aye.

19. SENATOR VADALABENE:

20. Poll...poll the absentees please.

21. PRESIDENT:

22. There has been a request for the call of the absentees.

23. Call the absentees.

24. SECRETARY:

25. Bloom, Bruce, Buzbee, Chew, Daley, Davidson, Demuzio, Graham,  
26. Lane, Howard Mohr, Don Moore, Netsch, Newhouse, Nudelman, Philip,  
27. Roe, Romano, Savickas, Schaffer, Shapiro, Sommer, Soper, Weaver,  
28. Wooten.

29. PRESIDENT:

30. For what purpose does Senator Vadalabene arise?

31. SENATOR VADALABENE:

32. In the event there is not thirty votes up there, I want to  
33. put it on postponed consideration.

1. PRESIDENT:

2. The event has transpired. Postponed Consideration. House  
3. Bill 2216. Senator Kenneth Hall.

4. SENATOR HALL:

5. Thank you, Mr. President and Ladies and Gentlemen of the Senate.  
6. I move to accept the Specific Recommendations of the Governor as  
7. to House Bill 2216 in the manner and form as follows. Now,  
8. the substance of this bill was a modification of the driver's  
9. license requirement and some insurance requirements under the  
10. Vehicle Code. It makes several technical changes in the Vehicle  
11. Code relating to the issuing, expiration and renewal of driver's  
12. license to conform Illinois to the Uniform Vehicle Code. So  
13. what it did, it changed the requirement for driver's licenses at  
14. least every four years. And it gave...it raised the fee for  
15. driver's license from eight dollars to ten dollars and gave instead  
16. of, a three year a four year time. It authorized the Secretary to  
17. suspend or revoke for a period to an individual who has been  
18. convicted of driving without a license, in the event the individual  
19. ever applies for a license. Now the Specific Recommendations of  
20. the Governor's Amendatory Veto were these. It restored the require-  
21. ment for a driver's license examination every nine years rather  
22. than every four years. It retained the eight dollar driver's license  
23. fee rather than increasing it to ten dollars. And the...this was  
24. the rationale at the Secretary of State's request. And the reason  
25. of this implication was the...by...the analysis by the Secretary's  
26. office indicates that they do not have sufficient funds to begin  
27. implementing a four year driver's license and testing program at  
28. this time. The fee...the ten dollar fee for every four years rather  
29. than an eight dollar fee for every three years was tied to the four  
30. year testing program. So with that I move to accept the Specific  
31. Recommendations of the Governor. I see my Cuz has his hand up.

32. PRESIDENT:

33. Senator Harber Hall.

34. SENATOR HALL:

1. Would Cuz yield for a question?

2. PRESIDENT:

3. He indicates he'll yield.

4. SENATOR HALL:

5. Cuz did the House make different changes in this bill, different

6. than the Governor's Amendatory action.

7. SENATOR KENNETH HALL:

8. At what I have here is that what the House amended and engrossed

9. the House Bill 2216 on page one and I just gave you the whole system.

10. If they did anything other than that I don't know. The bill came

11. over that they accepted the Specific Recommendation of the Governor

12. so I assumed the House did not. I...I'm not absolutely sure of

13. that, Senator, but I wouldn't think they would have.

14. PRESIDENT:

15. Senator Harber Hall.

16. SENATOR KENNETH HALL:

17. If...if they accept, I would think it would be the same.

18. SENATOR HARBER HALL:

19. On a point of parliamentary inquiry, Mr. President. On a point...

20. PRESIDENT:

21. Pardon me, pardon me. I'm sorry.

22. SENATOR HARBER HALL:

23. On parliamentary inquiry, Mr. President, I would like to ask

24. if the House indeed did make a change...make a change at the attempt

25. to concur in the Governor's Amendatory Veto, would that be a permissive

26. action of the House?

27. PRESIDENT:

28. Yes, they can do that and then it is of course up to us to

29. reevaluate it, and then to make the determination whether this does

30. in fact...where that House action after certification does in fact

31. ...does...if he was certified after they've taken that action. That's

32. correct...they may do that. Then this is a vote where...whereby we

33. approve that action.

1. SENATOR HARBER HALL:
2. Thank you, Mr. President.
3. PRESIDENT:
4. Senator Ken Hall.
5. SENATOR KENNETH HALL:
6. Well, in answer to Senator Hall's...are you satisfied, Senator
7. Hall? I do not know, I mean...
8. PRESIDENT:
9. Well he...well he's satisfied.
10. SENATOR KENNETH HALL:
11. Okay, well then I hope that I've explained this to everybody's
12. satisfaction and the reason is as I told you, that the Secretary's
13. office indicates that they do not have sufficient funds to begin
14. implementing a four years driver's license fee and testing
15. program at this time and the ten dollar fee for every four years
16. rather than the eight dollar fee for every three years was tried
17. so we're back to the same state we were. So I would ask that we
18. accept the Specific Recommendation of the Governor unless you have...
19. PRESIDENT:
20. Senator Kenneth...Senator Harber Hall.
21. SENATOR HARBER HALL:
22. Well I hate to speak twice. It has come to my attention that
23. changes were made in the House and I have not had an opportunity
24. to digest the type of changes they...that were made and how they
25. compare with the original bill, how they compare with the Governor's
26. Amendatory Veto and consequently, I would not be able to vote either
27. way on this bill until I've had a chance to digest these...what's
28. actually happened.
29. PRESIDENT:
30. Senator Kenneth Hall.
31. SENATOR KENNETH HALL:
32. I...I would hold this bill and find out from the House sponsor,
33. because no one ever indicated to me that there was any change other than

1. that and I will get with the House sponsor and get an answer for  
2. you, Senator Hall, and then we can get back to this.

3. PRESIDENT:

4. Take it out of the record. House Bill 1388, Senator Dougherty.

5. SENATOR DOUGHERTY:

6. Thank you. Thank you, Mr. President. House Bill 1388 as is  
7. with the Amendatory Veto of the Governor...I move that we concur  
8. in the amendatory language added to the bill by the Governor. This  
9. bill provides for a change in the method of the hours of the Boards  
10. of Election Commissioners. There are ten Boards of Election  
11. Commissioners throughout the State of Illinois. Up to this point  
12. in time, it provided that they would be open on Saturday morning  
13. from 9:00 to 12:00. This bill provides that it would be optional  
14. as to whether or not they would close and the Governor added a  
15. language that included that it could be optional but it did  
16. provide that it had to have also a legal hourly limit in it and  
17. that what he puts into it is this, that the Board of Elections  
18. Commissions must be open from 9:00 to 12:00 on Saturday morning  
19. for the four Saturdays proceeding...preceding the close of  
20. registration under these Boards of Election Commissioners. This  
21. is good language. It is helpful to the voters of that area and  
22. I move that we concur in the Amendatory Veto.

23. PRESIDENT:

24. Any discussion? Senator Rock.

25. SENATOR ROCK:

26. I rise in support of Senator Dougherty's motion, but just  
27. wish to point out and seek a ruling from the Chair. It seems to  
28. me that part of the Amendatory Veto was also contained an immediate  
29. effective date and therefore would require a larger...

30. PRESIDENT:

31. It does indeed and therefore, requires thirty-six votes.

32. SENATOR ROCK:

33. Well, I...I would urge that all members vote. I think the

1. changes made were good ones. The bill was a good one the first  
2. time around. Thank you.

3. PRESIDENT:

4. The question is shall the Senate accept the Specific Recommen-  
5. dations of the Governor as to House Bill 1388. Those in favor vote  
6. Aye, opposed Nay. Thirty-six votes are required. The Secretary  
7. will call the roll.

8. ACTING SECRETARY: (MR. FERNANDES)

9. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
10. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
11. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
12. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
13. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
14. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
15. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer, Soper,  
16. Vadaiabene, Weaver, Welsh, Wooten, Mr. President.

17. PRESIDENT:

18. Knuppel, Aye. Have all voted who wish? On that question  
19. the Ayes are 44, the Nays are none. The Specific Recommendations  
20. of the Governor as to House Bill 1388 having received the required  
21. majority vote of Senators elected are declared accepted. House  
22. Bill 2704, Senator Schaffer.

23. SENATOR SCHAFFER:

24. House Bill 2704 provides for poll watchers in Park Board  
25. Elections. The Governor's Specific Recommendations clear up an  
26. ...a confusing statement. I move to accept the Specific Recommendations  
27. of the Governor as to House Bill 2704, make the appropriate motion.  
28. Answer any questions.

29. PRESIDENT:

30. Any discussion? The question is shall the Senate accept the  
31. Specific Recommendations of the Governor as to House Bill 2704.  
32. Those in favor vote Aye. Opposed Nay. The Secretary will call  
33. the roll.



11-10-75

1. SECRETARY:

- 2. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,
- 3. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,
- 4. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,
- 5. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,
- 6. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,
- 7. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,
- 8. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer,
- 9. Soper, Vadalabene, Weaver, Welsh, Wooten, Mr. President.

10. PRESIDENT:

- 11. Wait a minute, don't call any one else's name. Carroll, Aye.
- 12. Brady, Aye. Donnewald, Aye. Buzbee, Aye. Soper, Aye. Who?
- 13. Nudelman, Aye. Newhouse, Aye. Savickas...Savickas, Aye. On
- 14. that question the Ayes are 38, the Nays are none. The Specific
- 15. Recommendations of the Governor as to House Bill 2704 having received
- 16. the required majority vote of Senators elected are declared accepted.
- 17. House Bill 2815, Senator Vadalabene.

18. SENATOR VADALABENE:

- 19. Yes, thank you, Mr. President and members of the Senate. House
- 20. Bill 2815 makes the severability clause apropos to all statutes,
- 21. however, in the Governor's Amendatory Veto, he argues that in order
- 22. to avoid confusion as to the statutory on the book, this bill should
- 23. be prospective only. He also notes that in the past severability
- 24. clauses have been included in statues only when the General Assembly
- 25. felt they expressly belonged there. So the recommendation is that
- 26. the statutes enacted after the effective date of this bill be
- 27. effected by its contents and I concur in the Amendatory Veto of
- 28. the Governor and would appreciate a favorable vote.

29. PRESIDENT:

- 30. Any further discussion? The question is shall the Senate
- 31. accept the Specific Recommendations of the Governor as to House
- 32. Bill 2815? Those in favor will vote Aye. Opposed Nay. The
- 33. Secretary will call the roll.

1. SECRETARY:
2. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,
3. Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,
4. Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,
5. Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,
6. Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,
7. Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,
8. Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith Sommer, Soper,
9. Vadalabene, Weaver, Welsh, Wooten, Mr. President.
10. PRESIDENT:
11. Savickas, Aye. Hynes, Aye. Weaver, Aye. Morris, Aye. Egan,
12. Aye. On that question the Ayes are 41, the Nays are 1. The
13. Specific Recommendations of the Governor as to House Bill 2841
14. having received the required majority vote of Senators elected are
15. declared accepted. Let the record show that was an error. It's
16. 2815 instead of 2851. House Bill 2964, Senator Palmer.
17. SENATOR PALMER:
18. Mr. President and members of the Senate. I...the same...the
19. same subject matter with the Torrens System which applies only to
20. the County of Cook and I move that we concur with the House in the
21. adoption of the Governor's Specific Recommendation for Change in
22. 2964, however, I...I think I need...we need 36 votes on this because
23. on effective date, immediate effective date. And all it does is
24. delete the language relating to Home Rule which has no effect.
25. Thank you. Netsch votes Aye.
26. PRESIDENT:
27. What happened to your birthday boy? Is he still around?
28. SENATOR PALMER:
29. He...he...he'll be here.
30. PRESIDENT:
31. Any further discussion? The question is shall the Senate accept the
32. Specific Recommendations of the Governor as to House Bill 2964 Those
33. in favor will vote Aye. Those opposed will vote Nay. The Secretary

1. will call the roll and 36 votes are required it having an immediate  
2. effective date.

3. SECRETARY:

4. Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew, Clarke,  
5. Course, Daley, Davidson, Demuzio, Donnewald, Dougherty, Egan, Fawell,  
6. Glass, Graham, Harber Hall, Kenneth Hall, Harris, Hickey, Hynes,  
7. Johns, Joyce, Knuppel, Kosinski, Lane, Latherow, Lemke, McCarthy,  
8. Merritt, Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse,  
9. Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner, Rock, Roe, Romano,  
10. Savickas, Schaffer, Shapiro, Smith, Sommer, Soper, Vadalabene, Weaver,  
11. Welsh, Wooten, Mr. President.

12. PRESIDENT:

13. On that...on that question, the Ayes are 43, the Nays are none.  
14. The Specific Recommendations of the Governor as to House Bill 2964  
15. having received the required majority of votes of Senators elected  
16. are hereby declared accepted. So that the record is clear, we are  
17. not certain that needed thirty-six votes, but in any event, he has  
18. 43. House Bill 3057, Senator Welsh. House Bill 3093, Senator  
19. Savickas.

20. (Continued on next page)

23. (End of reel)

1 SENATOR SAVICKAS:

2 Yes, Mr. President and members of the Senate, I would move  
3 that we join the House and concur with the Governor's Specific  
4 Recommendations on House Bill 3093, and the main change is the  
5 date that will change on the holidays. I would solicit a favor-  
6 able roll call.

7 PRESIDENT:

8 Any further discussion? The question is shall the Senate accept  
9 the Specific Recommendations of the Governor as to House Bill 3093.  
10 Those in favor will vote Aye. Opposed will vote Nay. Secretary  
11 will call the roll.

12 SECRETARY:

13 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
14 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
15 Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
16 Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,  
17 Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
18 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
19 Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer, Soper,  
20 Vadalabene, Weaver, Welsh, Wooten, Mr. President.

21 PRESIDENT:

22 On this question, the Ayes are 40, the Nays are none. The Specific  
23 Recommendations of the Governor as to House Bill 3093 having received  
24 the required majority vote of Senators elected are declared accepted.  
25 Senator Kenneth Hall, for what purpose do you arise?

26 SENATOR HALL:

27 A point of personal privilege, Mr. President.

28 PRESIDENT:

29 State your point.

30 SENATOR HALL:

31 I just want to call to the...attention of all the Senators that  
32 Senator Smith, Davidson, Donnewald, Nimrod and Hall and Mitchler  
33 invite you to have a breakfast with them November the 20th, 1975 at

1 the State House Inn at 101 East Adams Street, Springfield, Illinois  
2 at 8:00 a.m. No politics. We're supposed to affect this a permanent  
3 organization. Now, the reason I'm telling you at this time, they  
4 ask that you phone your reservation in to Senator Smith's office  
5 or Senator Davidson's office by 4:00 o'clock. And that's the reason  
6 I ask at this time. That's tomorrow morning. Thank you, Mr. ...

7 PRESIDENT:

8 Now, the breakfast is at...

9 SENATOR HALL:

10 8:00 o'clock.

11 PRESIDENT:

12 8:00 a.m. tomorrow morning.

13 SENATOR HALL:

14 Yes.

15 PRESIDENT:

16 Senator Latherow.

17 SENATOR LATHEROW:

18 Mr. ...Mr. President, are we on the order of Motions now?

19 Would that be proper?

20 PRESIDENT:

21 We...we are going to the order...is there leave to go to the  
22 order of Motions? There is. The Motion that you have...there are  
23 two others to be heard. We are...is there leave to go to the order  
24 of Motions? Leave is granted. Senator Latherow is recognized.

25 SENATOR LATHEROW:

26 Mr. President, I have two bills which I have talked to the  
27 majority and minority leaders of the Appropriation Committee that  
28 concern educational tv in Western Illinois. These funds are in  
29 the Capital Development Fund and there is a million, five hundred  
30 thousand dollars of Federal funds that have become available for  
31 this project. And so, I'd like to move that the Committee on  
32 Appropriations be discharged from further consideration of House Bill  
33 766 and House Bill 767 and that they be placed on the order of 2nd

1 reading.

2 PRESIDENT:

3 Any discussion? Senator Latherow moves for the immediate  
4 suspension of the rules for the discharge of the Committee on  
5 Appropriations of House Bill 766 and House Bill 767. Any dis-  
6 cussion? All in favor will say Aye.

7 SENATOR LATHEROW:

8 Aye.

9 PRESIDENT:

10 Opposed Nay. The Motion is under consideration. Now, Senator  
11 Latherow moves that these bills be...or that be discharged from  
12 the Committee on Appropriations and placed on the Calendar on the  
13 order of 2nd reading. Is there leave?

14 SENATOR LATHEROW:

15 Leave.

16 PRESIDENT:

17 Leave is granted. Senator Chew.

18 SENATOR CHEW:

19 Mr. President, I passed you a numbers of two bills that we had  
20 discussed amending. I, now, decided that I'm not going to amend  
21 those bills and I'd like them advanced to 3rd.

22 PRESIDENT:

23 Where are those bills, Senator? In the...

24 SENATOR CHEW:

25 They're on...they're on 2nd reading.

26 PRESIDENT:

27 2nd reading in the Regular Session.

28 SENATOR CHEW:

29 In the Regular Session.

30 PRESIDENT:

31 Page 2 of the Calendar. 3164. Read the bill.

32 SECRETARY:

33 House Bill 3164.

1 (Secretary reads title of bill)  
2 2nd reading of the bill. No committee amendments.  
3 PRESIDENT:  
4 . Any amendments from the Floor? 3rd reading. House Bill 3165.  
5 Read the bill.  
6 SECRETARY:  
7 House Bill 3165.  
8 (Secretary reads title of bill)  
9 2nd reading of the bill. No committee amendments.  
10 PRESIDENT:  
11 Any amendments from the Floor? Senator Howard Mohr.  
12 SENATOR MOHR:  
13 Yes, Mr. President, I wonder if the sponsor...we're looking  
14 at these bills if he would agree to bring them back...  
15 PRESIDENT:  
16 Senator Chew.  
17 SENATOR MOHR:  
18 ...to 2nd.  
19 PRESIDENT:  
20 Senator Chew. Senator Howard Mohr desires and needs your  
21 attention.  
22 SENATOR MOHR:  
23 We just got these bills yesterday, Senator, and we are looking  
24 at them and don't have any objection right at the moment, but would  
25 like an understanding that they could be called back for amendment  
26 if need be.  
27 PRESIDENT:  
28 Senator Chew.  
29 SENATOR CHEW:  
30 Mr. President, if those bills are amended, we do not have an  
31 opportunity to pass them, because they would have to go back to the  
32 House for concurrence. The House sponsor is on the Floor now. He  
33 asked me to proceed, because no one had discussed an amendment with

1 him, and I held it for that fact. And I am not at liberty to  
2 say, Senator, because of the time element.

3 PRESIDENT:

4 Senator Howard Mohr.

5 SENATOR MOHR:

6 There really isn't any problem if they advance them today and  
7 we amend them...if there should be an amendment. I...I'm not saying  
8 we have one. If there should be, we could discuss the amendment.  
9 there was one you you'd vote it up or down and put it back on 3rd and pass  
10 it with intervening business. I, you know...

11 SENATOR CHEW:

12 Senator, you got it.

13 SENATOR MOHR:

14 Thank you, Sir.

15 PRESIDENT:

16 Very good. The time frame wouldn't change. Any amendments from  
17 the Floor? 3rd reading. That's on 3165. Any further business to  
18 come before the Regular Session? Senator Howard Mohr.

19 SENATOR MOHR:

20 Yes, Mr. President, earlier this morning we had a resolution that  
21 was read and referred to Executive. It was a congratulatory resolution  
22 and in jest, I suggested it go to Executive. I didn't think it actually  
23 would go there, but it did. I'd like to ask that we reconsider that  
24 and...and adopt the resolution.

25 PRESIDENT:

26 What is the number of the resolution, please? On Senate Resolution  
27 190, Senator Howard Mohr having voted on the prevailing side moves to  
28 reconsider the vote by which that resolution was sent to Executive  
29 Committee. All in favor of that motion say Aye. Opposed Nay. The  
30 motion...the resolution is now under consideration. Senator Mitchler.

31 SENATOR MITCHLER:

32 I move suspension of the rules and immediate consideration and  
33 adoption of the resolution.



1 PRESIDENT:

2 As to House...Senate Resolution 190, Senator Mitchler moves  
3 for the suspension of the rules for the immediate consideration  
4 of that resolution. All in favor say Aye. Opposed Nay. The  
5 resolution is under consideration. Senator Mitchler now moves  
6 the immediate adoption of Senate Resolution 190. All in favor  
7 will say Aye. Opposed Nay. I didn't hear a sole Executive. I was going  
8 to say Executive again, Senator. The resolution is adopted.  
9 Any further business to come before the First Regular Session...  
10 I mean the Regular Session? Senator Bruce. Senator Bruce.

11 SENATOR BRUCE:

12 Yes, there's an appropriation for the State Racing Board still  
13 on the Calendar. Senate Bill 1508.

14 PRESIDENT:

15 Desire to call it this time?

16 SENATOR BRUCE:

17 I would appreciate it if you could get to that order of business,  
18 yes.

19 PRESIDENT:

20 Fine. Is there leave to go to Senate Bills on 3rd reading for  
21 the purpose of taking up Senate Bill 1508? Leave is granted. Read  
22 the bill.

23 SECRETARY:

24 Senate Bill 1508.

25 (Secretary reads title of bill)

26 3rd reading of the bill.

27 PRESIDENT:

28 Let the record show that's the second time the bill has been read.  
29 We are aware of that, but to avoid any complications, we wanted to read  
30 it a second time. Senator Bruce.

31 SENATOR BRUCE:

32 Yes, Mr. President and members of the Senate. This bill rewrites  
33 the State Racing Boards original FY '76 appropriation. It gives the

1 Racing Board what was recommended in the budget less six percent.  
2 It may appear to be an eight percent, but there are eleven positions  
3 which were unfunded in June. It gives the Board ten months of funding  
4 rather than the six presently in the bill, and would fund them through  
5 the period April 30th, 1976. And it would be about five-sixths of  
6 each line item is what we have given the State Racing Board or ten-  
7 twelfths of a year. I would ask for your favorable consideration.  
8 When the full year funding is finally appropriated, the Board will  
9 have received approximately one million, nine hundred and ninety  
10 thousand dollars for FY '76, or two hundred and twenty-seven thousand  
11 dollars less than it received last year.

12 PRESIDENT:

13 Any further discussion? The question is shall House Bill...  
14 Senate Bill 1508 pass. Senator Harris.

15 SENATOR HARRIS:

16 Well, I would just like to urge the members that this is a  
17 terribly important bill, and I would hope that we would pass this bill  
18 out today. I'm confident that most of the members of this side  
19 of the aisle have no difficulty with it. I would make this ob-  
20 servation, before we fully fund it for the full Fiscal Year, we  
21 would hope that we would have an appearance before the Appropria-  
22 tions Committee sometime later on in the Spring of the Chairman  
23 of the Board to work out some of the difficulties we had. But,  
24 as of now, I would hope this bill would be supported.

25 PRESIDENT:

26 Any further discussion? The question is shall Senate Bill 1508  
27 pass. Those in favor vote Aye. Opposed will vote Nay. Secretary  
28 will call the roll.

29 SECRETARY:

30 Bell, Berning, Bloom, Brady, Bruce, Buzbee, Carroll, Chew,  
31 Clarke, Course, Daley, Davidson, Demuzio, Donnewald, Dougherty,  
32 Egan, Fawell, Glass, Graham, Harber Hall, Kenneth Hall, Harris,  
33 Hickey, Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Latherow,

1 Lemke, McCarthy, Merritt, Mitchler, Howard Mohr, Don Moore, Morris,  
2 Netsch, Newhouse, Nimrod, Nudelman, Ozinga, Palmer, Philip, Regner,  
3 Rock, Roe, Romano, Savickas, Schaffer, Shapiro, Smith, Sommer, Soper,  
4 Vadalabene, Weaver, Welsh, Wooten, Mr. President.

5 PRESIDENT:

6 Nimrod, Aye. Bell, Aye. Senator Welsh.

7 SENATOR WELSH:

8 Mr. President, how am I recorded?

9 PRESIDENT:

10 How is Senator Welsh recorded?

11 SECRETARY:

12 Aye.

13 PRESIDENT:

14 He's recorded Aye.

15 SENATOR WELSH:

16 Change that vote to Present please.

17 PRESIDENT:

18 Senator Bloom.

19 SENATOR BLOOM:

20 How am I recorded?

21 PRESIDENT:

22 How is Senator Bloom recorded?

23 SECRETARY:

24 Not recorded.

25 PRESIDENT:

26 Not recorded.

27 SENATOR BLOOM:

28 Aye.

29 PRESIDENT:

30 He votes Aye. Senator Mitchler, Aye. Senator Johns, Aye.

31 Senator Berning, Aye. Senator Harber Hall, how is he recorded?

32 Senator Howard...Harber Hall.

33 SECRETARY:

1 Aye.

2 PRESIDENT:

3 He's recorded Aye. How is Senator Kenneth Hall recorded?  
4 You're recorded Aye. On this question, the Ayes are 37, the Nays  
5 are none, with 3 Voting Present. Senate Bill...Senate Bill 3...  
6 no, 1508 having received the constitutional majority is declared  
7 passed, and the bill having received the affirmative vote of  
8 three-fifths of the members elected is effective immediately upon  
9 its becoming a law. Senator Savickas.

10 SENATOR SAVICKAS:

11 I'd like to verify the positive vote on that bill.

12 PRESIDENT:

13 Senator Savickas requests a verification of the affirmative  
14 votes on that bill. Will the members be in their seats. The  
15 Secretary will read the affirmative votes.

16 SECRETARY:

17 The following voted in the affirmative:

18 Bell, Berning, Bloom, Bruce, Buzbee, Chew, Davidson, Demuzio,  
19 Donnewald, Dougherty, Egan, Fawell, Graham, Harber Hall, Kenneth  
20 Hall, Harris, Hickey, Johns, Joyce, Knuppel, Latherow, Merritt,  
21 Mitchler, Howard Mohr, Don Moore, Morris, Netsch, Newhouse, Nimrod,  
22 Schaffer, Shapiro, Sommer, Soper, Vadalabene, Weaver, Wooten, Mr.  
23 President.

24 PRESIDENT:

25 Senator Savickas.

26 SENATOR SAVICKAS:

27 Senator Egan.

28 PRESIDENT:

29 Is Senator Egan on the Floor?

30 SENATOR SAVICKAS:

31 Take him off.

32 PRESIDENT:

33 Take...take him off...take him off the roll. Any one else?

1 SENATOR SAVICKAS:  
2 Senator Mohr...Howard Mohr.  
3 PRESIDENT:  
4 Senator Howard Mohr is right here.  
5 SENATOR SAVICKAS:  
6 Where...where is he?  
7 PRESIDENT:  
8 Senator Howard Mohr, he was right here behind...there he is.  
9 SENATOR SAVICKAS:  
10 Senator Latherow.  
11 PRESIDENT:  
12 Senator Latherow is here beside Senator Bloom. On this...  
13 SENATOR SAVICKAS:  
14 Senator Johns, is he in his seat?  
15 PRESIDENT:  
16 Senator Johns is right there.  
17 SENATOR SAVICKAS:  
18 I'm standing at the mike. If these fellows would sit in their  
19 seats, I wouldn't have to question this, Senator Soper.  
20 PRESIDENT:  
21 On this question...take Senator Egan off the roll. On this  
22 question, the Ayes are 36, the Nays are none, with 3 Voting Present,  
23 and the roll...the roll call has been verified. Any further business  
24 to come before the First Special Session? No, I'm sorry. I keep  
25 saying First Special. The Regular Session. The Regular Session  
26 will be adjourned until tomorrow morning at 10:00 o'clock.  
27  
28  
29  
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31  
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33