

80th GENERAL ASSEMBLY

REGULAR SESSION

JUNE 15, 1977

1. PRESIDENT:

2. The hour of twelve o'clock having arrived,
3. the Senate will please come to order. Prayer will be
4. by Dr. Thomas Luke of the First Methodist Church
5. of Springfield. Will our guests in the galleries
6. please rise.

7. DR.LUKE:

8. (Prayer by Dr. Luke)

9. PRESIDENT:

10. Reading of the Journal.

11. SECRETARY:

12. May the...Tuesday, May the 31st, 1977, Wednesday,
13. June the 1st, 1977, Thursday, June the 2nd, 1977,
14. Wednesday, June the 8th, 1977, and Thursday, June the
15. 9th, 1977.

16. PRESIDENT:

17. Senator Johns.

18. SENATOR JOHNS:

19. Mr. President, I move that the Journals
20. just read by the Secretary be approved unless some
21. Senator has additions or corrections to offer.

22. PRESIDENT:

23. You've heard the motion by Senator Johns.
24. Is there any discussion? If not, all those in
25. favor signify by saying Aye. Opposed. The Ayes
26. have it. So ordered. Senator Johns.

27. SENATOR JOHNS:

28. Mr. President, I move that reading and approval
29. of the Journals of Friday, May the 27th, Friday,
30. June the 10th, Monday, June the 13th and Tuesday,
31. June the 14th in the year 1977 be postponed pending
32. arrival of the printed Journals.

33. PRESIDENT:

1. You have heard the motion. Is there any discussion?
2. If not, all those in favor signify by saying Aye.
3. Opposed. The Ayes have it. So ordered. For what
4. purpose does Senator Graham arise? For what purpose does
5. Senator Graham arise?
6. SENATOR GRAHAM:

7. Mr. President and members of the Senate. I'd like
8. for the Journal to reflect again today that Senator
9. Weaver is home making the funeral arrangements for his
10. mother-in-law and that's the reason for him not being
11. here today.

12. PRESIDENT:

13. It will so show, Senator. Committee Reports.

14. SECRETARY:

15. Senator Carroll, Chairman of the Committee on
16. Appropriations I reports out the following House Bills:
17. 962, 2367, 2370, 2371 and 2396 with the recommendation
18. Do Pass. House Bills No. 1038, 1729, 2163 and 2358
19. with the recommendation Do Pass as Amended.

20. Senator Kosinski, Chairman of the Elections and
21. Reapportionment Committee reports out the following
22. House Bills: 64, 326, 972, 1983 with the recommendation
23. Do Pass. House Bills 364, 365, 896 and 1081 with the
24. recommendation Do Pass as Amended. House Bill 1126
25. with the recommendation Do Not Pass.

26. Senator Berman, Chairman of Elementary and Secondary
27. Education Committee reports out the following House
28. Bills: 696, 712, 1007, 1229, 1432, 1768, 1853 and
29. 1879 with the recommendation Do Pass. House Bill 1769
30. with the recommendation Do Pass as Amended.
31. House Bill 2117 with the recommendation Do Not Pass.

32. Senator Daley, Chairman of the Committee on Judiciary
33. I reports out the following House Bills: 201, 257, 328,

1. 421, 674, 868, 911, 1015, 1094, 1824 and 2220 with
2. the recommendation Do Pass. House Bill 611 with the
3. recommendation Do Pass as Amended.

4. Senator Netsch, Chairman of the Committee on
5. Judiciary II reports out the following House Bills:
6. 1361, 1363, 1615, 2087 and 2331 with the recommendation
7. Do Pass.

8. Senator Demuzio, Chairman of the Committee
9. on Finance and Credit Regulations, reports out the
10. following House Bills: 820, 858, 939, 940, 1018, 1278,
11. 1450, 1638, 1798, 2059, 2154, 2224 and 2259 with the
12. recommendation Do Pass. House Bills 1096 and 1423
13. with the recommendation Do Pass as Amended.

14. PRESIDENT:

15. Resolutions.

16. SECRETARY:

17. Senate Resolution 179 offered by Senator
18. Mitchler.

19. PRESIDENT:

20. Executive.

21. SECRETARY:

22. Senate Resolution 180 offered by Senator Nimrod.

23. PRESIDENT:

24. Executive. For what purpose does Senator Mitchler
25. arise?

26. SENATOR MITCHLER:

27. Mr. President, I would ask leave to void the Six
28. Day Ruling and have that resolution...

29. PRESIDENT:

30. Senator, we are going to have...

31. SENATOR MITCHLER:

32. ...sent to Executive Committee...

33. PRESIDENT:

1. ...a motion later in the Session with respect
2. to any...

3. SENATOR MITCHLER:

4. Sure.

5. PRESIDENT:

6. ...if you would just see Mr. O'Keefe.

7. SECRETARY:

8. Senate Resolution 181 offered by Senator Harber
9. Hall.

10. Senate Resolution 182...it's congratulatory.

11. Senate Resolution 182 offered by Senators
12. Lane and Maragos, it's congratulatory.

13. Senate Resolution 183 offered by Senator Leonard
14. and it's congratulatory.

15. PRESIDENT:

16. Is there leave to place the resolutions just read
17. on the Resolutions Consent Calendar? Leave is granted.
18. For what purpose does Senator Johns arise?

19. SENATOR JOHNS:

20. I hope that I'm in order, Mr. President. On page
21. 34, on Motions in Writing, I'd like to have leave of the
22. Senate to be added as a cosponsor on House Bill 1560 to
23. read Buzbee - Johns. It's a Motion in Writing and I'd
24. ask leave of the...of the Senate to have my name placed thereon.

25. PRESIDENT:

26. You've heard the request. Is leave granted?
27. Leave is granted. House Bills, 1st reading. House
28. Bill 704, Senator Harber Hall.

29. SECRETARY:

30. House Bill 704.

31. (Secretary reads title of bill)

32. 1st reading of the bill.

33. PRESIDENT:

1. House Bill 1269, Senator Philip.
2. SECRETARY:
3. House Bill 1269.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. House Bill 1485, Senator D'Arco.
8. SECRETARY:
9. House Bill 1485.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. House Bill 1594, Senator Don Moore.
14. SECRETARY:
15. House Bill 1594.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDENT:
19. House Bill 1637, Senator Mitchler.
20. SECRETARY:
21. House Bill 1637.
22. (Secretary reads title of bill)
23. 1st reading of the bill.
24. PRESIDENT:
25. House Bill 2190, Senator Davidson.
26. SECRETARY:
27. House Bill 2190.
28. (Secretary reads title of bill)
29. 1st reading of the bill.
30. PRESIDENT:
31. House Bill 2126, Senator Rock.
32. SECRETARY:
33. House Bill 2126.

1. (Secretary reads title of bill)
2. 1st reading of the bill.
3. PRESIDENT:
4. House Bill 2173, Senator Rock.
5. SECRETARY:
6. House Bill 2173.
7. (Secretary reads title of bill)
8. 1st reading of the bill.
9. PRESIDENT:
10. House Bill 2355, Senator Guidice.
11. SECRETARY:
12. House Bill 2355.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. PRESIDENT:
16. House Bill 2386, Senator Regner.
17. SECRETARY:
18. House Bill 2386.
19. (Secretary reads title of bill)
20. 1st reading of the bill.
21. PRESIDENT:
22. House Bill 2387, Senator Guidice.
23. SECRETARY:
24. House Bill 2387.
25. (Secretary reads title of bill)
26. 1st reading of the bill.
27. PRESIDENT:
28. House Bill 2359, Senator Chew.
29. SECRETARY:
30. House Bill 2359.
31. (Secretary reads title of bill)
32. 1st reading of the bill.
33. PRESIDENT:

1. House Bill 41, Senator Chew.
2. SECRETARY:
3. House Bill 41.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDENT:
7. House Bill 2296, Senator Donnewald.
8. SECRETARY:
9. House Bill 2296.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. PRESIDENT:
13. ...Bill 315, Senator Johns.
14. SECRETARY:
15. House Bill 315.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. PRESIDENT:
19. For what purpose does Senator Rhoads arise?
20. SENATOR RHOADS:
21. Mr. President, House Bill 440 of which I am the Senate
22. sponsor, was referred to the Committee on Transportation.
23. I've talked with the Chairman of that committee and the
24. Chairman of the Executive and I would like to re-refer
25. that bill to the Committee on Executive and waive
26. the Six Day Rule.
27. PRESIDENT:
28. All right. Senator Rhoads moves to discharge the
29. Committee on Transportation from further consideration of
30. House Bill 440 and to recommit...re-refer the bill to the
31. Committee on Executive. All those in favor of the motion
32. signify by saying Aye. Opposed. The Ayes have it.
33. So ordered. ...purpose does Senator Carroll arise?

1. SENATOR CARROLL:

2. Thank you, Mr. President and members of the Senate.
3. Senator Regner has on the Calendar on the Order of
4. 1st reading, House Bill 2386, I believe is the number
5. and this is an emergency appropriation. I would move, therefore,
6. that the bill having been read a first time, it be advanced
7. to the Order of 2nd reading without reference to the
8. Appropriations I Committee.

9. PRESIDENT:

10. Senator Carroll has moved to suspend the rules
11. for the purpose of advancing House Bill 28...2386 to the
12. Order of 2nd reading without reference to committee. All
13. those in favor signify by saying Aye. Opposed. The
14. Ayes have it. So ordered. House Bills, 2nd reading.
15. We stopped at House Bill 2109 yesterday. We'll, therefore,
16. pick up on the Calendar at House Bill 2125.
17. Senator Knuppel, House Bill 2125. On the Order of House
18. Bills, 2nd reading. Read the bill.

19. SECRETARY:

20. House Bill 2125.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.

23. PRESIDENT:

24. Any amendments from the Floor? 3rd reading. House
25. Bill 2130, Senator Lemke. Read the bill.

26. SECRETARY:

27. House Bill 2130.
28. (Secretary reads title of bill)
29. 2nd reading of the bill. No committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor? 3rd reading. House
32. Bill 2131, Senator Egan. House Bill 2137, Senator Maragos.
33. House Bill 2177, Senator Schaffer. House Bill 2187, Senator

1. Knuppel. Read the bill.
2. SECRETARY:
3. House Bill 2187.
4. (Secretary reads title of bill)
5. We have a request, Senator Knuppel, for a fiscal note
6. on this bill.
7. PRESIDENT:
8. There is a request for a fiscal note. Has that
9. request been complied with? Senator Knuppel, there is
10. a request for a fiscal note on this bill. Therefore, under
11. the rules we'll hold it on the Order of 2nd reading.
12. Take it out of the record. House Bill 2195, Senator
13. Wooten. House Bill 2197, Senator Wooten. House
14. Bill 2199, Senator Knuppel. House Bill 2203, Senator
15. Demuzio. House Bill 2204, Senator Demuzio. House Bill
16. 2217, Senator Knuppel. Read the bill.
17. SECRETARY:
18. House Bill 2217.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDENT:
22. Any amendments from the Floor? 3rd reading.
23. House Bill 2195, Senator Wooten.
24. SECRETARY:
25. House Bill 2195.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. No committee amendments.
28. PRESIDENT:
29. Any amendments from the Floor? 3rd reading.
30. House Bill 2197, Senator Wooten.
31. SECRETARY:
32. House Bill 2197.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. No committee amendments.
2. PRESIDENT:
3. Any amendments from the Floor? 3rd reading.
4. House Bill 2199, Senator Knuppel. Read the bill.
5. SECRETARY:
6. House Bill 2199.
7. (Secretary reads title of bill)
8. 2nd reading of the bill. No committee amendments.
9. PRESIDENT:
10. Any amendments from the Floor? 3rd reading.
11. House Bill 2238, Senator Soper. Read the bill.
12. SECRETARY:
13. House Bill 2238.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17. Any amendments from the Floor? 3rd reading.
18. House Bill 2244, Senator Lemke. Read the bill.
19. SECRETARY:
20. House Bill 2244.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. The Committee on Labor
23. and Commerce offers one amendment.
24. PRESIDENT:
25. Senator Lemke. There is an amendment from the Committee
26. on Labor and Commerce. Would you explain the amendment?
27. SENATOR LEMKE:
28. Could I have a copy of the amendment?
29. PRESIDENT:
30. All right. Take the bill from the record until we have
31. a copy of the amendment. House Bill 2261, Senator Philip.
32. House Bill 2262, Senator Knuppel. Read the bill.
33. SECRETARY:

1. House Bill 2262.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. No committee amendments.

4. PRESIDENT:

5. Any amendments from the Floor? 3rd reading.

6. On House Bill 2244, Senator Lemke.

7. SECRETARY:

8. House Bill 2244.

9. (Secretary reads title of bill)

10. 2nd reading of the bill. The Committee on Labor and

11. Commerce offers one amendment.

12. PRESIDENT:

13. Senator Lemke.

14. SENATOR LEMKE:

15. What this amendment does is the House goofed and failed

16. to pass a bill to keep alive the Urban Education Commission

17. and this amendment amends this commission bill to keep...

18. to put the urban education bill on there which is a good

19. commission and Representative McCourt asked me to put this

20. on. I would ask for a favorable adoption.

21. PRESIDENT:

22. Is there any discussion? Senator Lemke moves for the

23. adoption of Amendment No. 1. All those in favor signify

24. by saying Aye. Opposed. The Ayes have it. The amendment

25. is adopted. Any further amendments?

26. SECRETARY:

27. No further committee amendments.

28. PRESIDENT:

29. Any amendments from the Floor? 3rd reading.

30. House Bill 2264, Senator D'Arco. House Bill 2271, Senator

31. Roe. House Bill 2291, Senator Nimrod. House Bill

32. 2320, Senator Johns. Read the bill.

33. SECRETARY:

1. House Bill 2320.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. No committee amendments.

4. PRESIDENT:

5. Any amendments from the Floor? 3rd reading. House
6. Bill 2340, Senator Regner. House Bill 2347, Senator
7. Maragos. For what purpose does Senator Grotberg arise?

8. SENATOR GROTBORG:

9. For purposes of an introduction of a distinguished
10. foreign guest, Mr. President. In the President's
11. Gallery directly above you, Mr. President, are Mr. and
12. Mrs. Ross Nebergaul from Sycamore which is Senator
13. Shapiro's district, but they have with them, Miss
14. Pauline Henderson, the AFS student from New Castle,
15. England. She promised to take a load of Illinois coal
16. back to New Castle. I'd like to have them rise and be
17. recognized.

18. PRESIDENT:

19. Will our guests please rise. Messages from the House.

20. SECRETARY:

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

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

26. House Bills 1005, 1593, 2374, 2408, 1059,
27. 2392 and 2399.

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

29. Mr. President - I am directed to inform the
30. Senate that the House of Representatives adopted the following
31. joint resolution in the adoption of which I am instructed to
32. ask the concurrence of the Senate, to-wit:

33. House Joint Resolution 29.

1. PRESIDENT:

2. Executive.

3. SECRETARY:

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

5. Mr. President - I am directed to inform the
6. Senate that the House of Representatives has adopted
7. the following joint resolution in the adoption of which
8. I am instructed to ask the concurrence of the Senate,
9. to-wit:

10. House Joint Resolution 33.

11. PRESIDENT:

12. Executive.

13. SECRETARY:

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

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

18. Senate Bill 63 with House Amendment No. 1.

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

20. Mr. President - I am directed to inform the
21. Senate that the House of Representatives has concurred
22. with the Senate in the passage of a bill with the
23. following title:

24. Senate Bill 482 with House Amendment No. 2.

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

26. Mr. President - I am directed to inform the
27. Senate that the House of Representatives has concurred
28. with the Senate in the passage of a bill with the following
29. title:

30. Senate Bill 493 with House Amendment No. 8.

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

32. Mr. President - I am directed to inform the
33. Senate that the House of Representatives has concurred

1. with the Senate in the passage of a bill with the
2. following title:

3. Senate Bill 1036 with House Amendment No. 1.

4. PRESIDENT:

5. All of the messages just read with respect to amendments
6. will be placed on the Secretary's Desk.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Demuzio, for what purpose do you arise?

9. SENATOR DEMUZIO:

10. Mr. President, I was unable to get into the Senate
11. Chamber a few minutes ago and you passed over on 2nd reading
12. House Bill 2085. It's an easement bill. I have a technical
13. amendment I'd like to put on so that hopefully we can
14. get it on the Agreed Bill List so with leave of the Body,
15. if you're still on 2nd reading, I'd like to put the
16. amendment on.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. We...we are still on 2nd reading. Do we have leave to go
19. to that order? Leave is granted. Senator Demuzio.

20. SENATOR DEMUZIO:

21. All right. House Bill 2085 is an easement bill.
22. I was sent the amendment by the Reference Bureau and it's
23. for the City of Collinsville. It's a technical amendment.
24. I move for the adoption.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator, are...is this bill on 2nd or is it on 3rd?
27. The Calendar doesn't show it being on 2nd reading.
28. I've been advised that it is not on the Order of 2nd or 3rd.
29. Senator Demuzio.

30. SENATOR DEMUZIO:

31. It's my understanding that the Presiding Officer very
32. ably handled this bill the other day in the Executive
33. Committee and that it was to be on 2nd reading this past week.

1. Is that right, Presiding Officer?
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. It may well be on an Agreed Bill List now.
4. SENATOR DEMUZIO:
5. All right. Take it out of the record...
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Take it out of the record. House Bills, 2nd reading.
8. House Bill 44, Senator Davidson. Senator Davidson,
9. House Bill 44. Read the bill, Mr. Secretary.
10. SECRETARY:
11. House Bill 44.
12. (Secretary reads title of bill)
13. 2nd reading of the bill.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Davidson.
16. SECRETARY:
17. The Committee on Revenue offers one amendment.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Davidson.
20. SENATOR DAVIDSON:
21. I move the adoption of Committee Amendment No. 1.
22. This is amendment for the effective dates...request
23. of the Department of Revenue.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Is there further discussion? Question is shall
26. Amendment No. 1 to House Bill 44 be adopted. Those
27. in favor indicate by saying Aye. Those opposed.
28. The Ayes have it. The amendment is adopted. Are
29. there further amendments?
30. SECRETARY:
31. No further committee amendments.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Are there amendments from the Floor? 3rd reading.

1. House Bill 127, Senator Daley. Read the bill, Mr. Secretary.
2. SECRETARY:
3. House Bill 127.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Are there amendments from the Floor? 3rd reading.
8. House Bill 192, Senator Lemke. Senator, there is a request
9. for a fiscal note. Are you aware of that? House Bill 230,
10. Senator Knuppel. Just...just a moment. Will the members
11. please be in their seats. The noise level is rather
12. high. Senator Knuppel. Read the bill, Mr. Secretary.
13. SECRETARY:
14. House Bill 230.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Are there amendments from the Floor? 3rd reading.
19. House Bill 231, Senator Vadalabene. Read the bill,
20. Mr. Secretary.
21. SECRETARY:
22. House Bill 231.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Are there amendments from the Floor? 3rd reading.
27. House Bill 255, Senator Knuppel. House Bill 256, Senator
28. Knuppel. House Bill 310, Senator Egan. Senator Egan,
29. we're on the Order of 2nd reading. House Bill 310.
30. Do you wish the bill advanced? Read the bill.
31. SECRETARY:
32. House Bill 310.
33. (Secretary reads title of bill)

1. 2nd reading of the bill. No committee amendments.
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Are there amendments from the Floor? 3rd reading.
4. House Bill 317, Senator Glass - Maragos. House Bill 318,
5. Senator Bruce. House Bill 322, Senator D'Arco. Read
6. the bill.
7. SECRETARY:
8. House Bill 322.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Are there amendments from the Floor? 3rd reading.
13. House Bill 352, Senator Guidice. House Bill 382, Senator
14. Lemke. Read the bill, Mr. Secretary.
15. SECRETARY:
16. House Bill 382.
17. (Secretary reads title of bill)
18. 2nd reading of the bill. No committee amendments.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Are there amendments from the Floor? 3rd reading.
21. House Bill 392, Senator Coffey. Senator Coffey.
22. Do you wish the bill advanced, Senator? Read the bill,
23. Mr. Secretary.
24. SECRETARY:
25. House Bill 392.
26. (Secretary reads title of bill)
27. 2nd reading of the bill. No committee amendments.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Coffey. Are there amendments from the Floor?
30. SENATOR COFFEY:
31. I'd like to bring it back. Could I bring this...
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Coffey.

1. SENATOR COFFEY:

2. Mr. President...Mr. President, I'd like to hold this

3. bill and bring it back a little bit, if I could.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Do you wish to hold it on the Order of 2nd or

6. advance it?

7. SENATOR COFFEY:

8. Yes...yes, I do.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Well, we'll just take it out...

11. SENATOR COFFEY:

12. We've got...we've got an amendment that Senator

13. Johns was going to put on this bill, so maybe I better hold

14. it for a few minutes.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Do you want to hold it on 2nd?

17. SENATOR COFFEY:

18. Yes, please.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Take it from the record. Senator Guidice, House Bill

21. 352. Read the bill Mr. Secretary.

22. SECRETARY:

23. House Bill 352.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. We have a request for a fiscal

26. note for this bill, Senator Guidice. Requested by Senator McMillan.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator, you wish to take it from the record. Just a

29. moment. Senator McMillan, did you request a fiscal note for

30. House Bill 352? He indicates he did. I think that it would

31. be appropriate to take it from the record. Senator Guidice.

32. SENATOR GUIDICE:

33. I'll take care of it. Fine. Thank you.

34. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Take it from the record. House Bill 426, Senator
2. D'Arco. Read the bill.
3. SECRETARY:
4. House Bill 426.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Are there amendments from the Floor? 3rd reading.
9. House Bill 544, Senator Mitchler. House Bill 560,
10. Senator Kenneth Hall. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 560.
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. May we...just a moment, Mr. Secretary.
15. Will the members please be in their seats. Senator
16. Nimrod, for what purpose do you arise?
17. SENATOR NIMROD:
18. Yes, Mr. President and fellow Senators. I would
19. like to acknowledge the presence today from the Illinois
20. Association of Realtors, the Capital Club. They're
21. here visiting today along with their president, Ralph
22. Martin, who was from my district in Des Plaines and their
23. new president, Walt...Slemer and they're here with
24. their legislative chairman, Bill Walsh and I would ask
25. if we might be able to recognize them. They're in the
26. President's Gallery behind you, Mr. President.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Please stand and be recognized. House Bill 560.
29. Read the bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 560.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. Committee on Labor and Commerce

1. offers one amendment.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Kenneth Hall. Senator Kenneth Hall.

4. Take it from the record. Senator Hynes. The hour of

5. 12:45...five more minutes. All right. House Bill

6. 579...House Bill 594, Senator Glass. House Bill

7. 639, Senator Roe. Senator Roe. Read the bill.

8. Your...your view is blocked.

9. SECRETARY:

10. House Bill 639.

11. (Secretary reads title of bill)

12. 2nd reading of the bill. No committee amendments.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Are there amendments from the Floor? 3rd

15. reading. House Bill 668, Senator Netsch. 668.

16. Do you wish the bill to be called, Senator? Read

17. the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 668.

20. (Secretary reads title of bill)

21. 2nd reading of the bill. No committee amendments.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Are there amendments from the Floor? 3rd reading.

24. House Bill 671, Senator Netsch. Read...read the bill,

25. Mr. Secretary.

26. SECRETARY:

27. House Bill 671.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Are there amendments from the Floor? 3rd reading.

32. House Bill 687, Senator Buzbee. House Bill 688, Senator

33. Weaver. House Bill 637, Senator Graham. Read the bill,

1. Mr. Secretary.
2. SECRETARY:
3. House Bill 737.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Are there amendments from the Floor? 3rd reading.
8. House Bill 741, Senator Joyce. House Bill 744, Senator
9. Walsh. House Bill 747, Senator Buzbee. House Bill
10. 748. House Bill 763, Senator Glass. Read the bill,
11. Mr. Secretary.
12. SECRETARY:
13. House Bill 763.
14. (Secretary reads title of bill)
15. 2nd reading of the bill.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Take it out of the record. Senator Chew, for what
18. purpose do you arise?
19. SENATOR CHEW:
20. Mr. President, if you would go to the Order of 2nd
21. reading...
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Do we have leave? Leave is granted.
24. SENATOR CHEW:
25. 1st reading, rather.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Leave is granted to go to the Order of 1st reading.
28. SENATOR CHEW:
29. Right. I want to sponsor House Bill 975. I have
30. talked to the President where it can be waived on the Six
31. Day requirement and I can hear it tomorrow in my committee.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. You can also...you've also talked to the Chairman of the

1. Committee on Assignment of Bills and it is assigned to the
2. Committee on Transportation.

3. SENATOR CHEW:

4. I...I talked to Jesus first.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there leave? Leave is granted. Read the bill,

7. Mr. Secretary.

8. SECRETARY:

9. House Bill 975.

10. (Secretary reads title of bill)

11. 1st reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Hynes. The hour of 12:45 having arrived, we will
14. now proceed to the Order...going to the Order of Motions
15. in Writing on page 34 of your Senate Calendar. Senator
16. Lane, as to House Bill 869. Will the members please be in their
17. seats. May we have order. Senator Lane.

18. SENATOR LANE:

19. Thank you, Mr. President, members of the Senate.
20. I move to discharge the Committee on Labor and Commerce and
21. place...to place on the Order of 2nd reading House Bill
22. 869. This legislation has been pending for a decade. During
23. that time, collective bargaining for school employees
24. has become a way of life in school district after school district.
25. Teachers and boards have kept pace with reality. But
26. we have not. New contracts are signed by the score each year
27. but we have yet to give these contracts the security of
28. State mandate or regulatory machinery. Impasses and strikes
29. come and go.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Just...just a moment, Senator. We're on a very
32. important issue, Ladies and Gentlemen of the Senate. I
33. don't think we should continue until we do have order.

1. No, please. There will be no demonstrations from the gallery.
2. Now, just a moment. Will the Sergeant-at-Arms clear
3. all unauthorized personnel from the Floor? Senator Lane.
4. SENATOR LANE:

5. Thank you, very much, Mr. President. Impasses and
6. strikes come and go but we have not attempted to provide
7. a State education employment board to oversee crisis and
8. work to seek resolution of crises before strikes occur.
9. The teachers and boards are ready to and have been.
10. The public is ready and waiting. Now, let's get a move
11. on and step into the real world by passing this long
12. overdue legislation onto the Senate floor. I move the
13. motion.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further discussion? Senator Savickas.

16. SENATOR SAVICKAS:

17. Yes, Mr. President and members of the Senate. I rise
18. in opposition to this motion. We have about a dozen collective
19. bargaining bills in committee waiting for a subcommittee
20. to hear them and at this time, I think it would be inappropriate
21. for us to discharge one or two bills and leave the others
22. in committee for hearings. I think it would be best
23. to hear them all collectively and to try and work out something
24. that's good for everybody in the State of Illinois for
25. collective bargaining. So, at this time, I oppose this motion
26. or any other motion to discharge the Labor Committee.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Johns.

29. SENATOR JOHNS:

30. Mr. President, I rise in support of this motion to
31. discharge. We studied this question long enough. First,
32. public employees bargaining bill was introduced over
33. thirty years ago and we're still studying the question.

1. Teachers deserve and need a better bargaining position...
2. a bargaining bill. There is no major industrial state
3. except Illinois which does not have a bargaining
4. statute for teachers and or public employees. Our
5. neighbors to the east, Indiana, to the west Iowa, to the
6. north, Michigan, Wisconsin, all have statutes. In fact,
7. nearly thirty states have statutes on the subject of
8. collective bargaining. I've been a long time proponent
9. of this bill and I ask you, must the law always follow
10. the practice. Nearly two-thirds of the teachers of
11. Illinois bargain under some arrangement but because
12. there are no rules governing the current practice,
13. we have a hodgepodge of conflicting practices that
14. exist. The Statute would bring order out of chaos.
15. It is a need not only for which the time has come,
16. but is long, long overdue and I urge support of this
17. motion to discharge.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Regner.

20. SENATOR REGNER:

21. Question for the sponsor.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. He indicates he will yield.

24. SENATOR REGNER:

25. Senator Lane, I am curious about something and what
26. I'm wondering is, is the IEA going to make a contribution
27. to the State of Illinois to clean up the mess they made
28. in the rotunda this morning?

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Well...Senator Lane. That doesn't pertain to the issue...

31. SENATOR LANE:

32. I didn't have...I didn't have time to go around...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. ...at hand, Senator.

2. SENATOR LANE:

3. ...looking for any messes, so I really wouldn't
4. be able to answer that.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Regner.

7. SENATOR REGNER:

8. Well, I think it's very apparent that they're
9. totally inconsiderate of the taxpayers of the State of
10. Illinois and the mess they made out with the balloons
11. out there, all up in the dome and it's going to take
12. taxpayer's money to clean it up and I think that's where
13. the money should go since they'll get that opportunity.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. I might advise the members of the Body that there
16. are a number of Senators that wish to address this issue
17. and they're fast increasing. The next is Senator Glass.

18. SENATOR GLASS:

19. Thank you, Mr. President, Ladies and Gentlemen of
20. the Senate. As Senator Lane and I think Senator Johns
21. indicated, this bill is...bills of this type have been
22. pending for a long time and they've never passed. There
23. are a lot of problems with this bill. As Senator Savickas
24. has stated, this is one of a number of collective bargaining
25. bills that are in a subcommittee. I think the primary defect
26. in this bill is that it affects teachers only. It is...
27. it is only one section of the public employment sector
28. that would receive bargaining rights by law under this bill.
29. And if we do have legislation in this area, in my judgment
30. and in the experience of other states, it should apply
31. to all public employees on the same basis. That is, I think,
32. the only reasonable way to approach the problem. The bill also,
33. Ladies and Gentlemen of the Senate, permits teachers to strike.

1. And I don't know how this Body feels about that, but as
2. representatives of the public and the taxpayers, I think it's
3. wrong for public employees to strike under any circumstances
4. and this bill would specifically permit that. Finally
5. and without going through all of the provisions in the bill,
6. let me just make this observation. None of the legislation
7. introduced in this Session is the product of a balanced
8. approach. Negotiations between the school boards and the
9. teachers or management and labor in any respect, they are all
10. slanted entirely in favor of one side or the other.
11. There has really been no attempt in this State, unfortunately,
12. to come up with a balanced, fair collective bargaining
13. bill. This one is no different than the others. I'm
14. afraid what it would do instead of provide labor stability
15. in Illinois, it would provide more unrest and more strikes.
16. And I think I know whereof I speak and I would like to close
17. my comments, Mr. President, with a few facts that I think this
18. Body may be interested in. The...when...when we say that
19. a collective bargaining bill will stop strikes, if anybody
20. thinks that's true, just listen to these figures.
21. In the State of California there were three years...in the
22. three years before legislation, there were two public
23. employees' strikes. But in the...in the ten years since
24. that State has had collective bargaining legislation, there
25. have been one hundred twenty-nine public employees' strikes.
26. In the State of Michigan, in the seven years before their
27. collective bargaining legislation, there was one public
28. employee strike, but in the six years after that legislation,
29. there have been two hundred ninety strikes. In New Jersey,
30. ten years before the legislation, there were thirty-one
31. strikes and in merely three years after the legislation,
32. sixty-two strikes. The State of New York in the nine
33. years before the legislation, thirty-seven strikes, but in

1. merely four years after their legislation, a hundred and
2. eleven strikes.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Just...just a moment. For what purpose do you
5. arise, Senator D'Arco?

6. SENATOR D'ARCO:

7. Mr. President, I know there are many speakers
8. that wish to speak on this bill. Are we using the timer?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. We are using the timer and I was going to advise...

11. SENATOR D'ARCO:

12. ...been flashing...

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. ...Senator Glass that his time had expired. He has two
15. seconds. Senator Glass.

16. SENATOR GLASS:

17. I was on my last sentence, Mr. President and it
18. is Pennsylvania and the ten years before collective bargaining
19. legislation, there were twenty-three strikes, but in the
20. three years after one hundred forty-one strikes.

21. I urge the defeat of the motion.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Schaffer.

24. SENATOR SCHAFFER:

25. Mr. President, I, like Senator Glass, perhaps, have
26. some reservations about the bill, not the concept, but I think
27. we should put the bill before us. I think the Governor
28. of this State is for this concept. I've talked to him on
29. several occasions about this bill. I think he'd like
30. to have it on his desk and he'd like to have it there in good
31. form, but we need a vehicle and this is a vehicle. It should
32. come out. This is an important enough issue for this General
33. Assembly to consider this year cause the taxpayers of this State
34. need legislation of this type to regulate employee disputes,

1. not just the teachers. This isn't just a teacher bill.
2. This bill, if it's handled properly, will solve a lot of
3. problems, not only for educators, but also for the taxpayers
4. and we should put it before us and not hide from it.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Mr. President and members of the Body. We've been
9. dealing with collective bargaining in one form or another
10. ever since I came here in 1971. Unfortunately, even in the
11. labor sector, too many bills get bottled up in labor and
12. never see the day of light...light of day. I had bills in
13. there with respect to the Workmen's Compensation law that
14. never got out. I...I can't rely on the promise that these
15. bills will be heard. I...I don't think that...that this is
16. what will happen. This is a vehicle. I agree with Senator
17. Schaffer. If...if I really sincerely thought that these
18. bills would be debated, would be worked over, amended
19. and brought out, I would agree one hundred percent that
20. that's the place it should be done. But it's not going
21. to be done there. It wasn't done with other labor legislation,
22. whether you're on labor's side or whether you're on industry's
23. side. What we had was the resulting bill here that was
24. a hybrid of Republicans and people who had no experience
25. at all in handling Workmen's Compensation cases. That's
26. what this may turn out to be. These people in the balconies
27. and in this building today and the teachers have heard for
28. seven years that old.... you say, promises, promises, promises.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Davidson.

31. SENATOR DAVIDSON:

32. Yes, Mr. Chairman, members of the Committee...excuse
33. me, members of the Senate. I'd like to rise in support of

1. this motion. Have been a sponsor of one of the collective
2. bargaining bills for teachers in 1973 as a freshman
3. who did not see the light of day being held in committee
4. cause we're going to work on it, being a cosponsor again
5. in '75. More importantly, we need something for both
6. the teachers and their representatives and the school boards
7. and their representatives to be able to have some
8. guidelines to negotiate within that framework. Now, it's
9. a jungle. It's a zoo. Each school board...each school
10. board association group, each teacher group have to try
11. to make their own guidelines. There's nothing to operate
12. under to direct a way or a fact finding or a guideline
13. wherein the end result a strike might be necessary
14. and most of these is particularly in the bill that I had
15. which is still in committee. If they ever got to strike
16. which is very impossible, not...improbable, not impossible,
17. the public would know who was not negotiating in good
18. faith and that's one of the things we need to know
19. cause now we know both sides have been guilty and not
20. negotiating in good faith. Nobody in this argument either
21. side is lily pure. Both have had their faults, both
22. have had their good points. I urge a Yes vote on this
23. discharge motion so we can take this problem up before us.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Mitchler.

26. SENATOR MITCHLER:

27. Mr. President and members of the Senate. I believe
28. we're deviating a little bit from the motion that has been
29. made. The motion is to discharge the Senate Labor and
30. Commerce Committe from hearing this bill, Senate...House
31. Bill 869. Now, this is not an uncommon motion in this
32. Body or the other Body across the rotunda, but there's
33. always a reason when this Body supports such motion. Now,

1. I have spoken with the chairman of that committee, members
2. of the committee, and it is my understanding that the committee
3. has placed a number of bills relating to collective
4. bargaining for public employees into a working subcommittee.
5. This subcommittee is to continue the analysis of this
6. type of legislation which is completely new legislation
7. to the State of Illinois. Yes, it has been heard before,
8. but to date, we have not enacted legislation that will
9. create public employee collective bargaining. I served
10. for ten years on the committee that is now...has these
11. bills before it. This is the first year that I have not
12. served on that committee. I respect the work of that
13. committee, as I do other committees and for me to discharge
14. that committee from their responsibilities and their
15. deliberation on many bills relating to this very important
16. subject matter would be taking it away from them, their
17. responsibility and my saying to them, we had better discuss
18. it on the Floor. That is the primary vote that you are
19. going to cast now, whether or not the Senate Labor and
20. Commerce Committee is properly considering the bill that
21. was placed before it by the Committee on Assignment of Bills.
22. I say to you that the committee is functioning. I have
23. counseled with them on many occasions during this Session
24. as to what they're doing with the many bills they have had
25. in there because I've received many letters, both pro and con
26. on this subject. I'm fully aware of what they're doing.
27. I have greatest respect for each and every member on that
28. committee and I see no reason I should distrust their
29. responsibility and their loyalty to do a good job.
30. That is what you are voting on, not the bill itself.
31. When that bill comes out of the committee or any of those
32. bills, however and whatever form they come out on, then
33. and only then will you debate on the merits of the situation

1. of collective bargaining for public employees, whether
2. it be garbage collectors, whether it be teachers, whether
3. it be policemen or firemen or...

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator...

6. SENATOR MITCHLER:

7. ...whatever it may be. So, I urge you to support
8. the chairman of the committee when he asks for a negative
9. vote to allow the committee to further deliberate on these
10. important bills that they are considering.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President. Mr. President, it's
15. very strange to me that we talk about the sacredness
16. of the committee system around here. I didn't hear Senator
17. Mitchler give that same speech when we discharged the
18. Senator Labor and Commerce Committee on...when
19. we were talking about Workmen's Comp and Unemployment Comp
20. bills. He didn't think the committee system was so
21. sacred at that time, felt that perhaps there were enough
22. people on this Floor that felt that was a good idea that
23. we went ahead and discharged the committee and got it out
24. on the Floor so we could discuss the whole issue because
25. Labor and Commerce Committee didn't want to let the bill out.
26. Now, that's what we're really talking about here is whether
27. Labor and Commerce wants to let the bill out. They obviously
28. do not. We've had this concept for about thirty-five
29. years now. Nothing has come about out of...come out of it
30. yet and there simply are some of us on this Floor who know that
31. that bill will never come out of the Labor and Commerce Committee
32. and so we are going to go ahead and extract it from that
33. committee if we have sufficient votes today. There's nothing

1. sacred about the committee system. It's not even mentioned
2. in the Constitution of the State of Illinois or the United
3. States as far as I know and it's something that we have
4. created, we can undo or do it whichever way we decide to do.
5. Weekly, in this Legislative Body, committees are discharged
6. from the consideration... from further consideration and we
7. put it on the Floor where are... where sufficient members
8. can have their own input. Now, Senator Glass' arguments
9. perhaps were good ones. I don't know. Quite frankly,
10. I have not read this bill yet. I do not intend to until I
11. see if it gets out on the Floor or not. Then, I'm going
12. to take my time to read the bill. If it gets out on the
13. Floor, perhaps we ought to amend... amend it. Perhaps
14. it does go too far. But there's nothing wrong with our
15. letting it out on the Floor today. The irony, of course,
16. of all of this is, that we have some opposition from...
17. from some of the friends of labor, particularly those who
18. reside in the City of Chicago. The irony of this
19. is that the City of Chicago has collective bargaining
20. for their teachers. That's all we're asking for downstate
21. teachers and so I think this is a good motion. It gives
22. us all an opportunity to decide what should go into the bill,
23. what should be taken out of it and hopefully if we get
24. thirty votes today, why we'll all have that chance for
25. input. Thank you.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Harber Hall.

28. SENATOR HARBER HALL:

29. Mr. President, I'm somewhat concerned about this
30. motion this morning. We've debated collective bargaining
31. as has been pointed out several times already in this debate
32. for many, many years and we have not chosen to pass a
33. collective bargaining in Illinois and now here with the
34. demonstration of a thousand teachers down here and they're

1. my friends, I know them personally and I like them, but to...
2. under the pressure of that type of lobbying to call for a
3. motion at this time, seems to me to be giving into mass
4. lobbying technique. I think we have to watch that, particularly
5. in this Body. We are having a meeting Friday, a day
6. after tomorrow at 1:30 in the committee at which this bill
7. and many others will be discussed and if that...after that
8. time if nothing has come out, that would be a more
9. appropriate time if one...we're going to call such a motion
10. and I would suggest that we permit the committee to...and
11. give it every opportunity to try and select a bill, if that's
12. their will, and pass that bill out and if not, make such
13. a motion at a later time.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Ozinga. Senator Newhouse.

16. SENATOR NEWHOUSE:

17. Thank you, Mr. President. Mr. President, the issue
18. of collective bargaining is here and it's not going to go
19. away. The fact is that we're going to have to deal with it
20. one way or another at some point and the question is, what
21. interest ought to be served by a collective bargaining bill?
22. There are those who contend that in the bargaining that takes
23. place to date, there is unfair advantage exerted by both
24. sides. If that's true, that's unfortunate. If that's
25. true, then the need for this bill emerges before us here today.
26. Many of us, and I'm one of them, would like to deal with
27. this question. And for that reason, I will vote to discharge
28. committee today. I think this year, we ought to consider it.
29. Because I am voting for this bill today, does not necessarily
30. mean I will vote for it at passage stage without amendments.
31. I am for a collective bargaining bill. I think there
32. ought to be one. I am opposed to State sanctioned strikes.
33. I understand the need for a strike as a weapon. I understand

1. also the rationale of having some kind of negotiating
2. sessions that are binding, arbitration that perhaps is
3. binding. I would see that as a preference over the use
4. of the strike as a tool. However, if those who
5. are involved see that they must use the ultimate weapon,
6. then sobeit. But that then must be their decision, a
7. decision with which they are prepared to live. For the
8. State to sanction such a position, would seem to me to be
9. an unconscionable betrayal of the trust of the public,
10. whom we are charged with serving. I would hope that then
11. before this bill comes up for...to the final passage
12. stage, that something can be worked out to satisfy what
13. I see as a serious flaw. But today I would hope that the
14. bill comes out to the Floor where there can be debate, where
15. there can be amendment...necessary, where there can be
16. some kind of an agreement and that we do wind up with a
17. bill for public employees at least for the teachers' sector.
18. That, I see, is opening the door and I would hope that it
19. would be so.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Thank you, Mr. President. First of all, I would like
24. to comment briefly on Senator Glass' figures and statistics.
25. I believe they reflect more a growing unrest in this whole
26. sector than in anything else. I think we like to delude our-
27. selves that quite often the laws that we pass really determine
28. social behavior and that simply is not the case. But I'm
29. supporting this discharge motion because I am a Democrat
30. and because I do believe in what's...is sometimes referred to
31. as that little man. It's interesting that when we address
32. the subject of Workmen's Compensation and cut at the monied
33. nexus at the center of labor between the legal profession and

1. labor leaders, there was a scream and an outcry. But when
2. we attempt to deal with collective bargaining, which addresses
3. the rights of constituent members, then it suddenly isn't so
4. important. I would like to recommend this to my friends
5. on the Republican side for a very practical reason. This
6. discharge motion presents itself to me as an opportunity
7. to put forth collective bargaining but I offer it to you
8. as an emancipation for the Republican Party.

9. How many times have you been forced to vote for odious
10. measures under the threat that if you don't do it, we're
11. going to bring collective bargaining out of committee.

12. Well, I'll tell you, my friends, if we get rid of this
13. thirty years Sword of Damocles over your head, once and for
14. all then you can vote a bit more freely in this Chamber.

15. Let's get it out of committee. Let's put it on the books.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Bruce.

18. SENATOR BRUCE:

19. Thank you, Mr. President and members of the Senate.
20. I was just talking to Senator Savickas and he said he
21. agrees with everything that Senator Wooten has said, so...
22. we are on a motion to discharge House Bill 869
23. and the next motion that will be before this Body is on
24. House Bill 2205. Those bills are similar and it's interesting
25. that the House continues to send us several bills, several
26. alternatives on collective bargaining to which we never
27. respond. I hear sponsors say, well, we ought not have
28. everyone in one bill. We ought to have...have teachers
29. and firemen and policemen and all in separate bills.
30. In the seven years I've been here, I've seen separate pieces
31. of legislation put on...in for each particular category
32. of public employee and I'm told, then, well, we don't want to
33. have a bill for teachers or firemen or policemen or State

1. employees. What we ought to have is a comprehensive bill
2. and so each of the seven years, I've seen comprehensive
3. bills put in and then the cry being said, well,
4. we don't want to have a comprehensive bill. What we ought
5. to have is a bill for the policemen, the firemen, the teachers,
6. the State employees and nurses and all the other public
7. employees. So, I think that argument is certainly getting
8. tiresome for me and I wish that someone would find a new
9. one. Every year since 1947, we have put in a bill to...
10. regulate and allow public employee collective bargaining
11. and every year since 1947 those bills have died.
12. Several gentlemen in this Chamber have sponsored collective
13. bargaining bills. Senator Harris, Senator Rock, Senator
14. Davidson, Senator McCarthy, Senator Lane, Senator Demuzio
15. and others have introduced legislation and each time
16. the Senate Labor Committee has refused to let out a single
17. bill without some sort of motion to discharge. Now, let's
18. be serious. These bills won't be heard in committee.
19. They won't be heard. And if they are heard, it is certainly
20. an issue that has been studied to death. We are in a time
21. of graduation speeches and I'm reminded of the fact that
22. a hearing on these bills would be similar to a graduation
23. speech. Much is said but little is heard. That's exactly
24. what would happen in the Labor Committee even if a hearing
25. did...did occur in those committees. There would be a lot
26. of testimony, a lot of going around the State of Illinois
27. and in conclusion, the committee would do nothing. I served
28. two years on one of those public employee subcommittees and
29. we had hearings throughout the State of Illinois and
30. Chicago and downstate. I thought we had a very comprehensive
31. bill. It was the first two years I was here and I thought
32. we were down to serious business. Then I found that we weren't
33. going to pass any bill. The idea was to muddy the water to do

1. a lot of shuffling around and finally, if we shuffled
2. long enough, no one would realize that we weren't going to
3. do anything. I don't often seek to discharge a bill from
4. committee but the treatment of school teachers in the State
5. of Illinois require that this Body take some action.
6. That the bill be discharged so that each and everyone of us
7. will have a chance to review it, amend it and make our
8. decision on the matter. Illinois is only one of two industrial
9. states along with Ohio that has refused to allow teachers
10. to organize and bargain collectively. Now, the Governor
11. is in favor. In his campaign for election he said, "for
12. too long Illinois citizens including children in school
13. and public employees, have suffered for the lack..."

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator...

16. SENATOR BRUCE:

17. ...of a comprehensive, sensible and meaningful
18. collective bargaining bill."

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Your time...

21. SENATOR BRUCE:

22. "I shall sign such a collective bargaining bill
23. if it contains...realistic and effective impasse procedures."
24. In conclusion, Mr. President, I would point out that the
25. platform of the Democratic Party also states, that an
26. enactment of a public employee labor relations Act with
27. protection of the rights of public employees and protection
28. of the rights of the public. Those things in mind, Mr.
29. President and members of the Senate, I rise in favor of
30. the discharge motion on 869 and will likewise rise in
31. favor of the discharge motion on 2205.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Hickey.

1. SENATOR HICKEY:

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

3. I haven't been here seven years to see this thing drag
4. on and on but I have been here three and I can tell you that
5. when I first came, it was one of the...one of the many shocks
6. that I suffered. I simply couldn't believe it when I saw
7. Democrats voting against collective bargaining. Now,
8. this is not just a Republican issue or a Democratic
9. issue, either one. The Republicans can do as they like
10. about this. I'm very pleased to hear several of them
11. say today that they are for...for the discharge motion and I hope
12. that they'll be for the bill once it's in proper shape.
13. But certainly for Democrats to take a position against
14. collective bargaining, I, as a member of that party, really
15. find very, very embarrassing. I have seen this bill.
16. I've read this bill, I've gone over it carefully. There
17. are a few minor changes that I think need to be made in it
18. and I want to offer those changes on the Floor, but
19. principally, I want us to get this out, get working with
20. it and I want to say that I think that this is a little
21. like the old saying about justice, that justice delayed
22. is justice denied so is collective bargaining and something
23. for the teachers who are here today, I don't think they want
24. us to study this so long that they receive collective
25. bargaining posthumously. Let's get it out on the Floor.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Kenneth Hall.

28. SENATOR HALL:

29. Thank you, Mr. President and Ladies and Gentlemen
30. of the Senate. You know, that you find out after you've
31. been here a while that the many things that you run into...
32. I've always been supportive of collective bargaining
33. and I just happen to be one of the legislators that have

1. two unions that represent the teachers in my area.
2. So, now, I get a letter...this...at the eleventh hour
3. from the Executive Secretary of the IFT saying that they're
4. opposed to this because the IEA is discriminating against them.
5. You know that it really creates a problem for you at times
6. and I just happen to have about eighty percent of my
7. teachers are IFT's. But I've been a strong supporter
8. of collective bargaining so you know what you do and I don't
9. need to tell you fellow legislators how you are
10. sometimes like a cat on a hot tin roof, you stand on one
11. foot and you stand on the other. I'm going to support
12. this. I'm going to vote to discharge this committee.
13. But I'd like to serve notice on both groups that they
14. should get together. They shouldn't be fighting one another
15. down here, because they end up putting legislators in the
16. middle. Now, it's just not right for them to come here,
17. tell us all along that they're for something and then when
18. you find at the eleventh hour that you find there is a
19. division. This creates a serious problem for you. But
20. I'm committed to collective bargaining and I'm going to
21. vote to discharge this committee.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Washington.

24. SENATOR WASHINGTON:

25. Mr. President and members of the Senate, I, too,
26. ...I share Senator Hickey's concern about the posture
27. of the Democratic Party, my party for all my adult
28. life in relationship to its attitude toward collective
29. bargaining. And I would be of the feeling, the impression
30. of my party would take a posture which would no way
31. would give anyone the impression that they were opposed to
32. collective bargaining. But I can understand if some
33. members of my party are opposed to it. What I cannot understand

1. is that any of them would attempt to frustrate
2. our attempts to have a full flown debate on the merits
3. of this bill. I'm not going to comment on the philosophy
4. of the merits because based on twelve years of association
5. with most of you down here, I have a feeling that most
6. people know how they're going to vote on the bill
7. before it gets out committee, which is another reason
8. why we shouldn't waste time with a subcommittee. But
9. as Senator Bruce said, and as Senator Buzbee said,
10. the committee system is not sacrosanct, it's not cast
11. in stone. And we have rules for discharge just to take
12. care of such situation as this. When there is a state of
13. readiness on the part of a substantial number of the
14. members of a body to discuss the merits of an issue, I think
15. the rules provide that they should do so. I'm going to
16. support the motion to discharge. I'm not that conversant
17. with the details of this bill, but I want to make it very
18. clear that I support collective bargaining for public employees
19. and I think it's a travesty on justice and common sense
20. that we, in the State of Illinois, have not addressed ourselves
21. affirmatively to that question before now. And all we're
22. doing by vacilating is creating unrest among government
23. employees. This thing must be brought to rest. A roll call
24. is necessary. Teachers and others must know where they
25. stand in relationship to their rights to bargain collectively
26. in this State. I think each party and each member of each
27. party should go on record for or against. I'm not concerned
28. or I'm not turned off by virtue of the fact that there
29. are teachers down here. They belong here. We're dealing
30. with their business and they have a perfect right to be here.
31. I would suggest to them that they come every day and sit in the
32. balcony and go to the committees and find out where these
33. legislators, particularly in my party, which profess to be for
34. the working man, where they stand on this issue. I would like

1. to see a roll call on it. I'm getting sick and tired of
2. my party posturing as a supporter of the employee and the
3. poor man and then invidiously and incidiously cutting the
4. legs out from under him in such bills as this. I would
5. like to see a roll call and I would suggest to all you
6. in the balcony, bring your mothers, bring your fathers,
7. bring your daughters and your sons and see just what
8. they're doing down here with your rights. I'm going
9. to support this motion to discharge.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Demuzio.

12. SENATOR DEMUZIO:

13. Well, thank you, Mr. President and members of the
14. Senate. I will certainly be brief. I believe
15. that my two and a half years that I've been in the Senate
16. that I've only supported one discharge motion that I could
17. recall and it, too, was collective bargaining. And I'm
18. going to support this motion today on House Bill 869
19. specifically because I think it is a State-wide issue. It is
20. an issue that needs to be discussed and debated by the full
21. Senate, not just by the Labor and Commerce Committee. I heard
22. Senator Mitchler say a few minutes ago that they have a
23. working subcommittee in the Labor and Commerce Committee.
24. It's been in a working subcommittee for over thirty years
25. and today is the time that we need to have this bill debated,
26. bring it out to the Floor and decide for ourselves what
27. ought to be a matter of public policy as far as collective
28. bargaining is concerned. Say to Senator Harber Hall who
29. indicated a few minutes ago that he had friends that were
30. in the teaching profession in education. If you believe in
31. the same philosophy and the same principals that they believe
32. in then you shouldn't have any problems in voting for this
33. discharge motion. This issue needs to be directed to the full

1. Senate, needs to be on the Floor, can certainly be compromised.
2. The Governor said he would, in fact, sign a meaningful
3. collective bargaining bill. It is not a partisan
4. issue. It's one that we can as men and women, sit down
5. and compromise and send a bill to the Governor that he
6. will agree with that will benefit all of the working
7. men and women in education and I urge your support.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Chew.

10. SENATOR CHEW:

11. Thank you, Jesus. I think when...when individuals
12. have a right to say and a right to do that all mankind
13. with degrees of decency can come together on any issue
14. that's beneficial to the masses. The teachers teach
15. our children. They collect a paycheck. We, over the
16. years, have held, more or less, public employees in
17. hostage. We say, you can't do this and we can't
18. to that. There's a possibility that we are really
19. impeding on their freedoms. They spend years in school,
20. they go back and get advanced degrees. They are the mothers
21. and fathers of our children when we are out working
22. trying to keep them where they are. They ought to have it,
23. we're going to give it to them. If we don't, we're going
24. to have problems. I want to give the Governor any bill
25. that he wants on his desk pertaining to this issue.
26. Let him select the one he wants to sign. I'm going to
27. support the Governor in this. If the other committees,
28. subcommittees or rhetoric have other bills...let us get
29. them out too, but let's pass them on to the Governor.
30. The teachers are here. They've been here before. We
31. don't need to have them coming back. They're only
32. asking us as their lawmakers, to represent them properly
33. and get the hell out of this political issue that we are

1. holding, hoarding, failing to negotiate simply because it's
2. a political issue and I don't think we ought to have
3. politics so involved in the rights of people and I am going
4. to support the discharge motion and I don't care who likes
5. it or who doesn't like it.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further debate? Senator Lane. Senator
8. Vadalabene.

9. SENATOR VADALABENE:

10. Yes, what has been said already would be sort of
11. superfluous for me to repeat. However, I just want to say
12. that I'm going to support the motion to discharge the committee
13. in regard to the collective bargaining bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there further debate? Senator Rhoads.

16. SENATOR RHOADS:

17. Just very briefly, Mr. President. I see some
18. buttons around here that say "IEA asks why not?"
19. If any member of this Chamber is familiar with what's
20. gone on in the State of New Jersey, in the last eighteen
21. months, the gangster type tacticts that have been used by
22. NJEA against teachers who dared to resist their tacticts,
23. that's why not.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there further debate? Senator Berning, number
26. twenty - two.

27. SENATOR BERNING:

28. Thank you, Mr. President and members of the Senate.
29. I want to emphasize that in my opinion, this is not a
30. political issue and I agree with Senator Chew that it ought
31. not to be. There isn't anything that I see that makes it
32. a political issue. It's an issue that is right or wrong.
33. The citizens from whom I have heard in my district overwhelmingly

1. oppose collective bargaining for any, I repeat, any public
2. employee. It isn't a question of rights for collective
3. bargaining or rights for strike for public employees.
4. These rights were withheld long ago and were recognized
5. as the prevailing prerogative of the public when anybody
6. sought employment and took a job, whether it was in the
7. Highway Department or as a teacher. There is nothing, I
8. repeat, there is nothing that can justify collective
9. bargaining and the right to strike. The deplorable aspect
10. of what has been occurring with strikes periodically
11. is that these very people who are requesting, yes, even
12. demanding they be granted the right to collective bargain,
13. and to strike, have all too frequently participated
14. illegally in strikes and yes, they are the ones who set
15. the standards and the patterns for the young people for whom
16. they so willingly say to us, provide us with more and more
17. so that we can justify our commitment to quality education.
18. There seems to me to be a paradox in these positions.
19. And Mr. President, I repeat, the preponderance of
20. John and Jane Q. Citizen from whom I hear, insist collective
21. bargaining should not be granted to public employees.
22. Thank you.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Any further discussion? Senator Lane may close the
25. debate.

26. SENATOR LANE:

27. Thank you, Mr. President. As has been shown, this
28. issue...this issue is most controversial, critical and
29. extremely important. I don't believe it should be suppressed
30. any longer. I move to discharge committee.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Lane has moved to discharge the Committee on
33. Labor and Commerce from further consideration of House Bill

1. 869. Thirty affirmative votes are required. Those in
2. favor will vote Aye. Those opposed will vote Nay. The
3. voting is open. Have all voted who wish? Have all voted
4. who wish? Take the record. On that question, the Ayes
5. 27, the Nays are 12, 4 Voting Present. The motion fails.
6. Further Motions in Writing.
7. SECRETARY:
8. Senator Bruce has a Motion in Writing on House
9. Bill 2205. Moves to discharge the Committee on Labor and
10. Commerce and place on the Order of 2nd reading.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. All right. Ladies and Gentlemen, the business before
13. the Body is Senator Bruce's motion to discharge 2205,
14. Mr. Secretary. Senator Bruce.
15. SENATOR BRUCE:
16. Thank you, Mr. President and members of the Senate.
17. We have before us, now, House Bill 2205 which I mentioned
18. was similar in nature to House Bill 869, but perhaps we
19. ought to review what is before us for consideration.
20. It would establish a three member employ...Education
21. Employment Relations Board, all appointed by the Governor
22. and approved by this Body. They would have six year
23. terms and a staff. They would certify public employee
24. bargaining organizations, as exclusive bargaining agents.
25. They would conduct elections, clarify definitions
26. of bargaining units. It would apply to all school
27. districts in the State of Illinois including community
28. colleges and senior institutions. It would exclude from
29. its coverage elected officials, board members, management
30. employees, administrators and personnel having access to
31. confidential records of the employer. On the scope of
32. bargaining, they could do what is allowed under National
33. Labor Relations Act, that is the right to bargain collectively

1. on salaries, working conditions and working hours. A
2. grievance procedure is not mandated by 2205, but must
3. be negotiated into the contract. Mediation is required,
4. fact finding may be utilized. Binding arbitration is not
5. within the confines of 2205, but each of the parties
6. may mutually agree to its use so that questions concerning
7. the contract and language might be resolved by an outside
8. impartial party. On strikes, there are four requirements.
9. At least sixty days must have expired from the commencement
10. of negotiations. All mediation procedures must have been
11. utilized and exhausted. Fact finding must have been
12. completed. A five day advanced notice must be given before
13. a strike can be had and additionally, no...no contract
14. can be in effect. Employers are given the right to seek
15. injunctions, if the strike becomes a clear and present
16. danger. It sets forth unfair labor practices for both the
17. employer and the employee and gives the Judiciary
18. of this State the right to review all the decisions
19. of the Education Employment Relations Board. I think this
20. is a model bill. Perhaps it ought to apply to all
21. public employees in the State of Illinois but the decision
22. was this year to go with the bill that only applied to
23. teachers. And I think the bill before you and 2205
24. is a commendable bill and should be acted on by this Body
25. and I would move that it be discharged from further
26. consideration by the Senate Labor and...Senate Labor and
27. Commerce Committee.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Any discussion? Senator Savickas.

30. SENATOR SAVICKAS:

31. I would move that this bill should receive the
32. same vote that the other one did and if there's leave
33. of this Assembly for the same roll call, I'm sure it would

1. save us a lot of time.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Well, Senator Bruce has rightfully requested a roll
4. call. He will receive same. Is there any further
5. discussion? All right. The question is on the motion
6. to discharge the Committee on Labor and Commerce from
7. further consideration of House Bill 2205. Thirty
8. affirmative votes are required. Those in favor
9. will vote Aye. Those opposed will vote Nay. The voting
10. is open. ...all voted who wish? Have all voted who
11. wish? Take the record. On that question the Ayes
12. are 26, the Nays are 13, 3 Voting Present. The motion
13. fails. Committee Reports.

14. SECRETARY:

15. ...Donnewald, Chairman of Assignment of Bills
16. Committee, assigns the following bills to committee:
17. Appropriations I, House Bills 1594, 1637, 2296, 2355,
18. 2359 and 2387. Appropriations II, House Bills 2126
19. and 2173. Elementary and Secondary Education, House
20. Bill 2669. Executive, House Bill 41. Insurance and
21. Licensed Activities, House Bill 315 and 2190.
22. Pensions, Personnel and Veterans Affairs, House Bills
23. 704 and 1485.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Davidson, for what purpose do you arise?

26. SENATOR DAVIDSON:

27. Purpose of asking leave of the Body to Table bill...
28. the House sponsor...it was just read for committee
29. assignment and I had asked to do it ahead of time. Now
30. I need to discharge committee from further consideration
31. to Table the bill.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. That motion is always in order.

1. SENATOR DAVIDSON:

2. I move to discharge the Insurance Committee from
3. further consideration of House Bill 2190 for the
4. purpose of Tabling.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. You've heard the motion. All those in favor signify
7. by saying Aye. All those opposed. The Ayes have it.
8. The bill is discharged. What's the number, Senator?

9. SENATOR DAVIDSON:

10. House Bill 2190.

11. PRESIDING OFFICER: (SENATOR ROCK):

12. 2190...

13. SENATOR DAVIDSON:

14. I move to Table House Bill 2190.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. ...Senator Davidson moves to Table House Bill 2190.

17. All those in favor signify by saying Aye. All those
18. opposed. The Ayes have it. The bill is Tabled.

19. Senator Carroll, for what purpose do you arise?

20. SENATOR CARROLL:

21. Thank you, Mr. President. Two bills on...House
22. Bill 1915, I would ask leave of the Body to be added as
23. a joint sponsor, hyphenated sponsor with Senator Netsch
24. and...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. 1915?

27. SENATOR CARROLL:

28. 1915.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. You've heard the request. Is leave granted? So ordered.

31. SENATOR CARROLL:

32. Thank you. And on House Bill 1416, Senator Netsch
33. has asked to be relieved of the responsibilities of being

1. chief sponsor and asked that I take her place. I would
2. ask leave...

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Carroll requests leave of the Body to be shown
5. as the Senate sponsor for House Bill 1416. Is leave granted?
6. So ordered. Senator Wooten.

7. SENATOR WOOTEN:

8. Mr. President, assuming that we are going to adjourn
9. very shortly...

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Very quickly. Senator Hynes has a Motion in Writing
12. with respect to the waiver of the Six Day Posting requirement
13. and then we will adjourn...

14. SENATOR WOOTEN:

15. Then I would like to announce that the Committee
16. on Executive and I hope the members will note this,
17. the Committee on Executive scheduled at 1:30 will not
18. meet until 2:15.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. All right. You've heard the announcement. The
21. Committee on Executive will meet at 2:15 in Room 212.
22. Senator Egan.

23. SENATOR EGAN:

24. Thank you, Mr. President, members of the Senate.
25. I would like to announce, we...on the Calendar, there is
26. scheduled for 8:00 a.m., the Committee on Revenue. We have
27. about ten bills. We will not need that much time. Therefore,
28. I will announce that the meeting will begin at 9:00 and
29. not at 8:00.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Why don't we make it 7:00? Senator Johns.

32. SENATOR JOHNS:

33. Mr. President, I know you're an early riser, but...I'd
34. like to move to suspend temporary Senate Rule 11 and take

1. House Bill 1560 which I talked about a while ago, from
2. the Table and place it on the Calendar on the Order of
3. 2nd reading.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Where...where is the bill reposed now?

6. SENATOR JOHNS:

7. It's in the category of Motions in Writing, if I'm
8. not mistaken.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Well, the bill...all right. Senator Johns has moved
11. to suspend the rules to take House Bill 1560 from the
12. Table and place it on the...on the Calendar on the Order
13. of 2nd reading. Is leave granted? Senator Soper.

14. SENATOR SOPER:

15. What's it doing on the Secretary's Desk. That's
16. what I want to know. Has it been defeated in committee...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. My understanding...

19. SENATOR SOPER:

20. ...or what?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. My...Senator Johns.

23. SENATOR JOHNS:

24. Yes, it was defeated in committee.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. My understanding was it was reported out Do Not
27. Pass and under our rules, it now resides on the Table.
28. Senator Soper.

29. SENATOR SOPER:

30. Well, let's look at this gem and let's see...I didn't
31. think that was coming up today and let's see what we do with that...

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Shapiro.

1. SENATOR SHAPIRO:

2. Mr. President, this bill was reported out Do Not
3. Pass?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. That is my understanding.

6. SENATOR SHAPIRO:

7. How does the motion read?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. The motion...the motion made by...put by Senator
10. Johns was to suspend the rules and take this bill from the
11. Table. Under our...

12. SENATOR SHAPIRO:

13. That's...that's a new motion other than what's on the
14. Calendar?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. This...that is correct. The motion to discharge
17. was, in fact, filed by Senator Buzbee - Johns and
18. they have been informed that the motion to suspend the rules
19. is more properly in order. Okay. Any further discussion?
20. Senator Johns moves to suspend the appropriate rule
21. to take House Bill 1560 from the Table. All those in favor
22. signify by saying Aye. All those opposed. Been a...Senator
23. Mitchler.

24. SENATOR MITCHLER:

25. Well, Mr. President, members of the Senate.
26. I would ask for a roll call on this because the Committee on
27. Agriculture, Conservation and Energy did have a hearing on
28. this bill and the committee did take the necessary action
29. on it and I might commend Senator Knuppel for his work
30. as Chairman of that committee. We've...we've considered
31. a large number of bills in that committee and this one
32. was given a full hearing. And I see no reason for this
33. outside of the personal interest of maybe one of the members

that didn't get his way in the committee and I'd ask for a roll call and I'd ask for defeat of the motion.

PRESIDING OFFICER: (SENATOR ROCK)

All right. There's been a request for a roll call. That request is in order. Any further discussion? Senator Walsh.

SENATOR WALSH:

Well, just a question. I see Senator Knuppel is over there. I thought he'd be given the opportunity to respond.

PRESIDING OFFICER: (SENATOR ROCK)

I have asked if there is further discussion. He has now indicated he wishes to respond. Thank you. Senator Knuppel.

SENATOR KNUPPEL:

Well, this bill had a fair hearing, the sponsor was there, there was an amendment offered which some of the members of the committee disapproved of. I personally have no...no feeling one way or another. All I can say is the bill had a fair hearing and I'm not that strongly for it or against it but it had a fair hearing and it's ...it was at that time that the statement was made that there was going to be a motion for a discharge. At the time the amendment went on, the sponsor expressed no strong opposition to the amendment. But Senator Buzbee was a member of that committee, did.

PRESIDING OFFICER: (SENATOR ROCK)

We are quickly approaching the 2:15 announced time for Executive Committee. Senator Hynes.

SENATOR HYNES:

Mr. President, may I suggest this. We had an understanding, I thought, with respect to this motion and the other two motions that were filed the same day a few days ago that they would be heard next Thursday with the

1. anticipation there would be others forthcoming. All would
2. be heard on the same day and this apparently is going to become
3. very controversial and very time consuming and I would ask
4. that perhaps the sponsor consider putting it over till
5. next Thursday or if it is absolutely urgent that it go
6. forward, let's take it up tomorrow.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right.

9. SENATOR HYNES:

10. So everyone has an opportunity...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Johns.

13. SENATOR HYNES:

14. ...to...to be prepared on it.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Yes. Senator Johns.

17. SENATOR JOHNS:

18. Mr. President, much of the action taken here is at
19. the request of my good friend and colleague, Senator Buzbee,
20. and I think he wishes to speak on the merits of the bill.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Well, the President has...has requested that this
23. matter be postponed. Is that...that request is honored.

24. All right. It will be postponed. Senator Carroll again
25. for the third time.

26. SENATOR CARROLL:

27. For the third time. Thank you. By way of announcement,
28. Mr. President, the Appropriations I Committee was scheduled
29. for 7:30 for the convenience of the members and since the
30. departments all monitor our conversations anyway, they won't
31. be inconvenienced at all, we will move that time up to
32. 6:30 in Room 212 assuming Executive has completed its work.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Kenneth Hall.
2. SENATOR HALL:
3. Yes, Mr. President. I was just going to ask leave of the
4. Body to bring two bills back for just...leave them on
5. 2nd reading.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Yeah, we're not going to have time...
8. SENATOR HALL:
9. You're not going to have time?
10. PRESIDING OFFICER: (SENATOR ROCK)
11. ...to get to that Order.
12. SENATOR HALL:
13. I'll do it tomorrow.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Thank you. Senator Lane.
16. SENATOR LANE:
17. Yes, Mr. President. At the request of Committee
18. Chairman Smith, I ask for the reassignment of House Bill
19. 1835 to Transportation taking it away from Public Health.
20. And also to waive the Six Day Notice.
21. PRESIDING OFFICER: (SENATOR ROCK)
22. All right. Senator Lane has moved to re-refer House
23. Bill 1835...is that correct...from the Committee on Public
24. Health to the Committee on Transportation and secondarily
25. moves to waive the Six Day Posting Notice so that this bill
26. can be heard in Transportation tomorrow. Is leave granted?
27. So ordered. Senator Buzbee. The Gods are smiling on us.
28. SENATOR BUZBEE:
29. You just thought that you...
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Your mike is broken, yes.
32. SENATOR BUZBEE:
33. ...had gotten your ultimate dream didn't you?
34. PRESIDING OFFICER: (SENATOR ROCK)

1. That's correct.

2. SENATOR BUZBEE:

3. I was wondering if perhaps your eyesight had gotten
4. as bad as your...your ankles. I was having difficulty
5. getting your attention there. On the motion which is
6. on the Calendar as to...in my name, House Bill 1560
7. which Senator Johns just addressed, that is Senator
8. Johns' bill and I would, at this time, move that that
9. motion read Johns - Buzbee, rather than the other way around.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. That...all right. That...that request is in order.
12. So ordered. Any further announcements or...Senator Hynes
13. does, in fact, have a motion yet. Senator Graham.

14. SENATOR GRAHAM:

15. Mr. President, is Senator Netsch on the Floor?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Probably not.

18. SENATOR GRAHAM:

19. I didn't intend to embarrass her.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. I don't know what day it is, but go ahead.

22. SENATOR GRAHAM:

23. Well, Senator, my problem is this. We have
24. ...Mr. President, we have scheduled tomorrow in her
25. committee, Friday, in her committee, House Bill 1685. This
26. is similar, in fact, to Senate Bill 30 dealing with
27. conformation of ILEC and this bill is similar only in one
28. respect and I have an amendment for that which is agreeable
29. to Representative Ewell. I see no reason for them
30. considering that and I...with leave of the Body, I'd
31. like to have placed on 2nd reading. It's the same thing
32. we passed months ago.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Well, she is not on the Floor and I...you know,
2. we were reluctant to take the bill...

3. SENATOR GRAHAM:
4. Maybe we should send her a note, huh?

5. PRESIDING OFFICER: (SENATOR ROCK)
6. You would send her a note, that would be fine.
7. Senator Coffey. All right. Senator Coffey, for what
8. purpose do you arise?

9. SENATOR COFFEY:
10. Mr. President, I have a bill here I would like to remove
11. my name as principal sponsor and turn that sponsorship over
12. to Senator Donnewald.

13. PRESIDING OFFICER: (SENATOR ROCK)
14. And the bill number, Senator Coffey.

15. SENATOR COFFEY:
16. Just a minute, Mr. President. I'm going to have to
17. look the bill up. That's Senate Bill 392.

18. PRESIDING OFFICER: (SENATOR ROCK)
19. All right. Senator Coffey has...

20. SENATOR COFFEY:
21. House Bill...I'm sorry. House Bill.

22. PRESIDING OFFICER: (SENATOR ROCK)
23. House Bill 392. Senator Coffey has asked to be removed
24. as Senate sponsor of 392 and substituted by Senator
25. Donnewald. Is leave granted? So ordered. Senator Wooten.

26. SENATOR WOOTEN:
27. Well, it looks like Executive is set for 2:30.

28. PRESIDING OFFICER: (SENATOR ROCK)
29. The longer we stay, the longer it's put off.
30. All right. The Committee on Executive will meet in 212
31. at 2:30. Senator Hynes.

32. SENATOR HYNES:
33. Mr. President, I have two motions. The first motion

1. deals with three House bills that are in various committees
2. and would like to move to discharge those committees and then
3. re-refer them to other committees that I will indicate
4. and the second motion deals with the Six Day Notice
5. requirement. I would move, with respect to House Bill
6. 1561, that it be discharged from Agriculture and
7. re-referred to Local Government, with respect to House
8. Bill 47, that it be discharged from Agriculture and
9. re-referred to Executive, with respect to House Bill
10. 2324, that it be discharged from Finance...Financial
11. Institutions and re-referred to Executive.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. You've heard the motion. Any discussion? All those
14. in favor signify by saying Aye. All those opposed. The
15. Ayes have it. So ordered. Senator Hynes.

16. SENATOR HYNES:

17. On the Secretary Desk is a Motion in Writing with
18. respect to the Six Day Notice requirement. I ask the
19. Secretary to read the motion.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Might...might we also include those three bills that
22. were just moved?

23. SENATOR HYNES:

24. Those bills are on that...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. They are on a list. That's fine. Okay. Senator...
27. Mr. Secretary, read the motion.

28. SECRETARY:

29. Motion in Writing. I move that the Six Day Rule
30. be waived for the posting of the following bills for the
31. week of June 13th through June the 18th: Executive,
32. Senate Joint Resolution 70, House Bills 41, 714, 1025,
33. 2306, 440, and Senate Resolution 179 and 180. Local

1. Government, House Bills 978, 1052, 1188, 2260 and
2. 1561. Transportation, House Bills 1110, 1313, 1343,
3. 1786, and 975. Judiciary I, House Bills 1189 and 1436.
4. Appropriations II, House Bills 2126 and 2173. Pensions,
5. Personnel and Veterans Affairs, House Bills 704,
6. and 1485. Insurance and Licensed Activities, House
7. Bill 1283 and 315. Judiciary II, House Bill 1685.
8. Dated June the 15th, 1977. Signed by President Hynes.
9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Hynes.

11. SENATOR HYNES:

12. Mr. President, I responded incorrectly to your
13. earlier question. Only one of the three bills on that
14. previous motion was included and I would ask leave to have
15. the motion amended on its face to include House Bill 47,
16. House Bill 2324 for hearing before the Committee on Executive.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Is leave granted? So ordered. All right. Senator Hynes.

19. SENATOR HYNES:

20. I would move the adoption of the motion.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Hynes. You've heard the motion. All
23. those in favor...is there any discussion? All those in
24. favor signify by saying Aye. All those opposed. The Ayes
25. have it. The motion carries. Further business to come before
26. the Senate? If there is no further business to come before
27. the Senate...no further business to come before the Senate?
28. Senator Donnewald moves that the Senate stand adjourned until
29. Thursday, June 16 at the hour of noon.

30.

31.

32.

33.