

79th GENERAL ASSEMBLY

REGULAR SESSION

DECEMBER 2, 1976

1. PRESIDENT:

2. The hour of ten having arrived, the Senate will come to
3. order. Will our guests in the gallery please stand for a prayer
4. by Rabbi Barry A. Marks, Temple Israel, Springfield, Illinois.

5. RABBI MARKS:

6. Lord, our God, source of peace, bless us with Your
7. precious gift of peace, peace within ourselves, peace in our
8. community, peace in the world. Help us to achieve that inner
9. peace which results from the delicate balance of realism and
10. idealism. In the words of the poet who likened us to an
11. archers bow in Your hands, we pray to You, oh Lord, hold us not
12. too losely, lest we rock, yet draw us not too tightly lest we
13. break. We seek to be true to our individuality and to our
14. own convictions and yet to respect the same in others. We seek
15. to resolve the inevitable conflicts of style and of substance
16. without bitterness or rancor. May we learn to see our differences
17. not as a curse or a burden, but as the marvelous handiwork
18. of You, our Creator who fashioned a vast universe making all of us
19. His creatures, unique, in a world within ourselves. May all of us
20. be forces for peace and for reconciliation within our communities
21. and within the world at large, that the ancient dream of
22. shalom of peace may come nearer to attainment, source of peace
23. bless us with peace. Amen.

24. PRESIDENT:

25. Reading of the Journal.

26. SECRETARY:

27. Wednesday, November the 17th, 1976, Thursday, November
28. the 18th, 1976.

29. PRESIDENT:

30. Senator Kenneth Hall.

31. SENATOR HALL:

32. Mr. President, I move that the Journals just read by the
33. Secretary be approved unless some Senator has additions or corrections

1. to offer.

2. PRESIDENT:

3. You heard the motion. All in favor will say Aye.
4. Opposed Nay. The Ayes have it. The motion carries. Senator
5. Kenneth Hall.

6. SENATOR HALL:

7. I move that the reading and approval of the Journals of
8. Tuesday, November 30th, 1976 and Wednesday, December 1st, 1976
9. be postponed pending arrival of the printed Journals.

10. PRESIDENT:

11. You heard the motion. All in favor say Aye. Opposed
12. Nay. The Ayes have it. The motion carries. Will the members
13. be in their seats. To the order of bills on the Total Veto
14. consideration on page four, first bill that is indicated on which
15. a motion has been filed, is Senate Bill 193. A motion by
16. Senator Davidson. Would those of you who are still in your offices
17. please get here so we can start moving. Let's try the item
18. vetoes. Yeah. I think that...let's...let's...let's try the
19. item vetos. What's your number, Senator? Senate Bills on
20. 3rd reading. Page two of your Calendar. Senate Bill 2045,
21. Senator Donnewald.

22. SENATOR DONNEWALD:

23. ...requirements of two years surface mine experience by
24. January 1, '77. So, what it does it extend it six months. I would
25. appreciate your favorable consideration.

26. PRESIDENT:

27. Any further discussion? Senator Glass.

28. SENATOR GLASS:

29. Thank you, Mr. President. I would just like clarification.
30. I spoke to you yesterday, Senator Donnewald, and I...I have a
31. letter that was put on our desks from Otis Gibson explaining
32. this and I...I noticed that in the bill temporary certification
33. will be provided for persons with at least two years surface
34. mining experience up to the time of the next examination

1. or of up to a maximum of six months. Now, are you saying that
2. there are supervisors who are needed but do not have two years
3. of surface mining experience? Is that...is that the problem?

4. PRESIDENT:

5. Senator Donnewald.

6. SENATOR DONNEWALD:

7. That...that's my understanding. There are some forty
8. that have...probably a year and a half or close to that. They
9. need the extra six months to...in other words, they would then
10. become eligible and would not be discriminated against. I think
11. that's the purpose of the legislation.

12. PRESIDENT:

13. Senator Glass.

14. SENATOR GLASS:

15. Well, I have no objection. I agree that...that it is needed
16. and I appreciate that explanation.

17. PRESIDENT:

18. Let's read the bill also.

19. ACTING SECRETARY: (MR. FERNANDES)

20. Senate Bill 2045.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. The question is shall Senate Bill 2045 pass? Those in favor
25. will vote Aye. Opposed will vote Nay. The voting is open.
26. Have all voted who wish to vote? Take the record. On that
27. question the Ayes are 41, the Nays are none with none Voting
28. Present. Senate Bill 2045, having received a constitutional
29. majority is declared passed. Senator Kosinski, do you want to run
30. 2046? On the order of Item Vetoes on page five on your Calendar,
31. Senate Bill 1604, Senator Knuppel. 1609, Senator Knuppel.
32. Senate Bill 1620, Senator Kenneth Hall. Is he here? Senate Bill
33. 1628, you want to try that one now, Senator Weaver, or later?

1. 1742, Senator Kenneth Hall. Or, Senator Rock. You have four
2. motions on it. You want to...Senate Bill 1742. On the order
3. of Item Vetoes, page four of your Calendar. Senator Rock
4. with some motions. Senator Rock is recognized.

5. SENATOR ROCK:

6. Well, I...I wonder Senator Bruce has just advised me that he
7. is going to file a similar motion with respect to Senate Bill
8. 1936. The subject in question is the community colleges building
9. program. We have had for the past few days at least, a number
10. of discussions with the community college people and with the
11. Capital Development Board, and in an attempt to accommodate
12. those buildings that are ready to go, so to speak, that are...
13. where plans have been drawn and sites acquired, the...the board
14. has indicated to the Community College Board that they can, in
15. fact, given our reappropriation or our approval, they can, in fact,
16. move along on some of these projects that have already been approved
17. and are in the works and that are now stopped. So, I...if you don't
18. mind, I would just like to pass it for a few minutes until
19. Senator Bruce is ready and then we can present the whole program
20. at once and I think handle it with some dispatch.

21. PRESIDENT:

22. Thank you. Let's try the order of restoration of Item
23. Reductions on page six, which only takes, of course, thirty
24. votes. Senate Bill 1603, Senator Bruce. Senate Bill 1604, Senator
25. Knuppel. Senator, so I can understand you, you have 1604 both
26. on the order of Restoration of Reductions and on Item Vetoes.
27. You don't plan to call it on either? Fine. All right. We might
28. save ourselves some time. If there are any other bills that members
29. have made the decision not to call, if you would indicate that
30. to the Secretary, we would obviate calling them again. There
31. may be some that you've made the decision, you're going to leave
32. them in the posture that they're in. If so, let us know so that
33. we can scratch them. Senator Bruce.

1. SENATOR BRUCE:

2. Yes, Sir. In that light, then, I have a motion on
3. 1603 which I do not presently plan to call. I don't know
4. whether we should withdraw the motion or just let it sit. So that
5. the Chair would know, I have no intention of calling the motion
6. on 1603. And...and Mr. President, while I'm...microphone, I'd
7. like to Table a bill that's on the Calendar.

8. PRESIDENT:

9. Yes, go right ahead then.

10. SENATOR BRUCE:

11. ...be Senate Bill 1867 on page three of the Calendar.
12. I'd move to Table that bill.

13. PRESIDENT:

14. Senator Bruce moves to Table Senate Bill 1867. All in favor
15. say Aye. Opposed Nay. The Ayes have it. Senate Bill 1867
16. is Tabled. Senator Merritt.

17. SENATOR MERRITT:

18. Yes, Mr. President. I'm informed by the Secretary that
19. those items on here on Total Vetoes for which a motion has not
20. been filed, would just automatically go off of the Calendar today.
21. Is that...

22. PRESIDENT:

23. That is correct.

24. SENATOR MERRITT:

25. ...is that correct?

26. PRESIDENT:

27. That is correct.

28. SENATOR MERRITT:

29. Because I had one there, I had Senate Bill 1863 that I didn't
30. file a motion on and neither did I intend to call it.

31. PRESIDENT:

32. Thank you, Senator. Senator D'Arco, for what purpose do
33. you arise?

1. SENATOR D'ARCO:
2. Mr. President, Senate Bill 1606 is on the Calendar
3. under the category of Item Reductions, but in fact, we voted on that
4. yesterday and it's...shouldn't be on the Calendar at all.
5. PRESIDENT:
6. No, all of the matters remain on the Calendar until they
7. go out of the Body. Thank you, very much. Senator Rock, for
8. what purpose did you arise?
9. SENATOR ROCK:
10. Well, I have a Senate Bill on 2nd reading that I would like
11. moved to 3rd so that we can get it to the House when we come back
12. in December. 2047 is the...of an emergency nature at the request
13. of the Comptroller.
14. PRESIDENT:
15. Senate Bills on 2nd reading. Is there leave to go to that
16. order of business? Leave is granted. Senate Bill 2047, would
17. you read the bill?
18. ACTING SECRETARY: (MR. FERNANDES)
19. Senate Bill 2047.
20. (Secretary reads title of bill)
21. 2nd reading of the bill. No committee amendments.
22. PRESIDENT:
23. Any amendments from the Floor? 3rd reading. Senator Shapiro,
24. could we see you a moment, please? Now, we wanted to get started
25. early so you could get home early. It's snowing. It's going to be
26. difficult to drive. So, now, let's...let's get moving and let's
27. get in our seats and let's stay. On the order of House Bills on
28. 3rd reading. Page two. House Bill 3197, Senator Shapiro.
29. SENATOR SHAPIRO:
30. Mr. President, Ladies and Gentlemen of the Senate.
31. House Bill 3197 was amended yesterday to provide that the money
32. we appropriated last spring in the amount of two and a half
33. million dollars would be used to reimburse special education

1. summer school programs only. As you know, the General Assembly
2. took the stand in the last Session, that we would not fund the
3. regular summer school programs because they are not mandated.
4. However, these other programs are mandated and in order to make
5. sure that the two and a half million is used only for that
6. purpose, the substantive law needs to be changed and the proper
7. language put into it and what the bill as amended now does that
8. it provides that for the 1977 Fiscal Year only the money
9. appropriated by the General Assembly for the purposes of this
10. section shall only be used for grants for approved summer school
11. programs for those handicapped children. If there are any
12. questions, I'll be more than happy to answer them. Otherwise, I would
13. appreciate a favorable roll call. This bill is supported by
14. both sides of the aisle and the leadership and the Education
15. Committee. It has been requested by the Illinois Office of
16. Education. It does have an effective immediate date and requires
17. thirty-six votes. I would appreciate your support.

18. PRESIDENT:

19. Any further discussion? Senator Buzbee.

20. SENATOR BUZBEE:

21. I'm sorry, Senator Shapiro. I...I missed the first
22. portion of your explanation. Looking at the Calendar, it refers
23. to the monthly rather than semi-annual, is that...that incorrect?

24. SENATOR SHAPIRO:

25. That has been amended out, Senator Buzbee, yesterday.

26. PRESIDENT:

27. Any further discussion? Read the bill.

28. ACTING SECRETARY: (MR. FERNANDES)

29. House Bill 3197.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. The question is shall House Bill 3197 pass? Those in favor

1. will vote Aye. Opposed Nay. The voting is open. Have
2. all voted who wish? Take the record. On that question
3. the Ayes are 52, the Nays are none with none Voting Present.
4. House Bill 3197 having received a constitutional majority is
5. declared passed. Well, we'll start with our motions again and
6. see how far we can get. On the matter of Total Vetoes, page
7. four, Senate Bill 193, Senator Davidson. Senator Davidson
8. is recognized.

9. SENATOR DAVIDSON:

10. Mr. President and members of the Senate, I urge the override
11. of the Governor's veto on Senate Bill 193 because of the fact
12. we have not got cooperation out of the Pollution Control
13. Board on the regulations that need to be done and if you look
14. at the documented record which I have here that the Pollution
15. ...Control Board and the EPA are saying now, we're going to do these
16. regulations, but every time that this bill began to move is only
17. time they began to do anything towards making any kind of solution.
18. Now, they're talking about they're going to have a hearing
19. on December the 8th, in the Environmental Institute...environmental
20. requirements doing with grain elevators. Now, this is only moved
21. by the record every since this bill has been alive for two years,
22. that the Pollution Control Board has made any response or
23. the Environmental Institute to do the things that should have
24. been done a long time ago. Now, if this bill by exempting sporting
25. events and grain elevators become a detriment, we can certainly
26. correct it. Secondly, it does not remove these places totally
27. from without the EPA, Pollution Control Board, because there is
28. another section that has to do with general nuisances which can be
29. brought to bear if they become detrimental to the livelihood and
30. to the people within the area. I urge us to override and exempt
31. the sporting areas and grain elevators to do a job that needs
32. to be done.

33. PRESIDENT:

1. Senator Sommer.

2. SENATOR SOMMER:

3. Mr. President and members, this is my bill and I suspect

4. it was introduced initially because to some extent the EPA

5. had been...abnegating what we would understand to be the common

6. law that...that parties can't move to a nuisance and we'd had

7. numerous occasions where people would move in next to some skunk

8. works and then start complaining. Then I had read in the paper

9. in some instances where the EPA particularly had attempted

10. to extend its authority beyond what I'm sure that anybody who

11. ever voted for the Act can see that they would be doing. I had

12. one...once read where they were going to think about cracking

13. down on Saturday night football games at the high schools. That

14. was a quote from one of their officials and I don't think that that

15. was in their mandate. Doctor...or Senator Davidson is correct.

16. Ever since the bill was introduced and every time it would move,

17. the EPA would begin hearings again. Well, we're now in the

18. posture where they've determined that they will...they will...they

19. have a proposal concerning automobile racing that will go before

20. the Pollution Control Board rather quickly and they've indicated

21. that they will work with these people and try to get a resolution

22. whereby people who live near these places can be satisfied and the

23. racers can be satisfied and the same in relation to grain elevators.

24. They have all the grain operators associations together discussing

25. the...this particular matter and what kind of muffling systems

26. can be established on these things. I'm sort of the persuasion

27. that we should allow them to try again to work with the groups.

28. If they don't...if they can't cut it this time, we can introduce

29. the bill in January and pass it again and this time pass if for

30. sure. So, I'm sort of the persuasion that we should again allow

31. them to...to continue to work and come up with a solution that's

32. reasonable to all groups and the passage of this bill may

33. foreclose that. I think each member should do it on its own merits.

1. You're all familiar with the bill and you can go either way.

2. I just wanted to give you the other side of it.

3. PRESIDENT:

4. Senator Netsch.

5. SENATOR NETSCH:

6. Thank you, Mr. President. I think Senator Sommer has made
7. a very persuasive argument for not voting to support
8. the override motion for which I thank him. The only point I was
9. going to make which I will just make very briefly, is that I think
10. that the bill represents a case of overkill as it is written
11. by totally excluding the jurisdiction of the Pollution Control
12. Board from these areas which do indeed present some very serious
13. problems to people who live in the vicinity of them is just
14. simply going too far. I think that the message has gone
15. through to the Pollution Control Board. I think they are very
16. serious this time, that they are going to attempt to work out
17. regulations that do recognize the unique nature of both the
18. grain elevators and the motor racing sport and that the problem
19. is going to be solved that way. It seems to me if we start
20. excluding the Pollution Control Board from exercising any
21. jurisdiction over particular activity every time there is some
22. unhappiness with their initial response that we are going to end
23. up with no control at all over environmental threats and that,
24. it seems to me, is very much the wrong way to go. I think Senator
25. Sommer's position is a very reasonable one and I also would
26. hope that we would not exclude jurisdiction entirely by overriding
27. this veto.

28. PRESIDENT:

29. Senator Glass.

30. SENATOR GLASS:

31. Thank you, Mr. President, Ladies and Gentlemen. I, too, would
32. ...would support Senator Sommers position as the original sponsor
33. of the bill and...and continue to give the Pollution Control Board

1. an opportunity to work out regulations in these important
2. areas. The...the only thing I would add is that there is
3. evidence now that considerable noise abatement is possible
4. at grain elevators at very reasonable cost. And it would be,
5. I think, unfortunate to take away PCB's regulation of...of them.
6. Also, we are apparently on the verge of the Board receiving the
7. economic impact study as Senator Davidson mentions and rather
8. than act hastily, let's see what does develop and...and not
9. override this veto. Thank you.

10. PRESIDENT:

11. Any further discussion? Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well, Mr. President and members of the Body, the unfortunate
14. thing is there's jackasses on both sides of this thing. The EPA
15. started out riding around like the long ranger and then I've
16. got a situation where some guy started a gun club right under the
17. windows of a church. So, I'm in position that I...I feel
18. like both parties have been wronged. I've got a plant over in...
19. in Canton that employs about three thousand people, International
20. Harvester, they have to petition for a variance because there's
21. some people live around there about fourteen people, even though
22. the plant's been there seventy years. There's...there some
23. people that have complained about the noise. So the end result
24. is if the EPA would get off their hands that Senator Davidson
25. said he was sitting on yesterday, get off their hands and do a
26. fair and honest consciencious job, we wouldn't even have to waste
27. time on this. But, as I said, I'm not going to vote on the thing
28. at all, which is equivalent of a No vote but...but I'd like to
29. see a bill passed next year that provides some kind of...of grand-
30. father rights to people that run a racecourse or some kind of
31. an event and somebody moves in and builds a new house, they
32. don't deserve relief and by the same token, if you've got an elevator
33. that that's the reason the town went there, somebody buys a house

1. there, they should know the elevator is there. They shouldn't
2. have relief. But it's time somebody woke up and that the ostriches
3. got their heads out of the sand on this thing. They always
4. come in here asking for...saying we're going to get busy now
5. but hell, they've had a year and they're just now starting to move.

6. PRESIDENT:

7. Senator Latherow.

8. SENATOR LATHEROW:

9. Well, thank you, Mr. President. I just wanted to recognize
10. a few facts of the love of the agencies and how hard they fought
11. the necessity of them making any impact statement on their
12. decisions, yet for every other decision they were making, industry
13. make impact statements everytime that they wish to make any kind
14. of a change. I...I just can't help but believe that you may have
15. ...may have this agency's attention right now. But, I sometimes
16. worry about how concerned we get with someone else's noise, even
17. here in the General Assembly, but yet we never notice the
18. occasion of our own noises. And I...I think maybe this might be
19. somewhat relevant to the agency that's involved, whether it be the
20. Board or the EPA. They are making some effort, I think for just
21. decisions, rather than unjust ones now. I'll agree to that.
22. But, to receive a letter as we all did from one of them that
23. says, we are now proceeding and why their proceedings hadn't
24. been on a just effort before was probably because this legislation
25. similar to what we have before us today had never been introduced
26. and given a real hard trial run. I don't know whether I want to see
27. it go down or not. I think you people here can reverse your actions
28. any time you desire and certainly it wouldn't hurt these people
29. once to hear from you.

30. PRESIDENT:

31. Senator Merritt.

32. SENATOR MERRITT:

33. Mr. President, members of the Senate. I want to certainly echo

1. the remarks of Senator Davidson, Senator Latherow, and Senator
2. Knuppel. I think it's important, if you'll bear with me just
3. a moment, to look at the number of this bill, 193. Let's look
4. over the history of it. February 27th, 1975, it was introduced
5. nearly two years ago. We all know those of us that were members
6. of that committee, that heard this bill with the EPA and the
7. PCB in there saying, we're going to do something immediately
8. concerning it. Well, immediately to me is a little bit less
9. than two years. And I think if we accomplish nothing further
10. with this, than to tell those two agencies that it is within
11. our legislative power to do the right thing for some of the
12. people in the country areas. I'm referring specifically to the
13. country grain elevators. Without them, I don't know how we
14. would move our agricultural products in this State. And we are
15. number one in the entire nation in the export of agricultural
16. products. Let's give some breath and life to those fine country
17. grain elevators. If we've gone in the wrong direction and
18. that those two agencies do something about it in the coming year,
19. well and good. This Act could then be repealed but I would
20. strongly urge in the best interests, the economic interests
21. of our rural country grain elevators, that we override this veto.
22. Thank you.

23. PRESIDENT:

24. Any further discussion? The question is...the question is shall
25. Senate Bill 193 pass, the veto of the Governor to the contrary
26. notwithstanding. Those in favor will vote Aye. Opposed Nay.
27. The voting is open. Have all voted who wish? Take the record.
28. On that question the Ayes are 29, the Nays are 10, with 1 Voting
29. Present. And the bill, Senate Bill 193, having failed to receive
30. the required three-fifths vote, the motion is declared lost.
31. Senate Bill 1962, Senator Mohr is not here...you going to pass
32. that? Okay. To the order of override of Specific Recommendations
33. for Change, page seven of your Calendar, Senate Bill 1789, Senator

1. Maragos. Senator Maragos is recognized.

2. SENATOR MARAGOS:

3. Mr. President, I'm holding that bill to see if it can, in
4. any way reconstitute...that it's passable, but the...the override
5. motion, I don't have the votes as I explained yesterday, but
6. there's another motion I'm just holding in abeyance at the
7. present time till I see if I can correct it.

8. PRESIDENT:

9. Fine.

10.

11. The following typed previously.

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1. PRESIDENT:

2. On the order of item vetoes, page five of your Calendar,
3. Senate...Senate Bill 1609, Senator Knuppel. Senate Bill 1620,
4. Senator Kenneth Hall. Senate Bill 1628, Senator...Senator
5. Weaver. Senate Bill 1742, Senator Hall, and Senator Rock.
6. You still want to hold that, Senator Rock, until you get
7. the other...Senator Bruce's other connection?

8. SENATOR ROCK:

9. No, I...I do have some motions. Senator Hall has, I think there
10. are one, two, three, four, five, six motions with respect
11. to Senate Bill 1742, is that correct Mr. Secretary?

12. PRESIDENT:

13. Yes. Two have been filed by Senate...Senator Hall and
14. four by yourself.

15. SENATOR ROCK:

16. That is correct and they're all of the similar nature
17. and then Senator Bruce has a number of motions with respect
18. to Senate Bill 1936, so I think that in order to get the ball rolling
19. here, why don't I get started? We can start on mine and take
20. Senator Hall's two and then we can move right to the...cause the
21. subject matter is the same.

22. PRESIDENT:

23. Very good. Senate Bill...we are now on the order of Item
24. Vetoes, Senate Bill 1742 is under consideration. The first
25. motion to be discussed will be filed, it has been, by Senator
26. Rock. Senator Rock is recognized.

27. SENATOR ROCK:

28. I assume, Mr. Secretary, we are talking about the motion
29. concerning page twenty-seven, lines eleven and twelve, is that
30. correct? All right. Thank you, Mr. President, Ladies and Gentlemen of
31. the Senate. These six motions concern Item vetoes for projects

1. that were approved by and sponsored by the Illinois Community
2. College Board. As you will recall, Senate Bill 1742 as introduced,
3. contained all the reappropriations of projects that had already
4. received General Assembly and Gubernatorial approval, but had
5. not yet gotten off the ground, so to speak and they are, in fact,
6. a reappropriation of monies for projects already approved.
7. Many of these were vetoed out, many were reduced. The reason
8. being similarly to Senate Bill 1936 which contained new
9. projects from the various agencies of State Government, the reason
10. being that the authorization under the Capital Bond Act was not,
11. in fact, in accord with the projects approved so that we had
12. a situation where we had approved dollar wise about nine hundred
13. million dollars in projects and we had bonding authority only
14. in the amount of seven hundred and fifty-two million so the
15. Governor and the Bureau of the Budget took the position that to
16. force us really to either increase the bonding authority or at least
17. make sure they were running on parallel lines that we had...they
18. had cut all these projects. I think now with the action
19. the House has taken, namely to increase the authority across all
20. the lines as they have done in a House Bill that will, I'm told,
21. be considered today, that we should, in fact, take some action
22. since this is the last time we can act today on these two bills
23. and in fact, restate our legislative approval of these projects
24. for the Community College Board. There are, in fact, six projects
25. contained in the motions, the four that I have and the two
26. Senator Hall has, and I would like with...to share with the
27. membership a letter received by me yesterday from the Illinois
28. Community College Board. As I indicated earlier, there have
29. been some discussions with the Capital Development Board with
30. respect to these projects. Many of them are underway already.
31. And unless we, again, give Legislative approval, they will, in
32. fact, be stopped until the General Assembly can act in the 80th
33. General Assembly. The letter reads in pertinent part as follows:

1. "We, the Illinois Community College Board, would appreciate
2. having you submit the motions and support the override of each
3. of these six community college projects vetoed in Senate Bill
4. 1742 as listed below" and I will just read the facility projects.
5. It's the Belleville Area College, Danville Junior College,
6. William Rainey Harper College, Lewis and Clark Community
7. College, Triton College, in East St. Louis. "We believe," the
8. letter goes on, "that Senate Bill 1742 has the highest priority
9. for override because most of these projects already have the
10. working drawings completed and are ready to go to bid as soon
11. as funds are appropriated. We realize there is some question
12. regarding bonding authorization for these six projects. It is
13. our judgement that several of them could be released within the
14. next month or two if the funds are reappropriated, even if the
15. bonding authority bill, which is over in the House, does not pass
16. this month. The reason for this is that several current
17. community college projects such as the academic building for
18. State Community College have funds appropriated, released and
19. authorized for bonding, but cannot proceed because either the
20. site is not available, the construction drawings are not completed,
21. lawsuits are currently pending against the project, or the
22. matching Federal and local funds are not readily available.
23. The conclusion is thus is some of the reappropriated projects
24. in Senate Bill 1742 were approved by the General Assembly
25. this month, which is today, it's our last day, we would request
26. that the Capital Development Board, Bureau of the Budget and Governor
27. substitute these projects for some of the other community college
28. projects that are currently being delayed and that might wait
29. until new appropriations next Spring. I understand from the
30. representatives of the Community College Board that there have
31. been, in fact, some assurances given by the Bureau and by the
32. Capital Development Board. Some of these projects are ready
33. to go now and it's only up to us to reappropriate the money.

1. PRESIDENT:

2. Senator Latherow.

3. SENATOR LATHEROW:

4. Thank you, Mr. President. Well, Senator, I just wanted
5. to remark, I'm real pleased to know that the Board is ready to
6. go with some junior college projects. If you remember about two
7. or three years ago, we went through a long series of motions
8. and even resolutions against this Capital Development Board for
9. their little technical attitudes and delays that they had before
10. some...some boards. The Board in the district that I...have in
11. mind and Galesburg had their funds for over three years before
12. they could get through the little technical switch outlets and
13. so on in this Capital Development Board. You know what they did
14. when they got ready to build another building, they went out and
15. did it on their own because the delays and so on that they
16. had experienced during the three years prior to that were more
17. costly than what they would have amounted to, benefits if they would
18. have come before the Board in another building program. So
19. they decided to go it their own. And I just wonder if some of the
20. others couldn't experience the same. I'm not against your
21. legislation, you understand that. But I do think and I want
22. you to know, I'm well pleased that they're ready to go with
23. something.

24. PRESIDENT:

25. Any further discussion? Senator Mitchler.

26. SENATOR MITCHLER:

27. Thank you, Mr. President. I appreciate your remarks, Senator
28. Latherow and I'd like to expand on them briefly as we're
29. discussing this bill. Senator Rock does present a very
30. sound argument for his cause but here we have what has been
31. created a Capital Development Board that has caused considerable
32. problems. It reminds me of a statement made by the Chairman of the
33. United States Steel in speaking over at U.S. Steel Day in Joliet

1. that the people referring to the taxpayer, had better wake
2. up because they're being governed by decree not by laws,
3. by people they don't elect, they don't even know. And I think
4. this is true with the Capital Development Board that in many of
5. these projects that we have given to them, they have become
6. extremely costly because of all of the intricacies in the
7. operation of the Board. What sounds to be a good method
8. in setting up funding of different projects throughout the State
9. through a Capital Development Board, I think we found that they
10. have found that they have been more of an albatross on the backs
11. of those that go to them for help and assistance than really being
12. of service. I think that when you look at the amount and the
13. size that they have grown to, I think that we have to set these
14. priorities like you referred to, Senator Rock, in bringing it out.
15. But, I just wanted to enter those remarks into the record because
16. I think we should take a good look at how much we are being obligated
17. into bonding and future obligation of the taxpayer and what it's
18. going to cost in the next appropriation for Fiscal Year '78
19. to meet the responsibilities that have been put onto us by the
20. projects under the Capital Development Board.

21. PRESIDENT:

22. Senator Glass.

23. SENATOR GLASS:

24. Thank you, Mr. President. I would like to ask Senator
25. Rock a question.

26. PRESIDENT:

27. He indicates he'll yield.

28. SENATOR GLASS:

29. Senator Rock, I think I understand from your narrative of the
30. ...of the current situation, that with regard to the funds that
31. had inadequate authorization, CDB bond authorization, there is a
32. good likelihood that that authorization will be restored and that
33. that is in the amount of about forty million. The remaining part
34. of the reduced funds, however, I would like some clarification.

1. The Governor in his message, makes the statement that the amount
2. he...he did approve reflects the maximum amounts necessary to
3. fund all projects expected to become eligible for State support
4. in FY '77. Now, is that not a correct statement and if...if
5. not, could you go through briefly your explanation of why it isn't?
6. In other words, are there...are there projects that we expect
7. to fund, substituted projects during FY '77 for which these funds
8. are actually going to be needed?

9. PRESIDENT:

10. Senator Rock.

11. SENATOR ROCK:

12. Yes, I...I think that the statement made by the Governor
13. at the time was correct. Now, my information is from the
14. Community College Board, which I shared with you when
15. I read that letter, is that some of the projects, in fact,
16. have been delayed for a...a number of different reasons, or one
17. of...one of several reasons. Either there are lawsuits
18. pending, the sites have not yet been acquired, the required
19. Federal match has not yet become available. So, that in fact,
20. the Capital Development Board by its action, could as it were
21. put one project on the back burner and move one of these that is
22. ready to go up to the front line. That is the position
23. the Board has taken, and I frankly, agree with it. There are
24. situations such as we'll get to, Triton Community College, where
25. they have acquired the land, they've got the drawings. They're
26. ready to go. And rather than have them lined up as it were behind
27. four or five that are not ready to go, the Board has and has given
28. some assurances to the Community College Board that they can, in
29. fact, go around and start with those projects that are ready first.
30. But the statement made by the Governor was at that time, correct
31. and I...I didn't...didn't really have any quarrel with it at that
32. time. I...when we passed this bill and 1936, you will recall
33. that we had a companion bill to increase the authority across

1. all those lines to make sure that the authorization was
2. actually commensurate with the funds appropriated. That bill
3. did not fail for many reasons over in the House. The House
4. is now in a position of apparently reconsidering that action and
5. they do have a bill pending to increase the authority. Whether
6. or not that passes, some of these projects can still be
7. substituted and can, in fact, go ahead and that's what I'm about
8. with these six projects.

9. PRESIDENT:

10. Any further discussion? Senator Rock...

11. SENATOR ROCK:

12. Well, I just...we are on...I move that the item on page
13. twenty-seven, lines eleven and twelve of Senate Bill 1742
14. do pass, the item veto of the Governor to the contrary
15. notwithstanding.

16. PRESIDENT:

17. The question is shall the item on page twenty-seven,
18. lines eleven and twelve of Senate Bill 1742 pass, the item
19. veto of the Governor to the contrary notwithstanding? Those
20. in favor vote Aye. Opposed will vote Nay. The voting is open.
21. Have all voted who wish? Take the record. For what purpose
22. does Senator Philip arise? Senator Philip. Give him the mike, please.

23. SENATOR PHILIP:

24. Thank you, Mr. President. I was not at my seat and I'd
25. like to be recorded as voting Aye. The record...

26. PRESIDENT:

27. The record will show that you were...you intended to vote
28. Aye. On that question the Ayes are 47, the Nays are 3 with
29. none Voting Present. Senate...the item on page twenty-seven,
30. lines eleven and twelve having received the required three-fifths
31. vote is declared passed, the item veto of the Governor to the contrary
32. notwithstanding. Senator Rock.

33. SENATOR ROCK:

1. Thank you, Mr. President. Now that we have the backround
2. discussion and I think everybody understands what is involved,
3. I think we can handle the remaining motions with some dispatch.
4. The next motion concerns itself with the William Rainey
5. Harper Community College. It's for their vocational and technical
6. center and I...if there is no discussion, I would move that the
7. item on page twenty-eight, lines one through three of Senate
8. Bill 1742 do pass, the item veto of the Governor to the contrary
9. notwithstanding.

10. PRESIDENT:

11. Any discussion? The question is shall the item on page
12. twenty-eight, lines one through three inclusive pass...of Senate
13. Bill 1742 pass, the item veto of the Governor to the contrary
14. notwithstanding? Those in favor will vote Aye. Opposed
15. Nay. The voting is open. Have all voted who wish?
16. Take the record. On that question the Ayes are 46, the Nays
17. are 3 with 1 Voting Present. The item on page twenty-eight,
18. lines one through three of Senate Bill 1742 having received
19. the required three-fifths vote is declared passed, the item
20. veto of the Governor to the contrary notwithstanding. Senator
21. Latherow.

22. SENATOR LATHEROW:

23. Well, Mr. President, on the motion prior to this one, I was
24. on the telephone and I want it recorded that I intended to vote
25. Aye.

26. PRESIDENT:

27. Let the record so show. Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President. Similar almost...a motion. I would
30. move that the item on page twenty-eight, lines eighteen through
31. twenty of Senate Bill 1742 do pass, the item veto of the Governor
32. to the contrary notwithstanding. This is the project at the
33. Lewis and Clark Community College.

1. PRESIDENT:

2. Any further discussion? The question is shall the item
3. on page twenty-eight, lines eighteen through twenty inclusive
4. of Senate Bill 1742 pass, the item veto of the Governor to the
5. contrary notwithstanding. Those in favor will vote Aye. Opposed
6. will vote Nay. The voting is open. Have all voted who wish?
7. Take the record. On that question the Ayes are 48, the Nays
8. are 3 with 1 Voting Present. The item on page twenty-eight
9. lines eighteen through twenty having received...of Senate Bill
10. 1742, having received the required three-fifths vote is declared
11. passed, the item veto of the Governor to the contrary notwithstanding.
12. Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
15. The final motion that I have and then Senator Hall has two and
16. then we can get with Senator Bruce, is that I move that the item
17. on page twenty-nine, lines nineteen through twenty-two
18. of Senate Bill 1742 do pass, the item veto of the Governor to
19. the contrary notwithstanding. This is the project for the
20. Triton Community College Vocational and Technical Center.

21. PRESIDENT:

22. Any discussion? The question is shall the item on page
23. twenty-nine, lines nineteen through twenty-two of Senate Bill
24. 1742 pass, the item veto of the Governor to the contrary
25. notwithstanding. Those in favor will vote Aye. Opposed will
26. vote Nay. The voting is open. Have all voted who wish?
27. Take the record. On that question the Ayes are 45, the Nays
28. are 3 with 2 Voting Present. The item on page twenty-nine.
29. lines nineteen through twenty-two of Senate Bill 1742
30. having received the required three-fifths vote is declared passed,
31. the item veto of the Governor to the contrary notwithstanding.
32. Senator Donnewald.

33. SENATOR DONNEWALD:

1. I was away from my switch and I'd like to have the record
2. to show that I voted Aye.

3. PRESIDENT:

4. The record will so show. Senator Kenneth Hall has a motion
5. on 1742.

6. SENATOR HALL:

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

8. As Senator Rock has so ably explained it, that this is one more
9. in that series and I move that the item on page twenty-six,
10. lines twenty-eight and twenty-nine of Senate Bill 1742
11. do pass, the item veto of the Governor to the contrary notwithstanding.
12. This is the Belleville Area College.

13. PRESIDENT:

14. Any further discussion? The question is shall the item
15. on page twenty-six, lines twenty-eight through twenty-nine of
16. Senate Bill 1742 pass, the item veto of the Governor to the contrary
17. notwithstanding. Those in favor will vote Aye. Opposed
18. will vote Nay. The voting is open. Have all voted who wish?
19. Take the record. On that question the Ayes are 45, the Nays
20. are 3 with 2 Voting Present. The item on page twenty-six,
21. lines twenty-eight through twenty-nine having received the
22. required three-fifths vote is declared passed, the item veto
23. of the Governor to the contrary notwithstanding. Senator Hall,
24. Kenneth Hall.

25. SENATOR HALL:

26. Thank you, Mr. President, fellow members of the Senate.

27. I move that the item on page twenty-seven, lines nineteen through
28. twenty-seven of Senate Bill 1742 be restored, the item reduction
29. of the Governor to the contrary notwithstanding. This is the
30. East St. Louis Junior College.

31. PRESIDENT:

32. Any further discussion? The question is...what is the sheet...
33. page and line numbers on this one, Senator?

1. SENATOR HALL:

2. It says page twenty-seven, is that what you've got up there?
3. This is a reduction. This is item reduction.

4. PRESIDENT:

5. Senator...Senator Rock.

6. SENATOR ROCK:

7. Yeah. It should read page twenty-seven, lines nineteen
8. through twenty-seven, but as opposed to an item veto, this is a
9. reduction.

10. PRESIDENT:

11. This is the restoration of a reduced item. All right. Fine.
12. The question is shall the item on page twenty-seven, lines
13. nineteen through twenty-seven of Senate Bill 1742 be restored,
14. the item reduction of the Governor to the contrary notwithstanding.
15. Those in favor will vote Aye. Opposed will vote Nay. The voting
16. is open.

17.

18.

19.

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21.

22.

23.

24.

25.

End of reel

SB 1742
12-2-76

1. Have all voted who wish? Take the record. On that question,
2. the Ayes are 44, the Nays are 3, with 2 Voting Present. The
3. item on page 27, lines 19 through 27 of Senate Bill 1742 having
4. received the required majority vote of Senators elected is
5. declared restored, the item reduction of the Governor to the
6. contrary notwithstanding. Are there other motions on 1742?
7. Senator Pate Philip is recognized.

8. SENATOR PHILIP:

9. Thank you, Mr. President. I move that item on page 23, line
10. 26 through 28 of Senate Bill 1742 be restored, the item reduction
11. of the Governor to the contrary notwithstanding. What this
12. restores is some eleven million nine hundred and sixty-five
13. thousand dollars to the Capital Development Board for specialized
14. living centers. Six in total located, one in Springfield, one
15. in Rockford, one at Addison, one in Chicago, one in East Moline, and
16. one in Shawnee. The Governor's veto message suggested in his
17. rationale for vetoing it that the Legislature did not increase
18. the Capital Development Bond Authority per his request, so I'm
19. asking that reinstate this and I ask for your support.

20. PRESIDENT:

21. Any further discussion? Senator Berning.

22. SENATOR BERNING:

23. Specialized living centers, as I understand them, are for
24. multipli-handicapped people, both physically and mentally. Is
25. that correct, Mr. Sponsor?

26. PRESIDENT:

27. Senator Philip.

28. SENATOR PHILIP:

29. Absolutely correct.

30. PRESIDENT:

31. Senator Berning.

32. SENATOR BERNING:

33. Well, Mr. President and members of the Senate, I want to

1. call your attention to the eminent demise of an outstanding
2. institution dedicated and used solely for service to the
3. mentally and physically handicapped. The reason for this is
4. that our Department of Mental Health does not cover the cost
5. of patient care. The legislators in the 32nd District have
6. been desperately pleading and working with the department to
7. try to get them to meet the per diem cost. They absolutely refuse.
8. Now, in my opinion, we should be addressing ourselves not to
9. providing more institutions, but to maintaining those which are
10. already in existence. I would suggest that our priorities are
11. twisted here and we ought to be attempting to...support those
12. institutions which are now maintaining young people and will as
13. is the case in this one instance at the point of closing, and
14. we have no place to go with these students.

15. PRESIDENT:

16. Senator Buzbee. Oh, I'm sorry. Senator Nimrod.

17. SENATOR NIMROD:

18. Yes, Mr. President, I might ask a question or two of the
19. sponsor.

20. PRESIDENT:

21. He indicates he's eager to answer them.

22. SENATOR NIMROD:

23. Yeah, Senator Philip, in the process of working, as one of the
24. priorities in the Mental Health and Development Disabilities Commission,
25. deinstitutionalization is one of the prime priorities that we've
26. ...we are addressing ourselves to, and it...and there is
27. presently a total revision of the whole Mental Health Code. Now,
28. it seems that this is a policy situation and...and...and the
29. Legislative Commission and the...the whole department have...
30. are addressing themselves to this problem and we are jumping off
31. into another direction without having resolved the problem first.
32. Are...are you...you aware of this situation or this been taken
33. into consideration?

1. PRESIDENT:

2. Senator Philip.

3. SENATOR PHILIP:

4. Well, I'm not thoroughly emprised of what the commission's
5. position is, but we have passed this during a regular Session,
6. and I thought they were in favor of this concept of allowing
7. non-for-profit mental organizations that take care of patients.

8. PRESIDENT:

9. Senator Nimrod.

10. SENATOR NIMROD:

11. Yes. This...this particular subject is one that's presently
12. under discussion, and...and this is one alternative to...to
13. reaching a conclusion, but neither the Code nor the...the
14. commission have taken any position in this particular area, and it
15. is presently being studied, and I think for us to commit our-
16. selves to a program before we've even had a chance to investigate
17. it is certainly not the rightway to go, and I would...I would
18. urge that at least this be delayed, and I don't think we would
19. hurt anything by giving us to chance to come up with an answer
20. for this before a...a...a new step in a new direction is taken.
21. And it's totally inconsistent with the whole attitude of the
22. deinstitutional program and I do not believe that neither
23. the department, the commission, nor those involved with the
24. revision of the Mental Health Code are in support of this
25. particular program.

26. PRESIDENT:

27. Senator Hickey.

28. SENATOR HICKEY:

29. I...I don't see any inconsistency here whatsoever. The
30. specialized living centers are not meant to be permanent lifetime
31. institutions for anyone. As I understand it, they're places where
32. people can go and live while they're learning to live out in the
33. community, so that it really is supportive of the new policies of

1. the Mental Health Department. It's not building up another
2. State institution such as the mammoth campuses we have now,
3. where we have been...that we've been trying to empty, but it's
4. a...it's a training ground for people to be able to move out into
5. the community. There is no inconsistency here whatsoever.

6. PRESIDENT:

7. Senator Ozinga.

8. SENATOR OZINGA:

9. I have a question of the sponsor here. Is this...

10. PRESIDENT:

11. He indicates he'll yield.

12. SENATOR OZINGA:

13. ...is this the same project that four years ago was attempted
14. and after having been thoroughly analyzed just fell on its face,
15. ...and that time they said it was no good. So, if was no good
16. then, I don't think it's any good now.

17. PRESIDENT:

18. Senator Philip.

19. SENATOR PHILIP:

20. Very honestly, I haven't the slightest idea. I'm unaware
21. of that completely. It may be, but I have no idea. That's the
22. first time anybody has asked me that question. I've never heard
23. this being a revised bill from a past General Assembly.

24. PRESIDENT:

25. Senator Davidson.

26. SENATOR DAVIDSON:

27. Well, Mr. President and members of the Senate, this specialized
28. living center is exactly what Senator Hickey addressed itself to.
29. This was the construction of centers where people who do have multi-
30. handicaps can live out in the community and make themselves
31. partially supportive of themselves, where they're totally upon
32. the taxpayers...taxpayers to support them. It's not an institution
33. per se. This has to do with Capital Bond Fund. These centers will

1. be operated under not-for-profit individuals who will pay back
2. the operation. One of those is scheduled here under the Aid to
3. Retarded Citizens. I don't know what the others are and the
4. other five locations, but this is to make handicapped people an
5. opportunity to live out in more humane type of situation where
6. they can interchange with the public, is what we're trying to
7. do, so they are more acceptive and can do a living for their-
8. selves. I urge the override of this. This was only vetoed
9. because of the Authorization Bill that was hung up over in the
10. House which is now moving along.

11. PRESIDENT:

12. Senator Schaffer.

13. SENATOR SCHAFFER:

14. The sponsor would yield for a question.

15. PRESIDENT:

16. He indicates he will.

17. SENATOR SCHAFFER:

18. Aren't there facilities of this type currently in existence
19. that were financed totally through private capital? I'm aware
20. of at least two that very effectively provide services in my
21. area, and...and these areas that have been itemized with one or
22. two possible exceptions are...are areas that I think there is
23. existing private capital. Why is the government sticking its
24. nose into an area that the private sector has been effectively
25. dealing in?

26. PRESIDENT:

27. Senator Philip.

28. SENATOR PHILIP:

29. Senator Schaffer, I think that's a very good question. And
30. let me say this of my own experience. I happen to be a supporting
31. member of the Ray Graham Association in DuPage County. We do
32. have such a center right now. It was extremely difficult to find
33. financing for the building that they finally ended up purchasing.

1. It is not an easy thing to do. It finally got financed by
2. individual people. We couldn't find a bank or a saving-loan
3. that...that would give them the loan, and it's an extremely
4. difficult thing, and the only reason they got it done was
5. because of wealthy people who belong to the Ray Graham Associa-
6. tion, and I'm sure that you can't find wealthy people in every
7. community that are willing to personally give loans for...for
8. mental health, and it's a difficult, difficult situation, and
9. it's worked extremely well in my community. We were the first
10. one, I think, in the State of Illinois perhaps the United States.
11. It's...it's worked extremely well. It's been a model, and what
12. they're saying is, that the big problem is financing. Why not
13. let the State of Illinois finance it? And if you look at the
14. bottom line on patient care, you know, it'll cost the State
15. something like nineteen thousand dollars a year in that vicinity
16. for a...a patient. When the Ray Graham does it, it costs about
17. twelve thousand dollars a year. So, in the end...in the long-run,
18. it's a heck of a savings for the State of Illinois.

19. PRESIDENT:

20. Senator Schaffer.

21. SENATOR SCHAFFER:

22. Then these facilities would, of course, be used to phase
23. out all the existing mental hospitals?

24. PRESIDENT:

25. Senator Philip.

26. SENATOR PHILIP:

27. Realistically, I don't think you'll ever be able to do that.
28. There are just some types of patients that are going to have to
29. be under State care from now till eternity. And I don't think that...
30. that's not my position, and I don't think that would ever happen.

31. PRESIDENT:

32. Senator Schaffer.

33. SENATOR SCHAFFER:

1. Well, again the...the major point here, Senator Philips, in
2. my opinion is the one that Senator Berning raised, and that's that
3. if the State of Illinois, would, in fact, set the standards
4. set the rates, and pay the rates, the financing could be found
5. for these type of facilities through the free enterprise system
6. and I don't think the State of Illinois has any business in
7. brick or mortar, I don't think we should be extending the
8. taxpayers' money of any kind, be it real money or funny money,
9. meaning bond money. I think that this is free enterprise's
10. area. We ought to live up to our obligations, and I think that
11. services can be provided...without government extending itself
12. into a new area.

13. PRESIDENT:

14. Any further discussion? The question is, shall the item
15. on page 23, lines 26 through 28 of Senate Bill 1742 be restored,
16. the item reduction of the Governor to the contrary notwithstanding?
17. Those in favor will vote Aye. Opposed Nay. The voting is open.
18. Have all voted who wish? Have all voted who wish? Take the
19. record. On that question, the Ayes are 37, the Nays are 15,
20. with 1 Voting Present. The item on page 23, lines 26 through
21. 28 of Senate Bill 1742 having received the required majority
22. vote of Senators elected is declared restored, the item reduction
23. of the Governor to the contrary notwithstanding. Senator Philip.

24. SENATOR PHILIP:

25. Thank you, Mr. President. I move that the item on page 23,
26. line 29 of Senate Bill 1742 be restored, the item veto of the
27. Governor to the contrary notwithstanding. This is in the same
28. package. It restores one million thirty-five thousand dollars
29. for durable movable equipment for specialized living centers.
30. Now, let me just say this that I think if anybody typifies the
31. free enterprise system in this General Assembly, it happens to
32. be this Senator. And if I thought...by my own experience, if
33. I thought there was any other way of financing these specialized

1. living centers, I would be the last one to come to the General
2. Assembly or come to the Capital Development Board and asking for
3. funds, so with that in mind, I would ask for your favorable
4. consideration.

5. PRESIDENT:

6. Senator Schaffer.

7. SENATOR SCHAFFER:

8. Do I correctly interpret the thrust of this motion and
9. this additional money to publicly concede that the free enter-
10. prise system is incapable of financing the mattresses and beds
11. of specialized living centers?

12. PRESIDENT:

13. Senator Philip.

14. SENATOR PHILIP:

15. I refuse to answer on grounds it might incriminate me.

16. PRESIDENT:

17. Senator Schaffer.

18. SENATOR SCHAFFER:

19. That was the only consistent answer you could make. This
20. bill is an insult to the free enterprise system. What we're
21. saying here is it...the system is so defunct in this area, that
22. we can't even...finance the mattresses and beds, and I reject
23. that concept.

24. PRESIDENT:

25. Senator Philip.

26. SENATOR PHILIP:

27. Yes, I...you know, when he mentions mattresses and...and
28. springs, these are major pieces of equipment that anybody...
29. going to pick up in their pocket and walk off with. We're
30. talking about specialized type equipment. We're not talking
31. about knives and forks and spoons and mattresses.

32. PRESIDENT:

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

1. page 23, line 29 of Senate Bill 1742 pass, the item veto of the
2. Governor to the contrary notwithstanding? Those in favor vote
3. Aye. Those opposed vote Nay. The voting is open. Have all
4. voted who wish? Requires thirty-six votes. Have all voted who
5. wish? Take the record. On this question, the Ayes are 36, the
6. Nays are 15, with 1 Voting Present. The item on page 23, line
7. 29 of Senate Bill 1742 having received the required three-fifths
8. vote is declared passed, the item veto of the Governor to the
9. contrary notwithstanding. Are those the...all the motions on
10. Senate Bill 1742, Mr. Secretary? Is Senator Kenneth Hall on
11. the Floor? There's one other motion that you've filed. Are you
12. do you proceed with it? Pardon me, Sir. Oh. Senator Kenneth
13. Hall.

14. SENATOR KENNETH HALL:

15. Thank you, Mr. President, fellow members of the Senate.

16. PRESIDENT:

17. Senator, just before you start, let me ask, Channel 19
18. from where...from Peoria, Illinois are here and would like to
19. take some pictures...some still pictures from the Gallery. Are...is
20. leave granted? Leave is granted. And while I'm about it, Senator
21. Wooten is not here at the moment, but he's ill. He's called
22. and said he's trying to get here. Senator Kenneth Hall.

23. SENATOR KENNETH HALL:

24. Yes, Mr. President and fellow members of the Senate.
25. Now, this has to do with planning and for construction of a
26. secondary vocational technical school at East St. Louis, and it's
27. ...I move that the item on page 2, line 18-20 of Senate Bill No.
28. 1742 Do Pass the item veto of the Governor to the contrary not-
29. withstanding.

30. PRESIDENT:

31. Any further...

32. SENATOR KENNETH HALL:

33. ...And...and to further explain, it's for planning for a

1. construction of a secondary vocational technical school at
2. East St. Louis, and the amount is five hundred and ninety thousand
3. dollars.

4. PRESIDENT:

5. ...The question is...

6. SENATOR KENNETH HALL:

7. ...No, it's not...

8. PRESIDENT:

9. ...The question is, shall the item on page 2, lines 18 through
10. 20 of Senate Bill 1742 pass, the item veto of the Governor to
11. the contrary notwithstanding? Those in favor vote Aye...your mike
12. is open. Those opposed vote Nay. The voting is open. Have
13. all voted who wish to vote? Senator Hall...Senator Kenneth Hall.

14. SENATOR KENNETH HALL:

15. I just want to know if all the switches are working.
16. Parliamentary inquiry, please, too. How many votes does it require?

17. PRESIDENT:

18. Thirty-six votes. Have all voted who wish? Take the record.
19. On that question, the Ayes are 29, the Nays are 11, with 5 Voting
20. Present, and the item on page 2, lines 18 through 20, by motion
21. has failed to receive the required three-fifths vote, and the
22. motion is declared lost. (machine cutoff) motions on 1742?
23. Senate Bill 1836, Senator Bruce. 1936, I'm a hundred years behind.
24. 1936, Senator Bruce.

25. SENATOR BRUCE:

26. Thank you, Mr. President and members of the Senate. The
27. motions that I have filed, fourteen in number, deal with the
28. same subject matter, and that is community college construction.
29. Senate Bill 1936 was the authorization to the Capital
30. Development Bond Fund...to the Capital Development Board for
31. projects in the community college area and appropriation to them.
32. We have just acted on 1742. There is an agreement that we would
33. then act on the proposals in 1936. In the event that any of the

1. projects in...in...1742 would not proceed, we would be able to
2. proceed with those projects in 1936. They are all IBHE approved.
3. The amount of money will not be increased whatsoever. The
4. appropriation will be increased, but the authorization is remaining
5. the same. The House has in its possession House Bill 4010 which
6. has sufficient bond authorization for the projects in 1742.
7. The projects include the College of DuPage, William Rainey Harper,
8. Lake County, Oakton, . City College of Chicago, The Loop Campus,
9. Illinois Eastern Community College and Danville Junior College,
10. and with that explanation, Mr. President, unless there are
11. further questions, I...there are fourteen motions that have to
12. be filed.

13. PRESIDENT:

14. Any further discussion? Senator Buzbee.

15. SENATOR BUZBEE:

16. Question of the sponsor, Mr. President: I understand
17. there was a community college in there...for...in DuPage County.

18. PRESIDENT:

19. Senator...Senator Bruce.

20. SENATOR BRUCE:

21. Yes...

22. PRESIDENT:

23. ...Senator Philip...Senator Philip...Senator Philip, the
24. matter under discussion, I think, you would be interested in.

25. SENATOR BRUCE:

26. ...yes, Senator Buzbee, the College at DuPage is in for one
27. million of fifty-eight thousand dollars for completion of a
28. learning resource center building and land reimbursement for
29. the...for a purchase of thirty acres for that building.

30. PRESIDENT:

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. So this is a learning resource building at the College of

1. DuPage. Do they teach any kind of vocational education there, I
2. wonder, like they were going to try to teach in East St. Louis?
3. PRESIDENT:
4. Senator Bruce.
5. SENATOR BRUCE:
6. I...I really don't know, perhaps Senator Philip who
7. represents the district in which it is located, the College of
8. DuPage, but under our State Statutes, they must teach at least
9. thirty percent of the students in the vocational area, and I...
10. I would imagine that they meet that standard.
11. PRESIDENT:
12. Senator Buzbee.
13. SENATOR BUZBEE:
14. Well, these are going to be separate line item motions,
15. is that not true...or separate motions for each college?
16. PRESIDENT:
17. Senator Bruce.
18. SENATOR BRUCE:
19. Senator Buzbee, not only for each college, but for the
20. College of DuPage, there are two separate motions, one for the
21. completion of the construction drawings and then a second line item
22. for the actual acquisition of the land, so you'll have the chance
23. to vote twice on that. There are fourteen motions and six
24. colleges involved.
25. PRESIDENT:
26. Senator Buzbee. Did you want to know if Economics was
27. taught at any of those...? Senator Bruce.
28. SENATOR BRUCE:
29. Just in case anyone doesn't realize, the learning resource
30. center is the new word for a library, so we're talking about a
31. library at DuPage College, the building to put the books in.
32. PRESIDENT:
33. Senator Philip.

1. SENATOR PHILIP:

2. Thank you, Mr. President. I just might make this comment,
3. Senator Bruce, that Dr. Byrd called me yesterday in regards to this
4. and evidently there are some Federal matching funds involved. That
5. evidently this learning center has been put off for a number of
6. years. They have indication from the Federal Government they
7. may lose their Federal monies. And so, he called me, and I
8. said I'd be...on that basis, I'd be more than happy to support
9. your motion.

10. PRESIDENT:

11. Senator Fawell.

12. SENATOR FAWELL:

13. I merely want to point out the College of DuPage is in my
14. district. They...they just recently had the support of the
15. people by the way of...of a quite impressive increase of their
16. rates, seventeen cents, and they certainly do teach an awful lot of
17. voc-ed. They're quite...quite a progressive school, and I...
18. I am in full support of their need for this library, for a...for
19. a...since their formation, they have put this off, and it...
20. it's something that's vitally necessary.

21. PRESIDENT:

22. Any further discussion? Senator Glass.

23. SENATOR GLASS:

24. Thank you, Mr. President. I would like to ask Senator
25. Bruce a question. Senator Bruce, I understood you to say that
26. the reason why the projects in this bill were needed would be
27. that if those authorized in Senate Bill 1742 do not go ahead.
28. then these will be in line and then ready to go ahead. What
29. might prevent those in 1742 from going ahead and how soon will
30. we know about them?

31. PRESIDENT:

32. Senator Bruce.

33. SENATOR BRUCE:

1. I'm not acquainted with each and every project in 1742.
2. As Senator Rock mentioned in his comments, there are pending
3. lawsuits and certain tracts of land have not, in fact, been
4. acquired. If they could not be acquired, it would be a tragedy
5. not to go forth with other projects in 1936, all of which have
6. been approved by IBHE. I am not...there are no...no projects here that
7. have not been screened and approved by both the ICCB and the
8. IBHE.

9. PRESIDENT:

10. Senator Glass.

11. SENATOR GLASS:

12. Well, suppose those projects approved in 1742 do go ahead,
13. then what happens to these?

14. PRESIDENT:

15. Senator Bruce.

16. SENATOR BRUCE:

17. Well, obviously these projects would not go forward. We're into
18. that appropriations authorization question, 4010, authorizes
19. the sale of bonds sufficient to cover the projects in 1742,
20. that amount of money would be available to the Capital Development
21. Board. If all those projects go forth, appropriated out of the
22. Capital Bond Development Fund, in 1742 is all the authorization
23. in...4010. None of these projects in 1936 would then go forward
24. since this is also Capital...Bond Development Fund money, and so
25. they would not proceed at all. If any of them fail, however,
26. we would have the authorization and the appropriation matching
27. so that we would not lose an entire construction year.

28. PRESIDENT:

29. Senator Glass.

30. SENATOR GLASS:

31. On one final question. Who...who fixed the priorities that
32. we're talking about here, the CDB?

33. PRESIDENT:

1. Senator Bruce.

2. SENATOR BRUCE:

3. Senator Rock and I were very careful that in both bills
4. all of these are ICCB and IBHE approved. They have gone through
5. the screening. Obviously if there is dollars not sufficient
6. to complete a project in 1742, there's going to have to be some
7. internal discussion with the ICCB and the IBHE on what project
8. then should proceed. I have no idea which one would proceed.
9. But I think that it is fair to say that the colleges themselves
10. will work out their differences on the...based on the amount of
11. the money that they have available to them.

12. PRESIDENT:

13. Any further discussion? The question is, shall the item
14. on page 23, lines 7 through 10 of Senate Bill 1936 pass, the
15. item veto of the Governor to the contrary notwithstanding? Those
16. in favor vote Aye. Those opposed vote Nay. The voting is open.
17. Yes, it requires thirty-six votes. Have all voted who wish?
18. Take the record. On this question, the Ayes are 38, the Nays
19. are 12, with none Voting Present. The item on page 23, lines
20. 7 through 10 of Senate Bill 1936 having received the required
21. three-fifths vote is declared passed, the item veto of the
22. Governor to the contrary notwithstanding. Senator Bruce.

23. SENATOR BRUCE:

24. My second motion is, Mr. President, on the...which relates -
25. also to the College of Dupage, and this is the five hundred and
26. sixty-two thousand dollars for the land reimbursement for purchase
27. of thirty acres of land. I would then move that the item on page
28. 23, lines 11 through 12 of Senate Bill 1936 do pass, the item
29. veto of the Governor to the contrary notwithstanding.

30. PRESIDENT:

31. Any discussion? The question is, shall the item on page 23,
32. lines 11 through 12 of Senate Bill 1936 pass, the item veto of
33. the Governor to the contrary notwithstanding? Those in favor vote

1. Aye. Opposed Nay. The voting is open. Have all voted who
2. wish? Take the record. On this question, the Ayes are 38, the
3. Nays are 11, with none Voting Present. The item on page 23, lines
4. 11 through 12 of Senate Bill 1936 having received the required
5. three-fifths vote is declared passed, the item veto of the
6. Governor to the contrary notwithstanding. Senator Bruce.
7. SENATOR BRUCE:

8. Thank you, Mr. President. The motion relates to William
9. Rainey Harper College in the construction of...for buildings J,
10. site improvements, fixed equipment and all other things necessary for
11. the completion of the project which is presently ongoing two
12. million one hundred and ninety-eight thousand dollars, and with
13. that information I would move that the item on page 23, lines
14. 14 through 17 of Senate Bill 1936 do pass, the item veto of the
15. Governor to the contrary notwithstanding.

16. PRESIDENT:

17. Any further discussion? The question is, shall the item
18. on page 23, lines 14 through 17 of Senate Bill 1936 pass, the
19. item veto of the Governor to the contrary notwithstanding?
20. Those in favor vote Aye. Opposed Nay. The voting is open.
21. (machine cut off) voted who wish? Take the record. On that
22. question, the Ayes are 38, the Nays are 12, with none Voting
23. Present. The item on page 23, lines 14 through 17 of Senate
24. Bill 1936 having received the required three-fifths vote is
25. declared passed, the item veto of the Governor to the contrary
26. notwithstanding. Senator Bruce.

27. SENATOR BRUCE:

28. Thank you, Mr. President. This is for the College of Lake
29. County for construction of a learning resource center, which we
30. now know to be library hidden under that term, for the fixed
31. equipment and the other things necessary for completion of the
32. project. I would move that the item on page 23, lines 19 through
33. 23 of Senate Bill 1936 do pass, the item veto of the Governor to

1. the contrary notwithstanding.

2. PRESIDENT:

3. Any discussion? What were the lines, I'm sorry.

4. SENATOR BRUCE:

5. Lines 19 through 23, Mr. President.

6. PRESIDENT:

7. The question is, shall the item on page 23, lines 19
8. through 23 of Senate Bill 1936 pass, the item veto of the
9. Governor to the contrary notwithstanding? Those in favor vote
10. Aye. Those opposed vote Nay. The voting is open. Have all
11. voted who wish? Take the record. On this question, the Ayes
12. are 37, the Nays are 11, with 1 Voting Present. The item on
13. page 23, lines 19 through 23 of Senate Bill 1936 having
14. received the required three-fifths vote is declared passed,
15. the item veto of the Governor to the contrary notwithstanding.
16. Senator Bruce.

17. SENATOR BRUCE:

18. Thank you, Mr. President. This is for land reimbursement
19. for purchase of acreage for the learning resource center at
20. Lake County. I would move that the item on page 23, lines 20
21. through...24 through 25 of Senate Bill 1936 do pass, the item
22. veto of the Governor to the contrary notwithstanding.

23. PRESIDENT:

24. Any discussion? The question is, shall the item on page
25. 23, lines 24 through 25 of Senate Bill 1936 pass, the item veto
26. of the Governor to the contrary notwithstanding? Those in favor
27. vote Aye. Opposed will vote Nay. The voting is open. Have
28. all voted who wish? Have all voted who wish? Take the record.
29. On that question, the Ayes are 39, the Nays are 10, with none
30. Voting Present. The item on page 23, lines 24 through 25 of
31. Senate Bill 1936 having received the required three-fifths vote
32. is declared passed, the item veto of the Governor to the contrary
33. notwithstanding. Senator Bruce.

1. SENATOR BRUCE:

2. Thank you, Mr. President. The...the next project is in
3. Oakton, and it's construction of the phase two basic facilities
4. building. Oakton is one of those who has not completed phase
5. two. Most of the other campuses around the State have. This
6. would be for the planning and...and construction drawings for
7. the Oakton College, and I would move that the item on page 23,
8. lines 27 through 30 of Senate Bill 1936 do pass, the item veto of
9. the Governor to the contrary notwithstanding.

10. PRESIDENT:

11. Any discussion? The question is, shall the item on page
12. 23, lines 27 through 30 of Senate Bill 1936 pass, the item veto
13. of the Governor to the contrary notwithstanding? Those in favor
14. vote Aye. Those opposed vote Nay. The voting is open.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. (machince cutoff) voted who wish? Take the record. On
17. that question, the Yeas are 36, the Nays are 10, none Voting
18. Present. The item on page 23, lines 27 through 30 of Senate Bill
19. 1936 have...receiving the required three-fifths vote is declared
20. passed, the item veto of the Governor to the contrary notwithstanding.
21. Senator Bruce.

22. SENATOR BRUCE:

23. Thank you, Mr. President. This...this line item also deals
24. with the Oakton College which is for land reimbursement for the
25. purchase of fifty-two acres for the placement of the phase two
26. basic facilities building. I would move that the item on page
27. 23, lines 31 through 33, of Senate Bill 1936 do pass, the item
28. veto of the...of the...of the Governor to the contrary notwith-
29. standing. I've had a request for the amount. There are fifty-two acres
30. involved for seven hundred and one thousand four hundred and
31. eighty dollars.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. The question is, shall the item on page 23, lines 31 through

1. 33 of Senate Bill 1936 pass, the item veto of the Governor to
2. the contrary notwithstanding? Those in favor vote Aye. Those
3. opposed Nay. The voting is open. Have all those voted who wish?
4. Have all those who voted who wish? Take the record. On that
5. ...you want me to announce it first? Thought I'd better. On that
6. question, the Ayes are 36, the Nays are 13, 1 Voting Present.
7. Senate Bill 1936...the item on page 23, lines 31 through 33 of
8. Senate Bill 1936 having received the required three-fifths vote
9. is declared passed, the item veto of the Governor to the contrary
10. withstanding. There is a request for a verification of the roll
11. of the affirmative vote by Senator Harber Hall. Have you been
12. joined by another Senator? There is...there is a request.
13. Verification will be had. Will the members be in their seats.
14. Will the members please be in their seats. There is a request
15. for a verification of the roll call. The Secretary will call
16. the affirmative votes.

17. SECRETARY:

18. The following voted in the affirmative: Brady, Bruce, Buzbee,
19. Chew, Clarke, Clewis, D'Arco, Davidson, Donnewald, Maragos, Egan,
20. Fawell, Graham, Kenneth Hall, Hickey, Hynes, Johns, Kosinski,
21. Lane, Lemke, McCarthy, Merritt, Howard Mohr, Morris, Netsch,
22. Newhouse, Nimrod, Nudelman, Palmer, Philip, Rock, Savickas, Smith,
23. Weaver, Welsh, and Mr. President.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is Senator Chew on the Floor? Take him from the roll.
26. Is Senator Palmer on the Floor? Remove him from the roll.
27. The removal of the two parties...Senator Bruce.

28. SENATOR BRUCE:

29. Yes, I would like to postpone further consideration of...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Consideration will be postponed. Senator Bruce.

32. SENATOR BRUCE:

33. Thank you, Mr. President. This relates to the city colleges

1. of Chicago for use in an educational television consortium
2. for the Chicago Metropolitan Higher Education Council for the
3. ...back on again, fine. Thank you. It's for the purchase of
4. a transmitter and receiver and related trips which is necessary
5. for education television broadcasting. It's a project which has
6. been within the purview of the IBHE and ICCB for many years
7. and they have approved it this year for...for purchase of the
8. equipment needed, for nine hundred and sixty-four thousand
9. dollars. I would, therefore, move Mr. President, that the item
10. on page 24, lines 1 through 6 of Senate Bill 1936 do pass, the
11. item veto of the Governor to the contrary notwithstanding.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The question is, shall the item on page 24, lines 1 through
14. 6 of Senate Bill 1936 pass, the item veto of the Governor to
15. the contrary notwithstanding? Those in favor vote Aye. Those
16. opposed Nay. The voting is open. Have all those voted who wish?
17. Have all those voted who wish? Take the record. Senator Bruce.

18. SENATOR BRUCE:

19. Thank you, Mr. President. I would move to postpone further
20. consideration of this motion, and I would also like to at this
21. time move to reconsider the vote by which the item on page 23,
22. lines 11 through 12 was restored, the item on page 23, lines
23. 7 through 10 was restored, the item on page 23, lines...14 through
24. 17 was restored, the item on page 23, lines 19 through 23 was
25. restored, the...the item on page 23, lines 24 through 25 was
26. restored, the item on page 23, lines 27 through 30 was restored,
27. and hold those motions until such time. I was operating under
28. the...I guess, misunderstanding that all of these projects were
29. IBHE approved, and they were going to proceed as a group, and I'd
30. hope that each of us in this room have junior colleges and we had
31. passed...1742 and that we would act, what I consider, responsibly
32. and vote each project out in the event that money was available
33. as...as authorized and appropriated in 1742 that these projects

1. could go forward. But I...I don't want to be in the process of
2. picking and choosing. The IBHE and the ICCB are duly legally
3. constituted bodies to make those very hard decisions, and I
4. don't know what land should sell for, and I don't know what
5. buildings should be built, but they do. And I think we ought
6. to have some sort of understanding that all of these projects
7. are vitally needed for each...each college campus, certainly
8. has fought with the IBHE for several years for these projects.
9. Oakton, in particular, I'm surprised, that is their basic
10. facilities. Those are the facilities that children begin their col-
11. lege work in and they have waited and are the last college of
12. the fifty-nine college campuses, I believe to get their basic
13. facilities built. I...I don't understand why we cannot proceed
14. with all them, but I would like to just hold the remaining
15. motions on 1936 for a moment, Mr. President.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Your motion now is to reconsider the various motions that
18. you alluded to?

19. SENATOR BRUCE:

20. Yes.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. All those in favor indicate by saying Aye. Those opposed.
23. The Ayes have. The motions will be reconsidered. Senator Weaver,
24. for what purpose do you arise?

25. SENATOR WEAVER:

26. I'd ask leave to move to the order of Postponed Consideration
27. for the purpose of considering a motion on Senate Bill 1628.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Do we have leave? Leave is granted. Senator Weaver.

30. SENATOR WEAVER:

31. Thank you, Mr. President. This is the...this is the motion
32. to restore to the University of Illinois Medical Center an amount
33. of two hundred and forty thousand for dentistry seven hundred and

1. sixty thousand for medicine, and a hundred and ninety-one
2. thousand for vet medicine. The basic need as I stated yesterday
3. was the loss of Federal capitation funds and the failure of
4. the General Assembly to adequately support medical health related
5. education in the last few years. Again I'll state that we have
6. been on a program of increasing every year by three hundred and
7. fifty students, and that has fallen back to only ten students
8. this year, so with this restoration, we can continue the program
9. of increasing the number of students throughout the State who
10. are able to get in dentistry, medicine and vet medicines.
11. I would appreciate a favorable roll call.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? This is an override item
14. veto, Senator, is it not?

15. SENATOR WEAVER:

16. Yes, Sir, yes. This is...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there...

19. SENATOR WEAVER:

20. ...the item veto on page 2, line 27 of the Senate Bill 1628.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. All right. Is there further...

23. SENATOR WEAVER:

24. Excuse me, excuse me, line 2, page 26, I'm sorry, Mr.
25. President. Line 2, page 26.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Obviously the Calendar...

28. SENATOR WEAVER:

29. It's on the Calendar on page 4, Senate Bill 1628...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. It says page 2, line 26.

32. SENATOR WEAVER:

33. That's true...

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Is that...
3. SENATOR WEAVER:
4. ...that's right...that's correct.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. All right, the question is, shall the item on page 2, line
7. 26 of Senate Bill 1628 pass, the item veto of the Governor to
8. the contrary notwithstanding? Those in favor vote Aye. Those
9. opposed Nay. The voting is open. (machine cutoff) voted who wish?
10. (machine cutoff)voted who wish? Take the record. On that
11. question, the Ayes are 40, the Nays are 7, none Voting Present.
12. The item on page 2, line 26 of Senate Bill 1628 having received
13. the required three-fifths vote is declared passed, the item veto of
14. the Governor notwithstanding. Senator Weaver.
15. SENATOR WEAVER:
16. Thank you, Mr. President. In order to finish up 1628
17. there are a couple more...three or four more motions on the
18. same...
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Proceed.
21. SENATOR WEAVER:
22. ...the...the total dollar amount is included in the...the
23. 1.2, so this is an item on page 2, line 27 of Senate Bill 1628
24. and I would appreciate a favorable roll call. This is in an
25. amount of a hundred and nineteen thousand.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Is there further discussion? Question is, shall the item
28. on page 2, line 27 of Senate Bill 1628 pass, the item veto of
29. the Governor to the contrary notwithstanding? Those in favor
30. vote Aye. Those opposed Nay. The voting is open. Have all
31. those voted who wish? (machine cutoff) voted who wish? Take
32. the record. On that question, the Ayes are 38, the Nays are 9,
33. 1 Voting Present. The item on page 2, line 27 of Senate Bill 1628

1. having received the required three-fifths vote is declared passed,
2. the item veto of the Governor to the contrary notwithstanding.
3. Senator Weaver.

4. SENATOR WEAVER:

5. (machine cutoff)Mr. President, this is on page 2, line 28,
6. in an amount of seven thousand dollars and I'd appreciate a
7. favorable roll call.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? The question is, shall the
10. item veto on page 2, line 28, of Senate Bill 1628 pass, the
11. item veto of the Governor to the contrary notwithstanding? And...
12. those in favor vote Aye. Those opposed Nay. The voting
13. is open. Have all those voted who wish? (machine cutoff)those
14. voted who wish? Have all those voted who wish? Take the record.
15. On that question, the Ayes are 36, the Nays are 9, 1 Voting
16. Present. The item...the item on page 2, line 28, of Senate Bill
17. 1628 having received the required three-fifths vote is declared
18. passed, the item veto of the Governor to the contrary notwith-
19. standing. Senator Weaver.

20. SENATOR WEAVER:

21. Thank you, Mr. President. This is an item on page 2, line
22. 29, of 1628 in the amount of thirty thousand dollars for commodities
23. and I'd appreciate a favorable roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. The question is, shall the...shall the item on page 2, line
26. 28 of Senate Bill 1628 pass the item veto of the Governor to
27. the contrary notwithstanding? Those in favor vote Aye. Those
28. opposed Nay. The voting is open. Have all those voted who wish?
29. Have all those voted who wish? Have all those voted who wish?
30. Take the record. On that question, the Ayes are 35, the Nays
1. are 9, none Voting Present. The item on page 2, line 29, of
2. Senate Bill 1628 not having received the three-fifths vote is
3. declared lost. Senator Weaver.

1. SENATOR WEAVER:

2. One more motion, Mr. President...two more motions, excuse
3. me. This is on page 2, line 30. Twenty-nine thousand dollars
4. for equipment for the medical center, and I'd appreciate a
5. favorable roll call.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. The question is, shall the item on page 2, line 30, of
8. Senate Bill 1628 pass, the item of the veto...the item veto of
9. the Governor to the contrary notwithstanding? Those in favor
10. vote Aye. Those opposed Nay. The voting is open. (machine
11. cutoff) those voted who wish? Take the record. On that
12. question, the Yeas are 40, the Nays are 7, none Voting Present.
13. The item on page 2, line 30, of Senate Bill 1628 having received
14. the required three-fifths vote is declared passed, the item veto
15. of the Governor to the contrary notwithstanding. Senator Weaver.

16. SENATOR WEAVER:

17. Thank you, Mr. President. This is on page 2, line 31, in
18. the amount of fourteen thousand dollars, and I'd appreciate
19. a favorable roll call.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. The question is, shall the item on page 2, line 31, of
22. Senate Bill 1628 pass? Those in favor vote Aye. Those opposed
23. Nay. The voting is open. (machine cutoff) voted who wish?
24. Take the record. On that question, the Ayes are 38, the Nays
25. are 7, 1 Voting Present. The item on page 2, line 31, of
26. Senate Bill 1628 having received the required three-fifths vote
27. is declared passed, the item veto of the Governor to the contrary
28. notwithstanding. Senator Weaver.

29. SENATOR WEAVER:

30. And the last one, Mr. President, is on page 2, line 32, in
31. the amount of two thousand dollars for auto operations.
32. Appreciate a favorable roll call.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. ...Question is, shall the item on page 2, line 32, of
2. Senate Bill 1628 pass, the item veto of the Governor to the
3. contrary notwithstanding? Those in favor vote Aye. Those
4. opposed Nay. The voting is open. Have all those voted who
5. wish? Take the record. On that question, the Ayes are 4,
6. the Nays are 25, 2 Voting Present. The item on page 2, line
7. 32 of Senate Bill 1628 not having received the constitutional
8. three-fifths vote is declared lost.

9. SENATOR WEAVER:

10. Thank you, Mr. President.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Graham.

13. SENATOR GRAHAM:

14. It is my pleasure again to have the President and the
15. Secretary of the Senate's Office enter into the Journal the
16. fact that the Senator from Joliet, James Bell, is still doing
17. his duty with the United States Military. Reason for his
18. absence.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Rock has the same motion as to Senator Vadalabene.
21. He is absent because of illness. Senator...Senator Bruce, do
22. wish to go back to the order of...

23. SENATOR BRUCE:

24. Senate Bill 1936.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. ...Senate Bill 1936?

27. SENATOR BRUCE:

28. Thank you, Mr. President. We were on a...a line item for
29. restoration of money for the city colleges of Chicago for a
30. tv network, and I would move to reconsider the vote...no, that...
31. that one failed and I would like to take that from Postponed
32. Consideration and consider it at this time.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Do we have leave? Leave is granted.

2. SENATOR BRUCE:

3. Yes, Mr. President. It was explained earlier. This is
4. for the city colleges of Chicago for the purchase of equipment
5. and transmitter receiver for educational television broadcasting
6. approved by the IBHE, and I would ask for a favorable roll call.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator, what page and line, please?

9. SENATOR BRUCE:

10. I'm sorry, and...and I...I would move then that the item
11. on page 24, lines 1 through 6 of Senate Bill 1936 do pass, the
12. item veto of the Governor to the contrary notwithstanding.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. The question is, shall the item on page 24, lines 1 through
15. 6 of Senate Bill 1936, the item veto of the Governor to the
16. contrary notwithstanding? Those in favor vote Aye. Those
17. opposed vote Nay. The voting is open. Have all those voted
18. who wish? Take the record. On that question, the Yeas are 42,
19. the Nays are 6, none Voting Present. The item on page 24, lines
20. 1 through 6 of Senate Bill 1936 having received the required
21. three-fifths vote is declared passed, the item veto of the
22. Governor to the contrary notwithstanding. Senator Bruce.

23. SENATOR BRUCE:

24. Thank you, Mr. President. This relates to an item on page
25. 24, lines 7 through 10 of Senate Bill 1936 which is a planning
26. of...which is for planning of construction drawings for a basic
27. facilities building for the Loop College and I would move that that
28. item on page 24, lines 7 through 10 of Senate Bill 1936 do pass,
29. the item veto of the Governor to the contrary notwithstanding.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. The question is, shall the item veto on page 24, lines 7
32. through 10 of Senate Bill 1936 pass, the item veto of the Governor
33. to the contrary notwithstanding? Those in favor vote Aye. Those

1. opposed Nay. The voting is open. Have all those voted who wish?
2. Take the record. On that question, the Yeas are 38, the Nays
3. are 7, none Voting Present. The item on page 24, lines 7 through
4. 10 of Senate Bill 1936 having received the required three-fifths
5. vote is declared passed, the item veto of the Governor to the
6. contrary notwithstanding. Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President. This...this third motion relates
9. to land acquisition for the phase one basic facility buildings
10. for the Loop College. I would ask that the item on page 24,
11. lines 11 through 12 of Senate Bill 1936 do pass, the item veto
12. of the...of the...of the Governor to the contrary notwithstanding.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. The question is, shall the item on page 24, lines 11 and
15. 12 of Senate Bill 1936 pass, the item veto of the Governor to
16. the contrary notwithstanding? Those in favor vote Aye. Those
17. opposed Nay. The voting is open. Have all those voted who
18. wish? Take the record. On that question, the Ayes are 38, the
19. Nays are 7, none Voting Present. The item on page 24, lines
20. 11 and 12 having received a required three-fifths vote is declared
21. passed, the item veto of the Governor to the contrary notwithstanding.
22. Senator Netsch, for what purpose do you arise?

23. SENATOR NETSCH:

24. Just to have the recorded record show that I would have
25. voted Yes had I gotten back to my desk in time which I obviously
26. did not.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. We will have that transcribed in ink and in electronically.
29. Senator Bruce.

30. SENATOR BRUCE:

31. We're rolling...we're rolling, Cec...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. ...Senator Partee.

1. SENATOR PARTEE:

2. Do you know anywhere around here I could buy an anchor.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. I'm ... I'm looking for one. Senator Bruce.

5. SENATOR BRUCE:

6. Thank you, Mr. President. This is for Illinois Eastern
7. Community College, Wabash Valley, for reimbursement of construction
8. of a physical education classroom building, six hundred thousand
9. dollars, and I would move that the item on page 24, lines 14
10. through 17 of Senate Bill 1936 do pass, the item veto of the
11. Governor to the contrary notwithstanding.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. The question is, shall the item on page 24, lines 14 through
14. 17 of Senate Bill 1936 pass, the item veto of the Governor to
15. the contrary notwithstanding? Those in favor vote Aye. Those
16. opposed Nay. The voting is open. Have all those voted who
17. wish? Take the record. On that question, the Ayes are 39, the
18. Nays are 7, none Voting Present. The items on page 24, lines
19. 14 through 17 having received the required three-fifths vote
20. is declared passed, the item veto of the Governor to the contrary
21. notwithstanding.

22. SENATOR BRUCE:

23. Thank you, Mr. President. This relates to reimbursement
24. for exterior utilities for the physical education classroom
25. building at Wabash Valley College. I would move that the item
26. on page 24, lines 18 through 20 of Senate Bill 1936 do pass,
27. the item veto of the Governor to the contrary notwithstanding.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Any discussion? Question is, shall the item on page 24,
30. lines 18 through 20 of Senate Bill 1936 pass, the item veto of
31. the Governor to the contrary notwithstanding? Those in favor
32. will vote Aye. Those opposed will vote Nay. The voting is open.
33. Have all voted who wish? Take the record. On that question, the

1. Yeas are 37, the Nays are 6, none Voting Present. The item
2. on page 24, lines 18 through 20 of Senate Bills 1936 having
3. received the required three-fifths vote is declared passed,
4. the item veto of the Governor to the contrary notwithstanding.
5. Senator Bruce.

6. SENATOR BRUCE:

7. Thank you, Mr. President. This is for reimbursement for
8. site improvements for the classroom building at Wabash Valley
9. College, forty thousand dollars. I would move that item on
10. page 24, lines 21 through 23 of Senate Bill 1936 do pass, the
11. item veto of the Governor to the contrary notwithstanding.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Is there any discussion? Question is, shall the item on
14. page 24, lines 21 through 23 of Senate Bill 1936 pass, the item
15. veto of the Governor to the contrary notwithstanding? Those
16. in favor will vote Aye. Those opposed will vote Nay. The
17. voting is open. Have all voted who wish? Take the record.
18. On that question, the Ayes are 38, the Nays are 7, none Voting
19. Present. The item on page 24, lines 21 through 23 of Senate
20. Bill 1936 having received the required three-fifths vote is
21. declared passed, the item veto of the Governor to the contrary
22. notwithstanding. Senator Bruce.

23. SENATOR BRUCE:

24. Thank you, Mr. President. This is the last motion, then
25. we'll pick up the one that we were on Postponed, and that is
26. for reimbursement for Danville College for completion of phase
27. two. I would move that the item on page 24, lines 25 through
28. 27 of Senate Bill 1936 do pass, the item veto of the Governor
29. to the contrary notwithstanding.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any discussion? The question is, shall the item on page
32. 24, lines 25 through 27 of Senate Bill 1936 pass, the item veto
33. of the Governor to the contrary notwithstanding? Those in

1. favor will vote Aye. Those opposed will vote Nay. The voting
2. is open. Have all voted who wish? Take the record. On that
3. question, the Ayes are 39, the Nays are 5, none Voting Present.
4. The item on page 24, lines 25 through 27 of Senate Bill 1936
5. having received the required three-fifths vote is declared
6. passed, the item veto of the Governor to the contrary notwith-
7. standing. Senator Bruce.

8. SENATOR BRUCE:

9. Yes, Mr. President, we had one on Postponed Consideration
10. which was Oakton College and that was for reimbursement of...
11. for purchase of land at Oakton and I would move that the item
12. on page 23, lines...31 through 33 of Senate Bill 1936 do pass,
13. the item veto of the Governor to the contrary notwithstanding.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Is there leave to go to that order of business? Leave
16. is granted. Question...any discussion? Question is, shall
17. the item on page 23, lines 31 through 33 of Senate Bill 1936
18. pass, the item veto of the Governor to the contrary notwith-
19. standing? Those in favor will vote Aye. Those opposed will
20. vote Nay. The voting is open. Have all voted who wish?
21. Take the record. On that question, the Ayes are 39, the Nays
22. are 5, none...1 Voting Present. The item on page 23, lines
23. 31 through 33 of Senate Bill 1936 having received the required
24. three-fifths vote is declared passed, the item veto of the
25. Governor to the contrary notwithstanding. Senator Bruce.

26. SENATOR BRUCE:

27. Yes, Senator Rock, I made several motions, and however
28. the Secretary would like, I would...we reconsider the vote by
29. which the first seven motions carried. I would...now like to
30. reconsider the vote by which those votes were reconsidered and
31. ...then I will move to Table that vote to reconsider.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. I...I think technically and procedurally the way...the

1. better way to handle it is just...simply withdraw your motion
2. to reconsider. By...by successfully reconsidering, it just
3. kind of put them in limbo, and if you withdraw...

4. SENATOR BRUCE:

5. All right...I...

6. PRESIDING OFFICER: (SENATOR ROCK)

7. ...that motion...

8. SENATOR BRUCE:

9. ...I would now withdraw my motion to reconsider the vote
10. by which all motions relating to Senate Bill 1936 passed, so
11. that each and every motion I have made would now have been
12. passed by the sufficient number of votes required.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right, any discussion? Senator Soper.

15. SENATOR SOPER:

16. I think the motion should be to have that motion lie on
17. the Table.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Well, if he withdraws it, there's nothing to address a
20. Tabling motion to. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Well, I don't know...I just want the record to be clear
23. because it's very important that we did take an oral vote...we
24. didn't take a roll call vote, but an oral vote on the motion
25. to reconsider and it carried. Now, I don't know just what
26. position we're in with reference with to that unless we go
27. forward with it. Once we voted to adopt a motion to reconsider.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. (end of reel)

30.

31.

32.

33.

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10/21/40

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1. Well, technically, Senator Knuppel, I am informed by the Secretary and the
2. Assistant that Senator Bruce at that point in time after postponing
3. or placing on Postponed Consideration the one motion, then said
4. the seven successful motions I am going to place a motion to
5. reconsider and there was no vote taken at that point. Well,
6. we have a difference of opinion. I am stating for the purpose
7. of the record, my...Senator Bruce, what is your recollection?
8. SENATOR BRUCE:

9. Senator Knuppel is exactly correct. We actually did
10. reconsider and the motion to reconsider was carried.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right.

13. SENATOR BRUCE:

14. That's why...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Then we're...then at this point just so there's no
17. misunderstanding, we will entertain a motion to reconsider the vote
18. by which the motion to reconsider was adopted.

19. SENATOR BRUCE:

20. That's...that...that was my motion. I would...

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Okay. All those in favor signify by saying Aye. All those
23. opposed. The Ayes have it. The motion to reconsider is reconsidered.
24. And now the motion to reconsider is before us and Senator Bruce
25. moves to lie that motion on the Table. All those in favor
26. signify by saying Aye. All those opposed. The Ayes have it.
27. The motion is Tabled. While we are on that order of business,
28. I've had a request. We were on the order of Postponed Consideration
29. at least for the purpose of Senate Bill 1936. Senator Davidson
30. has a motion. On the order of Consideration of Motions Postponed,
31. on page four of your Calendar. Senator Davidson.

32. SENATOR DAVIDSON:

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

1. which we had yesterday and is seven hundred and sixty
2. thousand dollars to restore to finish a building. It's two-
3. thirds done. This is the one I talked to all of you yesterday
4. afternoon about which all of you understood that we could then
5. restore this with the authorizations already happening.
6. Appreciate a favorable vote.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any discussion? Question is shall the item on page
9. eighteen, lines eleven and twelve of Senate Bill 1936 pass,
10. the item veto to the Governor to the contrary notwithstanding.
11. Those in favor will vote Aye. Those opposed will vote Nay.
12. The voting is open. Have all voted who wish? Take the
13. record. On that question the Ayes are 45, the Nays are 3,
14. none Voting Present. The item on page eighteen, lines eleven
15. and twelve of Senate Bill 1936 having received the required
16. three-fifths vote is declared passed, the item veto of the
17. Governor to the contrary notwithstanding. Senator Hickey,
18. I understand...well, there has been a request too, that
19. we handle the Executive Committee message. Senator
20. Hickey, for what purpose do you arise?

21. SENATOR HICKEY:

22. For that purpose, Senator Rock. Mr. President, I move
23. that the Senate resolve itself into Executive Session for the
24. purpose of acting on the Governor's Appointments set
25. forth in the Governor's messages of March 31st, June
26. 30th, June 9th, November 17th, November 19th, November
27. 22nd, November 24th, and November 30th.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right. You've heard the motion. All those
30. in favor signify by saying Aye. All those opposed. The
31. Ayes have it. The Senate is now in Executive Session.
32. Senator Hickey.

33. SENATOR HICKEY:

1. With regard to the Governor's message of March 31st, the
2. committee recommends that the Senate advise and consent to the
3. following appointments, both of which are unsalaried. For the
4. Illinois Commission on Delinquency prevention, to be members
5. of the...of that commission for a term expiring January 16th,
6. 1978, two names, Marjorie VanderScheer of Springfield and
7. Charles Shireman of Homewood.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Well, excuse me, Senator Hickey. I'm told by the Secretary
10. that the committee report, unfortunately, had not yet been read
11. in so I think we better do that, if that's all right.

12. SECRETARY:

13. Senator Hickey, Chairman of Executive Appointments and...
14. Vice Chairman of Executive Appointments Administration, reports
15. out Senate Resolution 43 with the recommendation Do Pass
16. as amended, Senate Bill No. 2025 with the recommendation Do Not
17. Pass as amended and the Governor's Appointments.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. Senator Hickey, do...are you going to go through
20. a whole list or just those...okay. Proceed, I'm sorry.

21. SENATOR HICKEY:

22. Would you like me to repeat the last?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Please.

25. SENATOR HICKEY:

26. All right. Fine. For the Illinois Commission on Delinquency
27. Prevention, to be a member for terms ..to be members for a term...
28. terms expiring January 16th, 1978, Marjorie VanderScheer of
29. Springfield, and Charles Shireman of Homewood, both unsalaried.
30. No, I can't. Just those two.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. We...

33. SENATOR HICKEY:

1. Just those two.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Just those two. All right. Question is does the Senate
4. advise...is there any discussion? Senator Schaffer.

5. SENATOR SCHAFFER:

6. Well, I'd like to, if you will, explain my vote, not on these
7. individuals or on any of the individuals, but as I did in committee,
8. I object to this eleventh hour flood of Walker appointees, most
9. of whom or large number of whom extend beyond the term of the
10. Governor elect. Granted, the Governor, can, in fact, remove
11. these people or request their resignations, but that's not always
12. politically possible, even though it might be legally possible.
13. I think we may be saddling a new Governor who has a tremendous
14. handicap and a two year term with a herd of last minute appointments.
15. Consequently, it's my intention to vote Present on all of the
16. appointments that extend beyond 1977. I realize the concept of the
17. scattered terms or the staggered terms is to depoliticize
18. some of these committees, but in most cases, these people, at
19. least their appointments would fall due during the term of a
20. Governor, but because of the uniqueness of the two year term, we are,
21. in effect taking control of major boards, major portions of
22. State government, totally beyond the grasp of a gentleman
23. who was elected by a tremendous mandate. I think that's inappropriate
24. and consequently, I would request Senator Hickey to designate, if
25. she would, to simplify things, those people who are, what I will call
26. legitimate appointees whose terms extend through '77 and those that
27. I choose not to vote for and it is not a reflection on these
28. individuals, they may well be very qualified, but I think the
29. Governor elect does have a right to have some people in and I
30. don't think he should be forced to conduct a witch hunt the
31. day after he's appointed. I think that this last hour, last
32. minute routine, and I understand we're even going to do it the week
33. before Christmas, we're still going to be confirming appointments.

1. Consequently, if Senator Hickey would designate these people,
2. I would appreciate the opportunity to vote Present against
3. those who extend beyond '77.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any further discussion? Senator Hickey.

6. SENATOR HICKEY:

7. I plan so to designate, that the names are divided that
8. way. I, however, would also ask if the...any of the people who
9. feel the way that Senator Schaffer feels might ask themselves
10. this question, during Governor Thompson's two year term, do you
11. plan not to approve anyone whose term would go beyond that?
12. Now, may we have the roll call?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. That's a rhetorical question, I assume. The question is does
15. the Senate advise and consent to the nominations just made? Those
16. in favor will vote Aye. Those opposed will vote Nay. The voting
17. is open. Have all voted who wish? Take the record. On that
18. question the Ayes are 35, the Nays are 2, 3 Voting Present.
19. A majority of the Senators elected concurring by record vote,
20. the Senate does advise and consent to the nominations just made.
21. Senator Hickey.

22. SENATOR HICKEY:

23. With respect to the Governor's message of June 30, I will
24. read the names of public administrators, which the Committee on
25. Executive Appointments and Administration recommends that the Senate
26. advise and consent to. Because of objections raised in committee
27. regarding the length of terms of appointees, I am presenting first,
28. the appointees whose terms expire 1977. I think this procedure
29. will facilitate our roll calls and after reading the names, I intend
30. to ask leave to consider all of the public administrator appointments
31. on one roll call unless any Senator has objections to any particular
32. name. First, Public Administrator Guardian and Conservator of
33. Bureau County, A...A Scott Madson of Princeton, term expiring December

1. 5th, 1977, of Jasper County, for the same term, Ray Huddleston of
2. Yale, for Stark County, same term, Mrs. Nancy Eagelston of Wyoming,
3. for Hardin County, the same term, Danny D. Stanford of
4. Elizabethtown, for Massac County, same term, Mrs. Martha
5. E. Grace of Metropolis, salaried. Mr. President, having read the
6. names of the Public Administrator Appointments whose terms
7. expire 1977, I now seek leave to consider all of these names on
8. the roll call unless some Senator has objections to a specific
9. name.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Is leave granted? Leave is granted.

12. SENATOR HICKEY:

13. Mr. President, will you put the question as required by
14. your rules?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Question is does the Senate advise and consent to the
17. nominations just made? Those in favor will vote Aye. Those
18. opposed will vote Nay. The voting is open. Have all voted who wish?
19. Take the record. On that question the Ayes are 49, the Nays
20. are none, none Voting Present. A majority of the Senators
21. elected concurring by record vote, the Senate does advise and consent
22. to the nominations just made. Senator Hickey.

23. SENATOR HICKEY:

24. ...message of June 30th, July 9th, November 17th, November
25. 22nd, November 24, November 30. I will read the names of the
26. unsalaried appointments whose terms expire 1977, which the
27. Committee on Executive Appointments and Administration recommends
28. that the Senate advise and consent. After reading these names, I
29. intend to ask leave to consider all the unsalaried appointments
30. whose terms expiring in 1977 on one roll call unless any
31. Senator has objection to any particular name. Heath Facilities
32. Planning Board, Donovan Gardner of Pontiac. Economic Technical
33. Advisory Committee, Charles F. Willson of Elgin, W. W. Dodge
34. of Peoria. Employment Security Advisory Board, William H.

1. Borst of Danville. Board of Governors of State Colleges
2. and Universities; Edmund Godula of Barrington.
3. Employment Security Advisory Board Hemant T. Sathe of Schaumburg
4. with apologies to Mr. Sathe if that's a mispronunciation.
5. Chicago Regional Port District Board, Leonard Nowakowski of
6. Calumet City. Illinois Industrial Development Authority,
7. G. Allen Andreas, Jr. of Decatur. International Trade and Port
8. Promotion Advisory Committee, Albert Dolin of Highland Park.
9. Advisory Board to the Department of Insurance, Jack W.
10. Impey of Naperville, Cirilo A. McSween of Chicago.
11. Local Government Advisory Council, William Waldmeir
12. of Pekin, Judy King of DeKalb, Donald E. Carroll of
13. Bensenville, Herbert V. Huskey of Oak Lawn. Advisory Board
14. of Livestock Commissioners, James A. Walsh of Carmi.
15. Children and Family Services Advisory Council, two, Virgil
16. C. Johnson, of Elgin, Betty Lou Williams of Evanston.
17. Illinois State Scholarship Commission, Julian Guerrero, Jr. of
18. Gurnee. Mr. President, having read the names of these unsalaried
19. appointments, whose terms expire 1977, I now seek leave to consider
20. all these names on one roll call unless some Senator has objections
21. to a specific name.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Is leave granted? Senator Merritt.

24. SENATOR MERRITT:

25. Yes, Mr. President. Just one question of Senator Hickey, if

26. ...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. She indicates she will yield. Senator Merritt.

29. SENATOR MERRITT:

30. Senator Hickey, do you know...I forget, which gentlemen it was
31. from Calumet City, I believe, on the Chicago Regional Port District
32. Board, who did he replace?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Hickey.

2. SENATOR HICKEY:

3. Just a minute, I'll see if I can find that out. I don't

4. know.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. It is Mr. Nowakowski.

7. SENATOR HICKEY:

8. I'm sorry. We do not have replacement...we do not have the

9. original...we do not have the person that they replaced in here.

10. If you would like to hold that name out and we can find that out,

11. we can do that.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Merritt.

14. SENATOR MERRITT:

15. Senator Hickey, I have no objection. I don't even know

16. the gentleman, but we...this is about the second time, maybe,

17. that I know in recent months that the Governor has made an

18. appointment, never indicating who he's replacing when the Board

19. is already full at the moment. In one other case that happened

20. and it places you sort of in a quandry, especially if you're

21. commission chairman or board chairman.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any further discussion? All right. Is leave granted to have

24. all of these on one roll call? Leave is granted. Senator

25. Hickey.

26. SENATOR HICKEY:

27. ...President, will you put the question as required

28. by rules?

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Question is does the Senate advise and consent to the

31. nominations just made? Those in favor will vote Aye. Those opposed

32. will vote Nay. The voting is open. Have all voted who wish.

33. Take the record. On that question the Ayes are 47, the Nays

1. are none, none Voting Present. The majority of the Senators
2. elected concurring by record vote, the Senate does advise and
3. consent to the nominations just made. Senator Hickey.

4. SENATOR HICKEY:

5. Okay. Very good. Mr. President, with respect to the
6. Governor's message as previously mentioned, I will read the
7. names of the salaried appointments, with terms expiring in
8. 1977 which the Committee on Executive Appointments recommends that
9. the Senate advise and consent to. After reading the names, I
10. intend to ask leave to consider all of these salaried appointments
11. whose terms expire 1977 on one roll call unless any Senator
12. has objection to any particular name. Court of Claims,
13. Leo J. Spivack of Chicago. Illinois Aeronautics Board,
14. George Kirk of Milan, Jesse W. Stonecipher of Mahomet. Board
15. of Review, Shirley Scism of Springfield. State Mining Board,
16. Ralph Banks of Mt. Vernon, William Spenny of Canton. Mr. President,
17. having read the names of these salaried appointments, whose
18. terms expire 1977, I now seek leave to consider all these names on
19. one roll call unless some Senator has objection to a specific
20. name.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Is leave granted? Leave is granted. Senator Hickey.

23. SENATOR HICKEY:

24. Mr. President, will you put the question as required by our
25. rules?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. The question is does the Senate advise and consent to the
28. nominations just made? Those in favor will vote Aye. Those opposed
29. will vote Nay. The voting is open. Have all voted who wish?
30. Take the record. On that question the Ayes are 47, the Nays
31. are none, none Voting Present. A majority of the Senators elected
32. concurring by record vote, the Senate does advise and consent to the
33. nominations just made. Senator Hickey.

34. SENATOR HICKEY:

1. Mr. President, with respect to the aforementioned
2. Governor's messages, I will now read the names of the unsalaried
3. appointments, whose terms extend beyond 1977, which the Committee
4. on Executive Appointments recommends that the Senate advise and
5. consent to. After reading the names I intend to ask leave to consider
6. all of these unsalaried appointments, whose terms extend beyond
7. 1977 on one roll call unless any Senator has objection to any
8. particular name. Economic Technical Advisory Committee,
9. the term expires March 31st, 1978, Russell T. Odell of Champaign,
10. Fred Smith of Elgin and the...a term expiring...terms expiring
11. March 31st, 1979, Herman Sievering of Richton Park, Arthur
12. Wolff of Glencoe. Children and Family Services Advisory Council,
13. term expiring January 15th, 1979, Mrs. Barbara T. Bowman of Chicago.
14. Advisory Board to Juvenile Division, Department of Corrections,
15. term expiring January 19th, 1981, Teddy J. Williams of Chicago.
16. Illinois State Scholarship Commission, term expiring June 30th,
17. 1979, Milton A. Curry of Chicago, Illinois State Scholarship
18. Commission, term expiring 1981, Hedy M. Ratner of Chicago,
19. Reverend Titus Ludes of Quincy, Carl F. DeMoon of Addison.
20. Board of Vocational Rehabilitation, to be a member of the Board
21. of Vocational Rehabilitation for a term expiring January 1st,
22. 1978, Edward Eagle of Evanston, Ralph Jack Powell of Lombard.
23. To be a member of the Board of Vocational Rehabilitation for a term
24. expiring January 1st, 1980, John B. DeFrancesco of Deerfield,
25. Clarence Nolden of East St. Louis, Charles Smith of Markham.
26. To be a member of the Board of Vocational Rehabilitation for a term
27. expiring January 1st, 1982, Catherine Condon of Urbana, John B.
28. Davis of Skokie, Ms. Rose Wilson of Tinley Park, Stephen Bensen
29. of Chicago. Board of Governors of State Colleges and Universities,
30. of the Board of Governors, Dan Alvarez of Chicago, term expiring
31. January 19th, 1981. The Capital Development Board, term expiring
32. January 21st, 1980, Robert K. Touhy of Elburn. Shawneetown
33. Regional Port District Board, term expiring June 1st, 1979,
34. Reverend John E. Stallings of Shawneetown. Bi-State Development

1. Agency, term expiring January 19th, 1981, John E. Shuff, Jr. of
2. Belleville. Illinois Health Facilities Authority, term expiring
3. June 30th, 1983, Robert D. Kane of Herrin. Ohio River
4. Valley Water Sanitation Commission, expiring January...the term
5. expiring January 4th, 1982, Dr. Richard S. Englebrecht of Urbana,
6. Daniel Malkovich of Benton. Illinois Commission of Delinquency
7. Prevention, term expiring January 21st, 1980, William C.
8. Douglas of Chicago. Illinois Community College Board, the term
9. expiring June 30th, 1981, Vivian H. Medak of Lincolnwood.
10. Metropolitan Fair and Exposition Board for a term expiring...June
11. 1st, 1981, Albert M. Quarles of Chicago. Mr. President, having
12. read the names of the unsalaried appointments whose terms extend
13. beyond 1977, I now seek leave to consider all these names
14. on one roll call unless some Senator has objection to a specific
15. name.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Is leave granted? Leave is granted. Senator Hickey.

18. SENATOR HICKEY:

19. Mr....Mr. President, will you put the question as required
20. by our rules?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. The question is does the Senate advise and consent to the
23. nominations just made? Those in favor will vote Aye. Those
24. opposed will vote Nay. The voting is open. Senator Schaffer,
25. we are on roll call. Oh, I...I thought, when I asked leave, we were
26. talk...I beg your pardon. All right. Senator Schaffer.
27. I thought you made your point about your No vote prior to us getting
28. into the...

29. SENATOR SCHAFFER:

30. Well, I just wanted, if you will, occasionally, we make our
31. points and we remake them and maybe we even hurt our own cause
32. but I did want to reemphasize that some of these appointments
33. go through 1983. We're looking at a Governor with a two year term.

1. Granted, he can ask for the resignations of these people.
2. Many of these people are eminently qualified, but it's possible
3. that the new Governor may have philosophical point...different
4. points of view with these people. It's possible that he with
5. no reflection on them personally, would prefer to have someone
6. more closely in tune to his particular point of view on these
7. boards and I see no reason why in the eleventh hour, we should
8. force the new Governor to conduct a...a political witch hunt,
9. if you will, or axing job on...on last minute appointees.
10. I think that because of the two year term, I'm going to answer
11. Senator Hickey's question, yes, I'll continue to confirm people
12. whose terms extend beyond the two years. My point is that this is
13. a two year Governor. For instance, the Illinois Scholarship
14. Commission Board which I have some serious questions on their
15. ...where they've been coming from and where they appear to be going
16. to in the next few years. Those people appear to be honest, upright,
17. qualified people. But, it's possible that the new Governor will
18. philosophically want to put a couple of new people on there with
19. a new point of view. But, to do so, he's going to have to
20. ask decent people for resignations. Now, that is legally possible.
21. It's politically difficult. I think it's unfair to hand a two year
22. Governor an additional burden by, if you will, stacking all of his
23. commissions with appointees of a previous Governor who, per chance,
24. might be running against him the day after he takes office.
25. I think we should consider these things. I've nothing personal
26. against any of these people, those that were before the committee,
27. appeared to be qualified. I may have some philosophical differences
28. with the. I suspect there's some on the other side have philosophical
29. differences with them. But, I would point out to you that this is
30. an unconscionable thing to do to a gentleman who was just elected
31. by a tremendous mandate.

32. PRESIDING OFFICER: (SENATOR ROCK)

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

1. the Ayes are 36, the Nays are 3, 8 Voting Present. A majority
2. of the Senators elected concurring by record vote, the Senate
3. does advise and consent to the nominations just made. Senator
4. Hickey.

5. SENATOR HICKEY:

6. With respect to the...

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Hickey.

9. SENATOR HICKEY:

10. With respect to the Governor's messages being considered, I will
11. now read the names of the salaried appointments whose terms
12. extend beyond 1977 which the Committee on Executive Appointments
13. recommend that the Senate advise and consent to. After reading these
14. names, I intend to ask leave to consider all these salaried appoint-
15. ments whose terms extend beyond 1977 on one roll call, for...with
16. the exception of one name which has already been requested by me to
17. hold for...for singular treatment. Public Administrator of
18. Marshall County, term expiring December 4th, 1978, Roger
19. Gauwitz of Lacon. Court of Claims, term expiring January 15th,
20. 1979, Harry Polos of Chicago. Fair Employment Practices Commission,
21. term expiring January 15th, 1979, Marion N. Baruch of Chicago.
22. Illinois Aeronautics Board, to be a member of the Illinois Aeronautics
23. Board for a term expiring August 18th, 1979, William Manfield of
24. Sterling. Illinois State Toll Highway Authority, for a term expiring
25. May 1st, 1980, Richard R. McGuire. Mr. President, having read the
26. names of these salaried appointments, whose terms extend beyond
27. 1977, I now seek leave to consider these names on one roll call
28. unless some Senator has objection to a specific name.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Is leave granted? Leave is granted. Senator Hickey.

31. SENATOR HICKEY:

32. Mr. President, will you put the question as required by our
33. rules?

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Is there any discussion? The question is shall the Senate
3. advise and consent to the nominations just made. Those in favor
4. will vote Aye. Those opposed will vote Nay. The voting is open.
5. Have all voted who wish? Take the record. On that question,
6. the Ayes are 37, the Nays are 1, 13 Voting Present. A majority
7. of the Senators elected concurring by record vote, the Senate
8. does advise and consent to the nominations just made. Senator Hickey.

9. SENATOR HICKEY:

10. Now, Mr. President, I wish to place in nomination
11. the name of George Skontos of Glenview for a term expiring
12. May 1st, 1980 for the Illinois State Toll Highway Authority.
13. This is at the request of Senator Harris that this is handled alone.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any discussion? Senator Harris.

16. SENATOR HARRIS:

17. Yes, thank you, Mr. President. I want to make it unmistakably
18. clear that I know of Mr. Skontos' reputation, his qualifications
19. are absolutely fine, however there is a complication that I wish
20. to have some time to get cured. He is a constituent of Senator
21. Glass. He is a personal friend of Senator Maragos. I discussed
22. it with the President who felt not inclined to deal on a personal
23. basis with this matter, and so I asked Senator Hickey to
24. exclude Mr. Skontos from the group roll call and I supported all,
25. in fact, I have supported all of these nominations. Governor
26. Walker is the Governor, no matter what his term is and no matter what
27. the term of the next Governor is. The statutes providing for
28. different times provide for continuity. And I think that's fine.
29. And if we want a change and have everybody be changed at once, then
30. we should amend the statutes setting up the...the terms. But, I do
31. respectfully ask for differal of the consideration of Mr. Skontos
32. so that I might work out a satisfactorily developed solution to the
33. complication and candidly, it involves the person that Mr. Skontos

1. will replace. The...the person that Mr. Skontos will replace
2. is Ed Moore, a man in his eighties, who was not aware of this
3. abrupt submission of the nomination of his replacement until
4. yesterday and I would like to have time either until the 17th
5. or the morning of the 12th of January to attempt to work out
6. a safeguard and a protection for Mr. Moore as to some alternative
7. to provide for him and so I ask Senator Hickey whether we might
8. deal with it that way.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Hickey.

11. SENATOR HICKEY:

12. Yes, Mr. President. This is agreeable to me. We do plan to
13. have another meeting of the Senate Executive Committee on the
14. morning of the 16th at 9:00 o'clock. Of course, this won't need
15. to go before that, but then, we will have others to confirm later
16. that day or the next day so that this could be handled then. I'd
17. be very glad to.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Fine. That nomination will be deferred. Anything further,
20. Senator Hickey? I will recognize you for the...

21. SENATOR HICKEY:

22. No, I move...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. ...purpose of the motion.

25. SENATOR HICKEY:

26. I move that the Senate arise from Executive Session.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. You've heard the motion. All in favor signify by saying Aye.
29. All opposed. The Ayes have it. So ordered. Senator Nudelman, for
30. what purpose do you arise, Sir?

31. SENATOR NUDELMAN:

32. Thank you, Mr. President. I rise on a point of personal
33. privilege. Inasmuch as we're between orders of business,...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. State your point, Sir.

3. SENATOR NUDELMAN:

4. Thank you, Mr. President. I think most of the members realize
5. that this is my last day as an active member of this Body,
6. and I want to take one moment to...to publically thank all those
7. people who have made my stay here more than pleasant, leadership
8. certainly, on both sides of the aisle, the many, many friends
9. I have made on both sides of the aisle, the secretarial staff up-
10. stairs and particularly my secretary, Randy, who has always
11. been ready to run an errand or fulfill a need, the various other
12. governmental bodies and agencies who work with the Legislature such
13. as the Legislative Reference Bureau, the Secretary of State and
14. others, the Secretary of the Senate and all of his staff and all those
15. people whose names don't come to mind at the moment but with whom
16. I have worked for four years. All of you, my most profound thanks,
17. this has been a most rewarding four years for me and if it wasn't
18. that I was going forward to something that I enjoy, I assume I will
19. enjoy and hope and expect to enjoy very, very much, I would be
20. very unhappy about leaving. But, as it is, my unhappiness is overcome
21. by my other pleasure, but I want you all to know how much I've
22. enjoyed it and how much I like all of you. Thank you, very much.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Weaver, are you going to handle the amendment...
25. Senator Regner? Okay. Can...we have leave to go to the order of
26. Consideration Postponed for the purpose of an amendment? On the
27. order of Consideration Postponed is Senate Bill 2037. Senator
28. Brady seeks leave of this Body to bring that bill back to the order
29. of 2nd reading for the purpose of an amendment. Is leave granted?
30. Leave is granted. Mr. Secretary, is there an amendment on the desk?

31. SECRETARY:

32. Amendment No. 1 offered by Senator Regner.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. All right. Is there leave for Senator Weaver to handle
2. that? Senator Regner seems to be off of the Floor. Leave is
3. granted. Senator Weaver.

4. SENATOR WEAVER:

5. Thank you, Mr. President. I think everyone understands this
6. amendment whereby eighty thousand dollars is deleted which should
7. be in the court of claims and I would move its adoption.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any discussion? Senator Brady. All right. Senator Weaver
10. has moved the adoption of Amendment No. 1. All those in favor
11. signify by saying Aye. All those opposed. The Ayes have it.
12. The amendment is adopted. Any further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. 3rd reading. Senator Brady, we'll have to have intervening
17. business and then we can get right back to it. Senator Kosinski,
18. for what purpose do you arise, Sir?

19. SENATOR KOSINSKI:

20. Mr. President and members of the Senate. I'd like to move
21. Senate Bill 2046 back to 2nd reading for an amendment. Senator
22. Joyce.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. 2046 on 3rd reading. Is there leave to go to the order of
25. Senate Billson 3rd reading? Leave is granted. Senator Kosinski
26. seeks leave of this Body. On the order of Senate Bills 3rd reading
27. is found Senate Bill 2046. Senator Kosinski seeks leave to return
28. that bill to the order of 2nd reading for the purpose of an amendment.
29. Is leave granted? So ordered. On the order of Senate Bills 2nd
30. reading, Senate Bill 2046. Do you have an amendment, Mr. Secretary?

31. SECRETARY:

32. Amendment No. 1 offered by Senator Joyce.

33. PRESIDING OFFICER: (SENATOR ROCK)

34. Senator Joyce.

1. SENATOR JOYCE:

2. Yes, thank you, Mr. President. Amendment No. 9...No. 1
3. deletes on page nine, lines twenty-six through thirty. With that...
4. what lines twenty-six through thirty do, I'll read them to you,
5. it says, however, any county board or board of election commissioners
6. as the case may be, may elect to use the precincts as in
7. existence on the effective date of this amendatory act, 1976,
8. for any election held before July 1st, 1977 until 1980. Now,
9. what this means, in some precincts are as high as two and three
10. thousand voters and it...with that paragraph in there, it would
11. say that they could...they would stay or could stay at that level
12. until 1980 and I think that would be in error.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any discussion? Senator Joyce moves the adoption of
15. Amendment No. 1 to Senate Bill 204...46. All those in favor
16. signify by saying Aye. All those opposed. The Ayes have it.
17. The amendment is adopted. Any further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. 3rd reading. Senator Brady, shall we proceed? On the
22. order of Consideration Postponed we have just amended a short
23. time ago and gone back. We'll now go back to Senate Bill 2037.
24. Mr. Secretary, read the bill, please.

25. SECRETARY:

26. Senate Bill 2037.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Brady.

31. SENATOR BRADY:

32. Yes, Mr. President and fellow members. As stated before
33. when we discussed this bill, what this bill does in actuality
34. is allow the authorization to spend a million dollars in Federal

1. money that is now coming back by way of better collection
2. procedure and...and better working on the default procedure
3. by the Scholarship Commission and thus freeing up a return
4. to the General Revenue Fund of two million dollars. And I seek
5. your favorable support of this bill.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any discussion? The question is shall Senate Bill 2037
8. pass? Those in favor will vote Aye. Those opposed will vote
9. Nay. The voting is open. Have all voted who wish? Take the
10. record. On that question the Ayes are 44, the Nays are none,
11. none Voting Present. Senate Bill 2037 as amended having received
12. a constitutional majority, is declared passed. Senator Kosinski,
13. do you wish to...okay. With leave of the Body, we'll go to the
14. order of Senate Bills on 3rd reading. Leave is granted. Senate
15. Bill 2045, has that been passed? That's...that's out. Okay.
16. Senate Bill...on the order of Senate Bills, 3rd reading, Senate
17. Bill 2046. Read the bill, Mr. Secretary.

18. SECRETARY:

19. Senate Bill 2046.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Kosinski.

24. SENATOR KOSINSKI:

25. ...Mr. President and members of the Senate. Senate Bill
26. 2046 is a very important bill. Because it will allow us to get
27. the census populaton figures in 1980 on a precinct by precinct
28. basis. You will all remember the mess we had in 1970 and '71
29. when we were trying to set up legislative district based on
30. census enumeration districts, because the Census Bureau does not
31. normally furnish population figures by precincts. If we pass this
32. bill, the Census Bureau will be required under a new Federal law
33. to provide Illinois with population figures on a precinct basis.

1. This will make it easy to draw legislative districts and so on.
2. The Senate and the House election committee held a joint hearing
3. on this proposal earlier this month. We need to pass this bill
4. in this Session in order to meet the Census Bureau requirements.
5. The precinct population information we get in 1981 following the
6. 1980 census will be very important to all of us because of the
7. requirement to reapportion in 1981. Senator Harris has been very
8. active in formulating this plan. And my good colleague, Senator
9. Davidson, is serving as a cosponsor of this bill. This bill must
10. be passed today so we can get some action next week in the House.
11. The House will have a committee meeting and we know that this bill
12. is not that clear and we will, I understand, have some amendments
13. prepared and proposed. Senators, I seek a very favorable roll call
14. but prior to that, I'd like to hear from Senator Davidson to
15. explain any other information that is required, not necessary?
16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Davidson.

18. SENATOR DAVIDSON:

19. Just have thirty-six votes so we don't have any more of the
20. problems we had with the Census Bureau like we did in '71. This is
21. an item that makes it...the information come down by precinct
22. boundaries. It's a good bill.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any further discussion? Senator Fawell.

25. SENATOR FAWELL:

26. Well, don't precinct, boundaries, they change quite a bit, don't they
27. into direct...in effect, you're obligating the Federal
28. government to give...to break their census tracks down to
29. precincts and yet precinct...precincts are changing so readily.
30. This may be a sound idea. I...I...I admit I haven't studied it,
31. but,...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Kosinski.

1. SENATOR KOSINSKI:

2. There's a provision in the law for those particular
3. problems in the precinct level. Senator Davidson that was
4. raising his hand, wishes to answer.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Davidson.

7. SENATOR DAVIDSON:

8. Senator Fawell, the agreement with the Federal law
9. which was passed is that the...these precinct maps have to be
10. furnished by the Board of Elections and out of the county clerk.
11. And as of whatever date in 70 some odd that has to be...but if
12. they split a precinct and change it, due to the necessity, this
13. could be forwarded to the Federal government and change it up to
14. 19...sometime in 1979. Where they put in that a...so if you
15. had a huge precinct that they could meet this requirement.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? Senator Joyce.

18. SENATOR JOYCE:

19. Mr. President, I might add a little bit to that. The only
20. way that they can be split is they can be split in a way that
21. they could be split in two or they could be split in three parts
22. but, you...the Census Bureau would always be able to tell how many
23. people were in there once this thing is set up by this...I believe
24. it's March 1st, is it not, of next year. The thing that concerns
25. me a little bit about this is that we did pass...I put an amendment
26. on a...on a bill...an election bill...Senator Bloom's bill, in the last
27. Session and there's...those precincts over eight hundred would have
28. to be split by June 1st. Now, what we are doing is saying to the
29. county clerks and Board of Elections Commissioners that in fact, this...
30. they will have to have their precincts split by March 1st of '77,
31. and that we are mandating them to do that and also that if they do
32. not do that, possibly the State Board of Elections would do that for
33. them.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Any further discussion? Senator Netsch.

3. SENATOR NETSCH:

4. Thank you. I have an additional question which I believe
5. Senator Fawell may be in line with what was troubling you and
6. I'm not quite clear about it and I'm skimming through the language
7. of the bill and I'm still not quite clear about it. I understand
8. that the amendment that Senator Joyce put on will permit the
9. splitting of large precincts to...to proceed. In fact, it
10. really continues the mandate for the splitting of large precincts
11. which is fine. I think the other problem is that precinct lines
12. have to change from time to time for other reasons because there
13. are shifts in population because some buildings get torn down, whole
14. variety of other things. Apparently, there is a period of time
15. during which the precincts will be frozen. Apart from this question
16. of splitting in half the large precincts, could you be specific
17. about the period of time during which the precinct boundary
18. lines will be frozen?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. I...I can't give it to you right off the top of my head.
23. I'll give it to you, Senator Netsch, cause...part of...time...
24. frozen ties in with...with the Federal law. Part of this has to meet
25. with the Federal guideline of the regulation of the Census Bureau
26. that passed... There is a freeze time and the exact...I can't tell
27. without...April 1, '77 to December 31st, 1980.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Netsch.

30. SENATOR NETSCH:

31. Thank you, Senator Rock. In other words, from the...from April
32. 1, 1977 to December 31, 1980 there can be no change in precinct
33. boundaries if this bill passes, except for the cutting in half of

of the...those that are excessively large.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Davidson.

3. SENATOR DAVIDSON:

4. No, that...you can consolidate two precincts. If you look on
5. page nine, section...starting line sixteen, Section 11-10, it
6. gives you part...about consolidate two or more precincts or you
7. can divide what Senator Joyce spoke to. It gives you the date that
8. the freezing time also. You can either consolidate or you can
9. divide a precinct boundary into two as long as you're still within
10. the outer confines of the boundaries so they can identify the
11. people within it.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Netsch.

14. SENATOR NETSCH:

15. Yeah, well, the problem I'm having and I'm...I'm getting another
16. explanation here is again, and I think this may be more of a problem
17. in the urban areas than it is elsewhere, I'm not sure of that, but
18. there are dramatic things that happen in the city that require a
19. shifting of precinct lines. Sometimes, it's the...a question of the
20. school house in which the precinct has always voted, burning down or
21. being closed or it may be the tearing down of buildings or the
22. addition of buildings or whatever. And what I'm trying to establish
23. is that this language will not lock those lines for such an extended
24. period of time that we end up with completely incoherent precinct
25. boundaries in Chicago, for example.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. Senator Netsch, you have under the other part and metropolitan
30. urban areas, the block tracks which will apply to this which doesn't
31. apply...it depends on you population...breakdown. City of Chicago
32. and the high urban area population...will come on a block by block
33. basis which is no problem as far as many boundary change cause it's

1. going to be a identifiable block. The people will be counted
2. by a block within that metropolitan area which is your concern.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Any further discussion? Senator Joyce for the second time.

5. SENATOR JOYCE:

6. Thank you, Mr. President. I would like to ask a question to
7. one of the sponsors. If every time a county clerk of the Board
8. of...well, county clerks, say, every time that they go to change
9. or split a precinct do they have to come before the Illinois
10. Census Advisory Commission?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Davidson.

13. SENATOR DAVIDSON:

14. No,...

15. SENATOR JOYCE:

16. And during this freeze period, now.

17. SENATOR DAVIDSON:

18. ...during the freeze period, no. All you do is notify
19. them. They can't change a precinct. Only the county clerk with the
20. consensus of the county board and or the city election commission
21. can change a precinct.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Joyce.

24. SENATOR JOYCE:

25. But do they have to get permission from the Illinois Census
26. Advisory Commission, which is made up of a legislative
27. body?

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Davidson.

30. SENATOR DAVIDSON:

31. No, all they have to do follow the law to change the...split
32. the precinct.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Joyce.

2. SENATOR JOYCE:

3. All right. I think this...this bill is a good bill, but I...I
4. think it ought...we ought to serve notice to our county clerks and
5. the election commissioners that they will have to get their
6. precincts split and their house in order by February the 1st
7. ...March 1st, all right...of '77 or they're going to be in serious
8. trouble.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Davidson. Yeah, I think you might point out that
11. those people were represented at the committee hearings. Senator
12. Davidson. <

13. SENATOR DAVIDSON:

14. That's the point I was going to make. The county clerks
15. were present there as well as the Board of Elections. They all
16. understand it. They're having meetings within their own organizations.
17. So, they'll be...knowledge of what they have to do and that process
18. is already in...ongoing.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Joyce.

21. SENATOR JOYCE:

22. Even with my amendment on this bill?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Davidson.

25. SENATOR DAVIDSON:

26. With your amendment on this bill, no, because your amendment
27. was not on that bill at that time but they are being notified they
28. have to get the precincts divided if they're going to divide
29. them and make the boundaries as of March the 1st because the cut
30. off line is with the Federal government. They...good...darn
31. what we are. March 1st cut off line is with the Federal government.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Further discussion? Senator Berning.

1. SENATOR BERNING:

2. Thank you, Mr. President. A question on page nine starting
3. with line eight, no election precinct may include territory lying
4. on both sides of the boundary of any of the following and it
5. includes municipalities. Now, annexations...municipalities
6. particularly in the fast growing areas such as mine occur almost
7. weekly. What's going to be the situation in a case like that?
8. Do we disenfranchise people or do we have the option to amend
9. such a...such a statutory provision or can...can we make some
10. ...some variation before we get into that? I see manifold difficulties
11. because I can name one municipality right now, Buffalo Grove
12. which very likely will annex about four precincts sometime within
13. the next year to two years and according to this, if they don't
14. annex the entire precinct which they won't, we will have a...
15. we will have several split precincts with municipal lines running
16. through them contrary to law.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. Two things, Senator Berning, is the Census Bureau accepts a bi-
21. annexation change in the municipalities up till March 30th, 1980
22. and if there's an oversight in this bill enough language being...
23. is you look in 11-10 or 10-11, whatever it is, we have about
24. court order, we will specifically get in the House the amendment
25. by annexation cause the Census Bureau does allow annexation
26. on the change of municipal boundary lines until March 30th,
27. 1980.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Is there any further discussion? Senator Fawell.

30. SENATOR FAWELL:

31. There might be a number of good points in this bill, but
32. my one...my one fear is this, and that is that what you have here
33. is an invitation to gerrymandering. There's nothing magic in a

1. precinct necessarily. There are a number of other, I would
2. think, areas that might be a better mode of measurement whether
3. it's a township or natural boundaries that could possibly
4. be used. Now, maybe that's not rational thinking either. Maybe
5. we can come back and say, well, the precinct still is the most
6. natural, but it would seem to me that when you're armed with that
7. type of census information, that the ability to gerrymander
8. and to gerrymander in an absolute and very arbitrary way, is
9. increased a great deal and, of course, here, the other side of the
10. aisle will be doing the map drawing and it's an open invitation,
11. I think, to some awfully...awfully...I'm not sure of the right
12. adjective to use, some real political drawing of maps. And I'm
13. not convinced that...that this is a good bill. So, I...I at least
14. in myself, not having overcome the presumption of a question that I
15. have here, I'm not constrained to support the bill.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Wooten.

18. SENATOR WOOTEN:

19. Thank you, Mr. President. I believe I used the term
20. gerrymandering in talking to Senator Fawell before, so I would like
21. to just address that...that problem. What the Federal government
22. is attempting to do is to take the sting out of criticism
23. it received from the States. When they gave us the last census, they
24. gave it to us in a form that we simply could not comprehend for
25. purposes of making a new map. It was dealing pretty much with
26. census tracks and many states experienced a difficulty trying to
27. translate the results from census tracks to precincts. The Federal
28. government now says, all right, we're going to supply all states
29. with this information if you will give us maps so that we know where
30. your precincts are. It's true. You can use any information to
31. gerrymander. You can also use information to be fair and just.
32. I think the important thing here is to get the information in a form
33. that we can use readily for whatever purpose. The Federal

1. government is going to supply this information to any state
2. which wishes it in order to comply, we have to see that they get
3. the maps, so, they know what areas we're talking about.
4. Now, once we give them those maps, we can divide precincts, we can
5. put them together, they will only give us the information according
6. to the original maps and we'll have to do some interpretation
7. from that. But, is...it is an attempt on the part of the Federal
8. government to get it's counting done and also to be of service to the
9. states in our redistricting problems rather than presenting us
10. with information which is rather confusing. I think in that sense,
11. it's the kind of service we ought to avail ourselves of.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Kosinski may close the debate.
14. SENATOR KOSINSKI:

15. This system is what I consider the best system. And we
16. couldn't go wrong with asking the government to help us in the census
17. bureau breaking down per precinct level. Mr. President, I ask now
18. for a favorable roll call.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. The question is shall Senate Bill 2046 pass? Those in favor
21. will vote Aye. Those opposed will vote Nay. The voting is open.
22. Have all voted who wish? Take the record. On that question the
23. Ayes are 42, the Nays are 4, 3 Voting Present. Senate Bill 2046
24. having received a constitutional majority is declared passed.
25. Senator Carroll. House Bills, 3rd. Do you want to...Senator
26. Donnewald, would you...I have a bill.

27.

28. The following typed previously

29.

30.

31.

32.

33.

Rock 3

12/29/76
11:11

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. House Bills, 3rd reading. House Bill 129, Senator Carroll.
3. House Bill 3072, Senator Rock. Read the bill. Senator Berning,
4. for what purpose do you arise?

5. SENATOR BERNING:

6. Well, Mr. President, the agreement was that this bill would
7. be brought back for the purpose of considering an amendment.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator, that is precisely what Senator Rock is intending
10. to do. Senator Rock moves that...that House Bill 3072 be called
11. to the order of 2nd reading. Do we have leave? Leave is granted.
12. The bill is now on 2nd reading. Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President. Senator Berning, I did, in fact,
15. make that assurance and it is, in fact, on 2nd reading. I know
16. that you have submitted to me at least two amendments. I would
17. like, if I might, Mr. President, with leave of the Body, to just
18. explain for a moment, so that perhaps we can cut down a little bit,
19. the debate on the amendments, which I intend to oppose, this bill
20. is before us at the request of the Secretary of State elect. This is
21. a House Executive Committee bill which passed the House with a rather
22. substantial majority in June of 1975. At that time there was a
23. continuing conversation with the incumbent Secretary of State
24. and the Governor and the Director of the Department of Personnel.
25. At the Secretary's request, at that time the bill was lodged
26. in the Pensions and Personnel Committee of the Senate, upon our
27. receipt of it and just recently the Secretary of State elect has
28. requested that this bill be brought forth from the committee
29. for our consideration. It does, in fact, set up a personnel code,
30. if you will, a merit selection of employees for the Office of the
31. Secretary of State under the direction of the Secretary of State.
32. With that background, Senator Berning, does, in fact, have two
33. amendments which I intend to oppose, but I would ask the Secretary

1. to read the amendments so that Senator Berning can proceed.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Mr. Secretary, read the amendment.
4. SECRETARY:
5. Amendment No. 1 offered by Senator Berning.
6. (Secretary reads Amendment No. 1)
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Berning.
9. SENATOR BERNING:
10. Thank you, Mr. President and first let me...let me extend
11. my apologies to Senator Rock. I did not...not mean to imply that
12. he would not call the bill back to 2nd reading, but I assumed
13. from your announcement that the Clerk was to read the bill a
14. third time. With that, let me point out to the members that
15. Amendment No. 1 as offered to House Bill 3072, deletes lines
16. 32 through 34 and those lines state, all positions subject
17. to contracts effecting laws, wages, and working conditions approved
18. through collective bargaining agreements would be excluded. The
19. reason for the amendment then, deleting this, so as to provide
20. that all employees would be under merit provisions, rather than
21. excluding those under collective bargaining contracts. Since
22. there are over half of the employees of the Secretary of State's
23. Office now covered by contract, this very one provision in the
24. bill alone would practically negate the application of the whole
25. merit system to the...to the Secretary of State's Office. If
26. we're going to have a merit system, fine, then let's have one that
27. is total, fragmenting it would not be accomplishing what I think
28. the Secretary of State would really want to accomplish. Therefore,
29. Mr. President, I move the adoption of Amendment No. 1 to House Bill
30. 3072.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Rock.
33. SENATOR ROCK:

1. Thank you, Mr. President. I rise, of course, in opposition
2. to Amendment No. 1. The bill attempts...or this amendment
3. would attempt to amend Section V of...of the proposed personnel
4. code for the Secretary of State. Every personnel code, including
5. the one that the Executive employees are now under, does, in fact,
6. contain exemptions. And one of the exemptions which should remain
7. is that it exempts positions subject to contracts approved through
8. collective bargaining. Now, I know and you know, that whether
9. or not philosophically you are in favor of collective bargaining
10. the fact of the matter is, it's here and all we are doing is
11. in a logical way, saying that if you're subject to a collective
12. bargaining agreement, you are exempt from this personnel code.
13. I think the amendment is a bad one and should be defeated.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Question is shall Amendment
16. No. 1...just a moment. Senator Berning, for what purpose do you
17. arise?

18. SENATOR BERNING:

19. Point of clarification. Before we take the vote, Mr.
20. President, our present Illinois Personnel Code does not exempt
21. collective bargaining personnel.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Question is shall Amendment No. 1 to House Bill 3072 be
24. adopted? Those in favor indicate by saying Aye. Those opposed -
25. Nay. A...a roll call has been requested. All those in favor
26. of Amendment No. 1 to House Bill 3072 will vote Aye. Those
27. opposed vote Nay. The voting is open. Have all those voted who wish?
28. Take the record. On that question the Ayes are 19. the Nays are 29,
29. none Voting Present. The amendment fails. Are there further amendments?

30. SECRETARY:

31. Amendment No. 2 offered by Senator Berning.

32. (Secretary reads Amendment No. 2)

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Berning.

2. SENATOR BERNING:

3. Thank you, Mr. President. Amendment No....Amendment No. 2
4. provides for the submission of appointees for...the director
5. to the Senate for advise and consent. This is a procedure
6. that's already established as you well know, in almost every
7. appointment and certainly in the case of the Director of the
8. Department of Personnel under our state system, this should be no
9. different. Here we have a proposed director of a department
10. involving a great number of people. The Senate rightfully should
11. have the right of consideration and recommendation or refusal.
12. Mr. President, I respectfully move that Amendment No. 2 to House
13. Bill 3072 be given a favorable vote.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Harris.

16. SENATOR HARRIS:

17. Mr. President, I just want to make this comment about this
18. amendment. I just don't see how the members of the Senate
19. can object to this amendment. Now, it really makes sense and
20. I don't want my unique relationship to the Secretary of State
21. elect to be misunderstood in any way except that I think this
22. amendment makes sense.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Rock.

25. SENATOR ROCK:

26. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
27. I rise to oppose Amendment No. 2 and let me say it is difficult at
28. best, to defend an indefensible position so I will attempt at least,
29. to do my best. I don't have any personal objection to the Director
30. of the Department of Manpower under the...in the office of the
31. Secretary of State to be subject to the advise and consent of this
32. Body, nor do I have any objection to the members of the merit...three
33. man merit commission appointed by the Secretary of State under this
34. bill to be also subject to our approval. And I will say to you without

1. fear of contradiction, that the Secretary of State elect
2. does not have any objection to our advise and consent of these
3. appointments. I have questioned his specifically upon it. What
4. I do object to and frankly, what he does object to is the fact
5. of placing an amendment on this bill at this time because then it
6. would require going back to the House for concurrence. And as you
7. well know, as a political matter, if nothing else, the Secretary
8. of State is called upon to convene and chair the House of
9. Representatives for its organizational purposes and he does
10. not wish, as the Secretary of State elect, to have his legislation
11. held hostage, if you will, over there subject to the
12. vagaries of that Body. Additionally, when this bill is called for
13. passage, as I hope it will be in its unamended form, you are all
14. well aware that it will not take effect unless it receives thirty-
15. six votes which is unlikely, it will not take effect until July
16. 1, of 1977. The Secretary of State elect has pledged to me and I
17. assume to Senator Harris because they had some discussions to which I
18. was not immediately privy, that the first order of business in his
19. new administration as the Secretary will be to present to
20. this Senate and the House amendments to this, then existing, he hopes,
21. personnel code which will be come effective July 1 of next year.
22. This is one of the amendments to which I am sure he will have no
23. personal objection. I know he has no personal objection. All I am
24. suggesting is that he feels given the fact that under the present
25. personnel code, constitutional officers are in fact, exempt from
26. the Department of Personnel and its code unless they opt in. The
27. Secretary of State, both John Lewis and Michael Howlett opted
28. in and as you know under that statute, the opt in is for
29. a period of four years. The incumbent Secretary of State has sent
30. a letter to the Governor in accordance with that Statute opting out
31. so we are kind of in a vacuum period, if you will, and that is the
32. reason why the Secretary of State elect has requested of us that we
33. act on this favorably now, knowing full well that it will not become

1. effective until July 1 of 1977. During which point, he has pledged
2. to offer amendments on his own behalf and to submit himself to
3. committee hearings or hearings of the committee...of the Senate
4. as a Committee of the Whole for the purpose of discussing
5. these and other amendments. My objection to the amendment is a
6. procedural one more than a substantive one. And I would ask the
7. membership to vote on that basis and vote No.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Question is shall Amendment No. 2 to House Bill 30...
10. Senator Berning.

11. SENATOR BERNING:

12. Thank you, Mr. President. I'm at least relieved to know that
13. the sponsor and the Secretary of State elect have no great reservation
14. about this particular amendment but what the sponsor has said indicates
15. to me and ought to indicate to the rest of the members of this
16. Body that this action ought not to be before us at all. If it
17. isn't going to take effect until July of '77 there is no urgency,
18. it can produce no beneficial results nor can it produce any
19. adverse impact. I point out to the members that this bill
20. was of such great significance that it never even was called for a
21. hearing by the sponsor or anyone else while it did languish
22. in the Senate Pension and Personnel Committee and subsequently
23. a day or two ago was discharged from that committee without the
24. at least, the participation of the Chairman of the Committee.
25. And I don't presume to speak for him, whether he supports that or
26. not. However, I can count as the rest of you can and I'm
27. assuming that we will because of procedural differences rather than
28. intelligent differences, we are going to have this amendment
29. rejected and I think that's too bad. What ought to be done is that
30. the bill should be withdrawn and reintroduced in January, given
31. a serious in depth study and analysis and then acted on intelligently
32. after that. This today, is unfortunate.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Fawell.

2. SENATOR FAWELL:

3. I just wanted to say that Senator Rock for having been put
4. in a position to defend an indefensible position, that wasn't
5. half bad at all.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Question is shall Amendment No. 2 to House Bill 3072

8. be adopted? Those in favor indicate by saying Aye.

9. Those opposed Nay. The Noes have it. Roll call has been requested.

10. Those in favor of the adoption of Amendment No. 2 shall vote

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

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

13. are 25, the Nays are 26. Amendment No. 2 fails. Are there

14. further amendments? Senator...Senator Berning.

15. SENATOR BERNING:

16. Verification of the negative vote, please, Mr. President.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Verification of the negative vote as to House Bill 3072.

19. Will the members please be in their seats. Secretary will read

20. those in the negative...those voting in the negative.

21. SECRETARY:

22. The following voted in the negative: Brady, Buzbee,

23. Carroll, Clewis, D'Arco, Donnewald, Maragos, Egan, Kenneth Hall,

24. Hynes, Johns, Joyce, Knuppel, Kosinski, Lane, Lemke, McCarthy,

25. Newhouse, Nudelman, Palmer, Rock, Savickas, Smith, Welsh, Wooten,

26. Mr. President.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Roll has...Senator Berning.

29. SENATOR BERNING:

30. Senator Smith.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Smith on the Floor? He must be on the telephone.

33. Remove Senator Smith from the record. Senator Berning.

1. SENATOR BERNING:
2. Senator Johns.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator Johns is on the Floor.
5. SENATOR BERNING:
6. Senator Kenneth Hall.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Kenneth Hall is on the Floor standing. Roll...
9. the motion...the vote is 25 to 25. The amendment failed.
10. Are there further amendments?
11. SECRETARY:
12. No further amendments.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. 3rd reading. Senator Rock, we can proceed with the bill on
15. 3rd reading? Read the bill.
16. SECRETARY:
17. House Bill 3072.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator Rock.
22. SENATOR ROCK:
23. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
24. House Bill 3072 is a bill which as I stated earlier, came over in
25. 1975 from the House Executive Committee as a committee bill.
26. It provides for a merit system of employment in the Office of
27. Secretary of State. It will create a merit commission, an
28. advisory board and a director of manpower, all of whom are to be
29. appointed by the Secretary of State. The Secretary of State elect
30. seeks our approval at this time because knowing full well, as I said
31. again earlier, that the provisions will not become effective until
32. July 1 of next year and during the course of the early days of the
33. next Session he has pledged to come forth and subject himself to

1. committee hearings and committee action with respect to amendments.
2. He feels this bill is absolutely necessary at this time for
3. the reason that, as again I stated earlier, this incumbent
4. Secretary had sent a letter to the Governor opting out of the
5. personnel code which is allowed under that statute. You can
6. opt in for four years and you can opt out as a constitutional
7. officer. Additionally, he and I'm told, his adversary for the
8. position of Secretary of State both pledged during the course
9. of their respective campaigns to do everything in their power
10. to provide for a merit system of employment in that office.
11. This is a fulfillment, a first step in the fulfillment of
12. that campaign pledge. He sees it as a legislative direction with
13. his support to show the world that he does, in fact, have
14. a personnel code under the Secretary of State's Office. This, as
15. you know, has been...this question has been subject to some
16. litigation. There is a case now on the books, Boner versus
17. the Department reported in 60 Illinois 2nd which has shed
18. nothing but confusion instead of light on this whole matter.
19. So, I think the necessity of this bill at this time is, in fact,
20. established. Additionally, I can say without fear of contradiction
21. that he regards it as a necessary vehicle so that we have some
22. guidepost against which to...to work in the coming months so
23. that on July 1 the Office of the Secretary of State will have the
24. kind of functioning merit system of employment that the Secretary
25. of State elect seeks. I would ask a favorable vote.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Schaffer.

28. SENATOR SCHAFFER:

29. Senator Rock, if you'd yield.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Indicates he will.

32. SENATOR SCHAFFER:

33. I am on the horns of a dilemma. I happen to support both merit

1. employment and collective bargaining. Yet, I...I see by section
2. 5-D, I guess, 8 on page four, that this bill would exempt from
3. merit employment, those people in collective bargaining.
4. Now, it's my understanding that the Secretary of State elect is
5. for collective bargaining and presumably would move to put
6. the vast majority of the Secretary of State employees under
7. collective bargaining which means that the vast majority of those
8. people would not be under merit. In fact, if one reads
9. the pronouncements of candidate Dixon in this area, he presumably
10. might put the entire office under collective bargaining with the
11. obvious exception of himself and that would mean that no one was
12. under merit. Now, the gist of my question is is merit employment
13. inconsistent with collective bargaining and do I, who support
14. collective bargaining and merit employment, find myself in a
15. position where I have to reject one concept or the other? Is it
16. not possible to have merit employment and collective bargaining?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator...Senator Rock.

19. SENATOR ROCK:

20. It obviously is possible running on parallel tracks. The idea
21. however, is, and I think anyone of us who was interested in and in
22. favor of collective bargaining will point out, that they are the
23. two systems intertwined are in effect logically incompatible because
24. a collective bargaining agreement will cover by contractual
25. relationship most, if not all or more than, the personnel code
26. guarantees and so for that reason, I do not happen to think for instance
27. that those State employees...now, when you say also...I...when you
28. say put his whole office under collective bargaining. Collective
29. bargaining is...is a contractual agreement entered into by the
30. people in that office, the Secretary can't say you're going to be
31. all collectively bargained. What he can say and what he has said
32. he will recognize is that if a number of employees band together
33. for the purpose of collective bargaining he will...he will re-
34. cognize that and be willing to enter into that kind of an agreement.

1. That is a different situation. But, what I'm suggesting is
2. that even under our present personnel code, there should be an
3. exemption for those employees who have in fact, entered into a
4. contractual relationship and I think this is a good provision
5. in the bill and that was the subject again, that we spoke about
6. when we defeated Senator Berning's amendment.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Schaffer.

9. SENATOR SCHAFFER:

10. Past experience with Senator Rock, I...I...I think we found
11. ourselves on opposite sides of the patronage question. I've
12. never been particularly fond of patronage and I've been lead to
13. believe by your pronouncements that you see a great deal of merit
14. in that system. Should this bill pass into law, and we find that
15. the collective bargaining contract in the Secretary of State's office
16. does not eliminate patronage practices, and we had tried to address
17. that problem by providing, if you will, parallel safeguards by
18. creating a merit system in that it covers collective bargaining
19. employees. Can we count on your support to stamp out this type
20. of potential patronage activity which I'm sure Secretary of State
21. elect Dixon abhors as much as I do?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Soper. Oh, sorry. I beg your pardon. Senator
24. Rock.

25. SENATOR ROCK:

26. You...you can be sure that the Secretary of State elect
27. abhors that. I do not. I think it should be sheer patronage.
28. But, I...I am putting this in at the request of the Secretary
29. elect, fully understanding that he, in fact, has opted to run
30. his office in this fashion. And I am more than willing to help
31. him. If I were to campaign for that office, I would have, I think,
32. taken a little tack. But, I didn't.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. I've always admired for your consistency, Sir.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Soper.

6. SENATOR SOPER:

7. Thank you, Mr. President. I like to be consistent too.

8. Parliamentary inquiry. If this bill at this time receives thirty-

9. six votes, the effective date is immediate?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. There...there...I understand that there is no effective

12. date on it. It would be automatic as of July 1, 19 and 77.

13. Does that...Senator Rock.

14. SENATOR ROCK:

15. Well, Section 19 does say the act takes effect upon becoming

16. a law. So, I would assume that that is tantamount to, if...if

17. thirty-six votes are received that would be, in fact, tantamount

18. to the immediate efficacy. I have assumed all along that it would

19. not receive thirty-six votes.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Soper.

22. SENATOR SOPER:

23. Well, it's a nice assumption, Senator, but tell me, who...who

24. is going to vote against a bill that says that you're going to have

25. a personnel code in any office in the State and then go to his

26. people and...and have his opponent say, you know, you didn't vote

27. for the personnel code in the Secretary of State's office, you know.

28. You're putting a lot of guys in the rod, Senator. You know?

29. That's a nice way, but...yeah, that's the way it goes. You put

30. your hands up in the air, say that's the way it goes and we'll

31. come back to you later. Now, it's very kind, but let's put the

32. effective date on this as of...of...as you say in '77 and then

33. let's vote on this thing? Would you bring it back and let's put the

34. effective date on as...as July 1st, 1977?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Rock.

3. SENATOR ROCK:

4. Well, again, for the same reason, Senator. Let me...let
5. me give you the underlying assumption. My conversations
6. with the member...some of the members, at least, on the other
7. side of the aisle led me and the Secretary elect to believe
8. that there would be a...not many if any votes and I can understand
9. that. So, we were working on the assumption, very frankly,
10. that hopefully, the support for this legislation would come
11. from this side of the aisle and that we would, in fact, be somewhere
12. right about thirty votes. I do not wish to...I will not bring it
13. back for the purpose of that amendment for the reason stated. I'm
14. not opposed to substantively, the amendment. I think it should
15. be effective July 1, '77 and I hope that we will have thirty
16. votes so that we can do that. But, again, procedurally, if I
17. brought it back to make that explicit, it has to go back across
18. the rotunda. And we don't want that to happen.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Soper.

21. SENATOR SOPER:

22. Thank you. Senator, so that we're not playing games around
23. here, will you take half your men off the bill and we'll put
24. our half on. We'll give you thirty votes and let's go that way.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further debate? Senator Berning.

27. SENATOR BERNING:

28. Well, thank you, Mr. President. I'm pleased that in such
29. bargaining no one can commit anyone of us on either side because
30. I personally cannot be committed on this. Let me...let me,
31. Mr. President, on a serious note, emphasize that the employees
32. in the Secretary of State's office actually now are under the State
33. Personnel Code. The results of the litigation which Senator Rock

1. alluded to having gone all the way up to the Supreme Court
2. and then being remanded back for final determination, were
3. then resolved in two partial orders by Judge Verticchio and
4. those result in this. The department is now in...these two
5. orders cover two groups, the clerical personnel and the data
6. processing personnel. And with the issuance of these orders,
7. the matter has now been turned back to the Department of Personnel
8. for implementation. The...the gist of the decision being that these
9. people are under the State Department of Personnel, under the State
10. Code and for that reason, the department is right now in the
11. process of compiling the list of the affected individuals so that
12. they can be given their notices of certification. That...that...and
13. in itself precludes the necessity of any preemptory action which
14. is what this bill is all about. There are, of course, some
15. questions still to be resolved, but they are minimal or of less
16. significance than what will be generated by the action...if this
17. bill in itself is passed. There are right now, between four and six
18. hundred people who have been laid off or discharged during the past
19. administration, holding appeals in abeyance pending the outcome of
20. this recent...this case that I just alluded to. And some of those,
21. of course, involve a considerable amount of back pay. That whole...
22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Just a moment...just a moment, Senator Berning. Senator Rock,
24. for what purpose do you arise?

25. SENATOR ROCK:

26. Senator Berning, I...I think much of this discussion could
27. be obviated if you would take a look at Section 14 of the
28. legislation. I have discussed at length with the Secretary elect,
29. the...the Boner case and its ramifications. They are, in fact,
30. in the process of presenting to the court employment records from
31. the department with respect to the certification of A and B and
32. C classification people. Section 14 provides in a general way
33. for an orderly transition for the protection of rights of the former

1. the current personnel code so I think really, that there is...
2. your...your fear is misplaced.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Berning.

5. SENATOR BERNING:

6. I think this does more than anything else to emphasize the
7. mass confusion which is actually arising as the result of, I'm
8. assuming, the passage of this bill. We not only are placing
9. potentially, a great many people in a state of confusion themselves,
10. but in a state of limbo insofar as their certification, their
11. past compensation, and their rights as employees. But, in addition
12. to that, let me point out that the whole act is fraught with
13. vagueness. For example, let me just give you one where it says
14. discharge. Now, that ought to be a simple definition, but it's
15. defined as cessation of employment for whatever reason. Now, that's
16. not a...a clear definition, that's in Section 3, incidentally,
17. this is not a really, a...a definition of discharge because
18. that usually involves...discharge usually involves some kind of
19. disciplinary action such as being fired and while lay off is defined
20. in here, the above definition of discharge would imply that lay off
21. is merely a particular kind of discharge. Now, this is an example
22. of the kind of confusion that will result if this bill is passed.
23. Couple of other points that emphasize the lack of careful drafting
24. is key definition such as seniority and promotion, they're just totally
25. omitted. There's nothing in there. A moment ago I referred to
26. the director and the need for this Senate to confirm and that of course,
27. now, has not been granted and so the director will be appointed
28. without any Senate action but then Section 5-E paragraph 4 gives
29. him the power of appointment previously vested in the Secretary.
30. As I read this, the Secretary is being preempted by the director
31. for all appointments. Now, in...in general rules and I'm referring
32. now to Section 5-C, rule criteria and rule making, here you will
33. find quite vague, leaving an overly...overly generous amount of

1. descretion in the hands of the director. For example, what criteria
2. should be used in designing the position classification plan
3. or the pay plan and what constitutes the competitive examination?
4. Without definitive terminology, we will be placing the director,
5. the Secretary of State, and his employees in an indefned
6. position. There will be just untold challenge and obviously
7. litigation. There's no criteria for appointment. There's no
8. reference to training or career...latter programs, all of which are
9. things that we have provided for in the State Code and which these
10. employees now are under and protected by. And the only hearings
11. on rules provided for are to be conducted by the director. Again,
12. at least the director ought to be somebody, that we, this Body
13. have some respect for, someone that we can determine has some
14. understanding, some knowledge, some integrity and on top of that
15. to make it even worse, when the rules are proposed, and the
16. director holds hearings, there is only thirty days in which
17. to review a proposed rule. Thirty days. That's certainly not enough
18. time. And since the rules have a force in effect of law they ought
19. to have really close scrutiny, I'm sure everyone in this Body
20. would be willing to agree to that fact alone. Yes, Mr. President,
21. I guess time is running out. Or has run out. I appreciate the
22. patience of the members of the Body, but this is a very, very
23. significant action which you are apparently about to take. I think
24. it is unfortunate from the standpoint of the total good of the total
25. of the State employees and the State government itself. I
26. respectfully request that this bill be rejected and that we direct
27. our attention to it, if it's necessary next year here is ample
28. time, since it would not be effective until July of '77 here is
29. no hurry and the employees are now protected by the actions of the
30. court.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Netsch.

33. SENATOR NETSCH:

1. Thank you. I have a question for the sponsor, if he would
2. return to his microphone for a moment.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Rock.

5. SENATOR NETSCH:

6. Senator Rock. I...I may be helping to resolve the political
7. ...dilemma of more than thirty but less than thirty-six depending
8. on the answers to some questions. My concern is that there are a
9. lot of important aspects to this bill that I think have not
10. been thoroughly thought out and while I am informed that there was
11. some degree of hearing at sometime in the past in the Pensions
12. Committee, I must confess it must have been a very fast hearing
13. because I have no recollection of it or anything that was said
14. during the course of that hearing. A couple of questions, Senator
15. Rock. One, is it not true that the employees of the Secretary
16. of State now in part are under the Personnel Code and by law can be?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Rock.

19. SENATOR ROCK:

20. The answer to that two part question is yes to both parts.
21. As you know, under our Personnel Code, the constitutional officers
22. and their employees are exempt. They have, however, the option
23. to notify the Governor that they wish to opt in. The Governor
24. then notifies the Director of Personnel who sets up rules and
25. regulations. That, as I indicated before, has, in fact, been done,
26. by the two prior Secretaries of State. The problem arises in my
27. judgement, that on November 17, 1976 of this year, the incumbent
28. Secretary sent a letter to the Governor saying that the four year
29. period obviously is up and I opt out. And so the Secretary elect
30. wishes to have this on the books so the world will know that he does
31. have a merit system of employment.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Netsch.

34. SENATOR NETSCH:

1. Yes, well, I assume that if the incoming Secretary of State
2. believes in and wants a merit system for his department, that he
3. could opt in again, so that that is not really the issue.
4. Well, I'm not...
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Rock.
7. SENATOR NETSCH:
8. All right.
9. SENATOR ROCK:
10. Well, just...just before you get off on a tangent you needn't
11. be on, he does in fact, want a merit system of employment
12. for his employees. He does not, however, as a constitutional officer,
13. wish to have the administration placed under the Governor. He wants
14. it in his own office and that's perfectly justified.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Netsch.
17. SENATOR NETSCH:
18. No, that's what I'm leading up to really, Senator Rock. I think
19. it is true, isn't it, that some of the other constitutional...
20. constitutional separate elected officers have partially opted in for
21. a merit system and have not set up a separate agency and are therefore,
22. under the Personnel Code as indeed has been the office of Secretary
23. of State up to this point and the thing that concerns me is other
24. than the obvious political answer that there is about to be a Republican
25. Governor and a Democratic Secretary of State, does it really make
26. much sense for each of the constitutional officers to set up a
27. separate merit system? Now, I admit, the Secretary of State's office
28. is much larger than any of the others. There are more jobs
29. involved than the Treasurer's office or the Comptroller's, but
30. the principle, it seems to me, ought to be somewhat the same.
31. And I'm just...I'm not absolutely persuaded either way, as a
32. matter-of-fact, but I'm certainly not persuaded that it ought to be
33. a separate system for each of these constitutional officers.

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1. I can understand why a Democratic Secretary of State might
2. be uncomfortable about having his employees under a Republican
3. Governor or vice versa except for the fact that if we are really
4. talking about an honest to gosh merit system, that should not be
5. a factor because we are not talking about policy making positions.
6. We are not talking about any aspect of patronage, good or bad,
7. we are talking about those people who presumably come into State
8. government on an objective standard, remain in State government
9. to provide it that continuity which is considered important, and do
10. not leave, whose fortunes are not affected by changes in the
11. political winds. Now, if that is sound and of course, if it is
12. not sound, then we're...we're engaged in a charade anyway, then why
13. is it so essential that there be a separate system for each of the
14. constitutional separate elected officers?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Rock.

17. SENATOR ROCK:

18. Well, Senator Netsch, it has long been and it still is the law
19. of this State which again was reiterated in the Boner case, that the
20. constitutional officers have a right to do, frankly, whatever they
21. want. Now, this constitutional officer elect has pledged during his
22. campaign, and obviously and commendably is living up to that pledge,
23. that he has said I wish to have a merit system of employment
24. in the office that I administer. But, I wish to have it under the
25. control of me as the constitutional officer. I don't know, frankly,
26. the...about the operation of the Attorney General's office
27. or the Comptroller's office, whether they have opted in if at all.
28. I don't purport to speak for them nor any of the other constitutional
29. officers. I do know that this is a large office and that the Secretary
30. elect has said I wish to have a merit system. I wish to have it
31. placed in my office.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there further discussion? Senator Netsch.

1. Well, just to...to complete the thought, the trouble is it's
2. not one that is firm one way or the other because it doesn't
3. seem to me we have had a real opportunity to think this one through.
4. since it is being presented to us rather suddenly again, now
5. without any expectation that it would be presented to us. I'm not
6. sure that that may not be a choice which ought to be accorded to
7. that elected officer, Senator Rock, but I'm not sure that it is
8. his choice either, that it may not be our choice and that if
9. given time to think it through, and conceding the fact that
10. political changes will occur from time to time and that not every
11. Secretary of State may have the same attitude that we might not come
12. to a different conclusion about the wisdom of having the separate
13. system for each separately elected officer. That's the only
14. point I'm raising. I just think that we are making a extremely
15. important decision on a fairly short notice.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Berning.

18. SENATOR BERNING:

19. One further point of clarification, Senator Rock indicated
20. that the current Secretary of State has indicated that he wants
21. to opt out. Any action opting in or opting out must be approved
22. by the Governor. So far as I know, there has been no action by
23. the Governor. So, again, the precipitousness of this action cannot
24. be defended. I submit that this ought not to be before us. We
25. ought to reject it and if it is necessary to follow it up next
26. year, we certainly can do so and it would take effect by July 1.
27. I repeat, Mr...Mr. President, this measure ought to be defeated
28. for the good of our employees who are in the Secretary of State's
29. office.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Rock may
32. close the debate.

33. SENATOR ROCK:

1. No, I would ask for a roll call and would urge the members
2. to support the Secretary elect.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. The question is shall House Bill 3072 pass? Those in favor
5. vote Aye. Those opposed Nay. The voting is open. ...voted
6. who wish? Have all those voted who wish? Take the record.
7. Senator Rock.

8. SENATOR ROCK:

9. I don't see Senator Soper and his waives so I'll postpone
10. consideration.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Consideration is postponed. House Bill 3171, Senator Hynes.
13. Read the bill.

14. SECRETARY:

15. House Bill 3171.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Hynes.

20. SENATOR HYNES:

21. This is a appropriation of eight hundred thousand dollars
22. in Federal funds that have recently become available to Illinois
23. and I would ask for a favorable roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there further discussion? Senator Buzbee.

26. SENATOR BUZBEE:

27. Well, yes, Mr. President, you know, just because it's
28. Federal funds and I'm being very serious here, I'm not being
29. factitious, just because it's Federal funds; I don't think we ought
30. to automatically appropriate the money to the Office of Education.
31. They have taken some actions recently that I consider to be
32. very capricious and absolutely uncalled for. They've hired all kinds
33. of people from outside the State of Illinois, brought them in at
34. big salaries, they have just given the...the superintendent a multi-

1. year contract where he makes more money now than the Governor
2. of this State makes and I just am concerned. I'm not going to
3. vote for anything for the Office of Education that I think is going
4. to go to help pay for those pay raises, for Mr. Cronin and his
5. cronies. And...and I'm very, very concerned about this.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Is there further discussion?

8. SENATOR BUZBEE:
9. Well,...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Buzbee.

12. SENATOR BUZBEE:
13. I asked a question, Mr. President, of the sponsor as to whether
14. this...what the money is going to be spent for.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Hynes. I didn't realize it was a question, Senator.

17. SENATOR HYNES:
18. Five hundred thousand dollars for adult basic education
19. grants, one hundred thousand dollars for payments under the Federal
20. school lunch program, two hundred thousand dollars for a study of
21. school finance in Illinois. Those are the three items that...the
22. bill itself is not specifically broken into those categories.
23. That is the purpose for which this money is going to be expended.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Buzbee.

26. SENATOR BUZBEE:
27. In other words, there is no assurance the money will be
28. spent that way, is that correct? Or is it broken by line item, or...

29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Hynes.

31. SENATOR HYNES:
32. Well, on the...on the first...first two items, it is
33. specifically stated. The...the third item is...does not describe

1. the project. It simply indicates that it is going to be used for
2. personal services and so on...twenty-seven thousand dollars
3. for personal services, twenty-seven hundred for retirement and so on.
4. That's the last two hundred thousand. The rest of it is
5. specifically itemized for those purposes I mentioned. Five hundred
6. thousand for adult basic education, one hundred thousand for the
7. Federal school lunch program.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Well, in that circumstance, I'm going to vote for the bill,
12. but I'm publically announcing right now, if nobody else does, that
13. next Session, I'm putting in a constitutional amendment resolution
14. to make the State Office of...the Office of Superintendent of
15. Public Instruction an elective office once again and let's
16. get Democrats and Republicans trying to get that office and not
17. somebody from the State of Massachusetts.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Berning.

20. SENATOR BERNING:

21. Point of clarification, if the sponsor will, please. Two
22. hundred thousand dollars, did I understand, is for the purpose
23. of determining how money is spent for education?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Hynes.

26. SENATOR HYNES:

27. I will give you...I will give you the description that I have
28. been given. It is for the operational cost of the State Board
29. Citizens Commission and technical task force on school finance
30. to complete the work that they've undertaken. And they...

31. SENATOR BERNING:

32. Well, Mr. President, if there is one thing that is irritating
33. to many of us as well as doubly irritating to our citizens, it is the

1. interminable actions by study commissions, many of them funded
2. with unusually large amounts of money and this appears to me to be
3. one of those that falls in that category where there is a tremendous
4. amount of money being spent to determine how we do a certain
5. thing. I think that this is completely indefensible, there
6. isn't anything that anybody can tell anyone of us in this entire
7. chamber as to how we raise money for various State projects and
8. then how we spend it. We spend it all too loosely, incidentally,
9. and perhaps the first thing that ought to be done is to put some
10. definite controls on the use of these dollars, once we turn it over
11. to the departments and not just blanket total appropriations, but
12. for a commission, a citizens advisory commission to spend an
13. additional two hundred thousand dollars and I have no idea what
14. proceeded this maybe that was another two hundred or four hundred
15. or a million, but whatever it is, along with this two hundred,
16. is too much and I, for one, cannot support this.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Glass.

19. SENATOR GLASS:

20. Thank you, Mr. President and Ladies and Gentlemen. On a point
21. of personal privilege, I'd like to call the attention of the Body
22. the presence on the Floor of one of our colleagues, Judge Brian
23. Duff, who is observing his last day in the General Assembly.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Fawell.

26. SENATOR FAWELL:

27. Just one question to Senator Hynes. Is this bill, which I
28. cannot find in my desk, so worded that the appropriation funds
29. can only come from Federal funds, not from the General?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Hynes.

32. SENATOR HYNES:

33. In answer to your question, yes. It is an appropriation from

1. Federal funds.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further debate? Senator Hynes may close the debate
4. if he wishes. Question is shall House Bill 3171 pass. Those
5. in favor vote Aye. Those opposed Nay. The voting is open.
6. Have all those voted who wish? Have all those voted who wish?
7. Take the record. On that question the Ayes...just a moment.
8. Senator Hynes, for what purpose do you arise?

9. SENATOR HYNES:

10. I'd like to move to postpone consideration, Mr. President.

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1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Consideration Postponed. House Bill...Senator Demuzio,
3. for what purpose do you arise?

4. SENATOR DEMUZIO:

5. Yes, Mr. President, I'd like leave of the Body to go to considera-
6. tion of motions postponed in order to...to consider Senate Bill
7. 19...1590.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Well, we have but two more House Bills to consider and then
10. I think that motion would be in order. We have House Bill 3202.
11. Senator Hynes, do you wish to call that? House Bill 3831,
12. Senator Carroll. That does conclude House Bills on 3rd reading.
13. Senator Demuzio is recognized for the purpose of a motion.

14. SENATOR DEMUZIO:

15. Yeah...yes, Mr. President, yesterday, we were in process of...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Just...just a moment. We would go on the order of Considera-
18. tion Postponed. Is there leave? Leave is granted. Senator
19. Demuzio.

20. SENATOR DEMUZIO:

21. Yes, yesterday we were considering Senate Bill 1590, which
22. I think, to be very brief again everyone is familiar with. Senator
23. Vadalabene has asked me to circulate a letter that is put on each
24. of your desks. As you are well aware, Senate Bill 1590 is the
25. Madison County Civic Center Bill which Senator Vadalabene
26. has been working very diligently on for the last six years. And
27. I only call your attention to a couple of comments in the letter
28. that his interest is to provide the entire area with a focal point
29. for a civic and cultural activity. Yesterday, as you know, this
30. bill received thirty-five votes, one vote less for passage, and
31. if there aren't any further questions which I would be most happy
32. to answer, I would ask for a...renew the motion to override the
33. Governor's veto on this bill.

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1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Kenneth Hall.

3. SENATOR KENNETH HALL:

4. Thank you, Mr. President, Ladies and Gentlemen of the
5. Senate. In the last Session after Senate Bill 166 that was
6. passed out which is Senator Sam's, known as his biggie, that it
7. was at that time supported by me along with the rest, but the
8. Supreme Court found it unconstitutional, so a new bill was in-
9. troduced. Yesterday, I asked you to sustain the Governor's
10. specific recommendations for change. Now, there's an old saying
11. that understanding is the best thing in the world. Now, this
12. Senate Bill 1591 does not interfere with the other convention
13. centers that have been authorized. I want to make that clear.
14. It does not interfere. Furthermore, I want to pay great tribute
15. to Senator Sam for his long years of work, and I also supported
16. him in that...at that time. Up until last year...I mean of
17. this Session, that we were included in this by when...and the
18. name was changed to the Metro-East to the Madison County. Now,
19. Madison County and St. Clair County and all of you know what
20. great friends as Sam and I've been. Now, it's quite difficult
21. to at this time to oppose your colleague whom you have worked so
22. closely with down through the years, and I am not trying to kill
23. Sam's Vadalabene's bill. To the contrary, if...what I'm saying
24. is this, and Senator Demuzio has a job to do like I have a job
25. to do. When we were taken out of the bill, there was one descending
26. vote on this side of the aisle, and I was the one. There was one
27. on the other side of the aisle. Now, I never asked anyone here
28. to oppose that bill. When I went back home, I was accosted by
29. my constituents, and they simply said this. Said, Senator Hall,
30. do you mean to say that you don't have anyone with you. I kinda
31. felt like the fellow who ran for sheriff in a town of eight thousand
32. and there was seven hundred and eighty votes cast and he got two.
33. The next down he come walking down the street with two guns strapped

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1. on him, and everybody said, what are you doing all dressed up
2. like that, you lost for sheriff. He said, but if a man doesn't
3. have anymore friends than I have in this town, I need two guns.
4. So, the point is, that what I'm trying to tell you, is that when you
5. go back home...now we all have our things to do. Now, Sam is a hard
6. conscientious worker. It's very unfortunate that he's not here
7. today, and I...and I imagine that he might be, and I want to pay
8. him great tribute, but I also supported his bill for a long
9. time. Now, the only thing is that what I want to do I just
10. want to outline a few things for you and tell you. Now, this
11. bill 1591 was not covered in accord...I mean 1591 was covered
12. in accord with Public Act 78-1289, so, therefore, all the present
13. convention centers are in operation. However, 1590 does not do
14. that. Now, I have been asked to buy this...why are you trying to
15. kill his bill? I'm not trying to kill his bill. As a matter-of-fact,
16. I've already filed with the Secretary a motion to accept the
17. Governor's change so that this bill will not be lost, provided
18. that it does not receive thirty-six votes, and you know, that
19. to do that, that it does not need thirty-six votes, but may I
20. ask why not and when I've asked this, why did you not file one for
21. St. Clair County? I discussed that with my fellow legislators
22. over in the House. Now, in St. Clair County, we have four
23. Senators coming in that area. Senator Donnewald comes in there,
24. Senator Buzbee comes in there, Senator Donnewald and myself. Now,
25. I have the major part. I run in that area. Senator Demuzio is
26. in Madison County. He has a job to do just like I have a job to
27. do here. Now, the House members are vehemently opposed to being
28. left out. Now, there is a danger that this bill if it does get
29. out of here and goes over to the House, that there may not be a
30. motion filed to accept the Governor's change. So, I'm not really
31. killing his bill. All I'm say is this, that when this bill first came
32. for a number of years and when it was passed out into law and
33. when it was found by the Supreme Court to be unconstitutional, he

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1. came back and filed the bill and left our county out. Now, I'm
2. telling you very simply this, that the reason I did not ask anyone
3. to oppose the bill last time is Sam had worked very hard. I
4. wanted him to bask in the sun. I wanted him to have his biggie, and
5. so when I go back and my constituents jump on me and say, listen
6. here, that when that board...lighted up there, there was only
7. one descending vote on this side of the aisle, and there was one
8. on the other, but it wasn't that I don't have friends which I
9. know all of you are my friends, but the point is that I didn't
10. go around to try to kill the bill and I didn't introduce a bill
11. because that I felt that introducing another bill that what we
12. would have is probably come out with no bill. Now, the only
13. thing that I'm saying here is this, I don't keep score, I'm
14. just trying to give you the facts. The point is this that, we
15. down through the years, when I say we, the Representatives from
16. my area, have supported this bill. The only that I'm asking you
17. is this, that I felt and still believe that we should be left
18. in this bill. Now, there is a great possibility that it might
19. be located in Madison County anyway. The only thing that I'm
20. asking from you today is that...and I want to congratulate
21. Senator Demuzio for the great job that he's doing here, but I
22. don't anyone to think that I'm trying to take unfair of Sam. It's
23. too bad that he's not here today, and I'm very sorry that he's
24. not, but I have said, and only can tell you again is that I have
25. supported him for this bill up until the last time and when you
26. ...when St. Clair County was taken out of the bill, then I felt that
27. there was a time that I should not support him. So, I think the
28. Governor in his wise judgement and there is a committee appointed
29. by the Governor who will select the site, and there's a good
30. opportunity that it might be selected in his area. The only thing
31. that I'm saying is, leave us in the bill like we were from the
32. beginning and I ask you at this time to be your own judge and
33. I just wanted to draw this to your attention. Thank you, Mr.

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1. President.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Newhouse.

4. SENATOR NEWHOUSE:

5. Thank you, Mr. President. Mr. President and Senators,
6. we are confronted with a fairly akward situation. The sponsor
7. of the bill is indisposed and in the hospital. A colleague
8. from his county is presenting the bill and is burdened with
9. a heavy responsibility having taken on that job. Senator Hall
10. talked about friendship and I think that's one thing, but there's
11. a principle involved here and it distresses me very much. This
12. bill has been in process for about five years as I understand
13. the history of it, and in that process and in...and in an attempt
14. to strengthen that bill, certain counties were added, which meant
15. that other legislators with equal interest lobbied and worked
16. very hard on this Floor to persuade some of us who are not from
17. those districts that this was a good bill, that it did a number of
18. things for a number of different people in a number of different
19. districts, and that was the basis upon which some of us voted
20. for the passage of the bill. We're now at a stage where some
21. elements have been deleted from that bill that some of us wanted
22. in that bill. Under ordinary circumstances in this Body, where
23. a compromise and cooperation is the hallmark of progress, there
24. would have been ten thousand people saying to these legislators, get
25. together, work out your differences, then come back to us. I
26. think that's precisely the position we ought to take now, and I
27. think we ought not to destroy this bill...oh, no, I think we
28. ought to make this bill better, and the way to make this bill better
29. would go back and put it in its original form and pass that bill
30. out. Short of that, I think the message ought to be that these
31. legislators ought to work out their differences and come to us
32. together in this Body, tell us what it is they want. For that
33. reason, I'll oppose, I will oppose the request that my beloved

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1. colleague is making of us to override the Governor's veto.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Soper.

4. SENATOR SOPER:

5. Thank you, Mr. President. But this gets a little confusing.

6. You know, they...Senator Newhouse got up and he said put the

7. bill in its original form, and that's what I...what I think

8. Demuzio wants...Senator Demuzio wants to do. What Senator Hall

9. wants to do, he wants to put in the form that the Governor sent it

10. back to us in, adding two more counties. Now, the bill passed

11. the House with a single county and it passed the Senate with a

12. single county. Right? Am I right? Yeah...now...yeah, and now,

13. I agree with Senator Newhouse, it should be put back in its

14. original form, and I think the sponsor of the bill should have

15. ...have the life or death of his bill, and I don't think that

16. the Governor should come in and throw in a couple of counties

17. or anything else, and if...if Vadalabene wants to have his...his

18. ...his one...one county or his bill go in its original form, that's

19. what we ought to do. And I agree with Newhouse, it ought to be

20. in its original form, and that's why you should vote or to over-

21. ride the Governor's veto, and tell Sam that we're on his side,

22. and then if Senator Hall wants to have a bill, he ought to propose

23. his bill and...and go with it. Maybe we'll help him, but I don't

24. know why the cousins from down South should fight and I don't know

25. ... I should get in this argument, so I'll go down quail hunting

26. down there and I don't know who's behind me..

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Just watch who you're hunting with, Senator. Senator...

29. Senator Newhouse.

30. SENATOR NEWHOUSE:

31. I take that that...I take it that discourse was in the form

32. of a question.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. I...I presumed it was, and so I yielded to you.

3. SENATOR NEWHOUSE:

4. Thank you, Mr. President. And I also take it that the good
5. Senator Soper was searching his conscience for a method by which
6. he could be in agreement with me and we could vote together.
7. Now, Senator, let me suggest this to you, that in the first
8. place, the bill went out of here in an amended form, not in its
9. original form. So, just to clarify the record and for our own
10. personal relationship since we are going to be together on this, I want
11. to suggest to you that the amended form for which we voted is
12. the form that it ought to be in, because it was the amended form
13. under which I was persuaded and some others were persuaded that
14. it would be good for a section of this State, not simply a precinct,
15. and it is on that basis that I and I think some others might have
16. voted for it. Senator, I always solicit your support, and I badly
17. want it on this bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Well, now, we've got to...there are others that wish to
20. speak, but Senator go ahead. Senator Soper.

21. SENATOR SOPER:

22. Yes, now, you...you said, came back in an amended form.
23. Went back to the House whatever amendments were on or off,
24. or anything else, the House passed in the form that we sent it
25. to the Governor. Now, the Governor is changing it. I don't
26. think he should do that.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Mr. President, I must apologize for protracted absence from
31. the Senate these last day and a half. It left me a little behind
32. of exactly what's taken place. May I assume that Senator Hall
33. has not taken action to concur in the Governor's recommendations

1. for change in Senate Bill 1590?

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Hall has indicated that he has filed a motion.

4. SENATOR WOOTEN:

5. All right. And I think all of us know Senator Soper as
6. well that St. Clair County was in this bill for the long stretch of
7. time it has been before this Body. It was only in the last,
8. in this last Session that it was dropped, and I think that the
9. concept is good for that section of the State. I don't think
10. it was quite a good thing for that Section of the State. I don't think
11. have planned to oppose the motion of Senator Demuzio and to
12. support the motion of Senator Hall, because I think then we'll
13. back in the shape it was in when this whole process started
14. some time ago. I think that would be the fairest course of
15. action for this Chamber.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Morris.

18. SENATOR MORRIS:

19. Thank you very much, Mr. President. I think the letter
20. that was distributed to us today by Senator Vadalabene is a good
21. indication of what we ought to be doing here. He keeps referring
22. in his letter to the Metro-East area, and I've always been lead
23. to believe that Metro-East was more than just Madison County,
24. in fact, I assume the East has something to do with East St. Louis
25. and I think that it is really not the decision of the Illinois
26. General Assembly to decide in what area of a region we locate
27. civic centers. They are supposed to be for the good of the State
28. of Illinois. In Senator Vadalabene's letter, he says that he
29. would like to see it in the Northern Section. I think that decision
30. on location really ought to be made by the board of directors of
31. this Civic Center Authority and if the northern section or southern
32. section or eastern or western section is best, that's a local
33. decision that is best made by the local people. This bill has been

1. here, I believe, for several years, and always included the
2. entire Metro-East area. I supported this bill when it went
3. through the General Assembly last year on the basis that it
4. was for all of the Metro-East, and now that it comes back to
5. us including only one small section of Metro-East, I think
6. it is in the best interest of the entire State to put it back
7. in the proper form, and that would be to oppose Senator Demuzio's
8. motion and adopt the motion of Senator Hall. Otherwise, we
9. are going to see civic centers sprouting throughout the State
10. of Illinois in individual counties and really ignoring the concept
11. behind the Civic Center Act which was for civic centers to serve
12. regions, not specific communities, so I would hope that we would
13. honor the tradition that was established in the Metro-East area,
14. and reject this motion and go ahead and make this the Metro-East
15. Civic Center Authority as it was originally intended.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further debate? Senator Soper for the third...
18. second...

19. SENATOR SOPER:

20. Time...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. All right.

23. SENATOR SOPER:

24. Now, that philosophy sounds good, but it's dangerous. The
25. Governor can send you back...send a bill to you and the sponsor of the
26. bill has no control over that bill after it comes back here on
27. an amendatory veto, because then anyone can file...can file a...a
28. motion to accept the...the...the...the item changes by the...by
29. the Governor and he can make a new bill out of it. And thirty
30. votes you can...you can work your...your tail off to pass a bill,
31. and then after it comes back, if you don't agree with the Governor,
32. he can get thirty votes and he can take that...he can take that
33. bill away from you, and...and...and it...takes thirty-six votes to

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1. take any of his...his...his amendatory vetoes off that bill.
 2. Now, I don't think that's fair. I think that Vadalabene worked
 3. hard on this bill. The bill states Madison County. If you
 4. didn't know what you were voting on when you voted on it, you
 5. shouldn't have voted on the bill. It went to the House, and it
 6. came here and it was passed, and I think this bill should go out
 7. of here the way Vadalabene wants it. If you don't want to do
 8. that, forget about it, but don't pass a bill that he didn't want.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Partee.

11. SENATOR PARTEE:

12. Mr. President and members of the Senate, since I have been
 13. in the legislature, there has always been from time to time some
 14. differences of opinion between Madison County and St. Clair County,
 15. and I have friends in both. The levy board and the levy district
 16. created from time to time some differences of opinions between
 17. the political leaders in each of those areas. In addition to
 18. what has been said on this matter, there's one matter that I'd
 19. like to ask perhaps Senator Demuzio about, because as I read the
 20. Governor's amendatory veto, there is one section in his recommenda-
 21. tion which I have not heard discussed or if it has been discussed,
 22. I simply missed the discussion. But the fourth item is, the
 23. authority for levy of a tax to pay the indebtedness on general
 24. obligations be added. Is there in this bill a levy to pay a tax
 25. on the indebtedness on the General Obligation Bonds?

26. PRESIDING OFFICER: (SENATOR ROCK)

27. The Senator indicates he will yield. Senator Demuzio.

28. SENATOR DEMUZIO:

29. Senator Partee, in my discussions with Senator Vadalabene,
 30. who is listening to this debate, it is our impression that that
 31. section has apparently been covered by Senate Bill 1591, the
 32. funding bill, however, I should say to you that according to
 33. Senator Vadalabene, that there was no tax placed on the funding

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1:12 PM

1. mechanism for McCormick Place in Chicago either.

2. SENATOR PARTEE:

3. Well, your answer is that there is no levy in the bill, right?

4. There's no provision for a levy and that 1591 covers it, is
5. that correct?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Demuzio.

8. SENATOR DEMUZIO:

9. I can only say that is the way it has been told to me. I
10. can not say definitely that is correct.

11. SENATOR PARTEE:

12. I'm not questioning whether it is or isn't. I haven't
13. had really time to look at it to determine if it is or is not.

14. I would point out though that the Governor refers to Senate Bill
15. 1591 in this message, and of course, has a consciousness of what
16. is in 1591, but after he referred to 1591, and obviously knows
17. what's in it, he still made the statement about the levying.

18. As to the...the other matter referred to as to McCormick Place,
19. I...I really don't know about that either. I don't know whether
20. you're right or wrong on that. You may well be. But the question
21. I wanted to know was about this levy, because I just really...
22. I didn't know whether it would have to be. It wasn't...it wasn't
23. intended then that it should be in it. That's...is that what
24. you're saying?

25. SENATOR DEMUZIO:

26. I believe that that is substantially the way in which Senator
27. Vadalabene introduced and had the bill proceed through the committee
28. process. Yes.

29. SENATOR PARTEE:

30. Well, let me just say in finality that these kind of problems are,
31. of course, problems that arise from time to time and we have to
32. take a position one way or the other, but it just occurs to me,
33. that where there is a difference of this nature where there are a

1. lot of legislators, both Senators and Representatives, who are
2. involved in it, that whatever those of us on this Floor do, it
3. incurs the hostility or rath of the others on the other side, and
4. it's just the kind of thing that we need to stay away from if
5. we can. It seems to me that there ought to have been some really
6. conscientious efforts to work this out among themselves. The
7. rest of us...those of us who reside in other parts of the State
8. have a deep and abiding interest in every part of the State. And we
9. like to see people within a particular region where there is a
10. problem or a situation that is to be addressed by that group
11. specifically that they could work out something. Is there no
12. possibility of any kind of agreement between the legislators
13. in both...both Houses on this question?

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Demuzio.

16. SENATOR DEMUZIO:

17. Between the members of the Legislature in both...Houses?

18. SENATOR PARTEE:

19. Well, I'm saying the members who represent the geographical
20. area involved. There was some statement made here that Senator
21. Donnewald has a part of the...he comes into the area, Senator
22. Buzbee comes in the area, you come into a part of the area,
23. Senator Hall comes into a part of the area, Senator Vadalabene
24. comes into a part of the area, and then there are, of course,
25. two Representatives in each of those Senatorial districts...three.
26. Well, I mean...yeah...there are three in each of those districts,
27. and all of them, of course, have some interest in this situation,
28. and it just seems to me that with that many people, and that much
29. intelligence, and that much desire to work it out that it could
30. be done.

31. SENATOR DEMUZIO:

32. Well...

33. PRESIDING OFFICER: (SENATOR ROCK)

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1. Senator Demuzio.
2. SENATOR DEMUZIO:
3. ...I can only say to you that I was asked to be the sponsor
4. of this bill during Senator Vadalabene's illness, and I'm not
5. sure of what negotiations if any took place between any of the
6. other legislators in the area either in this Body or across
7. the...the way, but simply to say to you that the bill did process
8. through the committee...the committee process of the General
9. Assembly in both the House and in the Senate, and if there was
10. any desire apparently on the part of St. Clair County to be added
11. to the bill, then apparently there should have been some amendments
12. that were offered. I was not the principal sponsor of this
13. legislation during that period of time, and I cannot truthfully
14. answer that question.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Partee.

17. SENATOR PARTEE:

18. Well, I certainly don't blame you, Senator. I hope you
19. don't get that impression. If there...if there's telephone off
20. the hook and that is if Senator Vadalabene can hear me, I'd like
21. to have you call me, Sam, and tell me how you can work this out,
22. and let's see if we can't because we don't want to make a choice
23. here between two wonderful delight...delightful friends. Not only
24. are you and Senator Hall involved in this, but all the other
25. Senators who have parts of the district. I know that you and he
26. are the principals, but there are others who are peripherally, at
27. least, involved who will have to make answer to their constituents
28. about their participation and why they took this side or the other.
29. And as you know, I'm interested in building something here for
30. our party, and I think we ought to try, you know, get together,
31. and if you can call me after this, I'd be happy to talk to you
32. about them. Let's see if we can't work something out.

33. PRESIDING OFFICER: (SENATOR ROCK)

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1. Further discussion? Senator Davidson.
2. SENATOR DAVIDSON:
3. Yeah, would the sponsor yield for a question?
4. PRESIDING OFFICER: (SENATOR ROCK)
5. Indicates he will yield. Senator Davidson.
6. SENATOR DAVIDSON:
7. It's my understanding that the Authority would issue
8. Revenue Bonds for this financing, is that not correct?
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Senator Demuzio.
11. SENATOR DEMUZIO:
12. I cannot answer that question, Senator. It was my under-
13. standing that it was GO Bonds.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Davidson.
16. SENATOR DAVIDSON:
17. Well, I...if I may address myself partly to this for...till
18. I that part about the taxing. Is...my understanding is all
19. the auditorium authorities throughout the State would issue
20. Revenue Bonds and there would be no tax levy such as we did here
21. in Springfield. We issued a Revenue Bonding and that Authority
22. which is in that bill is put in by the amendatory of the General
23. Obligation Bonds of which could raise a tax...a local tax on the
24. people is not necessary and not needed.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Mohr...Howard Mohr.
27. SENATOR MOHR:
28. As long as Sam is listening, he'll save me a phone call. I
29. just want to say "hello" and "speedy recovery".
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Any further discussion? Senator Mitchler.
32. SENATOR MITCHLER:
33. Yes, Mr. President. I was going to put a call into Sam and

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- 1. wish him well too, so we'll save you time now. Remember November,
- 2. Sam.
- 3. PRESIDING OFFICER: (SENATOR ROCK)
- 4. Senator Partee.
- 5. SENATOR PARTEE:
- 6. Hold...hold on one minute, Sam. Hold on one minute.
- 7. Miracles never cease. I am, in fact, talking to Senator Sam
- 8. Vadalabene. Sometimes when we just use a little common sense
- 9. and call him and ask him to call, he'll do that. So, if you'll
- 10. just excuse me for a moment, I'd like to finish the conversation,
- 11. and maybe we can work this out.
- 12. PRESIDING OFFICER: (SENATOR ROCK)
- 13. All right. May...may we take this from the record momentarily
- 14. and go on to some other of business while this negotiation is
- 15. continuing. Senator Maragos, do you have any...yeah, Senator
- 16. D'Arco has a motion. All right, Senator D'Arco, where...where
- 17. ...where is...where is your...it's Senate Bill...
- 18. SENATOR D'ARCO:
- 19. It's...it's...
- 20. PRESIDING OFFICER: (SENATOR ROCK)
- 21. ...1935. Is that correct, Sir?
- 22. SENATOR D'ARCO:
- 23. ...Right. On the order of business...
- 24. PRESIDING OFFICER: (SENATOR ROCK)
- 25. On the order of...
- 26. SENATOR D'ARCO:
- 27. ...of item reductions.
- 28. PRESIDING OFFICER: (SENATOR ROCK)
- 29. ...item reductions. All right, if we have leave, we'll
- 30. go to the order of item reductions. Found there is Senate Bill
- 31. 1935. There has been a motion in writing filed. Senator D'Arco.
- 32. SENATOR D'ARCO:
- 33. All right, at this time, Mr. President, I would move that the

1. item on page 21, line 12 of Senate Bill 1935 be restored, the
2. item reduction of the Governor to the contrary notwithstanding.
3. This...this is money for transportation for the special educa-
4. tion purposes for the local...the...the local reimbursements,
5. the local schools from the Board of Education. The appropriated
6. money for the special ed transportation was twenty-seven million
7. nine hundred and thirty thousand. The Governor approved some
8. twenty-five million five hundred and sixty-two thousand. The
9. actual cost of debts incurred were...are in the area of twenty-nine
10. million 9-0-1. What we are asking for is approximately
11. 2.4 million dollars to...if we got the 2.4 million dollars we
12. could at that point...we...we would be prorated at approximately
13. 89.5 percent rather than the proration at the present time of
14. 83.6 percent. The money in this area is vitally needed. I know
15. there are Senators on both sides of the aisle that are interested
16. in this legislation. The...the mentally and physically handicapped,
17. the trainable and educable handicapped are involved in this area.
18. The law does mandate that we provide funds for transportation
19. for these people and I would respectfully submit to you that
20. we support the override.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any discussion? Senator Graham.

23. SENATOR GRAHAM:

24. Mr. President and members of the Senate, I have a great
25. feeling for the problems that we have faced this last two or
26. three days, and I suppose when we start voting on some of these
27. things, it's like getting hooked on marijuana or whatever. And
28. once you start down that road, it's hard to stop, but I do know
29. in my own particular area, School District U-46 which is Elgin
30. has perhaps more people involved in a special education program
31. than any other one singular district outside of the City of
32. Chicago. Now, I do know in that vast rural area out there either
33. by having to send buses back in staggered relays or by doubling up

1. in an unconscionable fashion these youngsters to be transported
2. it has presented a tremendous problem in this area. I think
3. we have to consider perhaps the fact that we told them they had
4. to do it by our own actions. This one segment of our society
5. I greatly fear does not need to be further penalized by in-
6. convenience or nonconsideration.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any further discussion? All right, the question is,
9. shall the item on page 21, line 12 of Senate Bill 1935 be
10. restored, the item reduction of the Governor to the contrary
11. notwithstanding? Those in favor will vote Aye. Those opposed
12. will vote Nay. The voting is open. Have all voted who wish?
13. Okay. Have all voted who wish? Take the record. On that
14. question, the Yeas are 37, the Nays are none, none Voting
15. Present. The item on page 21, line 12 of Senate Bill 1935
16. having received the required majority vote of the Senators
17. elected is declared restored, the item reduction of the Governor
18. to the contrary notwithstanding. Further motions on Senate
19. Bill 1935? Senator McCarthy.

20. SENATOR MCCARTHY:

21. Mr. President and members of the Body, I filed a motion
22. that the item on page 22, line 15 of this bill be restored,
23. the item reduction of the Governor to the contrary notwith-
24. standing. This involves just a total of twenty-four thousand
25. dollars, and the reason the motion was filed is because some
26. of the supervisors for the regional superintendents of educa-
27. tion have a problem here. The new...and this is what the...the
28. information is that they gave to me. The new State Superintendent
29. of Education not understanding the law for some other reason
30. requested seventy-eight thousand dollars for this travel
31. expenses for the educational regional services rather than the
32. hundred and two thousand which are necessary to meet the
33. commitments of the State to the regional superintendents. There are

1. a thousand dollars for each county. Realizing this, the
2. Legislature upped that to a hundred and two thousand so that
3. there would be a thousand dollars for supervisory expenses
4. in each of the counties of the State. The Governor's action
5. in reducing twenty-four thousand was taken without a full
6. understanding of the purpose for which this twenty-four
7. thousand dollars at issue was needed. I felt that he thought
8. that this was new money for an increase in supervisory ex-
9. pense other than old money necessary to meet obligations existant
10. since 1933 or before. What he means in paraphrasing is that in
11. several of the...supervisor educational regional services where
12. they have multi-county areas by restoring this twenty-four
13. thousand dollars each county would have allocated to it by the
14. State a thousand dollars which I think is historically precedent, prob-
15. ably money well spent in the duties for these officers. If there's
16. any questions you have, I'd be happy to...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Any discussion?

19. SENATOR MCCARTHY:

20. ...answer them, otherwise I'd ask for a favorable vote call.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. ...Thank you, Senator. Any discussion? Senator Sommer.

23. SENATOR SOMMER:

24. Just one question for the sponsor. Are you saying that
25. if it's a multi-county region, Senator McCarthy, that...that they
26. get a thousand dollars for each county? Aren't the multi-county
27. regions made up of these very little counties? In...

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator...

30. SENATOR SOMMER:

31. ...other words the superintendent for the County of Peoria,
32. which I don't represent, gets a thousand, but the superintendent
33. for the counties of this county and small ones get two thousand,

1. three thousand, four thousand, five thousand, and does that
2. make any sense?

3. PRESIDING OFFICER: (SENATOR ROCK)

4. ...Senator McCarthy.

5. SENATOR MCCARTHY:

6. I don't know if there are any five county ones, but presumably
7. this is used for travel and to get more counties, it runs into
8. more travel expense. You've got more schools for the supervisor
9. to contact and the...the travel expenses in the multi-county
10. districts it would seem to me to be more than they would be
11. in the single county districts.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Sommer.

14. SENATOR SOMMER:

15. Well, Senator McCarthy, I can only speak for my legislative
16. district, in my legislative district there's a multi-county
17. region made up of the mighty counties of Putnam with five thousand
18. people and Marshall with fourteen thousand, and it's more
19. compact area than the County of Peoria or the County of
20. Sangamon or anything else, and I don't see why they should get
21. two grand when the larger counties only get one.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any further discussion? All right, the question is, shall
24. the item on page 22, line 15 of Senate Bill 1935 be restored,
25. the item reduction of the Governor to the contrary notwithstanding?
26. Those in favor will vote Aye. Those opposed will vote Nay.
27. The voting is open. Have all voted who wish? Take the record.
28. On that question, the Ayes are...Senator McCarthy requests that
29. it be placed on the order of Postponed Consideration. So ordered.
30. Further motions on Senate Bill 1935? All right. On the order
31. of item reductions, Senate Bill 1935, Senator Lemke.

32. SENATOR LEMKE:

33. I move that the item on page 19, line 19 of the Senate Bill

1. 1935 be restored, and the item reduction of the Governor to
2. the contrary notwithstanding. This is a line item appropriation
3. which reduced the adult...education for Americanization for
4. the FY '76 level of funding. This is a money that we use for
5. people to become Americans and to become citizens and we spend
6. more money on bi-cultural and bi-lingual than we do on making...
7. having people to become Americans, and we hear the talk of
8. ...most people should become American citizens before they
9. receive their licenses in the State and requires citizenship.
10. And I ask for a favorable to restore this money, so we can make
11. those people that are here that want to become Americans, at
12. least give them the opportunity and the schooling so they can
13. learn how to be good Americans.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Is there any discussion? All right, the question is, shall
16. the item on page 19, line 19 of Senate Bill 1935 be restored,
17. the item reduction of the Governor to the contrary notwithstanding?
18. Those in favor will vote Aye. Those opposed will vote Nay. The
19. voting is open. Have all voted who wish? Take the record. On
20. that question, the Yeas are 31, the Nays are 8. The item on
21. page 19, line 19 of Senate Bill 1935 having received the re-
22. quired majority vote of the Senators elected is declared restored,
23. the item reduction of the Governor to the contrary notwithstanding.
24. Senator Glass, for what purpose do you arise?

25. SENATOR GLASS:

26. Request a verification, Mr. President.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right, Senator Glass has requested a verification. Will
29. all the Senators please be in their seats. The Secretary will
30. read the affirmative votes.

31. SECRETARY:

32. The following voted in the affirmative: Brady, Bruce, Buzbee,
33. Carroll, Clewis, D'Arco, Davidson, Demuzio, Donnewald, Maragos, Egan,
34. Kenneth Hall, Hickey, Hynes, Joyce, Kosinski, Lane, Lemke, McCarthy,
35. Mitchler, Howard Mohr, Newhouse, Nudelman, Ozinga, Palmer, Philip, Rock
36. Savickas, Soper, Welsh, and Mr. President.

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1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Glass.
3. SENATOR GLASS:
4. Is Senator Howard Mohr on the Floor?
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Senator Howard Mohr? He is not on the Floor. Strike him
7. from the roll.
8. SENATOR GLASS:
9. Senator Hickey.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Hickey is on the Floor. All right, the roll has
12. been...
13. SENATOR GLASS:
14. Senator Davidson on the Floor?
15. PRESIDING OFFICER: (SENATOR ROCK)
16. ...Senator Davidson, right behind you. The roll has been
17. verified. The Ayes are 30, the Nays are 8, and the item on page
18. 19, line 19 of Senate Bill 1935 having received the required
19. majority vote of the Senators elected is declared restored, the
20. item reduction of the Governor to the contrary notwithstanding.
21. Further motions on Senate Bill 1935? There are none. There's
22. been a request to go now...back it up to 1932. There are a...
23. oh, you want to go right back to yours, Vince? Okay. I beg
24. your pardon. We...we went out of order to allow them some time..
25. On the...we will return then to the order of business we were on,
26. namely specific recommendations for change, Senate Bill 1590.
27. Senator Demuzio.
28. SENATOR DEMUZIO:
29. Well, thank you, Mr. President. After a telephone conversation,
30. I suspect that the decision has been made that the bill will...
31. will proceed to override the Governor's veto and to put the bill
32. back into the posture in which Senator Vadalabene originally wanted
33. it. That being to create the civic center in Madison County. I

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1. think everything has been said that can be said. It's certainly
2. as Senator Hall says does not...interfer...this bill does not
3. interfere with any of the other civic centers that have been
4. established. To say that Vadalabene and...has been certainly interested
5. in the progress of a area particularly Madison County. There
6. was never any secret as to where he wanted to have the center
7. located and I can only say that we hope that there is a thirty-six
8. votes in order to override the Governor's veto, so I would ask
9. for a favorable roll call.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Kenneth Hall.

12. SENATOR KENNETH HALL:

13. Thank you, Mr. President. I just wanted to say in answer
14. to Senator Partee that I'm willing at any time to sit down and
15. discuss this. I don't know what was the results of the telephone
16. call, but anyway...and that I certainly want to let everyone
17. know that I'm certainly not trying to kill his bill. But there
18. are members of the House who are vehemently opposed to this, and
19. I'm telling you that I'm just wanting to reiterate again that
20. I have a motion filed, so in case it doesn't get the required
21. thirty-six votes, that the bill will not be lost.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. All right. Senator Partee.

24. SENATOR PARTEE:

25. I think it is incumbent upon me to explain to the membership
26. that I did have the telephone conversation with Senator Vadalabene
27. after I requested a call, and the results were not negative. They
28. were not positive either. He said that he would like perhaps
29. to try to work it out, but that it was perhaps past the time when
30. such an arrangement could be had and that he preferred to let it
31. go up or down and persisted in...in a rather adamant position
32. about calling it and letting it go forward, and so I suppose I don't
33. explain votes here. We don't do that anymore, but if you see me

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1. vote Present, you'll know it's because I have a deep and abiding
2. interest in both areas of this district and in all of the
3. persons involved, and I am not going to take a position one way
4. or the other to...to vote on the bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. All right, any further discussion? Senator Soper.

7. SENATOR SOPER:

8. Mr. President, parliamentary inquiry. Now, there are two motions
9. been filed on this bill. If this bill gets thirty-five
10. votes or thirty-four votes, does the...does the motion that
11. Senator Hall proposed, does that effect?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. No.

14. SENATOR SOPER:

15. No.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Only if...only if he calls it. The...the...the only...the
18. vote will be taken on the motion that is placed...has been
19. placed on the...in writing on the desk of the Secretary by
20. Senator Demuzio, namely to override the Governor's amendatory
21. action.

22. SENATOR SOPER:

23. All right. Thank you very much.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. All right. Senator McCarthy.

26. SENATOR MCCARTHY:

27. Yeah, an inquiry.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. State your point.

30. SENATOR MCCARTHY:

31. In the event this motion fails then what other motions
32. are available to the Body?

33. PRESIDING OFFICER: (SENATOR ROCK)

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1. Well, the other motions...the only other motion that would
2. be available is would be to accept the specific recommendations
3. for change in the manner and form as filed by the Governor.

4. Senator McCarthy.

5. SENATOR McCARTHY:

6. All right, that's what I thought. I thought Senator
7. Soper had kind of outlined that, and I'd like to speak for the
8. adoption of the motion that is presently before us, that is
9. Senator Demuzio's motion. On this basis, that Senator Vadalabene
10. was a sponsor of the bill along with Davidson, Bloom, Demuzio,
11. Hickey, Mitchler and Merritt. No other sponsors. Now, if we
12. fail in the motion for Senator Vadalabene through Senator
13. Demuzio, then we would allow another member of the Body, not a
14. sponsor of the bill, to place a motion which would change the
15. context of the bill as it left this Body and went to the Governor.
16. The Governor, of course, as Senator Soper said, used his powers
17. granted by the Constitution, unwisely I believe, but still part
18. of the Constitution, to place before us under the circumstances
19. that we are now present to legislate on one day rather than three
20. days as provided for the normal passage of bills. It strikes me
21. as a legislative Body we should stick as closely as we can to the
22. three separate legislative days in both Chambers for this style
23. and passage of bills, rather than to opt out for the amendatory
24. veto power which cuts down on the public protection on the legislative
25. process. We felt so strongly about this in the Legislature that
26. we submitted an amendment to the electorate to take this power
27. away from the Governor, but unfortunately I think it was two years
28. ago, we didn't mount a sufficient campaign to take it way, but
29. at least that was our thoughts. I think it took, what, sixty
30. percent of the Legislature three years ago to pass this proposed
31. amendment to the Constitution, but sixty percent of this Legislature
32. did say that we should not allow this to happen, and I think our
33. position then is still our position now, so we come, Mr. President,

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1. to the situation where Senator Vadalabene with the sponsors
2. mentioned has passed a bill through the House and the Senate
3. to the Governor. Now, the Governor used this extraordinary
4. power and we're faced with the position of carrying through
5. our legislative intent or allowing a perversion of it. I think
6. that under all the circumstances without reference to personalities,
7. we must discharge our obligations, maintain our legislative
8. independence and vote affirmatively on this bill so as to re-
9. affirm the position that we took when we submitted our resolution
10. to amend the Constitution. Having said that, I think this bill
11. deserves an affirmative vote.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Further discussion? Senator Netsch.

14. SENATOR NETSCH:

15. Thank you, Mr. President. I remember earlier in the dis-
16. cussion when I believe it was Senator Soper who asked Senator
17. Newhouse whether he really intended to say that he wanted the
18. bill restored to its original form and Senator Newhouse responded
19. by saying, he meant the form in which the amendatory veto would
20. place it. I think...I'm not surprised by the confusion both
21. of Senator Newhouse, Senator Soper and the rest of us as to
22. what indeed was the original form of this bill, because it has
23. been in so many original forms during the course of its long,
24. long history. I would remind this Body again as Senator Hall
25. has said on several occasions that just a Session ago, we passed
26. the bill as a Metro-East Authority. Both Houses passed it, the
27. Governor approved it. Everyone was happy including Senator
28. Vadalabene, but the court was not. The Court found a major
29. legal flaw in it and it was invalidated. Why Senator Vadalabene
30. chose to put it in this form this Session, I do not know. I
31. assume that he knows. But it seems to me that what it has done
32. it...it is...that it has left a major part of that area of the
33. State which also has a major interest in this facility if it should

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1. ever come to fruition completely out of the picture. All that
2. Senator Hall is asking is that his part of that State at least
3. allowed to be...be allowed to participate. Whether or not the
4. center ever ends up in his county, is another matter. It very
5. likely will not, but at least, that they be allowed to feel
6. that it has a sense of belonging to them as well. It is very
7. likely that they would not be able to justify a separate center
8. of their own, and I think that it is why the separate bill
9. simply did not go in in that way. It seems to me that it is a
10. reasonable approach and that Senator Hall has offered a reason-
11. able solution as has the Governor's amendatory veto. This bill
12. may never see the light of day if it does not reflect the wishes
13. of people in that whole area of the State, not a small area of
14. the State. That is Senator Hall's request. It seems to me a
15. reasonable request. It is a request that this General Assembly
16. has indicated was reasonable on prior occasions. It seems to
17. me all that Senator Hall's motion would do if he gets a chance
18. to make it, is to ask us to reaffirm a decision we have previously
19. made. That's what I would request, also.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Demuzio may close the debate.

22. SENATOR DEMUZIO:

23. Thank you, Mr. President. A great deal has been said. I
24. know that Senator Vadalabene's long and hard work of six years
25. rests on this vote, and I ask for your favorable support and thirty-
26. six votes to override the Governor's veto.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right, the question is, shall Senate Bill 1590 pass,
29. the specific recommendations of the Governor to the contrary not-
30. withstanding? Those in favor will vote Aye. Those opposed will
31. vote Nay. The voting is open. State your inquiry, Sir.

32. SENATOR DEMUZIO:

33. The inquiry is, that since this motion...since this

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1. ...the motion is on Postponed Consideration and this is the
2. second time that we have voted on this measure, would, in fact,
3. Senator Hall's motion to concur in the specific recommendations
4. still apply?

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Yes.

7. SENATOR DEMUZIO:

8. Thank you.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Have all voted who wish? Have all voted who wish? Take
11. the record. On that question, the Ayes are 30, the Nays are 5,
12. 5 Voting Present. The motion fails. Any other motions filed
13. with respect to Senate Bill 1590?

14. SECRETARY:

15. Motion filed by Senator Kenneth Hall.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Hall.

18. SENATOR KENNETH HALL:

19. Thank you, Mr. President and members of the Senate. I
20. have filed a motion with the Secretary to accept the Governor's
21. change so that this bill will be passed with the simple majority
22. and I'd ask your favorable support.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Is there any discussion? Yes, Senator Soper.

25. SENATOR SOPER:

26. Well, now, we're going to take something the Governor gave
27. us that the sponsor of the bill didn't want, pass the bill, and
28. Senator Netsch says that this bill has been before us before.
29. She voted on this bill just the way...the way it came to us the
30. way it went out of here. Now, if we're going to change somebody's
31. bill just because you can get thirty votes and it takes thirty-six
32. to override this mish mash that we get what...from any Governor,
33. we put this...we put ourself in jeopardy. I think we ought to

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1. teach somebody a lesson. We ought to vote this thing down now,
2. and...and then forget about this, and then if they want to have
3. a bill with...with all the counties, let them bring it in, and
4. let's have our hearings, and Senator Netsch always wants to have
5. a lot of hearings, and wants everybody in the action and...and
6. now it's a different action as far as she's concerned. And
7. I think that we ought to give this its...its...its right demise
8. right now.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Further discussion? Senator Buzbee.

11. SENATOR BUZBEE:

12. Mr. President, I'm wondering, if this building...when this
13. building is built, will it be appropriate to name the building
14. Vadalabene Hall?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President, ...inquiry of the Chair or the sponsor. If
19. Senator Hall's motion does prevail, when will the effective date
20. of this Act be?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. I...I...I don't know what the bill provides, frankly. I
23. would assume it...yeah, there would...the...House action would...
24. would, of course, be required. Do...do you happen to know the
25. effective date?

26. SENATOR MITCHLER:

27. The Section 38 says this Act takes effect upon its becoming
28. law.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Well, then I would assume that if the House...if Senator
31. Hall's motion prevails, the message...the appropriate message
32. will be sent to the House. If the House action is similar, that
33. is favorable, it will then be sent to the Governor for certification

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1. that his recommendations were, in fact, followed, and at that
2. point it becomes a law.

3. SENATOR MITCHLER:

4. Well, with thirty votes in either House...

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Yes, yes...well, a hundred and...I mean eighty-nine in
7. the House, thirty here and eighty-nine in the House, yes.

8. All right, further discussion? Senator Netsch, did you wish
9. to...did you seek recognition? Senator Netsch, reluctantly.

10. SENATOR NETSCH:

11. I'm hearing some messages over here which lead me to
12. believe that I have a point of personal privilege which I will
13. not pursue.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All right Senator Kenneth Hall may close the debate.

16. SENATOR KENNETH HALL:

17. Thank you, Mr. President and members of the Senate. I
18. implore you to support this bill, and the reason that I introduced
19. that resolution...I...I mean that...I put that resolution in was
20. that Senator Sam as I told you has worked long and hard on this
21. bill. There's a great possibility more than ever that it will
22. be established in his area. It's a group of people picked from
23. all that area and so, I think it would be wrong for us to do as
24. Senator Soper has suggested to kill this bill. After all long
25. years of work went into this, and remember I personally supported
26. him along with the rest of you here. I'm just merely saying and
27. all that we ask was that we just be returned to the bill. There's
28. a great possibility, please believe me that it will end up where
29. he wants it anyway, so at that, I ask that you please give us
30. thirty votes.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. All right, the question is, shall the Senate accept the
33. specific recommendations of the Governor as to Senate Bill 1590

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1. in the manner and form just stated by Senator Hall? Those in
2. favor will vote Aye. Those opposed will vote Nay. The voting
3. is open. Have all voted who wish? Have all voted who wish?
4. Take the record. You wish to postpone consideration, Senator
5. Hall? The motion will be...Consideration will be postponed.
6. All right, now on the order of item reductions, there have been
7. a...Senator Partee. Senator Partee.

8. SENATOR PARTEE:

9. While there's a lull here just for a moment, several
10. members have asked me about the schedule, and it gives me the...
11. I'm talking the opportunity to make just a couple of announcements,
12. if I may. Number 1, each of you have plastic keys which you
13. use to get in and off the Floor, and to those members who will
14. not be returning in the next Session, please turn those plastic
15. keys in on the morning of the 12th, which is...the probably
16. final day of this Session. As to the schedule for the rest of
17. the Session, we will not meet next week. There will be no
18. meeting next week. The Legislature will go back into Session on
19. the 15th day of December, and the Session is called on the 15th
20. for 10:00 a.m. Now, that might necessitate some coming down
21. the night before, but we've tried to avoid your having to come
22. down the night before for the entire Session. It's important,
23. it seems to me, that we do start at ten o'clock on the 15th for
24. several reasons. Not the least of which is that the 17th day
25. of December is a holiday for those of our members who practice
26. the Jewish religion. It is Hanukkah. The 16th, the day preceding
27. it, all of our Jewish friends will be getting home before sundown.
28. So, if we came in on the 15th at ten o'clock in the morning, the
29. great possibility is we may well be able to wind up our activities
30. on the 16th, and that is the same program in the House as so far
31. as the 15th is concerned, commencing at ten o'clock in the morning.
32. On the 16th, you have gotten a notice, but while I'm on my feet,
33. let me just mention it, we will conclude and finalize the rest of

1. the executive appointments which have already been brought to
2. that area. There are only about eight or ten as I recall and
3. we will have that meeting on the 16th, the Executive Appointments
4. at 9:00 a.m. Are there any questions? Thank you.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Partee, I might just...we've just been notified
7. by the House Clerk with respect to the adjournment resolution
8. that it appears there's been a change over there. I...I know
9. how that happens, but I just wanted to let you know they're...
10. they're talking about coming in on the 14th at four o'clock,
11. the day before, late afternoon.

12. SENATOR PARTEE:

13. Well, I wish they had just communicated to me. I would
14. have had a chance to think about it. I personally would not
15. have any objection to coming in on the 14th at four o'clock.
16. It would perhaps facilitate our getting out certainly by the
17. 16th. I only know one member that that might discommode, and
18. that's Senator Lemke. He had planned an affair to which he
19. had invited a large number of people on the 14th, but I suppose
20. they could probably change the date. I would think as I look
21. about and got the reaction of the membership, the consensus
22. here would be...to come in on the 14th at four o'clock so that
23. we could get out.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Fine, while we have...we have, Gentlemen, I might add,
26. approximately thirty-six additional motions, so we do have some
27. time. Perhaps if you and the Speaker would...get together...

28. SENATOR PARTEE:

29. I just talked to him fifteen minutes ago...Well then...then
30. you did this...

31. PRESIDING OFFICER: (SENATOR ROCK)

32. ...We had talked to the Clerk, too. Okay, on the order of
33. item reductions is Senate Bill 1932. A number of the members have

1. requested that we go to that order of business. Is leave
2. granted? All right, on the order of item reductions, Senate
3. Bill 1932. Mr. Secretary, why don't you indicate whose motion
4. was filed earliest?

5. SECRETARY:

6. The next motion that would be called would be Senator Latherow's.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right, on the order of item reductions is Senate Bill
9. 1932, Senator Latherow.

10. SENATOR LATHEROW:

11. Thank you, Mr. President. I would move that the item on
12. page 8, line 7 of Senate Bill 1932 be restored, the item
13. reduction of the Governor to the contrary notwithstanding.
14. This is in the Motor Vehicle Laws Commission for contractual
15. services including rent and so forth, and the reduction was
16. to an amount that is less than what presently would be necessary
17. to run the Commission's agreements through this year. I'd be
18. glad answer any questions.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Is there any discussion? All right, the question is...
21. the question is, shall the item on page 8, line 7 of Senate
22. Bill 1932 be restored, the item reduction of the Governor to
23. the contrary notwithstanding? Those in favor will vote Aye.
24. Those opposed will vote Nay. The voting is open. Senator
25. Partee, will you vote me Aye, please. Have all voted who wish?
26. Have all voted who wish? Take the record. You wish to postpone it?
27. Senator Latherow.

28. SENATOR LATHEROW:

29. Well, I...I don't know. I don't think anyone else can
30. get on. We have Senator Soper wanting to, which would change
31. the vote, now, Mr. President. I...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. It...it...it will, in fact, change it. ...The...the record

1. has been taken. Your option at this point is to postpone
2. consideration of this motion and if we have time, we'll run it
3. again. Postponed Consideration. All right, further motions
4. on Senate Bill 1932.
5. SECRETARY:
6. Senator Latherow has the next motion.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. All right, Senator Latherow.
9. SENATOR LATHEROW:
10. This motion, Mr. President, is...I move that the item on
11. page 8, line 8 of Senate Bill 1932 be restored, the item reduction
12. of the Governor to the contrary notwithstanding. This is travel
13. allowance. The allowance from...with travel was eighteen
14. thousand. It was reduced to four thousand, and I would move
15. that that item be restored, Mr. President.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Any discussion? Question is, shall the item on page 8,
18. line 8 of Senate Bill 1932 be restored, the item reduction of
19. the Governor to the contrary notwithstanding. Those in favor
20. will vote Aye. Those opposed will vote Nay. The voting is
21. open. ...Have all voted who wish? Take the record. Senator
22. Latherow.
23. SENATOR LATHEROW:
24. Well, Mr...Mr. President, I have three motions there on
25. this bill, and I move to Table all three of them.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Well, you can withdraw three motions.
28. SENATOR LATHEROW:
29. Okay.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Okay.
32. SENATOR LATHEROW:
33. Okay.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. We'll postpone consideration of that one also, and then
3. the...the Journal can reflect that Senator Latherow has with-
4. drawn those motions. Further motions on Senate Bill 1932?

5. SECRETARY:

6. Next motion is filed by Senator Brady.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Brady.

9. SENATOR BRADY:

10. Yes, Mr. President, I move that the item on page 5, line
11. 17 of Senate Bill 1932 be restored, the item reduction of the
12. Governor to the contrary notwithstanding. This is the appro-
13. priation reduction for the Data Information Systems Commission.
14. The total budget for the commission was forty-seven thousand
15. dollars. The reduction put it down to ten thousand. It's a
16. restoration of thirty-seven thousand. Without this the commission
17. will not be able to function and hire any help, and I urge a
18. favorable support.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Is there any discussion? Question is, shall the item on
21. page 5, line 17 of Senate Bill 1932 be restored, the item reduction
22. ...item reduction of the Governor to the contrary notwithstanding?
23. Those in favor will vote Aye. Those opposed will vote Nay.
24. The voting is open. Have all voted who wish? Take the record.
25. On that question, the Ayes are 18, the Nays are none, none
26. Voting Present. The motion fails. Further motions on Senate
27. Bill 1932?

28. SECRETARY:

29. The next motion is filed by Senator Newhouse.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Newhouse on Senate Bill 1932.

32. SENATOR NEWHOUSE:

33. Thank you, Mr. President, Senators. I move that the item on

1. page 7, line 33 of Senate Bill 1933 be restored, the item...1932
2. be restored, the item reduction of the Governor to the contrary
3. notwithstanding. This is the Urban Education Commission Appro-
4. priation, originally twelve thousand five hundred reduced to
5. five thousand dollars. Last year we had some start up problems.
6. there was quite a bit of time elapsed before members were
7. appointed, so as a matter-of-fact, we did lapse some money back.
8. We only spent seven thousand. This year we asked for the
9. twelve five it was reduced by seven five to only five thousand
10. and therefore, I move that the veto be overridden and that
11. seven thousand five hundred be restored, so that the commission
12. will have its original appropriation of twelve thousand five
13. hundred. I would solict your support.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any discussion? The question is, shall the item on page
16. 7, line 33 of Senate Bill 1932 be restored, the item reduction
17. of the Governor to the contrary notwithstanding? Those in favor
18. will vote Aye. Those opposed will vote Nay. The voting is
19. open. Senator Bruce, will you vote me Aye, please. Have all
20. voted who wish? Take the record. On that question, the Ayes
21. are 20, the Nays are 4, none Voting Present. The motion fails.
22. Any other Senators have...are there any other motions on that
23. bill, 1932? All right, you're on the order of Consideration
24. Postponed. I'm...we're on the Regular Calendar. ...None...no
25. others on the Regular Calendar. Are there any motions filed
26. with respect to the order of business under item reductions?

27. SECRETARY:

28. I have a motion filed on Senate Bill 1603.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. No. ...Senator Bruce, 1603. You indicated that was not
31. to be called. Okay.

32. SECRETARY:

33. I have a motion filed by Senator Knuppel on 1604.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. That will not be called.
3. SECRETARY:
4. And I have a number of motions filed by Senator Buzbee
5. on 1646.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Buzbee, what's your pleasure with respect to your
8. motions on Senate Bill 1626?
9. SECRETARY:
10. 46.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. 46. Okay. Senate Bill...any others on the order of
13. item reductions?
14. SECRETARY:
15. No other motions filed with the Secretary.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. All right. Specific recommendations for change. Okay.
18. Item vetoes. Are there any motions filed with respect to the
19. order of business under item vetoes?
20. SECRETARY:
21. I have a motion filed on Senate Bill 1604 by...
22. PRESIDING OFFICER: (SENATOR ROCK)
23. That...that...
24. SECRETARY:
25. ...Senator Knuppel.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. ...that will not be called.
28. SECRETARY:
29. I have a motion filed on 1609 by Senator Knuppel.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. That will not be called.
32. SECRETARY:
33. I have a motion filed on 1620 Senator Kenneth Hall.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Kenneth Hall. On the order of item vetoes.
3. Mr. Secretary wants to change the board. On the order of item
4. ...vetoes is Senate Bill 1620, Senator Kenneth Hall.

5. SENATOR KENNETH HALL:

6. Yes, thank you, Mr. President, members of the Senate.
7. I move that the item on page 4, line 11 to 12 of Senate Bill number
8. 1620 do pass, the item veto of the Governor to the contrary
9. notwithstanding. Now, this is the Southwestern Regional Port
10. Authority, and they have never come to the Legislature in over
11. ten years of existence to ask for any money. They have operated
12. and...in one of the ports that has been an in-land port. They
13. have had calls to have a number of jobs in a number industries,
14. small light industries located in an area, and they are doing a
15. terrific job. They have quite of bit of the waterfront on the
16. Illinois side across from the City of St. Louis which is un-
17. developed. As all of you know, the Gateway Arch and all is
18. developed on the west side of the river. So, they, with this
19. is only...they're only asking fifty thousand dollars for
20. operation expenses to set up an office. They have been...
21. operating out of the Chamber of Commerce. They will eventually
22. go into an industrial park and they have a good chance of
23. getting a port started there, so I would ask your most favor-
24. able support for this bill.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any discussion? All right, the question is, shall the
27. item on page 4, lines 11 and 12 of Senate Bill 1620 pass, the
28. item veto of the Governor to the contrary notwithstanding?
29. Those in favor will vote Aye. Those opposed will vote Nay.
30. The voting is open. It requires thirty-six votes. That is
31. correct. Senator Hall, would you turn around and vote me
32. Aye, please, and Senator Partee Aye, and Senator Donnewald Aye.
33. Okay. In addition to patronage, I'm in favor of proxies, too.

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1. I just wanted you...Have all voted who wish? Take the record.
2. On that question, the Ayes are 29, the Nays are 7, 2 Voting
3. Present. The motion fails. Further motions on that order of
4. business, Mr. Secretary?

5. SECRETARY:

6. I have a number of motions filed by Senator Buzbee on
7. 1936, and also one by Senator Harber Hall.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Buzbee, 1936 is the Capital Program. I would
10. expect that's going nowhere. Okay. Senator Hall's going no-
11. where. Okay. All right, do we have any...anything left on the
12. ...on the item of business on total vetoes? Well, we...we
13. will get to the order of Consideration Postponed. There's
14. been a number of requests that we give some of those another
15. run, and we will do that. Senator Carroll, did you wish to
16. proceed on House Bill 129? Bring it back. All right, on
17. the order of House Bills 3rd reading, if we have leave to go
18. to that order of business? House Bills on 3rd reading is
19. found House Bill 129. Senator Carroll seeks leave of this
20. Body to bring that bill back to the order of 2nd reading for
21. the purpose of an amendment. Is leave granted? Leave is
22. granted. Is there an amendment on your desk, Mr. Secretary?

23. SECRETARY:

24. Amendment No. 1 offered by Senator Carroll.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. All right. Senator Carroll.

27. SENATOR CARROLL:

28. Thank you, Mr. President. Amendment No. 1 to House Bill
29. 129 is in two parts technical and one part substantive. It's
30. a total rewriting of the bill to help the bill that the Governor
31. has signed dealing with the nine and a half percent interest
32. rate on mortgages. There was two mistakes in that legislation
33. the Governor has signed. One was the technical title of the

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1. grouping that we used to peg the actual rate and that's now
2. called the Board of Governors of Federal Reserve Systems and
3. the other is to call it interest instead of yield which was
4. necessary to make the law effective. The third is to add in
5. concept the refinancing of homes to the concept of the purchase
6. of real estate. The bill that was made law by the Governor
7. just dealt with the purchase and did not affect refinancing,
8. so with that...that explanation, I would move that we adopt
9. Amendment No. 1 to House Bill 129.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Carroll has moved the adoption of Amendment No.
12. 1. Is there any discussion? Senator Merritt.

13. SENATOR MERRITT:

14. Mr. President and members of the Senate, I...I don't
15. know whether it's in the bill itself, Senator Carroll, or
16. in your amendment, but it is my understanding that agricultural
17. pursuits were to be included as a business loan?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Carroll.

20. SENATOR MERRITT:

21. Is that...

22. SENATOR CARROLL:

23. It is my understanding that your understanding is incorrect.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Merritt.

26. SENATOR MERRITT:

27. Well, okay, all right.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Merritt.

30. SENATOR MERRITT:

31. Is there...is...is there...is there other amendments to
32. be offered?

33. PRESIDING OFFICER: (SENATOR ROCK)

Amendment 1
11/12/76
12-2-76

1. Mr. Secretary, are there other amendments filed on this
2. legislation?

3. SECRETARY:

4. No other amendments have been filed.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. No other amendments have been filed with the Secretary.

7. Any further discussion? Senator Glass.

8. SENATOR GLASS:

9. Thank you, Mr. President. Senator Carroll, if I may ask
10. you a question. I'm sorry I...I was distracted. Could you...
11. would you mind briefly covering what this amendment does?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Carroll indicates he will yield. Senator Carroll.

14. SENATOR CARROLL:

15. Yes, I'm sorry, Senator Glass, that you were distracted,
16. and I will try to paraphrase what I had said before. Basically,
17. of course, the bill itself is being totally gutted to put in
18. this concept, and it's to correct the mistakes in two places
19. of the bill that became law by Governor's signature. It is to
20. change the title of the...the name of the organization to which
21. we peg that floating type rate, but not floating rate, and two,
22. to call it interest instead of yield, both of which are required
23. to make the prior law effective. The third thing is substantive
24. and that says on a refinancing. This is also the rate rather
25. than eight percent where the original law said only a purchase
26. and did not cover the person who refinances for home improve-
27. ment or any other reason.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right, any further discussion?

30. SENATOR CARROLL:

31. You're welcome.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Carroll has moved the adoption of Amendment No. 1

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Amendment #1
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- 1. to House Bill 129. All those in favor signify by saying Aye.
- 2. All those opposed. The Ayes have it. The amendment is adopted.
- 3. Any further amendments?
- 4. SECRETARY:
- 5. No further amendments.
- 6. PRESIDING OFFICER: (SENATOR ROCK)
- 7. 3rd reading. Senator Carroll, do we wish to get back...no,
- 8. okay, we'll leave that sit. Any...any other member have a
- 9. bill, House Bills 3rd reading? Okay. Mr. Secretary, all the
- 10. motions on the regular order of business have been accounted
- 11. for? All right, with leave of this Body, we'll move to the
- 12. order of Consideration Postponed. I would ask the members
- 13. that if, in fact, they do not wish to call just let us know.
- 14. 1614, Senator Morris. All right, on the order of Consideration
- 15. Postponed, is...there is a motion filed with respect to Senate
- 16. Bill 1614.
- 17. SENATOR MORRIS:
- 18. Thank you, Mr. President, this is Law Enforcement budget
- 19. bill, and this was the Governor's veto which cut out a hundred
- 20. and fifty thousand dollars for the computerized data system.
- 21. When we had the Conference Committee on this bill, there was
- 22. an understanding among the members of the Conference Committee
- 23. that was elicited from Representative Roman Kosinski that if any
- 24. of this was vetoed out, we would file a motion to try to over-
- 25. ride the Governor's line item veto. This is the money that
- 26. provides the computerized system of a data bank so that police
- 27. departments throughout the State are able to gather information
- 28. on a quick basis, and I would solicit your support on an override.
- 29. PRESIDING OFFICER: (SENATOR ROCK)
- 30. Is this...is this a veto or a restoration?
- 31. SENATOR MORRIS:
- 32. It's restoring...
- 33. PRESIDING OFFICER: (SENATOR ROCK)

1. ...A restoration. Now wait a minute. Let's get our...
2. read the motion, Mr. Secretary.

3. SECRETARY:

4. Well, the...the motion that I have briefly in front of
5. me is on the Calendar, and it's a motion to restore item on
6. page 2, line 20.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right, Senator Morris. Senator Morris.

9. SENATOR MORRIS:

10. This is a motion to...to restore on page 2, line 20, in
11. Senate Bill 1614. The item was vetoed from three hundred and
12. three thousand dollars down to a hundred and fifty thousand
13. dollars.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. That's the confusion. It wasn't vetoed, it was reduced.

16. SENATOR MORRIS:

17. Okay, reduced. Sorry about that.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Okay. Very good. Well, there's only a difference of six
20. votes for one thing. All right, any discussion. The question
21. is, shall the item on page 2, line 20, of Senate Bill 1614 be
22. restored, the item reduction of the Governor to the contrary
23. notwithstanding. Those in favor will vote Aye. Those opposed
24. will vote Nay. The voting is open. Have all voted who wish?
25. Take the record. On that question, the Ayes are 17, the Nays
26. are 9, 4 Voting Present. The motion fails. Senate Bill 1623,
27. Senate Bill 1628, Senator Weaver. That that's been...okay.
28. That's been done. What's...what are the next motions, Mr.
29. Secretary?

30. SECRETARY:

31. The next...we have completed 1936 at the bottom, so it
32. would be 1684.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Brady.

2. SECRETARY:

3. That is one motion that's listed as two, but basically
4. it's one motion 'cause it's from one page to another.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. All right, next...next.

7. SECRETARY:

8. And 1932, ...

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Buzbee.

11. SECRETARY:

12. Senator Buzbee.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right, on the order of Consideration Postponed, Senate
15. Bill 1932, there's a motion pending. Senator Buzbee.

16. SENATOR BUZBEE:

17. Yes, Mr. President, this is a restoration of the Energy
18. Resources Commission line item pertaining to travel. It's not
19. travel for the commission members specifically, it's travel for
20. these experts who we have asked to donate their free time and
21. talent to our commission, and this would be to allow them to be able
22. to come to meetings in Springfield or Chicago, and I would ask
23. for your favorable support.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. All right, the question...is there any discussion? The
26. question is...the question was asked, how much? Senator Buzbee.

27. SENATOR BUZBEE:

28. I...I...I apologize. The total amount of restoration is
29. twenty-five thousand three hundred and ninety-two dollars.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. All right, the question is, shall the item on page 6, line
32. 15 of Senate Bill 1932 be restored, the item reduction of the Governor to
33. the contrary notwithstanding? Those in favor will vote Aye. Those

1. opposed will vote Nay. The voting is open. Have all voted
2. who wish? Senator Buzbee.
3. SENATOR BUZBEE:
4. ...Parliamentary inquiry, Mr. President.
5. PRESIDING OFFICER: (SENATOR ROCK)
6. Yes, state your inquiry.
7. SENATOR BUZBEE:
8. Is it legal under our rules to postpone a second time?
9. PRESIDING OFFICER: (SENATOR ROCK)
10. Well, in...in the...the fact of the matter is this is the 15th day
11. in the 11th hour and all these things are going over to the
12. House, so I think...
13. SENATOR BUZBEE:
14. And Casey is at the bat.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Right. All right, have all voted who wish? Take the
17. record. On that question, the Ayes are 15, the Nays are 10,
18. 2 Voting Present. The motion fails. Further motions?
19. SECRETARY:
20. And we have another motion by Senator Buzbee on 1932, and we
21. have a motion, Senator Nimrod on 1932.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. All right, on the order of Consideration Postponed, Senate
24. Bill 1932, a Motion in Writing, Senator...Senator Nimrod.
25. SENATOR NIMROD:
26. Yes, Mr. President and fellow Senators, this is the
27. restoration of twenty-eight thousand nine hundred to the
28. Commission on Mental Health and Developmental Disabilities, and
29. this is the item that was discussed yesterday. It was removed
30. by the Governor and reduced down to seventy thousand, and what
31. I would move is that the item on page 7, lines 21, 22 of Senate
32. Bill 1932 be restored, the item reduction of the Governor to
33. the contrary notwithstanding. I would ask for a favorable...roll call,

1. and I would be happy to answer any questions, Mr. President.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. All right, is there any discussion? Question is, shall
4. the item on page 7, lines 21 and 22 of Senate Bill 1932 be
5. restored, the item reduction of the Governor to the contrary
6. notwithstanding? Those in favor will vote Aye. Those opposed
7. will vote Nay. The voting is open. Have all voted who wish?
8. Have all voted who wish? Take the record. On that question,
9. the Ayes are 34, the Nays are 4, 1 Voting Present. The item
10. on page 7, lines 21 and 22 of Senate Bill 1932 having received
11. the required majority vote of the Senators elected is declared
12. restored, the item reduction of the Governor to the contrary
13. notwithstanding? Further motions?

14. SECRETARY:

15. No further motions.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. All right. Gentlemen, I might just say we have a number
18. of resolutions, some congratulatory, some substantive, and we
19. have a number of Messages from the House. House Bills are...have,
20. in fact, been delivered to us. If...if, in fact, any House
21. member has contacted you with respect to sponsorship of one or
22. another of these House Bills, please inform the Secretary.
23. Senator Nimrod. All right, while we're still on the order of
24. Consideration Postponed...don't go away, Senator Hynes...Senator
25. Nimrod has requested that we go to the order of House Bill 3830.
26. Senator Carroll. All right, is leave granted? All right. On
27. the order of the Consideration Postponed, House Bill 3830.
28. Read the bill, Mr. Secretary.

29. SECRETARY:

30. House Bill 3830

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Nimrod.

2. SENATOR NIMROD:

3. Yes, Mr. President. This is a part of a package that we
4. had discussed in the Regular Session, and the only reason I'm
5. calling it up today is because there's two bills that we had
6. approved that have gone over to the House, and what...they're
7. House Bills that have been vetoed by the Governor, and one of
8. them passed which provided for a pay raise for the assessors
9. and the other one which required some standards and testing
10. requirements in order to maintain office, I believe has been
11. held up or defeated there. So in order to go along the same
12. road to be able to provide some standards by which assessors
13. may be required to take tests, I had agreed that I would call
14. up House Bill 3830 to at least give us an opportunity to consider
15. this action. I'd happy to answer any questions on it.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any discussion? Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President. I take great pleasure in rising
20. again to oppose this bill as I have in the past, and I don't
21. believe that I will take an inordinate amount of time to discuss the op-
22. position to it. Needless to say as Senator Nimrod has indicated, this
23. was part of a grouping of bills that I think were ill-conceived
24. as they came through the process, and I think luckily most of
25. them have not been sent to the Governor's desk. I think this deserves
26. the same fate. I think when we come back in January would be
27. ample time enough to decide whether or not these concepts are
28. good. If you want to do away with some of these unneeded people,
29. I think that would be a good idea, but the arbitrary figure that
30. was used here in a political nature should not be brought into
31. this Veto Session. I would be willing to answer any technical
32. questions as to my opposition, if not, I will let the transcript
33. of the prior opposition stand and ask for a vote against.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. You have again convinced me, Senator Carroll. Senator
3. Schaffer. Senator Schaffer.

4. SENATOR SCHAFFER:

5. ...Mr. President, for the record, there are an awful lot
6. of empty chairs here, and we're going to get a roll call, and
7. they're going to be a lot of people who support this bill that
8. aren't physically in the room who are going to be off the roll call,
9. and I suspect they're going to be embarrassed, and I think the
10. timing of calling this is bad. This is an important subject.
11. And I'd like at least the record to show that there are many
12. members who support assessment reform who are not physically on
13. the Floor, and they'd realistically...I guess I'm not surprised
14. they aren't. I don't blame them either.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any further discussion? Senator Nimrod.

17. SENATOR NIMROD:

18. Yes, let's take it out of the record now, Mr. President.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. All right. Any other member have any bill or any motion
21. pertaining to any bill? Messages from the House.

22. SECRETARY:

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

24. Mr. President - I am directed to inform the House...
25. inform the Senate that the House of Representatives has passed a
26. bill...have passed bills with the following titles in the passage
27. of which I am instructed to ask the concurrence of the Senate, to-wit:
28. House Bills 3204, 721, 4008, 4011, 4012, 4014, 4017, 4019, 4020,
29. 4021, 4025, 4027, 4009, 4010 and 4018.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Partee, the messages with respect to the House Bills
32. that have just come over have just been read. I think that you
33. and Senator Harris had discussed this matter earlier. I just

1. wonder what your pleasure is. I'm not...a couple of the members
2. have indicated they wish to move to have the bills...

3. SENATOR PARTEE:

4. It is our feeling that they should all go to the Rules
5. Committee, and there will be a Rules Committee meeting immediately
6. after adjournment.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right, well then...

9. SENATOR PARTEE:

10. To be read a first time and sent to Rules Committee.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. ...All right, then the motion is to suspend the rules and
13. have these bills read a first time and assigned to the Rules
14. Committee. All those in favor signify by saying Aye. All those
15. opposed. The Ayes have it. The rules are suspended. So
16. ordered. Read the bills, Mr. Secretary.

17. SECRETARY:

18. House Bill 3204

19. (Secretary reads title of bill)

20. 1st reading of the bill.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Rules Committee. No. Why don't you indicate who the
23. sponsor is if there is one.

24. SECRETARY:

25. Okay. House Bill 4008, sponsored by Senator Rock.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. All right, hold it...hold it a minute. Senator Egan, for
28. what purpose do you arise?

29. SENATOR EGAN:

30. Yes, Mr. President and members of the Senate, I had intended
31. to move to...to by-pass the committee on that bill, but I...I
32. think that that would be a mistake with the present number of
33. members here. When is the Rules Committee going to meet?

1. PRESIDING OFFICER: (SENATOR ROCK)

2. My understanding was immediately after adjournment today.

3. SENATOR EGAN:

4. Well, the...the...the problem with the bill as I see it is
5. that unless we by-pass committee at one time or another, it will
6. not...there will not be enough time to pass the bill.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Well, that...that...that is the reason that Senator Partee
9. has placed the motion the way he did. These bills are now being
10. read a first time, so that in the event of favorable action by
11. the Rules Committee, or a favorable result on a motion to discharge
12. the Rules Committee, the bill would come out on the Calendar on
13. the order of 2nd reading. I mean in a...in a position to be
14. read a second time, and then, therefore, only two days would
15. be required.

16. SENATOR EGAN:

17. All right, well, that...that...that doesn't satisfy my frustration
18. but at least I know what's happening. Thank you.

19. SECRETARY:

20. House Bill 4008, sponsored by Senator Rock.

21. (Secretary reads title of bill)

22. 1st reading of the bill.

23. House Bill 4009, Senate sponsor Senator Philip and Egan.

24. (Secretary reads title of bill)

25. 1st reading of the bill.

26. House Bill 4010, sponsored by Senators Philip and Egan.

27. (Secretary reads title of bill)

28. 1st reading of the bill.

29. Senate Bill...or House Bill 4011, sponsored by Senator
30. Schaffer, Morris and Berning.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. House Bill 4012, sponsored by Senator Bruce.

1. (Secretary reads title of bill)
2. 1st reading of the bill.
3. House Bill 4017, sponsored by Senators Philip and Rock.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. House Bill 4018, sponsored by Senators Philip and Rock.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. House Bill 4019, sponsored by Senator Glass.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. House Bill 4020, sponsored by Senator Partee.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. House Bill 4021, sponsored by Senator Donnewald.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. House Bill 4025, sponsored by Senator Clewis.
19. (Secretary reads title of bill)
20. 1st reading of the bill.
21. PRESIDENT:
22. There are three additional House Bills which do not have
23. a sponsor. We will...we will not read them because technically we
24. should not unless they have a sponsor. Are any of you here...
25. could you tell us who the House sponsors are, please?
26. SECRETARY:
27. On House Bill 721, well there's just many...chief sponsor is
28. Hoffman.
29. PRESIDENT:
30. Hoffman.
31. SECRETARY:
32. Uh-huh. Hoffman, Daniels and Ryan, Irwin, it looks like
33. practically half the House...

1. PRESIDENT:
2. All right. Who...who is the sponsor of the next one please?
3. SECRETARY:
4. And on House Bill 4014, it's McMasters, Coffey, VonBoeckman.
5. It's an Act in relation...
6. PRESIDENT:
7. ...And the next one...and the next one is who?
8. SECRETARY:
9. And the next one is House Bill 4027, and the sponsors
10. are...is Brinkmeier.
11. PRESIDENT:
12. Do any Senators desire to take sponsorship of any of those
13. bills? Do not. Read the bill.
14. SECRETARY:
15. House Bill 721. Senator Davidson is the sponsor.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. House Bill 4027, sponsored by Senator Sommer and Davidson.
19. (Secretary reads title of bill)
20. 1st reading of the bill.
21. PRESIDENT:
22. And one further bill unsponsored. Who is the House
23. member, please?
24. SECRETARY:
25. It's McMasters and Coffey, and Daniels.
26. PRESIDENT:
27. Senator Latherow's district, isn't it? Do...do you want it?
28. It's a Township Government Laws Commission. Senator Nimrod will
29. take it. Read the bill.
30. SECRETARY:
31. House Bill 4014, sponsored by Senator Nimrod.
32. (Secretary reads title of bill).
33. 1st reading of the bill.

1. PRESIDENT:

2. May I have your attention? The question has just been
3. asked as to when we return when we leave today, finally. We
4. will return on the 14th of December at 4:00 p.m. Resolutions.

5. SECRETARY:

6. Senate Resolution 447 introduced by Senators Howard Mohr,
7. Harris, Rock, and others. You want it read, Senator Mohr?

8. PRESIDENT:

9. Senator Howard Mohr.

10. SENATOR HOWARD MOHR:

11. Yes, Mr. President, this resolution just expresses our
12. concern for the messenger services which are cropping up all
13. over suburbia and off-tracking betting, concern for the loss
14. of State revenue and the problems that are presented to local...
15. government with licensing and regulation and the operation of
16. these services, and we're asking the...the Illinois Legislative
17. Investigating Commission to look into this problem and report
18. back to us in February...

19. PRESIDENT:

20. Senator...

21. SENATOR HOWARD MOHR:

22. ...February 15th.

23. PRESIDENT:

24. ...Senator Mohr moves the immediate suspension of the rules
25. for the immediate consideration of this resolution. All in
26. favor will say Aye. Opposed Nay. The rules are suspended.
27. Senator Mohr now moves immediate adoption of this resolution.
28. All in favor will say Aye. Opposed Nay. The Ayes have it.
29. The resolution is adopted.

30. SECRETARY:

31. Senate Resolution 448 introduced by Senators Savickas,
32. Daley, Welsh, Lane and others.

33. PRESIDENT:

1. Hold it. Call the next one. I don't see any of the
2. sponsors.

3. SECRETARY:

4. Senate Resolution 448 introduced by Senator Partee, Rock,
5. Donnewald and Bruce, and it's a congratulatory resolution to...

6. PRESIDENT:

7. Senator Donnewald, would you let them know that this
8. resolution is for one of our departing members who is going to
9. be wearing robes very soon. He already has on a tan one.

10. SENATOR DONNEWALD:

11. I...I would be...I would be indeed happy to be honored with
12. that task, Mr. President, and I suppose the appropriate resolution
13. ...or motion is in order is to suspend the rules and therefore,
14. Mr. President, I would make that motion to suspend the rules
15. for the immediate consideration of that very fine resolution.

16. PRESIDENT:

17. Senator...for Senator Nudelman, that's for whom. Senator
18. Donnewald moves the suspension of the rules for the immediate
19. consideration of this resolution. All in favor will say Aye.
20. Opposed Nay. The Ayes have it.

21. SENATOR DONNEWALD:

22. And now...

23. PRESIDENT:

24. The rules are suspended, and now he moves the immediate
25. adoption of this resolution. All in favor will say Aye. Opposed
26. Nay. The Ayes have it. The resolution is adopted. Congratulations,
27. Senator Nudelman. Senator Harris is recognized.

28. SENATOR HARRIS:

29. I judge that all members will be shown as cosponsors?

30. PRESIDENT:

31. Every single one of them, Senator.

32. SENATOR HARRIS:

33. Yes, I judged that.

1. PRESIDENT:

2. Yes, Sir. Yeah, he says with one exception, Nudelman.
3. We have a group perhaps ten or twelve congratulatory resolutions
4. which we could perhaps handle with one motion. What are the
5. numbers what to what? We have congratulatory resolutions from
6. ...numbered Senate Resolution 449 through 460. The Chair would
7. entertain a motion with reference to that group of congratulatory
8. resolutions. Senator Newhouse moves for the suspension of the
9. rules for the immediate consideration of this group of resolutions.
10. All in favor say Aye. Opposed Nay. The Ayes have it. The rules
11. are suspended. Senator Newhouse now moves the immediate adoption
12. of this group of resolutions. All in favor say Aye. Opposed
13. Nay. The Ayes have it. The resolutions are adopted.

14. SECRETARY:

15. I have a Senate Joint Resolution 86 which is introduced
16. by Senator Rock and it's extending the reporting date...

17. PRESIDENT:

18. Senator Rock.

19. SECRETARY:

20. ...Child Care Study Committee.

21. SENATOR ROCK:

22. Thank you, Mr. President, Ladies and Gentlemen of the
23. Senate. I would move for the suspension of the rules for the
24. immediate consideration and adoption of this resolution. We
25. have created as you well know a joint House-Senate Child Care
26. Study Committee. We have another meeting scheduled for the
27. 15th of December, and we would like to extend our reporting date
28. to the last day of the 79th General Assembly, the 12th of
29. January to issue our final report.

30. PRESIDENT:

31. You heard the motion. All in favor say Aye. Opposed Nay.
32. The Ayes have it. The motion carries. We have one death resolution.
33. The sponsor is not here. We will hold it til he returns. The Senate will

1. be in recess until the call of the Chair. It will not be necessary
2. for you to come back. We just want to leave it open in case
3. there are other messages from the House. Senator Egan, for
4. what purpose do you arise?
5. SENATOR EGAN:
6. I...I...I did have a resolution with the Clerk, and I'm...
7. PRESIDENT:
8. It's adopted. We are sorry we...
9. SENATOR EGAN:
10. Thank you, I...I...I appreciate that.
11. PRESIDENT:
12. Yes. Senator Harris.
13. SENATOR HARRIS:
14. I would just like to say I'm really quite sorry that
15. Senator Graham is off the Floor just now, but I know all of you
16. who are here will join with me...I hope he's tuned in on the
17. squawk box in his office...the white knight will be celebrating
18. his birthday tomorrow, and let's all join in saying...or giving
19. a round of applause. I know he's tuned in. Happy Birthday to
20. the white knight.
21. PRESIDENT:
22. Happy Birthday to the white knight. Message from the
23. House.
24. SECRETARY:
25. A Message from the House by Mr. O'Brien, Clerk...
26. PRESIDENT:
27. Just one moment. For what purpose does Senator Merritt, arise?
28. SENATOR MERRITT:
29. Point of personal privilege.
30. PRESIDENT:
31. State your point.
32. SENATOR MERRITT:
33. December 4th will mark the...I forget, maybe it's the sixty-fifth...

1. is that what it is, Cliff...of Senator Latherow, his birthday.
2. I'm sure we'd all join in wishing him happiness.

3. PRESIDENT:

4. Well, let's certainly wish Senator Latherow a "happy
5. birthday", and wish for him sixty-five more happy years.
6. Messages from the House.

7. SECRETARY:

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

9. Mr. President - I am directed to inform the Senate
10. that the House of Representatives has adopted the following
11. joint resolution in the adoption of which I am instructed to
12. ask the concurrence of the Senate, to-wit: House Joint
13. Resolution 111.

14. Secretary reads HJR 111

15. PRESIDENT:

16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President, I move to suspend the rules for
19. the immediate consideration and adoption of this joint resolution.
20. It's the adjournment resolution calling for us to return on the
21. ...December 14th at 4:00 p.m.

22. PRESIDENT:

23. You heard the motion. All in favor say Aye. Opposed Nay.
24. The Ayes have it. The rules are suspended. Senator Rock now
25. moves the immediate adoption of this resolution. We were going
26. to recess, but the Clerk from the House was just over to say
27. that everything from there is here, and they have adjourned, so
28. we will adjourn unless there is further business. Oh, they just
29. came in, all right, go right ahead, Sir.

30. SECRETARY:

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

32. PRESIDENT:

33. Messages from the House. This finalizes their messages for the day.

1. SECRETARY:

2. ...Mr. President - I am directed to inform the Senate
3. that the House of Representatives has passed bills with the
4. following title...have passed a bill with the following title
5. the veto of the Governor...notwithstanding and the passage of
6. which I am instructed to ask the concurrence of the Senate, to-wit:
7. House Bill 3858.

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

9. Mr. President - I am directed to inform the Senate
10. that the House of Representatives has passed a bill with the
11. following title, the Governor's specific recommendation for
12. change notwithstanding and the passage of which I am instructed
13. to ask the concurrence of the Senate, to-wit: House Bill 3485.

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

15. Mr. President - I am directed to inform the Senate
16. that the House of Representatives has restored to the original
17. amount items reduced by the Governor which is...which are
18. attached and a bill with the following title in which I am in-
19. structed to ask the concurrence of the Senate to-wit: House
20. Bill 3377.

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

22. Mr. President - I am directed to inform the Senate
23. that the House of Representatives has passed a bill with the
24. following title, the veto of the Governor notwithstanding in
25. the passage of which I am instructed to ask the concurrence of
26. the Senate, to-wit: House Bill 3420.

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

28. Mr. President - I am directed to inform the Senate
29. that the House of Representatives has accepted the Governor's
30. specific recommendations for change which are attached to a bill
31. with the following title and adoption of which I am instructed
32. to ask the concurrence of the Senate, to-wit: House Bill 3560.

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

1. Mr. President - I am directed to inform the Senate
2. the House of Representatives passed a bill with the following
3. title, the veto of the Governor notwithstanding, in the passage
4. of which I am instructed to ask the concurrence of the Senate, to-wit:
5. House Bill 3189.

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

7. Mr. President - I am directed to inform the Senate
8. the House of Representatives passed a bill with the following
9. title, the veto of the Governor notwithstanding, in the passage
10. of which I am instructed to ask the concurrence of the Senate,
11. to-wit: House Bill 3138.

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

13. Mr. President - I am directed to inform the Senate
14. the House of Representatives has accepted the Governor's specific
15. recommendations for change which are attached to a bill with the
16. following title in the adoption of which I am instructed to
17. ask the concurrence of the Senate, to-wit: House Bill 3850.

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

19. Mr. President - I am directed to inform the Senate that
20. the House of Representatives has passed a bill with the following
21. title, the veto of the Governor notwithstanding, in the passage
22. of which I am instructed to ask the concurrence of the Senate,
23. to-wit: House Bill 3637.

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

25. Mr. President - I am directed to inform the Senate
26. the House of Representatives has accepted the Governor's specific
27. recommendation for change which are attached to a bill with the
28. following title and the adoption of which I am instructed to ask
29. concurrence of the Senate, to-wit: House Bill 3629.

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

31. Mr. President - I am directed to inform the Senate
32. the House of Representatives has passed a bill with the following
33. title, the veto of the Governor notwithstanding, in the passage

1. of which I am instructed to ask the concurrence of the Senate,
2. to-wit: House Bill 3924.

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

4. Mr. President - I am directed to inform the Senate
5. the House of Representatives has restored to the original amount
6. items reduced by the Governor which are attached in the bill
7. with the following title, to which I am instructed to ask
8. concurrence of the Senate, to-wit: House Bill 3475.

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

10. Mr. President - I am directed to inform the Senate
11. the House of Representatives has passed a bill with the following
12. title, the veto of the Governor notwithstanding, in the passage
13. of which I am instructed to ask concurrence of the Senate, to-wit:
14. House Bill 1914.

15. A Message from the Governor by Mr. O'Brien, Clerk.

16. Mr. President - I am directed to inform the Senate
17. the House of Representatives has passed a bill with the following
18. title in the passage of which I am instructed to ask concurrence
19. of the Senate, to-wit: House Bill 4016.

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

21. Mr. President - I am directed to inform the Senate
22. that the House of Representatives has restored to the original
23. amounts reduced by the Governor which are attached in the bill
24. with the following title in which I am instructed to ask concurrence
25. of the Senate, to-wit: House Bill 3816.

26. PRESIDENT:

27. Message from the House. House Bills 1st reading.

28. SECRETARY:

29. House Bill 4016, sponsored by Senator Carroll.

30. (Secretary reads title of bill)

31. 1st reading of the bill.

32. PRESIDENT:

33. Rules Committee. The Senate will stand...stand in recess until

1. the call of the Chair. Rules Committee will commence in five
2. minutes.

3. (RECESS)

4. (AFTER RECESS)

5. PRESIDENT:

6. The Senate will come to order. Committee Reports.

7. SECRETARY:

8. The Rules Committee met on December the 2nd, 1976 pursuant
9. to notice. The following members were present: Senators Partee,
10. Rock, Donnewald, Harris and Howard Mohr. By unanimous vote,
11. the following bills in emergency nature were reported out of
12. committee, ordered printed and placed on the order of 2nd reading:
13. House Bills 4009, 4010, 4017, 4018, 4020. By unanimous vote,
14. the following administration appropriation bills were reported
15. out of committee, ordered printed and placed on the order of
16. 2nd reading: House Bills 4008, 4012, 4016 and 4025.

17. PRESIDENT:

18. Any further business to come before the Senate? The Senate
19. stands adjourned until December 14th at 4:00 p.m.
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