

80th GENERAL ASSEMBLY

REGULAR SESSION

JUNE 30, 1977

1. PRESIDENT:

2. The hour of nine o'clock having arrived, the Senate
3. will please come to order. Prayer by Rudolph S. Shoultz, of
4. Union Baptist Church in Springfield. Will our guests in
5. the galleries please rise.

6. REVEREND SHOULTZ:

7. (Prayer by Reverend Shoultz)

8. PRESIDENT:

9. Reading of the Journal. Senator Leonard.

10. SENATOR LEONARD:

11. Mr. President, I move that reading and approval of
12. the Journals of Wednesday, June 22nd, Tuesday, June
13. 23rd, Friday, June 24th, Saturday, June 25th, Sunday,
14. June 26th, Monday, June 27th, Tuesday, June 28th and
15. Wednesday, June 29th, in the year 1977 be postponed
16. pending arrival of the printed Journals.

17. PRESIDENT:

18. Heard the motion. All those in favor signify by saying
19. Aye. Opposed. The Ayes have it. The motion carries.
20. Resolutions.

21. ACTING SECRETARY:

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

23. Mr. President - I am directed to inform the
24. Senate that the House of Representatives has adopted the
25. following joint resolution in the adoption of which I am
26. instructed to ask concurrence of the Senate, to-wit:

27. House Joint Resolution 49. Senator Berman.

28. PRESIDENT:

29. This is a...it is not a congratulatory resolution.
30. Do we have leave to place this resolution on the Secretary's
31. Desk so that it may be considered by the Body later today?
32. Leave is granted. May I have the attention of the membership.
33. Any member having a bill on the Order of Concurrence and wishing

1. to nonconcur to set the wheels in motion to establish
2. a Conference Committee or having a bill on the Order of
3. Nonconcurrency and wishing to refuse to recede, please
4. notify the Secretary and we will dispose of those matters
5. first. Senator Davidson on the Secretary's Desk on the
6. Order of Concurrence...of Nonconcurrency House Bill 44
7. with Senate Amendments 1, 2, and 3. Senator Davidson.

8. SENATOR DAVIDSON:

9. Mr. President, I move that the Senate not recede
10. from Amendments 1, 2, and 3 on House Bill 44 and ask for
11. a Conference Committee.

12. PRESIDENT:

13. Senator Davidson moves that the Senate refuse to
14. recede from House Amendments...from Senate Amendments
15. 1, 2, and 3 to House Bill 44 and that a Conference Committee
16. be appointed. All those in favor of the motion signify
17. by saying Aye. Opposed. The Ayes have it. The motion
18. carries and the Secretary shall so inform the House.
19. House Bill 1594, Senator Don Moore, with Senate Amendments
20. Numbers 1, 3, 5, 6, 7, and 8 on the Secretary's
21. Desk on the Order of Nonconcurrency. Senator Moore.

22. SENATOR MOORE:

23. Thank you, Mr. President and members of the Senate.
24. Mr. President, I move that the House...or that the Senate
25. refuse to recede from Senate Amendments 1, 3, 4, 5, 6, 7,
26. and 8 to House Bill 1594 and request the appointment of
27. a Conference Committee.

28. PRESIDENT:

29. Senator Moore moves that the Senate refuse to recede
30. from the adoption of Senate Amendments 1, 3, 4, 5, 6, 7, and
31. 8 to House Bill 1594 and that a Conference Committee
32. be appointed. All those in favor signify by saying
33. Aye. Opposed. The Ayes have it. The motion carries and

1. the Secretary shall so inform the House. Secretary's
2. Desk on the Order of Nonconcurrency. House Bill 52, Senator
3. Glass. House Bill 245, Senator Roe. House Bill 299,
4. Senator Egan. House Bill 391, Senator D'Arco. House
5. Bill 641, Senator Mitchler. House Bill 733, Senator Rock.
6. On the Secretary's Desk on the Order of Nonconcurrency, is
7. House Bill 733 with Senate Amendment No. 1. Senator Rock.

8. SENATOR ROCK:

9. Thank you, Mr. President, Ladies and Gentlemen of
10. the Senate. House Bill 733 makes two changes in the
11. Illinois...in the Act creating the Illinois Legislative
12. Investigating Commission. One, it deletes language which is
13. no longer applicable in that there are no longer any
14. public members. Secondly, it took out language which
15. indicated that once granted immunity in a State court
16. pursuant to petition of the commission that no further
17. proceedings could be brought. In fact, that is the law
18. and so we have determined to delete that from the Statute.
19. Now, those were the two changes in the bill as introduced.
20. Over in the...here, I put an amendment on Senate Amendment
21. No. 1 which said that the commission would investigate only
22. pursuant to joint resolution. As it stands now, either
23. the Senate alone or the House alone or both Houses jointly
24. can mandate a...an investigation of whatever subject.
25. The House, of course, did not concur in that amendment.
26. They feel that they are entitled to pass resolutions as I
27. said earlier, like popcorn. They will, in no way, accept
28. this amendment so I am asking the Senate to recede
29. from...from the Senate Amendment No. 1 which was sponsored
30. by me and we will attempt to work it out some other way.

31. PRESIDENT:

32. Is there any discussion? If not, Senator Rock has
33. moved that the Senate recede from Senate Amendment No. 1

1. to House Bill 733. And the question is shall the Senate
2. recede from Amendment No. 1 to House Bill 733. Those
3. in favor will vote Aye. Those opposed will vote Nay.
4. The voting is open. Will the Sergeant-at-Arms please
5. ring the bell. Have all voted who wish? Have all voted
6. who wish? Take the record. On that question the Ayes are
7. 52, the Nays are none, none Voting Present. The Senate
8. does recede from Amendment No. 1 to House Bill 733 and
9. the bill having received the required constitutional
10. majority is declared passed. House Bill 910, Senator Glass.
11. House Bill 933, Senator Mitchler. Senator Mitchler.

12. SENATOR MITCHLER:

13. Mr. President and members of the Senate. I move
14. to recede from Senate Amendment No. 1 to House Bill 933.

15. PRESIDENT:

16. Is there any discussion? Senator Rock.

17. SENATOR ROCK:

18. Yes, I wonder if the...this came before the Committee
19. on Revenue, Senator Egan, I know, is in a Conference
20. Committee. This was an amendment that as I recall, was insisted
21. upon by the Revenue Committee because it pertains to
22. real estate tax exemption of a home having an assessed
23. valuation as I recall, of thirty thousand dollars which would
24. ...in effect, we are exempting from real estate taxes, homes
25. whose actual value is somewhere in the neighborhood of
26. ninety thousand dollars and the committee thought, frankly,
27. that was a little much. Is that the amendment we're asking...
28. being asked to recede from?

29. PRESIDENT:

30. Senator...he indicates it is, Senator.

31. SENATOR MITCHLER:

32. Senator Rock, the...it was originally passed by the
33. 76th General Assembly, the exemption was fifteen thousand
34. based upon the Federal grant at that time. A maximum of ten

1. thousand, and the State grant maximum of five thousand.
2. Now, currently the State grant remains at five thousand,
3. the Federal grant under Title 38 Chapter 21, specially
4. adapted housing for disabled veterans is a maximum of
5. twenty-five thousand. Now, to be eligible for the maximum
6. Federal and State assistance, the veteran must construct
7. a housing unit, the cost of which must be in excess of
8. sixty thousand dollars because the limitations set by
9. Chapter 21 on assistance furnished is on a dollar per dollar
10. cost sharing basis. And these veterans must be disabled
11. to the extent of being double amputees, paraplegics,
12. quadraparaplegics, or blind, with the additional loss of
13. a lower limb. Now, the amendment merely equalizes
14. the dollar value so that the severely handicapped
15. veteran is not denied the intent of the original law for
16. tax relief. That is the explanation I give for the
17. receding from Senate Amendment No. 1 which was originally
18. in the bill.

19. PRESIDENT:

20. Senator Rock.

21. SENATOR ROCK:

22. Well, Senator, as you will recall from the Committee,
23. we are, in fact, in this General Assembly, very responsive
24. and responsible, it seems to me with respect to programs
25. for the disabled veterans. And I don't have any quarrel
26. with that. As was pointed out, it seems to me in the committee,
27. by...we are talking in this bill, about assessed valuation
28. of property. It has really nothing whatever to do with that
29. Federal dollar grant program. And to tie...to tie the two
30. together seems to me to be just a mistake. You are talking about
31. two different programs. Here, if we increase this exemption
32. to thirty thousand dollars assessed valuation, we are, in
33. fact, exempting a piece of property from real estate taxation
34. which would have a market value under that thirty-three and

1. third formula, that apparently everybody is subscribing
2. to of at least ninety thousand dollars and what I'm
3. pointing out is that I am not opposed to the legislation and
4. with that amendment, we passed it out of here unanimously.
5. But the fact of the matter is, there is, as I understand
6. it, no relationship between the Federal program about which
7. you have spoken and this proposal.

8. PRESIDENT:

9. Is there any...Senator Maragos.

10. SENATOR MARAGOS:

11. Would the sponsor of the bill...

12. PRESIDENT:

13. Indicates he will yield.

14. SENATOR MARAGOS:

15. Representative...I mean, Senator Mitchler,
16. could you please tell me what the fiscal impact will be
17. with this House Amendment.

18. SENATOR MITCHLER:

19. Yes.

20. PRESIDENT:

21. Senator Mitchler.

22. SENATOR MITCHLER:

23. Senator Maragos, as previously stated, there are
24. only approximately three hundred fifty such exemptions from
25. property tax in Illinois. The revelant loss to local
26. government on the previous fiscal note is somewhat in error.
27. Based on a figure of ten dollars per one hundred dollars
28. of assessed valuation, the annual loss to local government
29. per home based on the assessment of thirty thousand dollars
30. would be three thousand dollars per unit. The total loss
31. to local government in the entire State of Illinois,
32. by raising the exemption from fifteen to thirty thousand
33. dollars, as provided for in the bill as it is amended, would be

1. slightly over half a million dollars and that would be for
2. three hundred and fifty of these handicapped veterans as
3. I previously stated and gave their...call it double amputees,
4. paraplegic, quadraplegics, blind with an additional loss
5. of a lower limb. There were only three hundred and fifty
6. of them.

7. PRESIDENT:

8. Senator Maragos.

9. SENATOR MARAGOS:

10. Mr. President and members of the Senate. I agree with
11. Senator Rock in this position here. When this bill came
12. out of this House it was in the form that we gave adequate
13. relief without at the same time, jeopardizing the fiscal
14. impacts throughout the various local governments. I think this
15. goes too far and I think we should not recede.

16. PRESIDENT:

17. Senator Mitchler, do you wish to proceed with a motion
18. to recede or would you rather try to work this out in a
19. Conference Committee?

20. SENATOR MITCHLER:

21. Well, the sponsor in the House, Representative
22. Larry DiPrima, I discussed this with him previously
23. and with the individuals that were involved that asked
24. for and requested this information, for these severely
25. disabled veterans, and they're in a minority amongst
26. a number of veterans. This is what they need. This is purpose...

27. PRESIDENT:

28. All right. Senator, you wish to recede, then?

29. The...Senator Mitchler moves that the Senate recede from
30. Senate Amendment No. 1 to House Bill 933. Is that correct?
31. The question is shall the Senate recede from Amendment...
32. from Senate Amendment No. 1 to House Bill 933. Those in
33. favor will vote Aye. Those opposed will vote Nay. The

1. voting is open. Have all voted who wish? Have all voted
2. who wish? Take the record. On that question the Ayes are
3. 23, the Nays are 25, none Voting Present. The Senate
4. refuses to recede from Senate Amendment No. 1 to House Bill
5. 933 and the Secretary shall so inform the House.
6. House Bill 52. On the Order of Nonconcurrency on the
7. Secretary's Desk.

8. SENATOR GLASS:

9. Mr. President, I do not see Senator Lemke on the
10. Floor. Is he...if he is here, I know he...

11. PRESIDENT:

12. He is not on the Floor.

13. SENATOR GLASS:

14. ...wants to be heard on this bill and I feel that
15. it should be held for that purpose and so I would like to do
16. that...

17. PRESIDENT:

18. How about House...House Bill 910.

19. SENATOR GLASS:

20. But House Bill 910, I can proceed.

21. PRESIDENT:

22. With Senate Amendment No. 1. Senator Glass.

23. SENATOR GLASS:

24. Well, thank you, Mr. President and Ladies and Gentlemen
25. of the Senate. Senate Bill 910 which is the bill that would
26. establish conservation rights and property is...except for
27. this amendment, identical with Senate Bill 1148 and
28. it's my desire to take this amendment off, that is the
29. desire also of the House sponsor, so that both bills are in
30. the same form. So, that I do now move, that the Senate
31. recede from Amendment No. 1.

32. PRESIDENT:

33. Is there any discussion? If not, the question is
34. ...Senator Netsch.

1. SENATOR NETSCH:

2. Where will we find this on the documentation we have
3. in front of us at the moment?

4. PRESIDENT:

5. Senator Netsch.

6. SENATOR NETSCH:

7. Thank you. I think we do have it now on a supplemental
8. which was buried under other things on my desk. I have
9. now found it. Thank you.

10. PRESIDENT:

11. Is there any further discussion? If not, the question
12. is shall the Senate recede from Senate Amendment No. 1
13. to House Bill 910. Those in favor will vote Aye.

14. Those opposed will vote Nay. The voting is open.

15. Have all voted who wish? Have all voted who wish? Take
16. the record. On that question the Ayes are 49, the Nays
17. are none, none Voting Present. The Senate does recede

18. from Senate Amendment No. 1 to House Bill 910 and the bill
19. having received the required constitutional majority is
20. declared passed. House Bill 1071, Senator McMillan, with

21. Senate Amendment No. 1. Senator McMillan, it is

22. appropriate to place a motion to recede if that is

23. your intention. House Bill 1081, Senator Schaffer.

24. House Bill 1098, Senator Nimrod. House Bill 1105, Senator
25. Collins. Senator Collins.

26. SENATOR COLLINS:

27. Mr. President and Ladies and Gentlemen. Senate Amendment
28. No. 1 to House Bill 1105, because of a technical error in

29. the drafting of this amendment, it limit...the scope of the
30. definition of competency. And therefore, the House did not

31. concur with the amendment with the request of the sponsor
32. of the bill and at this time, I move that the Senate

33. recede from this amendment.

1. PRESIDENT:

2. Is there any discussion? If not,...Senator Berman.

3. SENATOR BERMAN:

4. Would the sponsor yield?

5. PRESIDENT:

6. Indicates she will yield.

7. SENATOR BERMAN:

8. This is the...could you go through again, just briefly

9. Senator Collins, what Senate Amendment...it's number 1 that

10. you want us to recede from? Would you just go through

11. again what the amendment does and why we should recede.

12. Please.

13. PRESIDENT:

14. Senator Collins.

15. SENATOR COLLINS:

16. The amendment simply state...and I can read it...that

17. the notification required by this section shall be an

18. affidavit in which the applicant shall state those factors

19. which in his or her belief, and based upon the information

20. presented available which indicates the competence of the

21. licensed health professional. There is nothing wrong, Senator

22. Berman, with that part of the amendment but then the

23. amendment goes further to say for the purpose of this Section,

24. competence shall mean and include the physical and mental

25. capacity of...to provide those professional services within

26. the scope of the licensure. And that is a problem because

27. it limits the definition of competence. And the bill

28. adequately takes care of the first part of this amendment

29. anyway.

30. PRESIDENT:

31. Senator Berman. Senator Berman.

32. SENATOR BERMAN:

33. If the amendment comes off, is there still the requirement

1. in the bill for an affidavit?

2. PRESIDENT:

3. Senator Collins.

4. SENATOR COLLINS:

5. No, it isn't.

6. PRESIDENT:

7. Senator Berman.

8. SENATOR BERMAN:

9. Well, I thought that the affidavit part strengthened
10. it as far as giving some...some degree of protection to
11. the...to the employee. Might you give consideration to
12. not receding and just putting in the affidavit form in
13. the Conference Committee Report? I'm just...you're
14. ...as I understand your explanation to me, if we recede,
15. the employee will be discharged and the report be made but it
16. won't be in affidavit form. I think an affidavit should be
17. a requirement. It ought to be under oath.

18. SENATOR COLLINS:

19. Senator Berman, I would have no objection and I'm
20. sure the House sponsor wouldn't either if you want this
21. to go to a Conference Committee for that purpose.

22. PRESIDENT:

23. Senator Collins, is that your wish?

24. SENATOR COLLINS:

25. Yes.

26. PRESIDENT:

27. All right. Senator Collins moves that the Senate
28. refuse to recede from Senate Amendment No. 1 to House Bill
29. 1105 and that a Conference Committee be appointed. All those
30. in favor of the motion signify by saying Aye. Opposed.
31. The Ayes have it. The motion carries and the Secretary
32. shall so inform the House. ...52, Senator Glass.
33. With Senate Amendments 1 and 2.

SENATOR GLASS:

1. Well, thank you, Mr. President and Ladies and Gentlemen.
2. I see Senator Lemke is now on the Floor. I want to give the
3. Body the background of this bill. It's a parental responsibility
4. bill and the House sponsor, Representative Don Duester,
5. would like to recede from Senate Amendments No. 1 and 2
6. and I'm going to move that we do so. Now, this is a bill
7. that in committee, Senator Lemke requested an amendment
8. to lower the age of...of a minor that would be covered by this
9. bill from under eighteen to under sixteen and that's the
10. way it came out of the committee and passed the House.
11. Representative Duester did not concur in that amendment
12. and has returned the bill and requested that I move to
13. recede.

14. PRESIDENT:

15. Senator Lemke.

16. SENATOR LEMKE:

17. Mr. President and members of the Senate. Mr.
18. Duester had an agreement and it was not with me, it was
19. with the committee. We had an agreement that this amendment
20. would stay on and Mr. Duester doesn't honor his word or
21. his agreement. And I ask not to recede from the amendment
22. because this is the agreement he made with us in committee.
23. Otherwise, the bill would have been dead. The bill would
24. not have come out of committee. We made an agreement,
25. and we made a compromise. And when a man makes a compromise
26. and gives his word, that's the word we honor. If he does
27. not want to honor his word, then I think it is the...it's
28. our thing as a Body to show him that he must live up to
29. his word and I ask that we do not recede from these amendments.

30. PRESIDENT:

31. Is there any further discussion? Senator Berning.

32. SENATOR BERNING:

33. Well, Mr. President and members of the Senate. I wasn't

1. privity to what has been implied as an agreement involving
2. a person's word of honor, but I recall not more than a day
3. or two ago, the comment by some other persons here on the
4. Floor that an amendment was agreed to so as to get the bill
5. out of committee. That's the only way I could get it out
6. of committee was the comment. Now, I'm not implying that
7. this is the deviousness that was the case here. But let
8. me submit to the members of the Body that this
9. legislation without the amendments, is still laudatory.
10. It's attempting desperately to get at a situation which is
11. serious in everyone of our communities. The major
12. change, as I understand it, is to reduce the age limit
13. of a minor from eighteen to sixteen. We all know
14. that even in our most liberal interpretation of the age
15. of maturity, that is eighteen. So, there should be no...
16. no hesitancy to leave the eighteen year old designation
17. which is Senate Amendment No. 2, on the bill. Mr. President
18. and members of the Senate, I...I fail to see any real
19. justification for allowing this measure to potentially
20. die when our communities are crying out in desperation
21. for any and every kind of help in their effort to combat
22. juvenile delinquency and vandalism and I respectfully
23. suggest that we do recede so that this bill can be forwarded
24. to the Governor's Desk. Thank you.

25. PRESIDENT:

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well, if you've got a persona matter with the sponsor,
29. punch him in the goddamned nose and get it over with.
30. But this is legislation that all the members of this Body
31. are entitled to participate in, Senator, and it just isn't
32. logical nor sensible to double the penalty on parents of
33. children between twelve and sixteen who do damage
34. or vandalism and remove it entirely from those people who are

1. between sixteen and eighteen. The laws that exist now, it's
2. five hundred dollars responsibility for the parent for anyone
3. from twelve to eighteen. You're going to excuse the kid
4. from sixteen to eighteen and double the penalty on those
5. from twelve to sixteen. Hell, where's your mind? Put
6. your marbles together.

7. PRESIDENT:

8. Senator Berman.

9. SENATOR BERMAN:

10. Thank you, Mr. President. I stand in opposition
11. to this motion. In committee, and that's why we have a
12. committee system, we went into the merits of why we should
13. lower it to sixteen just to...for the edification of the
14. Body, it was pointed out by Senator Lemke in committee
15. and I think that it has merit, that today children of
16. seventeen and eighteen, the parents don't have much control
17. over them. And that this is a parental responsibility
18. bill where the parents are being held liable for the actions
19. of the child between...we felt in committee, that sixteen,
20. you still had some control. After sixteen, you may not have
21. control and you ought not be as a parent, liable for
22. that double level of damages. That was a commitment...
23. based upon that argument, we...the bill was going to go down in
24. committee. It was based upon the commitment of the sponsor
25. to amend it down to sixteen from eighteen that the bill
26. received favorable consideration. I don't think there's
27. anything out of hand by that thing. It's part of the
28. legislative process of discussing the merits and demerits
29. of a bill. There was a commitment made, now it's trying
30. to be backed out of. I support Senator Lemke and I would urge
31. a No vote on the motion to recede.

32. PRESIDENT:

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President, members of the Senate.
3. I, too, rise to support Senator Lemke and I think the
4. point was made in committee that there is still the laws
5. that require the minor himself to be responsible. The court...
6. the court in its order can determine what type of restitution
7. the minor himself will make. This is the question of when
8. the parent is to take over that responsibility away from
9. the minor. The bill was going down, in fact, on a roll call
10. it was defeated. The sponsor asked us to hold it and agreed
11. to go this sixteen route for the parents and let the
12. child be responsible between seventeen and eighteen.
13. I think that's the way to go. I think Senator Lemke well
14. put it that when the sponsor agreed to this, the bill came
15. out of committee and had support from all the members.
16. He either deceived us, he either deceived us or
17. he intentionally did some other actions just as bad and I
18. think his word should be held to him. If he is not a man
19. of his word, we should look at...askew at the legislation
20. he proposes. He made a firm commitment, conceptually as well
21. as for the bill. And I think that, alone, should require
22. us to oppose Senator Berning's motion.

23. PRESIDENT:

24. Senator Graham.

25. SENATOR GRAHAM:

26. You know, Mr. President, thank you. We get a strange
27. mixture of philosophies when we start arguing some of this
28. legislation. I'm kind of amazed that we are wondering about the word
29. of a man whether he did or did not agree. The importance of this
30. is what do the people of the State of Illinois think
31. about the word of Don Duester notwithstanding. I think that
32. many times I find myself coming down the opposite side of
33. Senator Knuppel, but this time he gave you some sage advice

1. and I hope, at least, thirty members of the Senate take it
2. to their heart.

3. PRESIDENT:

4. Is there any further discussion? If not, Senator Glass
5. moves that the Senate recede from House...from Senate
6. Amendments 1 and 2 to House Bill 52. Those in favor will
7. vote Aye. Those opposed will vote Nay. The voting is open.
8. Have all voted who wish? Have all voted who wish?
9. Take the record. On that question the Ayes are 25, the
10. Nays are 21, none Voting Present. The Senate
11. refuses to recede from Senate Amendments 1 and 2
12. to House Bill 52 and the Secretary shall so inform the House.
13. House Bill 1406, Senator Lemke.

14. SENATOR LEMKE:

15. Mr. President and members of the Senate.

16. PRESIDENT:

17. Senator Lemke.

18. SENATOR LEMKE:

19. I move to recede from Senate Amendment No. 1.

20. PRESIDENT:

21. Is there any discussion? Senator Walsh.

22. SENATOR WALSH:

23. I wonder if the Gentleman would be kind enough to
24. explain the Senate Amendment from which he wants
25. to recede.

26. PRESIDENT:

27. Senator Lemke. Senator Lemke, would you explain Amendment No. 1.

28. SENATOR LEMKE:

29. Senate Amendment No. 1 was improperly drafted.
30. The wording is incorrect and I think it's...we should
31. recede from it because it's not the intent of what we want
32. to do and the amendment increases the hours instead of
33. decreasing the hours of overtime for minimum wage.

1. PRESIDENT:

2. Senator Walsh.

3. SENATOR WALSH:

4. Well, this is a very significant bill I understand,
5. Mr. President and members of the Senate. I...I wonder...

6. PRESIDENT:

7. Senator Walsh. Would the members please be in their
8. seats. Senator Walsh.

9. SENATOR WALSH:

10. I was going to ask Senator Lemke if he'll yield to another
11. question or two.

12. PRESIDENT:

13. He indicates he will yield.

14. SENATOR WALSH:

15. Now, the subject matter of this bill, Senator Lemke,
16. is this the overtime for restaurant and...employees...
17. what other employees are covered.

18. PRESIDENT:

19. Senator Lemke.

20. SENATOR LEMKE:

21. This is the...this is the overtime bill for restaurant
22. and service...food service employees in theatres.

23. PRESIDENT:

24. Senator Walsh.

25. SENATOR WALSH:

26. And...and specifically what, Senator, did the...did the
27. Senate Amendment do? I am reluctant to, having served in the
28. House, to...

29. PRESIDENT:

30. Will the members please be in their seats. Will the
31. members please be in their seats. Will the Sergeant-at-
32. Arms please clear the Floor of unauthorized persons.
33. Senator Walsh. Senator Glass.

1. SENATOR GLASS:

2. Well, thank you. I sought recognition, Mr. President,
3. because I do now remember this amendment and it was Senator
4. Savickas' amendment. It...it was, I think, a good amendment
5. to what I personally considered to be a bad bill.
6. But the amendment was a softening of the effect of this
7. application of the minimum wage and overtime to restaurant
8. employees and as I recall it, it...it phased in the
9. eligibility for overtime, that is, instead of forty-
10. six hours which must be worked at the present time,
11. it dropped it to forty-five, forty-four and forty-two
12. or something like that in steps. So, if you take that
13. amendment off, it would drop it to forty right away.
14. So, I think it's a good amendment and I would urge that
15. the Senate not recede from that amendment.

16. PRESIDENT:

17. Senator Graham.

18. SENATOR GRAHAM:

19. Yes, Mr. President. Maybe I missed it, but Senator
20. Lemke, what does this bill do with this amendment off?

21. PRESIDENT:

22. Senator Lemke.

23. SENATOR LEMKE:

24. With this amendment on, it...it increases the hours
25. for overtime pay. If you look at the bill, it doesn't soften
26. the impact. It goes into the...the amendment makes the
27. law go into effect of forty hours immediately. That's
28. what the amendment does. It takes it...it's the wrong way of
29. doing it. It makes immediate impact. It spreads over the
30. thing backwards, is what it does.

31. PRESIDENT:

32. Senator Graham.

33.

1. SENATOR LEMKE:

2. ...it increases the...

3. SENATOR GRAHAM:

4. I'm afraid I don't quite understand. Senator Savickas
5. is trying to get in the act.

6. PRESIDENT:

7. Senator Wooten,...

8. SENATOR WOOTEN:

9. I just want to point out the reason we're having
10. difficulty is this amendment is not printed in our
11. book.

12. PRESIDENT:

13. Senator Savickas.

14. SENATOR SAVICKAS:

15. Yes, Mr. President and members of the Senate.
16. It seems that the amendment was...the intention of the
17. amendment was correct. But it was drafted with a technical
18. error. The intention was to decrease over a three year
19. period, the hours that would be required for time and a
20. half from forty-six to forty. Dropped it down from
21. forty-four to forty-two to forty. The amendment, obviously
22. with a technical error, drops it immediately down to
23. forty and then in eighteen months, raises it to forty-
24. four. So, it's a technical problem with the amendment.

25. PRESIDENT:

26. Senator Glass.

27. SENATOR GLASS:

28. Mr. President, that being the case, I certainly think
29. this should go to Conference Committee so that that technical
30. error can be cleared up and again, I would urge that the
31. Body refuse to recede.

32. PRESIDENT:

33. ...discussion? Senator Lemke, you wish to move

1. that the Senate recede?

2. SENATOR LEMKE:

3. We move to recede.

4. PRESIDENT:

5. Senator Lemke moves that the Senate recede from
6. Senate Amendment No. 1 to House Bill 1406. Those
7. in favor will vote Aye. Those opposed will vote Nay.
8. The voting is open. Have all voted who wish? Have all
9. voted who wish? Take the record. On that question the
10. Ayes are 17, the Nays are 32, none Voting Present.
11. The Senate refuses to recede from Senate Amendment No. 1
12. to House Bill 1406 and the Secretary shall so inform the
13. House. Senator Vadalabene, for what purpose do you arise?
14. House Bill 1508, Senator Berman. Senator Berman.

15. SENATOR BERMAN:

16. Mr. President, on House Bill 1508, I move that
17. we do not recede from...

18. PRESIDENT:

19. Amendments 1 and 2.

20. SENATOR BERMAN:

21. Amendments 1 and 2 and that a Conference Committee
22. be appointed.

23. PRESIDENT:

24. Senator Berman moves that the Senate refuse to recede
25. from the adoptions...the adoption of Senate Amendments
26. 1 and 2 to House Bill 1508 and that a Conference Committee
27. be appointed. All those infavor of the motion signify by
28. saying Aye. Opposed. The Ayes have it. The motion carries
29. and the Secretary shall so inform the House. 1729,
30. Senator Regner. With Senate Amendment No. 1. Senator Regner.

31. SENATOR REGNER:

32. Mr. President and members of the Senate.

33. I move that we recede from Senate Amendment No. 1. What this

1. did, it struck the section pertaining to the Court of Claims
2. Fund and this was a transfer bill. The reason that amendment
3. was put on in the Senate is that a bill was pending on
4. 3rd reading in the House to abolish the fund and therefore,
5. we wouldn't need the transfer. That bill lost on 3rd
6. reading. Consequently, we have to recede from this amendment
7. because the fund still does exist and we have to transfer the
8. monies there.

9. PRESIDENT:

10. Is there any discussion? If not, Senator Regner has
11. moved that the Senate recede from Senate Amendment No.
12. 1 to House Bill 1729 and the question is shall the Senate
13. recede from Senate Amendment No. 1 to House Bill 1729.
14. Those in favor will vote Aye. Those opposed will vote Nay.
15. The voting is open. Have all voted who wish? Have all
16. voted who wish? Take the record. On that question the Ayes
17. are 52, the Nays are none, none Voting Present. The Senate
18. does recede from Senate Amendment No. 1 to House Bill
19. 1729 and the bill having received the required constitutional
20. majority is declared passed. House Bill 1768, Senator Glass,
21. with Senate Amendment No. 1.

22. SENATOR GLASS:

23. Thank you, Mr. President. I am going to move that the
24. Senate recede from Senate Amendment No. 1. That was
25. the provision that added on an additional four years
26. to the present eight years that special ed districts may
27. levy tax for special education building purposes.
28. This was an effort to in effect, salvage some of Senate
29. bill 161 which was defeated in the House that contained a
30. broadening of that provision. I don't think there's a chance
31. for the bill to pass with that on it and I would like to
32. see the bill pass in its original form which was something
33. that placed all of the leasing provisions in the...in the

1. same...for schools under the same section, so I am moving
2. that we recede from the amendment.

3. PRESIDENT:

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. I seem to be always rising on Senator Glass'
7. bills on this point. But I don't find this bill in our
8. little Synopsis anywhere and I'm...is it in the big one?

9. PRESIDENT:

10. Senator Glass.

11. SENATOR GLASS:

12. Mr. President. Senator Buzbee, actually, I...I
13. had in mind Senate Bill 1769. What Senate Bill 1768 does,
14. very simply, is let a school district, if it wishes, if there
15. is a student that needs summer school education, or is
16. indigent, allow that student to attend without
17. tuition. There's no State impact. It's strictly a local
18. decision. It was a problem that Representative Jaffe
19. had in one of his districts in Niles and then, we added
20. an amendment on it that was...had to do with special
21. education building tax and that's the amendment that I am
22. moving to recede from and it would just leave the bill
23. in tact which would allow the school district to accept
24. a student in summer school without tuition.

25. PRESIDENT:

26. Senator Berman.

27. SENATOR BERMAN:

28. Is this the bill, Senator Glass, that we had had
29. in committee and heard it several weeks running? Didn't we...
30. didn't we amend this bill in the Senate...the language in
31. the original part, the waiver of fees part.

32. SENATOR GLASS:

33. Yes, Senator Berman. We had a question in committee

1. over whether it was appropriate to allow a student
2. to have free tuition if he was indigent or in need of
3. the education. The word or was in there and we...I think
4. we're going to amend that to and and then after the superintendent
5. of the district came down and explained it, we left it
6. as it was, so actually, we passed it out the way it came
7. over from the House and that's what the bill does. Then
8. the subsequent amendment had to do with extending the
9. special ed building levy from eight years to twelve years.
10. And that's the one the House refused to accept and I'm now
11. moving to recede from that amendment.

12. PRESIDENT:

13. Senator Wooten.

14. SENATOR WOOTEN:

15. Just a point that your explanation occasion...Senator
16. Glass, do I understand we approved a bill waiving
17. the cost of summer school for students who are indigent or
18. in need of education, wouldn't everybody be in need of
19. education?

20. PRESIDENT:

21. Senator Glass.

22. SENATOR GLASS:

23. Well, frankly, Senator Wooten, that was my question
24. to the sponsor and frankly the reason that I was concerned
25. about it at the last Session and opposed it. But, we were
26. satisfied with the language of the bill and I am, in fact,
27. satisfied now that...that what we're doing is saying to
28. a local district, if you want to do that, if under your
29. own circumstances, your school board feels that you want to
30. allow a student who you believe is in need of summer school
31. education to attend without additional tuition, and it's a
32. local impact, you can do that. But there's no State dollars
33. involved and I...I certainly saw no problem with giving
that element of local decision making.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Is there discussion? Question is shall the Senate
3. recede from Senate Amendent 1 to House Bill 1768. Those
4. in favor vote Aye. Those opposed Nay. The voting is open.
5. Have all those voted who wish? Take the record.

6. On that question the Ayes are 54, the Nays are 1.
7. The Senate recedes from Amendment No. 1 to House Bill
8. 1768 and the bill having received a required constitutional
9. majority is declared passed. House Bill 1827,
10. Senator Shapiro.

11. SENATOR SHAPIRO:

12. Table that bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Oh, that's a good motion. Senator Shapiro moves to
15. Table House Bill 1827. Those in favor indicate
16. by saying Aye. Those opposed Nay. The Ayes have it.
17. The bill is Tabled. Senator Carroll, for what purpose
18. do you arise?

19. SENATOR CARROLL:

20. Thank you, Mr. President. We have within our midst,
21. one of the great former State Senators of the State
22. of Illinois, leader of this Chamber, Treasurer of the
23. City of Chicago, Sanitary District Trustee, et cetera,
24. et cetera, et cetera, Senator Marshall Korshak.
25. I'd like to acknowledge him.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Korshak. Senator Hynes.

28. SENATOR HYNES:

29. Mr. President, I just wanted to welcome Senator
30. Korshak back to the Senate. He indicated earlier that
31. he was thinking of running for the seat again and I think
32. we would be very glad to have you do that and to come back
33. and join us.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. House Bill 20...Senator Hynes.

3. SENATOR HYNES:

4. Mr. President, I think we'll need a few minute recess
5. while the members check on Senator Korshak's address
6. and find out what district he lives in.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Korshak.

9. SENATOR KORSHAK:

10. Thank you. Senator Hynes and Howie Carroll and
11. to all of my friends here, I look across there and
12. I know that Graham is getting as old as I am and
13. I have a great Senator. I come from the 5th Senatorial
14. district and Dick Newhouse is my Senator and I
15. ...I thank Tommy Hynes. I would like to come back. I'll
16. just make one statement. I've been in politics for about
17. forty-five years and I want you Gentlemen to know that
18. this is the greatest job in politics, being a State
19. Senator. It's exciting, it's exhilarating and it just
20. falls short of physical combat and...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. No, it doesn't.

23. SENATOR KORSHAK:

24. ...and I'm truly emotional and pleased to be back here
25. as I look at this side. There are so many changes except
26. I sat next to Fred Smith for so many years and I see so
27. many of my friends on the other side that I'll go on.
28. But thank you for acknowledging me and I appreciate it.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. House Bill 2032, Senator Knuppel. House Bill 2101.
31. House Bill...Graham, for what purpose do you arise?

32. SENATOR GRAHAM:

33. First of all, to make a remark and then ask a question.

1. Should Marsh Korshak come back to the Senate, I'd like to
2. tell the people on the other side that there would be an
3. immediate rearrangement of their organization over there
4. because Marshall would again take over the leadership of
5. the Jewish block and Howie Carroll, don't you forget that.
6. And secondly of all...secondly of all, those...those no
7. smoking people, with that no smoking ordinance bill,
8. would have to do something about when Marsh got out those
9. foot long cigars. That would do something for the other
10. side, too. And I am one of the few here that had the pleasure
11. of serving with this brilliant man and he has been a great
12. friend of mine and a great guy to know through the years.
13. I would like to ask a question now, after I've made that
14. little explanation of Marshall's character. I didn't tell
15. everything about him. I'd like to ask from the Chair
16. what we're going to do about the ten o'clock Conference
17. Committees that we have going and I'm on two of them.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Hynes. Senator Hynes, could you respond to
20. Senator Graham. Senator Daley. Just a moment. Senator Hynes.

21. SENATOR HYNES:

22. Why don't you recognize Senator Daley and anyone
23. else. We want to discuss something here for just a moment.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. All right. Senator Daley.

26. SENATOR DALEY:

27. Mr. President and fellow Senators. A point of personal
28. privilege. I would like to introduce a fine businessman
29. from Chicago, one who is leading the Better Boys
30. Foundation on the near westside for Lawndale Community
31. and one who has respect and admiration of many Chicagoans,
32. Joe Kelman who is the rear of the room here.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Please rise and be recognized. Senator Grotberg.

2. SENATOR GROTEBERG:

3. A question of the Chair. With the papers floating
4. around on our desks, I wonder, is there a master place we
5. can go to to see what Conference Committees we finally got
6. on. I had so many slips in my pocket, last night and somebody
7. cleaned out my pockets during the night.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. That could never happen in Springfield. I think
10. you should defer to your leadership. Their conferring
11. on your question, Senator Graham. I'm waiting too.

12. Senator Hynes.

13. SENATOR HYNES:

14. Senator Grotberg and other members of the Senate.
15. There is a master list. Senator Rock's secretary, Betty
16. Shipley, has that list and if...if you wish to check and
17. see what meetings you're supposed to be at, you could
18. ...you can check in there. I would also, before we
19. do stand in recess until...I would suggest 11:30,
20. would ask any member who has a bill on the Order of
21. Nonconcurrency and wishes, in fact, to refuse to recede,
22. or a bill on the Order of Concurrence and wishes to nonconcur
23. that is to say in either case, that you wish to get
24. a Conference Committee in operation, if...we will take those
25. motions now, since they ordinarily do not involve debate
26. and those Conference Committees can...at least the paperwork
27. can...can get underway. Mr. President, would we have
28. some order for just a moment.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Just...well, that's only fair that you asked. Will the
31. members please be in their seats. Now, we can't...
32. will the members please be in their seats. Can we maintain
33. quiet. Senator Hynes.

1. The hour of 11:30 having arrived, I have been
2. requested by the President and the Speaker that the
3. Conference Committees are still meeting and the Senate
4. will stand in recess until the hour of noon.

5. Recess

6. After Recess

7. PRESIDENT:

8. ...please come to order. Messages from the House.

9. SECRETARY:

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

11. Mr. President - I am directed to inform the
12. Senate that the House of Representatives has refused to
13. recede from their Amendment No. 1...Numbers 1 and 2
14. to a bill with the following title:

15. House Bill 822.

16. The Speaker has appointed as committee on the part of the
17. House, Representatives Kelly, Steczo, DiPrima, Mahar
18. and Hudson.

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 refused to
22. recede from their Amendments No. 1, 2, and 3 to a bill
23. with the following title:

24. Senate Bill 964.

25. Request a Conference Committee and the Speaker
26. has appointed as Representatives from the House, Laurino,
27. Capparelli, Robinson, Edgar and Wolf.

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 has refused to
31. recede from their Amendment No. 3 to a bill with the
32. following title:

33. House Bill 979.

Request a Conference Committee and the Speaker has

1. appointed as the House members, Representative
2. VanBoeckman, Giglio, Sharp , Totten and Neff.

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

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

8. House Bill 1001.

9. Request a Conference Committee and the Speaker of the
10. House has appointed Leverenz, Capparelli, Garmisa,
11. Epton and Davis.

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

14. Mr. President - I am directed to inform the
15. Senate that the House of Representatives has refused to recede
16. from their Amendments No. 1 and 2 to a bill with the
17. following title:

18. House Bill 1038.

19. Request a Conference Committee and the Speaker has
20. appointed Representatives Matijevech, Lechowicz,
21. Christensen, Jones and Peters.

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

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

27. House Bill 1102.

28. Request a Conference Committee and the Speaker of the
29. House has appointed as such members, Representative Chapman,
30. Barnes, Lechowicz, McAuliffe and Peters.

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 refused to recede

1. from their Amendments No. 1 and 2 to a bill with the
2. following title:

3. House Bill 1182.

4. Request a Conference Committee and the Speaker has
5. appointed on the part of the House Representatives Bradley,
6. Chapman, Mautino, Hoxsey and Myer.

7. SENATOR BRUCE:

8. Mr. President, I have on the Order of Concurrence,
9. a bill that I would like to nonconcur in two House
10. amendments so that it might be placed in the Conference

11. Committee. Would that be appropriate to Senate Bill
12. 1301?

13. PRESIDENT:

14. On the Secretary's Desk on the Order of Concurrence,
15. is Senate Bill 1301 with House Amendments No. 1 and 2.

16. Senator Bruce moves to nonconcur in House Amendments
17. No. 1 and 2 to Senate Bill 1301. All those in favor of the
18. motion signify by saying Aye. Opposed. The Ayes have it.
19. The motion carries and the Secretary shall so inform the
20. House.

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23. End of reel.

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Senator Mitchler.

SENATOR MITCHLER:

Mr. President and members of the Senate. On the Secretary's Desk on the Order of Concurrence, Senate Bill 1342. I would move to nonconcur with House Amendment No. 1.

PRESIDENT:

Senator Mitchler moves to nonconcur in House Amendment No. 1 to Senate Bill 1342. All those in favor signify by saying Aye. Opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senator Egan.

SENATOR EGAN:

Thank you, Mr. President and members of the Senate. On the Order...Business of Secretary's Desk on Concurrences, Senate Bill 997. I would like to move to nonconcur in House Amendment No. 1.

PRESIDENT:

Senator Egan moves that the Senate do not concur in House Amendment No. 1 to Senate Bill 997. All those in favor of the motion signify by saying Aye. Opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. Could I have the attention of the membership. The messages just read by the Secretary on House Bills 1182, 1102, 1038, 1001, 979 and 822 we are informed are incorrect and accurate messages are now being transmitted to us from the House. Do we have leave to withdraw these six messages from the record? Leave is granted. On the Secretary's Desk on the Order of Concurrence. Senate Bill 110. Senator Knuppel.

SENATOR KNUPPEL:

Mr. President, I don't want the bill called yet. I don't seem to have any agreements with those people who were

1. objecting yesterday and as far as I'm concerned, I'll
2. just let it wait there awhile.

3. PRESIDENT:

4. Senate Bill 152, Senator Carroll. Senate Bill
5. 203, Senator Philip. Senate Bill 293, Senator Berman.
6. On the Order of Concurrence. Senate Bill 305, Senator
7. Knuppel. Senator Knuppel on Senate Bill 305.

8. SENATOR KNUPPEL:

9. I'll move to concur. I did yesterday. All this
10. does is very simply to change the time for the filing
11. and payment of taxes, when you look at the amendment,
12. they've got a big long explanation in the...in the
13. Digest thing, but what it does is just very simply wherever
14. fifteen appears in the law, fifteen months changes to ten
15. months. And I'll move to concur.

16. PRESIDENT:

17. Senator Rock.

18. SENATOR ROCK:

19. Thank you, Mr. President and Ladies and Gentlemen
20. of the Senate. I think Senator Knuppel is quite correct.
21. And I think we should concur in House Amendment No. 1.
22. It does, in fact, accelerate the tax collection. I think
23. the amendment is a good one and deserves our support.

24. PRESIDENT:

25. Will the Sergeant-at-Arms please ring the bill. This is
26. final passage and all of the actions we are going to be
27. taking now are final passage. Senator Knuppel.

28. SENATOR KNUPPEL:

29. So that the people may know what the bill itself does,
30. this is a bill that coordinates the State Inheritance
31. Tax with the Federal in allowing for an alternate valuation
32. of property in closely held corporations formed so that
33. it's appraised for what it produces in the inheritance tax

1. in the same manner and you have the fifteen years to pay it
2. off in the same manner as in the Federal law.

3. PRESIDENT:

4. Is there any further discussion? If not, the question...
5. Senator Knuppel has moved that the Senate concur in
6. House Amendment No....Senator Glass.

7. SENATOR GLASS:

8. Well, Mr. President, all I was going to observe is that
9. when this came up the other day, I was not aware of the
10. fact that there is no change in the filing date for the
11. return. In other words, as I understand it, Senator Knuppel,
12. the return is still filed within ten months. There's no
13. change in that. All we're saying is that you have to pay the
14. tax at the same time that you file the return.
15. And I see nothing wrong with that. I think this is a
16. ...I could see some problems with having to file the return
17. earlier because that...accelerating that period would have
18. created some hardship, but I...I see nothing wrong with paying
19. the time you file and I stand in support of the motion.

20. PRESIDENT:

21. Senator Knuppel has moved that the Senate concur in
22. House Amendment No. 1 to Senate Bill 305. Question is shall
23. the Senate concur in House Amendment No. 5 to Senate Bill 3
24. ...excuse me, the question is shall the Senate concur in
25. House Amendment No. 1 to Senate Bill 305. Those in favor
26. will vote Aye. Those opposed will vote Nay. The voting is
27. open. Have all voted who wish? Have all voted who wish?
28. Take the record. On that question the Ayes are 47, the Nays
29. are 9, none Voting Present. The Senate does concur in
30. House Amendment No. 1 to Senate Bill 305 and the bill having
31. received the required constitutional majority is declared
32. passed. ...Bill 496, Senator Sommer. Senator Sommer.

33. SENATOR SOMMER:

1. Mr. President, I would move to nonconcur in all of the
2. amendments on this bill, we intend to put it into a
3. Conference Committee.

4. PRESIDENT:

5. Senator Sommer moves that the Senate not concur in
6. House Amendments 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, and 15
7. ...excuse me. Senator Sommer moves that the Senate do not
8. concur in House Amendments 1, 2, 3, 4, 7, 8, 9, 10, 11, 12,
9. 13, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28,
10. 29, 30,...29, 31, 32, 33, 34, 35, 36, 38, 39, 40, 42,
11. and 43 to Senate Bill 496. All those in favor of the motion
12. signify by saying Aye. Opposed. The Ayes have it. The motion
13. carries and the Secretary shall so inform the House.
14. This is the chicken barrel bill, is that...Senator Coffey.

15. SENATOR COFFEY:

16. Mr. President and members of the Senate. I'd like
17. to rise on a point of personal privilege.

18. PRESIDENT:

19. State your point.

20. SENATOR COFFEY:

21. In the Speaker's gallery directly behind the
22. Speaker, we are really honored...behind the President's
23. seat in the President's gallery, I'm sorry, Mr. President,
24. we have...we are honored to have Senator Rupp's
25. lovely wife in the balcony and his six lovely daughters.
26. And we would like for them to stand and also we are honored
27. to have our leader on the Republican side of the aisle, Mrs.
28. Shapiro and we would like to have them all stand if they would,
29. please.

30. PRESIDENT:

31. Senate Bill 501, Senator Graham.

32. SENATOR GRAHAM:

33. Mr. President, now might be a good time to pass it.
34. Nobody is listening. I move that we do concur in House

1. Amendments to 501. The staffs on both sides of the aisle
2. have been apprised of this and I ask for a favorable
3. roll call.

4. PRESIDENT:

5. Is there any discussion? Senator Buzbee.

6. SENATOR BUZBEE:

7. Well, Mr. President, we had asked for a letter
8. from Dr. Mandeville indicating their approval
9. of some of these amendments. As of yet, we have not
10. received that and the Governor's press conference which
11. he will hold the day after the Session is over, to indicate
12. how much he thinks the Legislature has gone over his budget.
13. I would like for him to subtract these figures because they
14. had indicated the administration was in support of
15. although Dr. Mandeville has not, at this point, given us
16. that letter, but I concur in these...in these amendments
17. and think we ought to vote in the affirmative.

18. PRESIDENT:

19. The question is shall the Senate concur in House
20. Amendments 1, 2, 3, 4, 5, 6, and 12 to Senate Bill 501.
21. Those in favor will vote Aye. Those opposed will vote
22. Nay. The voting is open. Have all voted who wish?
23. Have all voted who wish? Take the record. On that question
24. the Ayes are 52, the Nays are...on that question the Ayes
25. are 53, the Nays are none, none Voting Present.
26. Senate...the Senate does concur in House Amendments 1, 2, 3,
27. 4, 5, 6, and 12 to Senate Bill 501 and the bill having
28. received the required constitutional majority is declared
29. passed. Senate Bill 622, Senator Knuppel.

30. SENATOR KNUPPEL:

31. Mr. President and members of the Body. There were
32. two...let's see, I think...no, there were four amendments
33. to this bill in the...in the House that three of which were

1. adopted and I consented to the adoption of the one which
2. dealt with the excluding from the effect of this bill
3. industrial insurance, health industrial insurance which
4. is paid weekly. Another amendment was put on which makes
5. a revision requiring the Department of Insurance to run a
6. survey on what they call fair insurance, basic property
7. insurance and the fourth one was of little or no
8. consequence as far as I could see. And I move that
9. we concur in the amendments which were put on in the
10. House.

11. PRESIDENT:

12. Will...may we have some order. Will the members
13. please be in their seats. Will the Sergeant-at-Arms
14. see that the Floor is cleared of unauthorized persons.
15. Senator Graham.

16. SENATOR GRAHAM:

17. I'm surprised when you ask the members to return to
18. their seats, that they ignore your plea and I think after
19. all, you were elected President of the Senate.
20. I...I'm really surprised.

21. PRESIDENT:

22. Any further discussion? The question is...
23. Senator Knuppel has moved to...that the Senate concur in
24. House Amendments 2, 3, and 4 to Senate Bill 622.
25. The question is: shall the Senate concur in House Amendments
26. 2, 3, and 4 to Senate Bill 622. Those in favor will vote
27. Aye. Those opposed will vote Nay. The voting is open.
28. Have all voted who wish? Have all voted who wish?
29. Take the record. On that question the Ayes are
30. 54, the Nays are none, none Voting Present. The Senate does
31. concur in House Amendments 2, 3, and 4 to Senate Bill 622
32. and the bill having received the required constitutional
33. majority is declared passed. Senate Bill 624, Senator
34. Knuppel, with House Amendment No. 1.

1. SENATOR KNUPPEL:

2. The amendment to 624 reduced the amount of cannabis
3. or fixed an...an amount that you had to be over fifteen
4. grams of cannabis before it would be called smuggling.
5. In other words, if you had one joint in your pocket, you
6. wouldn't be smuggling contraband into prison. So they...
7. in the House, they set that it only applied to when it was
8. more than fifteen grams and they removed alcoholic
9. liquors which had been considered contraband. Both of
10. these amendments were necessary to pass the bill in the House
11. think they do any harm to the bill in any great measure
12. and I would move that we concur in the amendments.

13. PRESIDENT:

14. Senator Graham.

15. SENATOR GRAHAM:

16. Senator Knuppel, I'm sorry that the House Soperized
17. your bill. I know what you're trying to do. I know
18. what you tried to do to start with. Now, in this bill
19. with your motion prevailing, will be better than nothing.
20. But it's not what we needed. It's not what you wanted. I'm
21. sorry that they cannibalized your bill over there cause
22. alcohol in a prison can do as much damage as marijuana
23. or anything else. And I'm going to tell you, some of these
24. guys that put that amendment on over there. I'd like
25. to put about four quarts of alcohol in the Stateville penitentiary
26. in one of those...in one of those cell houses and turn them
27. lose in that and they'll tell them what alcohol will do for
28. them, but this is a step in the right direction. I'm
29. sorry we couldn't do better.

30. PRESIDENT:

31. Senator D'Arco.

32. SENATOR D'ARCO:

33. Will the sponsor yield for a question?

1. PRESIDENT:

2. Indicates he will yield.

3. SENATOR D'ARCO:

4. John, how many grams...I mean, how many cigarettes
5. constitute fifteen grams?

6. SENATOR KNUPPPEL:

7. I don't know if you read the morning paper or not
8. where that lady in Michigan hit some other legislator
9. over the head for smoking pot. I don't smoke pot. I
10. don't know.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator D'Arco.

13. SENATOR D'ARCO:

14. Well, I...I think now, the intent of the bill was
15. to say that if you have fifteen or less grams, it wouldn't
16. be considered contraband, but if you had fifteen or more,
17. it would be, right? But we don't know what fifteen
18. or less equalizes to in terms of the number of cigarettes,
19. right?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Knuppel.

22. SENATOR KNUPPPEL:

23. I turned to the...I turned to the younger crowd
24. here that would know about those things. They don't seem to
25. know either, how many cigarettes...I thought I'd find
26. out real quick. But, I don't really know how many
27. cigarettes fifteen grams of...of cannabis is.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator D'Arco.

30. SENATOR D'ARCO:

31. It's been so long for me, that I don't know either.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Mitchler.

1. SENATOR MITCHLER:

2. Thank you, Mr. President and members of the Senate.
3. I don't really know what type of an agreement the House
4. came to anybody to eliminate the intent of Senator Knuppel's
5. bill. But as I understand, your original bill, Senate
6. Bill 624 amended the Criminal Code to make it a Class 4
7. felony to bring an item of contraband into a penal institution.
8. And it defined an item of contraband means any alcoholic
9. liquor, cannabis, controlled substance, hyperdermic syringe
10. or needle or weapon or such terms are herein defined.
11. Now, if the House over there put Amendment No. 1 on and
12. said item of contraband and meaning deletes alcoholic
13. liquor and cannabis and replaces the definition of cannabis as meaning
14. more than fifteen grams of cannabis, why I can't
15. understand why the House would do that. I can't imagine
16. how you could lift or not have a restriction on bringing
17. any alcoholic liquor or controlled substance or any
18. of these materials and I thought you had a terrific bill,
19. Senator Knuppel. I don't know why we have to agree with
20. this amendment. I think that the House to come up with this
21. here is a compromise. I think it's compromising in the
22. wrong direction. Now, maybe I suppose you're not supposed
23. to take a gun into a penal institution. But maybe if it's
24. got only one bullet in it, it's all right. Maybe if the
25. chamber isn't loaded in it's...entirely, that makes it
26. all right. You can't bring any alcohol...liquor into
27. a penal institution and I don't know how we should...I certainly
28. am not going to vote for an amendment like this that would
29. allow it. Now, maybe somebody has got a better explanation,
30. I don't know. I don't get in there. Maybe Senator Graham
31. can enlighten us a little bit.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Just a moment. Do we have leave to shoot silent film?

1. Leave is granted. Senator Graham.

2. SENATOR GRAHAM:

3. Senator Knuppel, I think if we concur in this House
4. Amendment, I think we've placed an undue burden on the
5. people at the gates in these penitentiaries are charged
6. with the duty of shaking down these people when
7. they come in. Now, I...I think in our own best judgment,
8. Senator, and I would hope we could work this out, why don't
9. we send this back and maybe those knuckleheads over there
10. will get the idea.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. Well, I...I presented it to the Body and the Body
15. can refuse to concur and in that event it will go back.
16. I heard a legislator here today call some pretty bad
17. names. Said he backed up on his proposition. I had to
18. accept that amendment to get it out of committee. So,
19. it's up to this Body. I...I'm going to vote
20. for concurrence because that's the...the compromise I had
21. to make to get it out of committee and I'm not going to
22. take the heat over there that some of the fellows over here
23. put on a fellow when they said he backed up. I don't think
24. he did. I think sometimes you have to do things and so
25. I move to concur. If it doesn't get the thirty votes, it
26. will go back.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Soper.

29. SENATOR SOPER:

30. Yes, I take the position that the next thing they'll
31. ask is it will be easier to let them grow the marijuana
32. in the prison farm because it will be cheaper and then after
33. that, they'll let them have a still because then they

1. wouldn't have to pay the tax on it. And you know, this...to
2. have any contraband go into a prison is...is...is really...
3. really bad. Prisoners...they're confined and then give them
4. alcohol and marijuana? Let's get...somebody must be nuts.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? Senator Knuppel.

7. SENATOR KNUPPEL:

8. Well, this bill doesn't say that they can...

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Just...just a moment. Senator D'Arco.

11. SENATOR D'ARCO:

12. Explain the bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Knuppel is closing.

15. SENATOR KNUPPEL:

16. ...the bill does not authorize the taking of contraband
17. and...and there's no doubt that these...that in most
18. instances, the people will be searched and no liquor
19. or contraband will get in. One of the...one of the people
20. on the committee there said, have you ever been to
21. prison? I said yeah, I went once. They took everything I
22. had on off. They stripped me clear down to the...to the
23. skin you know, and then when I asked to get my nitroglycerin
24. back, it scarred them to death. But, she says that she
25. had visited people in prison and that they got thoroughly
26. searched. This doesn't allow or encourage the taking of
27. cannabis or alcoholic beverages into the...into the prison,
28. but what...what they were saying is well, a person may have
29. some alcohol on him and...and he may be smoking some
30. marijuana and so forth. I don't think the amendment is a
31. good one, but I put it on to get it out. So, vote
32. your conscience.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

All right. The question is shall the Senate concur in

1. House Amendment Nos. 2 and 3 and 4 to Senate Bill 622.
2. Those in favor vote Aye. Those opposed Nay. The voting
3. is open. 622 is the proper bill number. Just a moment.
4. I think we better correct that. Mr....All right. Let's
5. restate the question. 624, is, in fact, the number.
6. And the...and the amendment is No. 1. I'm sorry. I looked
7. just immediately above 624. The amendment is No. 1.
8. All...the question is...I want to take the record again.
9. Those in favor of the adoption of Amendment No. 1 to House
10. Bill 624 vote Aye. Those opposed Nay. The voting is open.
11. Concurrence in House Amendment No. 1. ...voted who wish?
12. Take the record. On that question the Ayes are 24, the
13. Nays are 23. The Senate...the Senate does not concur in
14. House Amendment No. 1 to Senate Bill 624 and the Secretary
15. shall so advise the House. Senate Bill 689, Senator Schaffer.
16. Senator Hynes.

17. SENATOR HYNES:

18. Mr. President and members of the Senate.

19. A couple of announcements. It is our intention to run
20. through the Calendar for...here for the next forty-five
21. minutes or so or an hour and then we will recess until
22. 4:00 o'clock so the Conference Committees can meet and at
23. 4:00 o'clock when we return, we will handle any remaining
24. matters that are before us at that time. So, I would ask
25. that everyone be back promptly at 4:00 o'clock in order
26. that we may get on with the business and get it over with.
27. In addition to that, I would like to point out to the
28. membership that we are distributing courtesy of the Legislative
29. Information System, a printout which shows the status of all
30. the Conference Committees and membership where they are
31. as of 11:00 a.m. I'd like to congratulate the Commission and
32. Senator Regner, the Chairman, on the help they've given us
33. is providing all of this information this Session and I would

1. also like to request formally that we get another
2. printout effective as at 4:00 p.m. when we return.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Schaffer. Senator Regner, for what purpose do you arise?

5. SENATOR REGNER:

6. Just to ask a question of the President. Senator Hynes,
7. do you want it as of 4:00 standing or earlier than that or
8. for pass out at 4:00?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Hynes.

11. SENATOR HYNES:

12. Why don't...why don't we discuss it privately?

13. I'm not sure of the question you're asking me.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Schaffer, as to Senate Bill 689.

16. SENATOR SCHAFFER:

17. House Amendments 1 and 2 would simply require that
18. the notification required by this bill to foster parents
19. be done by certified mail. The Department is prepared to live
20. with this. I think Senator Berman and I think Senator Rock
21. have had this issue discussed with them and I...I think there's
22. concurrence and I see some nodding heads and if there is
23. concurrence, I move to concur in House Amendments 1 and 2
24. on Senate Bill 689.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Rock.

27. SENATOR ROCK:

28. Yes, thank you, Mr. President and Ladies and Gentlemen of
29. the Senate. A couple of General Sessions ago, I passed
30. a bill which required notice to foster parents and
31. notice which they were not theretofore receiving. It was
32. interpreted to mean notice by virtue of summons
33. and while in the County of Cook, we have not had any

1. particular problem. Downstate, particularly it's a problem.
2. I think these amendments are good ones and I would urge
3. concurrence.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there discussion? The question is shall the Senate
6. concur in House Amendments 1 and 2 to Senate Bill
7. 689. Those in favor vote Aye. Those opposed Nay. The
8. voting is open. ...voted who wish? Take the record. On
9. that question the Ayes are 50, the Nays are none.
10. The Senate does concur in House Amendments No. 1 and 2
11. to Senate Bill 689 and the bill having received the
12. required constitutional majority is declared passed.
13. Senator Rock, Senate Bill 728. Senate Bill 801, Senator
14. Guidice. Senate Bill 826, Senator Bruce. Proceed.

15. SENATOR BRUCE:

16. Thank you, Mr. President. My motion will be to concur with
17. House Amendment No. 1 to Senate Bill 826. We discussed this
18. earlier. The amendment adds in twenty-one people into the
19. pension system who are presently teaching in ROTC programs,
20. at least in Rockford, Illinois, they are teaching in the
21. public high schools and this is one for the noncommissioned
22. officers. The present head of ROTC programs are retired
23. officers. In each program, there's one additional officer
24. who is a noncommissioned officer and by Statute, he must
25. be...participate in the program. The officer in charge
26. is certified. The noncommissioned officer...the non-
27. commissioned individual is noncertified, thus he does not
28. qualify for any pension system, but the Federal Government
29. requires that they be covered by some system. So, unless the
30. law has changed, the...which would put the amendment into
31. the Municipal Retirement Fund, the Municipal Retirement
32. Fund cannot accept him. They do receive a pension presently,
33. but it is between three and five hundred dollars. I'm told

1. that these are generally sergeants who have not graduated from
2. college and therefore cannot be certified in the State of
3. Illinois. They have no social security benefits. The Internal
4. Revenue Service says they must be under some program. The
5. logical program appears to be the Municipal Retirement
6. System. The Pension Laws Commission and the...agrees and
7. said that this is a proper amendment as has Mr. Jack
8. Edmond of the Municipal Retirement Fund indicated that they
9. are happy to have them. I am told that it...affects
10. approximately twenty-one to twenty-five noncommissioned
11. noncertified teaching individuals in the State of Illinois.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Thank you, Mr. President. Mr. President, yesterday,
16. I spoke in opposition to this amendment. And since then,
17. the misunderstanding has been cleared up. My opposition
18. was based on the fact that I thought we were talking about
19. active duty military personnel who are assigned to teach
20. in ROTC classes and universities. That, in fact, is not the
21. case, I find out now. What we're talking about here is
22. high school ROTC who apparently in a very few communities
23. in this State is offered in the public high schools, Rockford
24. being one of those and these people are retired military
25. personnel and the officer in charge of that...of that
26. unit is also a retired military personnel but he is
27. considered certified and as such, apparently falls under
28. the Teachers' Pension System. The noncommissioned officers
29. are the ones who do not have the college degrees. They are
30. teaching there. They are noncertified so they cannot fall
31. under the Teacher's Pension System and instead they are
32. asking to come into the IMRF which the Federal Government
33. apparently mandates that they all come into that. I see

1. absolutely nothing wrong with this and I think we ought
2. to make the move for them and I would rise in support of
3. this concurrence.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there discussion? Senator Hickey.

6. SENATOR HICKEY:

7. Thank you, Mr. President. I just want to say that this
8. is...that it involves over twenty other high school ROTC
9. programs besides Rockford. Rockford is just one small
10. part of this.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there further discussion? The question is shall
13. the Senate concur in House...just a moment. Senator Glass.

14. SENATOR GLASS:

15. Well, Mr. President, I would like to have one point
16. clarified. Maybe it...maybe it has been, the sponsor will
17. yield.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Indicates he will.

20. SENATOR GLASS:

21. Yesterday, the point was brought up that these...
22. these retired military personnel who are already on
23. pensions of their own...has that...has that point been
24. answered and if so, would you repeat the answer?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Bruce.

27. SENATOR BRUCE:

28. Yes, these are...the noncommissioned officers have retired.
29. They are generally sergeants who have not graduated from
30. college. They have a very low pension, I'm told between
31. three and five hundred dollars a month and somehow the
32. Internal Revenue Service is mandated under these programs that
33. they be in some pension program for their present employment.
They are employees of the school district. The problem is they

1. don't know where to put them. IMRF says they will take
2. them as long as we change the Statute to let in these
3. twenty-one individuals.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? The question is shall
6. the Senate concur in House Amendments No. 1 to Senate Bill
7. 826. Those in favor vote Aye. Those opposed Nay. The
8. voting is open. ...those voted who wish? Take the
9. record. On that question the Ayes are 49, the Nays are
10. none. The Senate does concur in House Amendment No.
11. 1 to Senate Bill 826 and the bill having received
12. the required constitutional majority is declared passed.
13. Senate Bill 919, Senator Berman. Proceed.

14. SENATOR BERMAN:

15. This would be the motion for amendment...House
16. Amendment No. 2, is that correct, Mr. President?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. As indicated on the Calendar, that is correct.

19. SENATOR BERMAN:

20. All right. Thank you. I move to concur in House
21. Amendment No. 2 to Senate Bill 919. As this bill left
22. the Senate, it deleted two paragraphs or two provisions
23. of the Insurance Code...two provisions of the Insurance
24. Code which put certain limits on the level of group
25. life insurance that could be written in Illinois. The
26. levels were a three hundred and fifty percent of annual
27. compensation and another level of a hundred thousand dollars.
28. We have taken...the Senate took off those limitations.
29. There was also in some preceding language, a limitation
30. regarding twenty thousand dollars. That language
31. also the House determined, is antiquated and is a
32. undue restriction on the ability of insurance brokers and
33. agents in Illinois to write group life. All that this amendment

1. does is extend the language so that we have also taken off
2. the twenty thousand dollar limitation. I move to concur
3. in House Amendment No. 2.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? The question is shall the
6. Senate concur in House Amendment No. 2 to Senate Bill 919.
7. Those in favor vote Aye. Those opposed Nay. The voting
8. is open. ...voted who wish? Take the record.
9. On that question the Ayes are 53, the Nays are none.

10. The Senate does concur in House Amendment No. 2 to Senate
11. Bill 919 and the bill having received the required
12. constitutional majority is declared passed. Senate Bill
13. 1361, Senator Schaffer. Proceed.

14. SENATOR SCHAFFER:

15. House Amendment No. 1 to this bill would require
16. that when an applicant for a permit by the Certificate
17. of Need Board alters the application after the local
18. hearing provision with the regional local planning health
19. agency, that if that application change is over a hundred
20. thousand dollars, that the local planning agency be given
21. a chance to hold another public hearing to get public
22. reaction to what in this case, would be a major change.
23. This amendment is accepted by the Certificate of Need
24. Board. I think it protects the public from having hearings on
25. the subject and then at...later in the stage. have the whole
26. thing turned around. I think it makes sense. I know of no
27. opposition and I move to concur in House Amendment to
28. Senate Bill 1361.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? Question is shall the Senate
31. concur in House Amendment No. 1 to Senate Bill 1361. Those in
32. favor vote Aye. Those opposed Nay. The voting is open.
33. ...those voted who wish? Take the record. On that question

1. the Ayes are 52, the Nays are none. The Senate does concur
2. in House Amendment No. 1 to Senate Bill 1361 and the bill
3. having received the required constitutional majority is
4. declared passed. Senate Bill 1367, Senator Harber Hall.
5. Proceed.

6. SENATOR HARBER HALL:

7. This is...this bill, as introduced, made a simple
8. technical correction in the Liquor Control Act and
9. by eliminating some unneeded language. It was amended
10. in the House to provide that the Liquor Control
11. Commission would have a nonvoting member from the industry.
12. I would move adoption...I would move concurrence in
13. House Amendment No. 1.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Is there discussion? The question is shall the Senate
16. ...Senator Buzbee.

17. SENATOR BUZBEE:

18. Well, yes, I would ask a very simple question. I have
19. no expertise in this field whatsoever, but since nobody
20. else is going to rise on it, why do we need a nonvoting
21. member from the Liquor Industry on the Liquor Control
22. Commission? We've...it's been working pretty well,
23. the way I understand it, with three voting members who do
24. not have any vested interest and I would use the same
25. argument, Senator, that you used the other day, I believe
26. or at least some members from your side of the aisle
27. about the nonvoting student member on the Commerce...on the
28. Scholarship Commission. Why should we have a nonvoting
29. vested interest person who is a member...who is in the
30. liquor industry being on the Liquor Control Commission?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Harber Hall.

33. SENATOR HARBER HALL:

1. I have no expertise in this matter, probably less than
2. you, Senator, but I'm glad you used my argument and I would
3. certainly support any move that would provide that this
4. nonvoting member, if this is adopted, would be able to vote.
5. He would continue to be unable to vote or to have any
6. other undue influence over the commission. The need for this
7. as explained to me is that often times matters come up
8. concerning taxation and interstate transportation of liquor
9. and that with liquor dealer...with a liquor dealer or industry
10. individual there, he can answer a lot of questions since
11. he has no right to vote or any other prerogative of the
12. commission, his position on the board would be helpful.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Buzbee.

15. SENATOR BUZBEE:

16. Well, we know what you're up to. Next year, you'll
17. be back wanting to give them the vote just like you said the
18. students would last week. And then pretty soon, why, we'll
19. have the whole board loaded down and I think this is a
20. bad precedent. I think it's a bad idea. If we can't let
21. students serve as nonvoting members of the Scholarship
22. Commission, we can't let vested interest liquor dealers
23. serve as nonvoting members of a Liquor Control Commission.
24. I think it's a bad idea and ought to be defeated.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Netsch.

27. SENATOR NETSCH:

28. Touche, Senator Buzbee. But apart from the very
29. valid analogy to these...it seems to me that it's a very
30. bad idea. I can't really think of any major regulatory
31. board quite of this scope that has a member from the
32. industry on it with or without a vote. Admittedly, our
33. licensing boards do. They are somewhat different and they

1. all ought to be changed anyway. But it seems to me that
2. it's bad for several reasons. One, that one person who is
3. on the board even though nonvoting, is going to have undue
4. influence, influence out of all proportion to even other
5. members of the industry and that, I think itself, is a very
6. bad reason. That one person will represent only one
7. point of view and there may be even within the Liquor Industry,
8. different points of view about what is good or bad for
9. "the Liquor Industry" and again his viewpoint is going to
10. be out of proportion. I would also suggest that while it is
11. probably perfectly legitimate for the Liquor Commission to
12. know the point of view of those in the industry which it is
13. regulating, I don't think it has ever lacked for considerable
14. information and expression of viewpoint from those who are in
15. the industry, so I don't think it's a case where they are
16. going to be deprived of necessary information. It seems to me
17. it's an extremely bad precedent particularly in this sensitive
18. an industry and it ought to be nonconcurrent in.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Walsh.

21. SENATOR WALSH:

22. Will the Gentleman yield for a question?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Indicates that he will yield.

25. SENATOR WALSH:

26. Senator Hall, I have some reservations about this
27. myself and I think some of those over here do
28. as well. I wonder, would you accept a substitute motion
29. to nonconcur and maybe this could be referred to a
30. Conference Committee.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there further discussion? Senator Hall.

33. SENATOR HARBER HALL:

1. I think...I think that would be up to you to make that
2. motion. I certainly don't object to that motion.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Walsh.

5. SENATOR WALSH:

6. Mr. President, I do make a substitute motion that...

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Well...we...

9. SENATOR WALSH:

10. ...the House...that the Senate nonconcur.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. ...hold on. We do not recognize substitute motions.

13. You may...you may make a motion to Table Senator Hall's
14. motion, but I would point out to the Body that eventually
15. we are either going to have a roll call on concurrence
16. or nonconcurrence. If there are not thirty votes, it's going
17. to be nonconcurrent with in any event. Is there further
18. discussion? Senator Rock.

19. SENATOR ROCK:

20. Well, yes. I...I understand and frankly agree with
21. Senator Walsh's intent. However, we are dealing here with
22. a little larger principle. The sponsor has control. If he
23. wishes to make a motion to concur, he should make that motion.
24. If it fails, we have, in fact, nonconcurrent. But to allow
25. substitute motions or motions to Table is just...it seems
26. to me, is...is a bad precedent.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The motion to Table would be in order, if you wish
29. to make that. Senator Harber Hall.

30. SENATOR HARBER HALL:

31. I now move that this Body nonconcur in amendment
32. to 1367.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. The motion is to nonconcur in House Amendment No. 1
2. to Senate Bill 1367. Is there discussion? Favor Aye. Opposed
3. Nay. The Ayes have it. The Secretary shall so inform the
4. House. Are there further bills on the Order of Concurrences
5. that any Senator wishes to call. Senator...Senator
6. McMillan. Is there leave to go to the Order of Nonconcurrences
7. for a...for a motion to recede? Leave is granted. Senator
8. McMillan is recognized on House Bill 1071, page 5 of your
9. Calendar.

10. SENATOR McMILLAN:

11. Mr. President, I move to...that we refuse to recede
12. from the Senate Amendment to House Bill No. 1071 and that
13. a Conference Committee be appointed.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator McMillan moves that the Senate refuse to recede
16. from the adoption of Amendment No. 1 to House Bill 1071
17. and that a Conference Committee be appointed. You've heard the
18. motion. Those in...is there discussion? Those in favor
19. say Aye. Opposed Nay. The Ayes have it and the Secretary
20. shall so inform the House. Can I have your attention, please.
21. Is there leave to go to the Supplemental Calendar on
22. Conference Committee Reports on adoption of Conference
23. Committees...Reports that have returned? Leave is granted.
24. Senate Bill 325, Senator Sommer. Senator Sommer is
25. recognized on the First Conference Committee Report on Senate
26. Bill 325.

27. SENATOR SOMMER:

28. Mr. President, I do not see Senator Carroll here, but this
29. should not be any problem. We are agreed and I can explained
30. the two small things we did, if you wish.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Carroll is in a telephone booth. If someone could...
33. all right. Senator Sommer, proceed.

1. SENATOR SOMMER:

2. The Conference Committee Report simply made a small...
3. a technical change in relation to a bill that was defeated
4. here. It changed the name of a fund which was no problem and
5. the second thing is we reduced the salaries of the commissioners
6. who hear these cases from eighteen to a thousand I think, to
7. sixteen thousand. They had proposed eighteen. It was reduced
8. to sixteen.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President. I agree on Senator Sommer's
13. remarks and would urge the members to accept the report of
14. conference on the Court of Claims bill. I think it was a good
15. compromise of all sides of all issues and I would urge a
16. favorable vote.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there further discussion? The question is shall
19. the Senate adopt the Conference Committee Report on Senate
20. Bill 325. Those in favor vote Aye. Those opposed vote Nay.
21. The voting is open. Have all voted who wish?
22. Have all voted who wish? Take the record. On that question
23. the Ayes are 56, the Nays are none, none Voting Present.
24. The Senate does adopt the Conference Committee Report on
25. Senate Bill 325 and the bill having received the required
26. constitutional majority is declared passed. Senate
27. Bill 332, Senator Roe.

28. SENATOR ROE:

29. Mr. President, I would move that we adopt the First
30. Conference Committee Report. It simply restores the bill to
31. the condition it was when it passed the House and came to the
32. Senate. The two employees requested by the Racing Board
33. exemptions have been received from the Bureau of the Budget.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? Senator Carroll.

3. SENATOR CARROLL:

4. Thank you, Mr. President. I, too, would agree with
5. Senator Roe and urge adoption of the Conference Committee
6. Report. We did allow the House to restore these two
7. positions when they showed us the absolute necessity for
8. the continued good operations of the Racing Board and
9. I would urge a favorable vote.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? The question is
12. shall the Senate adopt the First Conference Committee
13. Report on Senate Bill 332. Those in favor vote Aye. Those
14. opposed vote Nay. The voting is open. Have all voted who wish?
15. Take the record. On that question the Ayes are 54, the
16. Nays are none, none Voting Present. The Senate does
17. adopt the Conference Committee Report on Senate Bill 332
18. and the bill having received the required constitutional
19. majority is declared passed. Senate Bill 337, Senator
20. Ozinga. Senator Ozinga. Senate Bill 337. Conference
21. Committee on Financial Institutions. Senate Bill 339,
22. Senator Berning. Conference Committee Report on
23. Emergency Services. Senator Berning.

24. SENATOR BERNING:

25. I move the Conference Committee Report be accepted and
26. so moved, Mr. President.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Heard the motion to adopt the Conference
29. Committee Report. Is there discussion? Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President. Yes, I would agree with Senator
32. Berning. We have restored some of the funds to this particular
33. agency, although not all and I think they can live within
34. the funds we have restored and I would urge a favorable vote.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? The question is shall the
3. Senate adopt the Conference Committee Report on Senate
4. Bill 339. Those in favor vote Aye. Those opposed vote Nay.
5. The voting is open. ...all voted who wish? ...all voted
6. who wish? Take the record. On that question the Ayes
7. are 54, the Nays are none, none Voting Present.
8. The Senate does adopt the Conference Committee Report on
9. Senate Bill 339 and the bill having received the required
10. constitutional majority is declared passed. Senate
11. Bill 543, Senator Weaver. Senator Weaver on the Floor?
12. Senator Regner, on 337. Senate Bill 337, the First Conference
13. Committee Report. Senator Regner is recognized.

14. SENATOR REGNER:

15. Mr. President and members of the Senate. The Conference
16. Committee Report restores about ninety-four thousand dollars
17. that was originally cut in House Amendments. And I would
18. move for the adoption of Conference Committee Report No.
19. 1 on Senate Bill 337.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. You've heard the motion. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President. I do join in Senator Regner.
24. We did restore some of the funds they needed especially for the
25. currency exchange investigations and I would urge a favorable
26. vote. Department of Financial Institutions.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there further debate? The question is shall the
29. Senate adopt the First Conference Committee Report on Senate
30. Bill 337. Those in favor vote Aye. Those opposed vote Nay.
31. The voting is open. Have all voted who wish? Have all voted
32. who wish? Take the record. On that question the Ayes are
33. 56, the Nays are none, none Voting Present. The Senate does adopt

1. the First Conference Committee Report on Senate Bill 337
2. and the bill having received the required constitutional
3. majority is declared passed. Is Senator Weaver on the Floor
4. yet? Conference Committee Reports on House Bills.
5. House Bill 168, Senator Savickas. Is Senator Savickas
6. on the Floor? Senator Savickas is recognized.

7. SENATOR SAVICKAS:

8. Yes, Mr. President. I move the adoption of the
9. Conference Committee Report.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? All right. Senator
12. Grotberg.

13. SENATOR GROTBORG:

14. Yes, will the sponsor please tell us what the
15. Conference Committee Report is.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Savickas.

18. SENATOR SAVICKAS:

19. Yes, it makes the bill a little better.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Grotberg.

22. SENATOR GROTBORG:

23. I think you'll find if you read that Conference
24. Report carefully, that the home rule provision has been
25. stricken from the smoking act, is that correct
26. for those cities that don't have home rules so now Chicago is
27. out of it and everybody else in the State of Illinois is in,
28. is that right, Senator?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Savickas.

31. SENATOR SAVICKAS:

32. No, everybody is in including Chicago. The Home Rule
33. Amendment was stricken.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Grotberg.

3. SENATOR GROTBORG:

4. But as I understand it in your community, you have
5. your own smoking regulation by city council resolution,
6. am I correct, and...what I want the Body to know is that this
7. bill is now going out there stark naked for everybody in
8. the world to vote against and I would certainly recommend
9. a No vote on this Smoking Act.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Netsch.

12. SENATOR NETSCH:

13. Thank you. Senator Savickas, you have now by the
14. Conference Committee Report, eliminated the Home Rule
15. Amendment. That means that this Act is now applicable
16. throughout the State of Illinois. At the same time, municipalities
17. or counties which have stricter ordinances may also
18. enforce their own ordinances, is that a fair statement of
19. it?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Savickas.

22. SENATOR SAVICKAS:

23. That is completely fair.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Netsch.

26. SENATOR NETSCH:

27. That is to say accurate?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Savickas.

30. SENATOR SAVICKAS:

31. Fair and accurate.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Netsch.

1. SENATOR NETSCH:

2. Thank you. Then, I think the bill is in very good
3. shape. It was passed by a very similar bill by very
4. substantial margin in the Senate last Session and it just
5. got tied up in some complicated questions over the Home
6. Rule Amendment. That issue has now been totally resolved
7. and eliminated from this bill. It is extremely important
8. and I would strongly urge concurrence in the Conference
9. Committee Report.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. ...discussion? Senator Rhoads.

12. SENATOR RHOADS:

13. Well, as this bill left the Senate, there was only
14. about eighteen percent of the State's population
15. covered in it after the Home Rule Amendment had gone
16. on. Now, have any other changes been made other than
17. removal of the Home Rule Amendment? All right. You're
18. shaking your head no. Then, is this preemptive? Is...
19. the stricter city ordinance would apply?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Savickas.

22. SENATOR RHOADS:

23. It would not apply?

24. SENATOR SAVICKAS:

25. It is not preemptive. The stricter city ordinance
26. or local Home Rule Ordinance would apply over this.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Mitchler.

29. SENATOR MITCHLER:

30. Well, I...Mr. President and members of the Senate.
31. I believe when the bill was originally discussed it was
32. pointed out that those municipalities that had stricter
33. regulations relating to the protection of the rights of non-

1. smokers, that would prevail. And at the time, I believe,
2. when the bill passed, am I not correct, it did exempt
3. those municipalities namely the City of Chicago, I might
4. say, the great City of Chicago and the great suburban area
5. of Cook County from this because they were both home
6. rule units of government. And now this removes the Home
7. Rule Amendment so I think it's good that this...rather
8. limited type of a restriction on smokers for the protection
9. of the rights of nonsmokers would prevail. And maybe someday
10. that we can come up to the wisdom of the great City of
11. Chicago and the great suburbs of Cook County and the Cook
12. County council there and board that have implied more
13. stricter...more stricter...so this is a good bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further debate? Senator...Senator Rock.

16. SENATOR ROCK:

17. Well, aside from the fact that it's a lousy bill,
18. I disagree with the answer that was given to Senator Rhoads
19. and I would ask a ruling from the Chair. Under...under
20. Article VII, Section 6 which concerns itself with the powers
21. of home rule units, if you look at subsection G
22. we can, in fact, do this, but it's going to require in my
23. opinion, a three-fifths vote of the membership.
24. This is a power exercisable by home rule units.
25. Now, the fact that the City of Chicago has...has imposed
26. an even more stringent ordinance or regulation is frankly,
27. the City of Chicago's business. I would remind the membership
28. that there are a number of other home rule units throughout
29. this State and they are, in fact, being preempted by this
30. action and I would require a ruling...ask a ruling of the Chair.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Rock, the problem the Chair has is the Conference
33. Committee Report which is before this Chair, is a recommendation

1. that the Senate recede from Senate Amendment No. 1. Since
2. this is a House Bill, the bill is within the domain of the
3. House and the amendment is not before the Chair and if you
4. ask for a ruling, it will require that we take this from
5. the record until such time as the Chair can actually
6. see Senate Amendment No. 1. Senator Rock.

7. SENATOR ROCK:

8. Well, with all due respect to the Chair, we...we are
9. attempting, at least, final passage from this Body and
10. I suggest to you before we have final passage from that
11. Body I am going to require a ruling from the Chair.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Well, the problem is, Senator Rock, that the Chair
14. does not have House Bill 168. It is in the House in their
15. billroom with Senate Amendment No. 1 attached thereto.
16. And the Chair cannot see anything but the paper which says
17. we shall recede and so short of seeing the amendment, it's
18. impossible for the Chair to make a ruling and
19. if we will take it from the record,...is there leave to remove
20. it from the record? Take it from the record. Leave is
21. granted. For what purpose does Senator Clewis arise?

22. SENATOR CLEWIS:

23. Mr. President and members of the Senate. Just to take
24. opportunity to say that this is another reason that the
25. Illinois State Senate could use House Bill 1436.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. House Bill 822, Senator Don...Senator Moore.

28. SENATOR MOORE:

29. Thank you, Mr. President, members of the Senate. I would
30. move you, Mr. President, that the Senate do concur in the
31. Conference Committee Report on House Bill 822 which
32. is not accurately described in the supplemental Calendar for
33. Thursday, June 30th, 1977. What the bill does, what the

1. Conference Committee recommends, provides that liquor
2. may be dispensed or delivered to any building belonging to
3. or under the control of any city, village incorporated
4. town or a park district or at ballrooms at State
5. universities. ' To my knowledge, there is only one
6. ballroom at a State university and that is in Senator
7. Vadalabene's district. The objections that others had as
8. far as opening this thing up for all the State universities
9. has been closed by the insertion of the word to include
10. ballrooms at State universities. I'd be happy to answer
11. any questions, or if not, I would ask for a favorable
12. roll call.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there discussion? Senator Wooten.

15. SENATOR WOOTEN:

16. Senator Moore, I'm not reading that in my Conference
17. Committee Report on House Bill 8222. Does that language come
18. from another amendment? All I'm reading is the deletion here.
19. Deleting lines twelve and thirteen and inserting in lieu
20. thereof, the following, liquors may be delivered or
21. dispensed in any building belonging to or under the
22. control of any city, village, incorporated town or park
23. district, oh, I see, or ballrooms at State universities.
24. Does this incorporate the problem Senator Davidson was trying
25. to address?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Moore.

28. SENATOR MOORE:

29. Yes, it does, Representative Wooten. The problem that
30. Senator Davidson had and also the problem that Senator
31. Vadalabene had are resolved by this...by the Conference
32. Committee Report.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Rupp.

2. SENATOR RUPP:

3. Thank you, Mr. President. I don't want to go through
4. my beer stomach...beer drinking thing again, but I think this
5. is just another...the same thing they're trying to do here
6. they were the other day. I do feel that parents are entitled
7. to one spot where they can take their families and not be
8. bothered and pestered by beer drinkers like me. I do
9. ask that it...that we continue to refuse to have this extention
10. of the liquor into the parks.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Soper.

13. SENATOR SOPER:

14. Well, thank you Mr. President. Now, every Senator
15. has a little problem. Now, if we're going to settle all these
16. little problems foist all these little problems on the
17. whole State, you know, it's nice to have somebody say to
18. you that belongs to a park board or something, we'd like to
19. make a couple of bucks and we'd like to do this, but then
20. you screw up the whole State. They want to do it out there,
21. let them do it. But don't give it to us and make it general.
22. I think this is a bad...this is a bad...bad thing and I
23. don't think we should do it to the whole State. You're going
24. to have more troubles in your parks and in...your various
25. districts that you can't handle and there's nothing worse
26. than going to a park and having a bunch of drunks roaming
27. around throwing around cans.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Wooten.

30. SENATOR WOOTEN:

31. Yeah, for the second time. The reason I wanted to...
32. isolate that point is because I do object to this. This says
33. any park district under the control of any city, village,

1. incorporated town. You know, we have buildings in the
2. parks that I am associated with and I don't want this. We
3. have enough problems as it is right now. It's simply not
4. a good idea.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Daley.

7. SENATOR DALEY:

8. Mr. President and fellow Senators. This bill is only
9. permissive. The local officials must pass an ordinance
10. to allow and it only allows the delivery. This is usually
11. a banquet area in a special park district facility. I think
12. it's a good bill. It gives the local officials the
13. responsibility.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Mitchler.

16. SENATOR MITCHLER:

17. Well, Mr. President and members of the Senate.
18. I think you may look at this bill as a foot in the door.
19. Because once you allow...once you allow liquor to be
20. delivered and dispensed in any buildings belonging or
21. under control of any city, village, incorporated town or
22. park district, ballrooms at State universities, one of these
23. days when these civic centers get up, you'll be having all
24. of this booze delivered down there in Vadalabene Hall down
25. in Edwardsville. And I think this is a foot in the door for
26. something that you're going to make it wide open.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, just so we get a little bit of this air cleared
31. up. We're talking specifically about delivering wine or
32. beer into a ballroom. This is not for resale. What has
33. presently happened in the last year since this has been

1. stopped at SIU Edwardsville Marillion Ballroom that all the
2. big functions, the Illinois Manufacturers Association, the
3. Chambers of Commerces, the Republican Party and the Democratic
4. Party have had to go through private industry for their...
5. for their banquets. Where beer, drink and whiskey are sold
6. all night long. There is no sale of liquor in this bill
7. at the university. This is for like when I have my
8. annual event there, Senator Davidson was there. Senator
9. Bill Harris came down. This is just to serve some wine at
10. these functions. No beer. Senator Daley came down there and
11. wine is sold on the premises. So, don't get this misconstrued
12. with little kids. There are no little kids at these
13. functions that come at the SIU Edwardsville. This is a nightly
14. affair and the university has a spacious ballroom where they
15. can utilize it for the taxpayers of the area and this is a
16. good amendment and I would move for its adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Glass.

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End of reel.

1. SENATOR GLASS:

2. Well, Mr. President and Ladies and Gentlemen. If...if
3. the language of the bill said what Senator Vadalabene just
4. said, I might be willing to support it, but it certainly
5. doesn't say just that. I don't see where it prohibits
6. the sale of any beverages and it isn't limited to ballrooms.
7. It includes any city, village, incorporated town or park
8. district building. So I think it goes too far.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? The question is shall the Senate adopt...the
11. question is shall the Senate adopt a Conference Committee Report on
12. Senate...House Bill 822. Those in favor vote Aye. Those opposed vote
13. Nay. The voting is open. Have all voted who wish? Have
14. all voted who wish? Take the record. On that question
15. the Ayes are 30, the Nays are 21, none Voting Present.
16. The Senate does adopt the Conference Committee Report
17. on House Bill 822 and the bill having received the
18. required constitutional majority is declared passed.
19. Senator Harber Hall. For what purpose do you arise?
20. Senator Harber Hall requests a verification of those
21. who voted in the affirmative. Will the members please
22. be in their seats. Secretary please call those who
23. voted in the affirmative.

24. SECRETARY:

25. The following voted in the affirmative: Berman,
26. Berning, Buzbee, Carroll, Chew, Clewis, D'Arco, Daley,
27. Davidson, Donnewald, Egan, Guidice, Kenneth Hall, Hickey.
28. Joyce, Kosinski, Lane, Lemke, Leonard, Maragos, Merlo,
29. Moore, Netsch, Rock, Savickas, Schaffer, Shapiro,
30. Vadalabene, Weaver, Mr. President.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Harber Hall, do you question the presence
33. of any member?

1. SENATOR HARBER HALL:
2. Senator Berman.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Berman is on the Floor.
5. SENATOR HARBER HALL:
6. Senator Chew.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is Senator Chew on the Floor? Is Senator Chew on the Floor?
9. Strike his name, Mr. Secretary.
10. SENATOR HARBER HALL:
11. Senator Lane.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Is Senator Lane on the Floor? Senator Lane. Strike his
14. name, Mr. Secretary. The question...the roll...any further...
15. Senator Hall? On that...on that question the Ayes are 28,
16. the Nays are 21, the Conference Committee Report is not
17. adopted and the Secretary shall so inform the House. For
18. what purpose does Senator Vadalabene arise?
19. SENATOR VADALABENE:
20. Yes, I'm wondering now that we have these Conference
21. Committees going all over the place and our Legislators
22. take advantage of these people being in Conference Committees
23. get their names stricken off the roll call, I think is a very
24. discourteous measure. And I...and I wish something could be done in
25. that respect.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. For what purpose does Senator Don Moore arise?
28. SENATOR MOORE:
29. Parliamentary inquiry, Mr. President.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. State your point.
32. SENATOR MOORE:
33. What procedure do we go through now to have a second
34. Conference Committee appointed, or would that be done automatically?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. I...I think the message will go to the House and
3. informing them that we did not adopt the First Conference
4. Committee Report at which time they will inform...the
5. message will come back and then you can request a
6. second. Well, Senator Moore, I'm told that you can
7. now request that this time that a Second Conference
8. Committee Report, a Conference Committee be formed
9. and the request will be honored. Senator Vadalabene
10. for what purpose do you arise?

11. SENATOR VADALABENE:

12. Yes, again on the same subject, when there's
13. a verification of the roll call, could we have five
14. or ten minutes to go get these members that are in
15. these Conference Committees?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Well, Senator Vadalabene, I think your point is
18. well taken that we should in these last hours of the
19. Session each use or best judgment on all of the procedures
20. in the Senate and try to realize some members may be
21. involved in activity other places. But the rules do
22. allow and rightly so the question of the presence of
23. any member. Senator Vadalabene.

24. SENATOR VADALABENE:

25. Yes, I've always said if you're going to play
26. dirty pool, play it in a pool room.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Wooten.

29. SENATOR WOOTEN:

30. Senator Vadalabene, I may point out that these issues
31. have already failed before this Body. It is not unreasonable
32. that they fail a second or third time. I don't think there's
33. anything underhanded or unusual. These are not popular
34. issues and I will point out to you that this is an expanded

1. matter from what was rejected before.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Well, Gentlemen, I think the...Senator Maragos.

4. SENATOR MARAGOS:

5. I want...a parliamentary inquiry because we may have
6. similiar situations coming...arising the rest of the day,
7. maybe tomorrow. On...is there any type of postponed
8. consideration for this type of reports. I'm asking, ever.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Yes.

11. SENATOR MARAGOS:

12. Could the sponsor of this proposal be asked for
13. postponed consideration on this measure?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Had he asked that, it would have been honored.
16. It...it is well beyond the pale at this point.

17. For what purpose does Senator Shapiro arise?

18. SENATOR SHAPIRO:

19. Well, Mr. President, I think Senator Vadalabene's
20. point is well taken as you indicated. We are so close
21. to the 1:30 recess, why don't we recess now until
22. 4:00 p.m. and come back our...the rest of our
23. business. Unless there is some other order that you
24. want to go to that does not require the full attendance
25. of the Senate.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Well, perhaps we could...Senator Hynes. We do
28. have a couple of easement bills we might be able to
29. get out of here. Senator Hynes.

30. SENATOR HYNES:

31. Mr. President, I...I would exceed to the request
32. of the Minority leader and I...I think it does make

33.

1. some sense, but I would suggest this. That we stand at ease
2. so that when messages come over from the House, and there
3. will be some coming they are a little behind on the
4. paper work, that we can come in and read those messages
5. and perhaps find the individual Senators for purposes
6. of getting the Conference Committees in operation.
7. So if the Senate will stand at ease until 4:00 o'clock
8. and I would ask all of the members to be back at 4:00
9. o'clock so that we do not have verification problems
10. and that we can take up the important substantive
11. matters that are left.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. All right. The motion is that the Senate stand
14. in recess. at ease, stand at ease and we will start
15. conducting full fledged business at 4:00 p. m. We'll...
16. subject to the call of the Chair. The Secretary now
17. has...we are at ease...the Secretary will read in some
18. messages from the House.

19. SECRETARY:

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

21. Mr. President - I am directed to inform the
22. Senate that the House of Representatives refused to
23. recede from their Amendment No. 1 to bill with the
24. following title: Senate Bill 596. They request
25. a Conference Committee and the speaker has appointed
26. to those...as those members of the House, Darrow, Mudd,
27. McClain, Epton and Edgar.

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

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. For what purpose does Senator Rock arise?

31. SENATOR ROCK:

32. That...that is my Senate Bill and I am...is it proper
33. to accede to the request of the House that a Conference

1. Committee be appointed. I thought that's what it was all
2. about.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Well, we were going to read them all in, Senator Rock.
5. Perhaps that would be advisable...

6. SENATOR ROCK:

7. Oh.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. On Senate Bill 596, Senator Rock accedes to the request
10. of the House that a Conference Committee be appointed.
11. So ordered.

12. SECRETARY:

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

15. Mr. President - I am directed to inform the
16. Senate that the House of Representatives refused to
17. recede from their amendment to a bill with the following
18. title: Senate Bill 881. They request a Conference
19. Committee and the Speaker has appointed on the part of
20. the House, Representatives Chapman, Jaffe, Huff, Gaines
21. and Pullen.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Schaffer moves that the Senate accede
24. to the request of the House that a Conference Committee
25. be appointed. Discussion? Those in favor Aye. Opposed
26. Nay. The Ayes have it. And the Senate accedes to
27. the request to appoint a Conference Committee.

28. SECRETARY:

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

30. Mr. President - I am directed to inform the
31. Senate that the House of Representatives refused to
32. recede from their Amendment No. 1 to a bill with the
33. following title: Senate Bill 880. And request a

1. Conference Committee and the Speaker has appointed Representative
2. Barnes, Lechowicz, Houlihan, Peters and Davis.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. It's Senate Bill 880 handled by Senator Regner. Senator
5. Shapiro will make the motion that the Senate accede to the
6. request of the House...of the House that a Conference
7. Committee be appointed. Is there discussion? Those in favor say Aye.
8. Opposed Nay. The Ayes have it. The Senate accedes to
9. the request of the House that we appoint a Conference
10. Committee.

11. SECRETARY:

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

13. Mr. President - I am directed to inform the
14. Senate that the House of Representatives refused to
15. recede from their Amendment No. 3 to a bill with
16. the following title: Senate Bill 1023. Request
17. a Conference Committee and the Speaker has appointed
18. on the part of the House Representatives Capparelli,
19. Pierce, Mudd, Molloy and McBroom.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. That...Senate Bill 1023 is handled by Senator
22. Egan. Senator Rock moves that the Senate accede to
23. the request of the House that a Conference Committee
24. be appointed All in favor say Aye. Opposed Nay.
25. The Ayes have it. A request of the House to appoint
26. a Conference Committee will be honored.

27. SENATOR HYNES:

28. May I have the attention of the membership, those
29. that are within hearing distance. I would urge you to
30. move the Conference Committees that you are on. Any of
31. you who are Chairman of Conference Committees, the House
32. will be in Session all afternoon. They have a fairly full
33. Calendar and I think it would be possible to complete
34. many of those if you go over to the House and get them
35. under way. We want to have as many completed when we

1. return...at four o'clock as possible. Secondly, would you
2. make sure that your secretaries know where you are for
3. the rest of the afternoon.

4. PRESIDENT:

5. The Senate will please come to order. Messages
6. 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
10. Senate that the House of Representatives has acceded
11. to the request of the Senate for First Conference to
12. consider the difference between the two Houses in regard
13. to Senate Amendment No. 4 to House Bill 2402. Further
14. directed to inform the Senate that the House...Speaker
15. of the House has appointed the following members as a
16. committee of the House: Mann, Beatty, Hart, Walsh and
17. Cunningham.

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

19. I am directed to...Mr. President - I am
20. directed to inform the Senate that the House of
21. Representatives has acceded to the request of the Senate
22. for the First Committee of Conference to consider the
23. difference between the two Houses in regard to Senate
24. Amendment No. 1 to House Bill 526. Further directed to
25. inform the Senate the Speaker of the House appointed on
26. the part of the House, Representative Schneider, Capparelli,
27. Mudd, Keats and Friedrich.

28. A similiar message on House Bill 84...845 and the
29. Speaker has appointed as the committee on the part of the
30. House, Greiman, Hanahan, Giorgi, Daniels and Ewing.

31. Like...a similiar message on House Bill 1216 and the
32. Speaker has appointed as part of the House, Laurino,
33. Capparelli, Pouncey, Bluthardt and Reilly.

1. A like message on the part of the House on House Bill
2. ...from the House on House Bill 1399. The Speaker has appointed
3. members of the...on the part of the House, Hart, Brandt,
4. Holewinski, Abramson and McBroom.
5. A like...similiar message on House Bill 1428 and the
6. Speaker has appointed as a committee as part of the...on
7. ...as part of the House, Representative Madigan, Taylor,
8. Darrow, Kent and Peters.
9. Like...similiar message on House Bill 1412 and the
10. Speaker has appointed as the committee on a part of the
11. House, Hanahan, Schisler, ...Mulcahey, Regney and Friedrich.
12. A like message on House Bill 1762 and the Speaker has
13. appointed as the committee on the part of the House, Greiman,
14. Tipsword, Jones, Schuneman and Sandquist.
15. A like message on House Bill 1806 and the Speaker has
16. appointed as a committee from the House, Laurino, Capparelli,
17. Robinson, Bluthardt and Kempiners.
18. A like message on House Bill 1829, the Speaker's
19. appointed as a committee on a part of the House, Hart,
20. Brandt, Davis, Collins and McBroom.
21. A like message on House Bill 2306 and the Speaker has
22. appointed the House Committee of DiPrima, Doyle, Vitek,
23. Meyer and Lauer.
24. House...a like message relative to House Bill 2069.
25. Speaker has appointed as members of the House, Katz,
26. Houlihan, Getty, Abramson and Leinenweber.
27. A like message on House Bills 659, and the Speaker has
28. appointed as a committee, Terzich, DiPrima, Mann, Kent
29. and Peters.
30. A like message on House Bill 1062 and the Speaker has appointed
31. ...Representative part of the House Committee, Capparelli,
32. Mudd, Greiman, Waddell, and Friedrich.
33. A like message on House Bill 1109 and the Speaker

1. has appointed as a committee of the House, Laurino, Capparelli,
2. Pouncey, Collins and Pullen.

3. A like message on House Bill 1217. The Speaker has...
4. a committee on the part of the House, Laurino, Caparelli,
5. Pouncey, Bluthardt and Reilly.

6. A like message on House Bill 341. The Speaker has
7. appointed as committee on part of the House, Representatives
8. Taylor...Jacobs, Mautino, Simms and Keats.

9. A like message on House Bill 1736, the Speaker has
10. appointed a committee of Matijevech, Kozubowski, Darrow,
11. Polk and Cunningham.

12. A like message on House Bill 1033. The Speaker has
13. appointed a committee of Representatives Matijevech,
14. Kozubowski, Darrow, Cunningham, Winchester.

15. A like message on House Bill 741. The Speaker has
16. appointed as committee of the House, Representative Mudd,
17. Terzich, Stuffle, Bartulis, and Huskey.

18. PRESIDENT:

19. The Senate will stand at ease subject to the call of
20. the Chair.

21. PRESIDENT:

22. The hour of 4:00 o'clock having arrived, the Senate
23. will come to order. Messages from the House.

24. ACTING SECRETARY: (MR. FERNANDES)

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 refused to
28. concur with the Senate in the adoption of their amendment
29. to a bill with the following title: House Bill 1222
30. with Senate Amendment No. 1. Senator Rock is the
31. Senate sponsor.

32.
33.

1. Mr. President - I am directed to inform the Senate
2. the House of Representatives has refused to recede from
3. their Amendment No. 5 to a bill with the following title:
4. Senate Bill 29. And the Speaker has appointed the...and
5. request a First Conference Committee and the Speaker has
6. appointed the House membership.

7. Mr. President - I am directed to inform the
8. Senate the House of Representatives has acceded to the
9. request of the Senate for a First Conference Committee
10. to consider the differences of the two Houses in
11. regard to Senate Amendment No. 2 to a bill with the
12. following title: House Bill 908. And the Speaker has
13. appointed the Conference Committee.

14. Like message on House Bill 841 and the Speaker has
15. appointed the House Committee.

16. A like message on House Bill 840 and the Speaker
17. has appointed the House Committee.

18. A like message on House Bill 1105 and the Speaker
19. has appointed the Conference Committee on the part
20. of the House.

21. A like message on House Bill 52 and the Speaker has
22. appointed the Conference Committee on the part of the
23. House.

24. A like message on House Bill 245 and the Speaker has
25. appointed the Conference Committee.

26. Mr. President - I am directed to inform the Senate
27. that the House of Representatives has refused to recede
28. from their Amendment No. 5 to a bill of the following title:
29. Senate Bill...

30. Mr. President - I am directed to inform the
31. Senate that the House of Representatives has concurred
32. with the Senate in the passage of a bill with the
33. following title: Senate Bill 752 together with the

1. following amendments, in the adoption of which I am instructed
2. to ask concurrence of the Senate, to-wit:

3. House Amendment No. 2, 4, 5, 6, 7, 8, 16, 18,
4. 19, 20, 22, 23, 24, 25, 28, 29, 30, 31, 32, 34,
5. 35, 36, 37, 38, 41, 42, 43, 44, 45 and 46.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. On the Order of Supplemental Calendar, Conference
8. Committee Reports...Conference Committee Report with
9. respect to 543. Ring the bell, Mr. Sergeant-at-Arms.
10. Senator Weaver.

11. SENATOR WEAVER:

12. Thank you, Mr. President. I would move that the
13. Senate accept the Conference Committee Report on Senate
14. Bill 543. In essence, this place is the State University's
15. Retirement System in line item posture at gross payout
16. with the surveys at the Pension Laws Commission level of
17. net payout plus two percent. This is seven million dollars
18. below the bill as introduced and if anyone has any questions
19. I'll be happy to try to answer them for them.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Mr. President, thank you. I concur with what Senator Weaver
24. has just said and ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Is there any further discussion? The question is shall
27. the Senate adopt the Conference Committee on Senate Bill
28. 543. Those in favor will vote Aye. Those opposed will vote
29. Nay. The voting is open. Senator Buzbee, will you spin
30. around and vote me Aye please. Have all voted who wish?
31. Have all voted who wish? Take the record. On that
32. question the Ayes are 52, the Nays are none, none Voting
33. Present. The Senate does adopt the Conference Committee

1. Report on Senate Bill 543 and the bill having received the
2. required constitutional majority is declared passed.
3. Senator Guidice. On the Order of Conference Committee
4. Reports, House Bills, House...Conference Committee Report
5. on House Bill 1001. Senator Guidice.

6. SENATOR GUIDICE:

7. Thank you, Mr. President and members of the Senate.
8. I would move that we adopt the Conference Committee
9. Report on House Bill 1001. It was a change, it was
10. a technical error in our original Senate amendment that
11. was sent over there. It came back. It is in proper
12. form now and I would move that we adopt it.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Is there any discussion? The question is shall
15. the Senate adopt the Conference Committee Report on
16. House Bill 1001. Those in favor will vote Aye. Those
17. opposed will vote Nay. The voting is open. Senator
18. Hynes, will you vote us Aye, please, or vote me Aye
19. please. Have all voted who wish? Have all voted who
20. wish? Take the record. On that question the Ayes
21. are 51, the Nays are none, none Voting Present. The
22. Senator does adopt the Conference Committee Report
23. on House Bill 1001 and the bill having received the
24. required constitutional majority is declared passed.
25. On the Order of the Supplemental Calendar, Conference
26. Committee Reports with respect to House Bills, the
27. Conference Committee Report on House Bill 1062.

28. Senator Schaffer.

29. SENATOR SCHAFFER:

30. Mr. Chairman, the Conference committee Report
31. replaces a defective Senate amendment which changes
32. two spelling errors and puts a prohibition for the land
33. being used as a junk yard or for billboards. I move
34. that we concur in the Conference Committee Report No. 1

1. to House Bill 1062.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? The question is shall the

4. Senate adopt the Conference Committee Report on House

5. Bill 1062. Those in favor will vote Aye. Those opposed

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

7. wish? Have all voted who wish? Take the record. On

8. that question the Ayes are 53, the Nays are none, none

9. Voting Present. The Senate does adopt the Conference

10. Committee Report on House Bill 1062 and the bill having

11. received the required constitutional majority is

12. declared passed. 2089, Senator Knuppel. 2098 on

13. the Supplemental Calendar the Conference Committee

14. Report with respect to House Bills. 2089. That's...

15. SENATOR KNUPPEL:

16. Yes, House Bill 2089 is a bill that came from the

17. House designed to give more information to the taxpayer

18. whose property had been sold at a tax sale. The Conference

19. Committee, after thrashing around for a bit, agreed that

20. they should change the five month provision when it

21. says that not...not more than six months, it's changed

22. to five months now, give the taxpayer notice. And what

23. it will read is, is that they will give him notice of what

24. he owes and in addition thereto, it will provide, the

25. above amount is subject to increase at six month intervals

26. from the date of sale, check with the County Clerk as

27. to the exact amount you own before redeeming. Payment

28. must be by certified check, cashier's check, money order

29. or in cash and it's dated, which the present notice is

30. not. We felt this was a reasonable resolution of the

31. differences which there were with respect to giving

32. additional notice to the taxpayer in this notice that

33. he would have to redeem from. I move that we adopt

1. the Conference Committee Report.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Soper.

4. SENATOR SOPER:

5. Thank you, Mr. President. Senator Knuppel, I...I don't

6. have the...I don't have the part that you change in front

7. of me, but would you say this. Does the...the sentence

8. that you have in the above amount is subject to increase

9. at six month intervals. Does that change the time the...

10. the time for the...for the redemption?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. It does not change the time for redemption. There is

15. a provision in the law that says the taxpayer will receive

16. notice after the sale within five months after the sale,

17. now. It was within six months after the sale, telling

18. him of the amount that he owes. And this...this does

19. not change the interest rates that it's been in for

20. nor does it change the two year period of redemption.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Soper.

23. SENATOR SOPER:

24. So, the only thing you're doing...the reason I'm

25. asking, Senator Knuppel. We worked on this thing for

26. two years in order that the City of Chicago, who, well...

27. they had about...Oh, I'd say they had about thirty or

28. forty million dollars coming in in unpaid taxes and these

29. tax sales were made to take property that was being

30. used and...or that weren't paying taxes and in order

31. to get this stuff on the tax roll and they had so

32. many pieces of vacant. Now, if you don't increase the

33. time for redemption, you just put in another notice.

1. You say the...this is the only notice, additional notice, that...
2. that..that they're going to receive, so that they really
3. understand the amount of money that they own and the
4. what the amount of interest is going...is going to cost
5. them. If that's the way it is, it's all right with me.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Knuppel.

8. SENATOR KNUPPEL:

9. You are absolutely correct. There is no additional
10. notice. No change in time. Just additional information
11. so the taxpayer may know what he owes and make redemption.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Glass. Senator
14. Hynes.

15. SENATOR HYNES:

16. Does the sponsor yield to a question?

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates he will yield. Senator Hynes.

19. SENATOR HYNES:

20. Senator, I...my impression was that this bill was
21. in good shape when it left the Senate and I...and now
22. it has been changed to recede from the amendments
23. that we put on, and in addition makes a change reducing
24. the time period from six months to five months. Could
25. you tell me why that was done?

26. PRESIDING OFFICER: (SENATOR ROCK:

27. Senator Knuppel.

28. SENATOR KNUPPEL:

29. Well, of course, it was in good shape as far as we were
30. concerned. It wasn't in good shape as far as they were
31. concerned because it didn't do, the way it left the
32. Senate, it didn't do what it did when it left the House.
33. When it left the House the purpose was to tell the taxpayer

1. on a given date, what he owed. We changed it and took that
2. out and provided what it was sold for and some other
3. language that was not what Representative Mann and the
4. House has attended. They wanted this man to know on
5. a given date he owed X number of dollars, so they did
6. not concur in the amendment. Now, we worked on it,
7. Senator Glass and I worked on it and there was a feeling
8. then, even then, that the man should know what he owed
9. on a given date, but there was a problem because at
10. the time the notice was given...given you could have
11. mailed it one day and by the time the person actually
12. received the notice the amount would have changed, so
13. that was the reason it was moved back to the five months
14. instead of six months. This gives the man from the
15. time you mail it, a month to receive it and without
16. the amount changing. Then when you went past the six
17. months, see it changes every six months, it changes
18. six months, twelve months, eighteen months and then
19. of course at the twenty-four month period there's
20. no longer any time for redemption. So that was the
21. reason we changed from six back to five was so the
22. man had the notice in his grubby little hand, let's
23. say, for at least a month before there would be a
24. change in amount. Then we said this will change at
25. six month intervals and that if you don't pay attention
26. you're going to have additional, if you don't redeem,
27. you're going to have additional cost, penalties and
28. more to pay. We felt in the Conference Committee this
29. isn't what come out of the House neither is it what
30. came out of the Senate. But we think it's a much
31. better bill and gives the taxpayer the kind of information
32. he needs.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Further discussion? Senator Glass.

2. SENATOR GLASS:

3. Thank you, Mr. President. Senator Knuppel, I...I
4. have no problem with the additional language. As you
5. know we went around and around about how best to inform
6. the taxpayer of the fact that the amount shown on...on
7. the notice of redemption was going to be increased.
8. And I think the way you've done it here is fine. Now,
9. I have heard and I'd like to know more about it. I
10. have heard that there is some...there was some objection
11. to reducing the six month period to five months. I
12. don't know why that should be because it seems to me
13. within five months after the sale there ought to be
14. time enough, but apparently there is some objection
15. to that and...and do you know the source of it or
16. what the problem is with respect to the five month
17. period?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Knuppel.

20. SENATOR KNUPPTEL:

21. In the Conference Committee I didn't hear any
22. objection at all. In fact everybody was overjoyed
23. at the suggestion and I've not heard anything to the
24. contrary since.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Any further discussion? Senator Knuppel may
27. close the debate.

28. SENATOR KNUPPTEL:

29. I'd appreciate a favorable roll call and get this
30. thing out of here.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Question is shall the Senate adopt the Conference
33. Committee Report on House Bill 2089. Those in favor

1. will vote Aye. Those opposed will vote Nay. The voting is
2. open. Have all voted who wish? Have all voted who wish?
3. Have all voted who wish? Take the record. On that question
4. the Ayes are 47, the Nays are 1, 5 Voting Present. House...
5. the Senate does adopt the Conference Committee Report on
6. House Bill 2089 and the bill having received the required
7. constitutional majority is declared passed. On the
8. supplemental Calendar on the Order of the Secretary's
9. Desk we have two items and I would ask the membership's
10. attention. On page 5 of your regular Calendar is Senate
11. Resolution 211 by Senator Berning. Senator Berning on
12. the Floor? All right. On the...on the Secretary's Desk
13. on the supplemental Calendar we have...what I'm attempting
14. to say is we have two resolutions left to deal with. One
15. is on the Secretary's Desk on the supplemental Calendar,
16. the other should have been on the Secretary's Desk, is on the
17. Secretary's Desk, Senate Resolution 211. On the Order of
18. Secretary's Desk, House Joint Resolution 49, Senator Berman.
19. SENATOR BERMAN:

20. Thank you, Mr. President. House Joint Resolution
21. 49 creates the...Joint Legislative Committee on Public
22. Utilities Laws. This commission will consist of sixteen
23. members to study the Illinois Statutes and case law
24. relating to public utilities. It's purpose will be
25. to determine whether changes should be made in the Statues
26. and to determine the feasibility of codifying Statutes
27. relating to public utilities. This is an area of grave
28. concern to the Legislators as well as to the public at
29. large and I move the adoption of HJR 49.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. Well, of course this resolution would have gone to the

1. Executive Committee, but I'm Chairman of the Senate Agriculture
2. and Conservation Energy Commission which handles most...public
3. utilities Legislation and it certainly seems to me that this
4. kind of a resolution comes very belatedly. That the Resolution
5. should be referred to the Executive Committee. It's...it's
6. of great import and I can't see just forming a commission
7. or a committee of sixteen people to study something on the
8. basis or whim of some late arrival of...on the eleventh
9. hour here in this Senate. I think that as Chairman of the
10. Illinois Resources Commission, as Chairman of the...of the...of
11. the Committee on Energy Resources and Utilities that go
12. through here and also as a member of the Executive Committee
13. that I should have an opportunity to study this proposal
14. and to see what it's going to cost, to hear some input on
15. it from both sides and I don't think it's something we
16. should pass at the eleventh hour.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Netsch.

19. SENATOR NETSCH:

20. Could I ask the sponsor, would you just describe
21. the mechanism by which the members would be selected?

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Sponsor indicates he will yield.

24. SENATOR NETSCH:

25. I assume they are all Legislative members. Are they
26. taken from any of the joint...any of the standing committees?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Berman.

29. SENATOR BERMAN:

30. Let me describe what the membership will be. There...

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Yes, Senator Mitchler, for what purpose do you arise?

33. SENATOR MITCHLER:

1. Well, a point of order here. Do we have a copy of this
2. resolution...that has it been distributed? I...I don't have
3. one on my desk and I want to ask a second question, was
4. there leave of the Body to have this put on the Secretary's
5. Desk? Or when it came over?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Yes.

8. SENATOR MITCHLER:

9. There was leave?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. There was leave.

12. SENATOR MITCHLER:

13. What time was that? I...I've..I've been on the Floor
14. ...I've been on the Floor since 4:00 o'clock and I
15. have not heard that.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. It was...I...I understand. I understand the message was
18. delivered this morning and at that point leave was
19. given to put it on the Secretary's Desk for the
20. purpose of the supplemental Calendar. Senator Mitchler.

21. SENATOR MITCHLER:

22. I'd like to request that a copy of this be placed
23. on each of our desks if we're going to consider it at
24. this time.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. That...that request is in order. Take it out of
27. the record. Senator Knuppel.

28. SENATOR KNUPPEL:

29. Well, if we've got time to fiddle around with a
30. lot of new bull, how about us going to Concurrence
31. No. 110. I want to get the hell out of here.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Yes...now wait, wait. Just relax. We're just
34. about to say the next order of business is, if you'll
35. look on your Calendar, page 3, we will move then to the

1. Order of the Secretary's Desk on the Order of Concurrence.
2. On the Order of the Secretary's Desk, on the Order of
3. Concurrence, Senate Bill 110.

4. SENATOR KNUPPEL:

5. I move to concur in the House amendment to Senate
6. Bill 1110. All that does is provide for a method of
7. selecting delegates to the many conventions of either
8. party. It has nothing to do with the selection of
9. delegates to the National Convention. You all have
10. your LIS record there on it and all it provides is
11. delegates and alternate delegates to the National
12. Conventions other than National Nominating Conventions
13. shall be chosen according to procedures established
14. by the appropriate State Central Committee of a political
15. party established pursuant to this article which may include
16. ...which may include the procedures prescribed in Sections
17. 7-14.1 of this Act, which I think, is by election. I move
18. that we concur.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Is there any discussion? Senator Wooten.

21. SENATOR WOOTEN:

22. I rise in opposition to concurrence on Senate Bill 110
23. for the following reasons. I think you've all, many of you
24. have received a memorandum on this which omits a few things.
25. This is the very subject over which we had a protracted
26. battle in the last Session. This identical bill was
27. defeated in committee. It was passed after a long
28. hagggle. In the last Session was vetoed by Governor Walker
29. for the very sound reason that it doesn't mandate anything.
30. It says...it...the language in the bill, I consider it
31. artful, it authorizes, it doesn't...it doesn't mandate.
32. What is simply means is the State Central Committee
33. if free to do anything it wants and I would prefer the

1. present situation where we have nothing covering
2. this so that we are bound by the rules of the...of the...
3. of the National Committee and we elect our representatives.
4. I think that's a good procedure and I simply cannot go
5. for this. It is, as I say, artful language. We fought
6. the battle before. It doesn't mandate anything. It doesn't
7. say you shall do anything. It uses the word, authorizes,
8. which means that the State Central Committee can do
9. anything it wants and I...at this late hour, to put a
10. bill that has already been defeated on this bill is
11. ...a process I'm not in favor of anyway, but I certainly
12. remain in opposition to this as I have for about three
13. years now.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any further discussion? Senator Bruce.

16. SENATOR BRUCE:

17. Thank you, Mr. President and members of the Senate.
18. I rise in opposition to the bill for basically the same
19. reasons as indicated by Senator Wooten. This would allow
20. the State Central Committee to choose the number of
21. delegates to the...to a National Convention other than
22. a National Nominating Convention. To be chosen by
23. any method established by a State Central Committee.
24. Under the NDC rules, I think it's Rule 9, this is only
25. one of several ways that people can be selected to
26. attend the...a mini convention within the Democratic
27. Party. This bill was passed over some severe objection
28. and vetoed by Governor Walker on September the 22nd
29. of 1975 stating that this bill would give the State
30. Central Committee a totally free hand in choosing
31. delegates to the National Conventions. This is wrong.
32. The law should require that these delegates be allocated
33. fairly throughout the State and chosen by an election,
34. open selection process. Therefore I am withholding my
35. approval. There are therefore two flaws in the bill.

1. One is, and the more important one most likely, is how
2. are the delegates to be divided throughout the
3. Congressional Districts of the State of Illinois. The last
4. time we divided it on the basis of the number of votes
5. cast for the congressman within the overage given to
6. at large delegates within that Congressional District. That
7. would violate that by allowing the State Central Committee
8. to allocate the number of delegates in any manner that
9. they wish. The second problem is that the delegates would
10. be selected by caucus which the National Democratic Rules
11. do not...they approve of that procedure, but they do not
12. look upon it with favor. I think that it's beneficial
13. that the people in the party get a chance to elect their
14. delegates to the mini convention and it is these people
15. who determine the rules which eventually lead to a election of a
16. Democratic President. It's a very important matter. It's
17. a matter that, frankly, I'm surprised is put on a bill
18. that was to remove sex discrimination in the Election Code
19. and frankly I think I might just resent it just a tad.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Any further discussion? Senator Hynes.

22. SENATOR HYNES:

23. Mr. President, I rise in support of concurrence in
24. this amendment. This is a...this bill would fall within
25. the guidelines established by the Democratic National
26. Committee. I think that it is the best way to go and
27. it would give to the State Central Committee the ability
28. to set up procedures to...select the delegates to the
29. mini convention. I think the overwhelming...majority
30. of the members of the Democratic Party would support
31. this approach and I think this Senate ought to.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Any further discussion? Senator Rhoads.

1. SENATOR RHOADS:

2. I'm not sure that it's clear whether this bill applies
3. exclusively to the Democratic Party. There has been discussion
4. by the Republican National Committee that our party might also
5. go to a mini convention procedure. Senator Knuppel, do you
6. know the...whether there's a choice, whether there's an
7. option in the Statutes here or would this apply to both
8. parties if the Republican Party should go to a mini conven-
9. tion.

10. PRESIDING OFFICER: (SENATOR ROCK):

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well, Sir, you know, I put my file away and I'm going
14. to have to get it back out. I didn't think there was
15. going to be any argument on this bill. Just a second here.
16. I...I just thought it was so simple. Let's see. Well, I...I
17. assume it would apply to Republican Party too because it
18. says delegates and alternate delegates to the National
19. Conventions other than National Nominating Conventions.
20. And it doesn't draw any distinction between Democrats
21. and Republicans. You really can't tell by looking at them
22. in their suits and dresses, what they are.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Rhoads.

25. SENATOR RHOADS:

26. Well, I think I may have an answer, Senator Knuppel,
27. if this applies only to that alternative, is it B or C,
28. the delegates? One applies to the Republican Party and
29. the other to the Democratic Party. Do you know which it
30. is? If...if it...if it's alternative B then it applies
31. exclusively to your party.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. Well, I'm just...it...it's, Chapter 46, paragraph...
3. Section 7, paragraph 14-2. That's all I can tell you.
4. I can't tell you whether it's B, E, or D or F. Maybe it's Z.
5. PRESIDING OFFICER: (SENATOR ROCK)

6. Any further discussion? Senator Knuppel may close
7. the debate.

8. SENATOR KNUPPEL:

9. Well, all this really applies to is the mini conven-
10. tions, it doesn't have one thing with...with the National
11. Conventions and I think those are mostly social get to-
12. gethers anyway. But in argument, I think Don Wooten
13. whom I respect very much in other ways, suggested that
14. this had been vetoed by Governor Walker. Well, Governor
15. Walker, as I've said before if you ever go to a
16. county fair, would have made one hell of a collision
17. derby driver. He's always in reverse. And whatever...
18. the direction everybody else is going and that's the
19. best recommendation I can tell you to vote for this
20. bill. I generally watched him when he was Governor and
21. I voted against the way he stood. I've got Berman as
22. a guide now, but...but I always vote the opposite way
23. and I know I'm right ninety percent of the time. I'd
24. appreciate a favorable roll call.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. The question is shall the Senate concur in House
27. Amendment No. 1 to Senate Bill 110. Those in favor
28. will vote Aye. Those opposed will vote Nay. The
29. voting is open. (Machine cut-off)...voted who wish?
30. Have all voted who wish? Take the record. On that
31. question the Ayes are 38, the 8...the Nays are 8, 7
32. Voting Present. The Senate does concur in House Amendment No. 1
33. to Senate Bill 110 and the bill having received the required

1. constitutional majority is declared passed. Senator Hynes,
2. for what purpose do you arise?

3. SENATOR HYNES:

4. Mr President, it may not be of any import, but I just did
5. want to respond to Senator Rhoads' inquiry. This...this
6. applies to either party, but it allows the State Central
7. Committee of that party to select the procedures. And in the
8. case of the Democratic Party, the Illinois State Central
9. Committee is governed by the National guidelines. So that
10. whatever the Democratic National Committee establishes as
11. the alternatives available to a state, they would be the
12. ones from which the State party would have to select.
13. So in the case of the Republican Party, whatever the
14. National Committee determined, the State Central Committee
15. would have any of those choices.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. On the Order of Secretary's Desk on Concurrence,
18. Senate Bill 152, Senator Carroll.

19. SENATOR CARROLL:

20. Thank you, Mr. President. First I would move
21. that the Senate do concur in House Amendment No. 2.
22. The is the amendment that placed the act under the
23. Administrators Procedures Act and I know of no objection
24. to concurrence with House Amendment No. 2.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. The question is shall the Senate concur in House
27. Amendment No. 2 to Senate Bill 151. Those in favor will
28. vote Aye. Those opposed will vote Nay. The voting is
29. open. Have all voted who wish? Have all voted who wish?
30. Take the record. On that question the Ayes are 31, the
31. Nays are 10, 1 Voting Present. The Senate does concur
32. in Amendment No. 2 to Senate Bill 152. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President. I don't see Harber Hall on
2. the Floor, but Amendment No. 1 was the one he was concerned
3. with on Senate Bill 152. And in an effort to save the State
4. some millions of dollars in zerox costs on all the articles
5. he has passed out in the last few days, I will move we
6. nonconcur in Amendment No. 1 to Senate Bill 152.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Carroll moves to nonconcur in House Amendment
9. No. 1 to Senate Bill 152. All those in favor signify by
10. saying Aye. All those opposed. The Ayes have it. The
11. motion carries and the Secretary shall so inform the
12. House. 203 is being...Senator Philip has agreed to hold
13. that. 293, Senator Berman. On the Order of Secretary's
14. Desk, on the Order of Concurrence is Senate Bill 293,
15. Senator Berman.

16. SENATOR BERMAN:

17. Thank you, Mr. President. I move to concur in
18. House Amendment No. 1 to Senate Bill 293. Senate
19. Bill 293 as amended is a proposal to ease the dollar
20. cash flow on the State in...relation to payments of
21. school aid. What the bill does is to shift the payment
22. dates of the school aid payments from the State to
23. the school districts. They split it, instead of being
24. once a month, it is now split into two payments. Those
25. payments will be made on the eleventh and twenty-first
26. days of the month. I'd be glad to respond, but I move
27. to concur...to respond to any questions, and I move
28. to concur in House Amendment No. 2 to Senate Bill 293.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Berman has moved to concur with House
31. Amendment No. 2. Is there any discussion? Senator
32. Shapiro.

33. SENATOR SHAPIRO:

1. Mr. President and Ladies and Gentlemen of the Senate.
2. I just rise to support this...the House Amendments to the
3. Senate Bill. It deletes the provision concerning entitlement
4. but it does leave in the provision concerning two payments
5. per month and everyone is in agreement and it should...we
6. should concur in the House Amendments.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Any further discussion? The question is shall the
9. Senate concur in House Amendment No. 2 to Senate Bill
10. 293. Those in favor will vote Aye. Those opposed will
11. vote Nay. The voting is open. Have all voted who
12. wish? Take the record. On that question the Ayes are
13. 57, the Nays are none, none Voting Present. The Senate
14. does concur in House Amendment No. 2 to Senate Bill
15. 293 and the bill having received the required constitutional
16. majority is declared passed. 501, Senator Graham. That
17. is...okay. 728, Senator Sangmeister...Senator Egan for
18. Senator Sangmeister on Senate Bill 728 with House Amendment
19. No. 1.

20. SENATOR EGAN:

21. Mr. President, the motion is to concur in the House
22. Amendment No. 1 to Senate Bill 8...Senate Bill 728 which
23. amends the Criminal Code requiring that the...the original
24. bill makes it...requires, Mr. President and members of the
25. Senate, the existing Statute requires that the court may
26. extend the time of trial beyond the one hundred twenty day
27. period for criminals not on bond, for offenders not on
28. bond and those that are on bond to a hundred and sixty
29. days for an additional period of twenty-one days for
30. trial. This bill makes...the original bill makes the...
31. makes it, it changes from precatory to mandatory that
32. twenty-one day period. The Amendment that I'm asking
33. the Senate to concur in requires the same for those who
34. are not on bond and it is simply that and nothing more.

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1. PRESIDING OFFICER: (SENATOR ROCK)

2. Is there any discussion? The question is shall
3. the Senate concur in House Amendment No. 1 to Senate
4. Bill 728. Those in favor will vote Aye. Those opposed
5. will vote Nay. The voting is open. Have all voted who wish?
6. Have all voted who wish? Take the record. On that question
7. the Ayes are 49, the Nays are none, 4 Voting Present.
8. The Senate does concur in House Amendment No. 1 to Senate
9. Bill 728 and the bill having received the required
10. constitutional majority is declared passed. 801,
11. Senator Guidice. On the Order of the Secretary's Desk on the
12. Order of Concurrence, is Senate Bill 801, Senator Guidice.

13. SENATOR GUIDICE:

14. Thank you, Mr. President and members of the Senate.
15. I would move to concur in the amendments offered on Senate
16. Bill 801, Amendments 1 through 8. Very briefly, if I can,
17. the amendments do as follow: changes the effective date
18. rather than passage than to October the 1st this year.
19. It...Amendment No. 6 was a typographical error. No.
20. 5 was:the changing of the name of the Act to the Illinois
21. Marriage and Dissolution of Marriage Act. Amendment No.
22. 4 was a technical amendment. No. 1 indicated that both
23. parties would have to go to the...for the marriage license.
24. And Amendment No. 7 put the separate maintenance provision
25. back into the...its original form with...concurrent...with the
26. present law...concurrence with the present law. And I would
27. move that we concur.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. No. 9 on the Calendar is a mistake. Okay. All right.
30. Senator Guidice has moved that the Senate concur in Amendments
31. 1, 2, 3, 4, 5, 6, 7, and 8 to Senate Bill 801. Is there
32. any discussion? Senator Knuppel.

33. SENATOR KNUPPEL:

1. Well, this is...this is the bill that went through here
2. and I voted for it out of respect for Senator Guidice,
3. not out of respect for this bill. This is the one that's going
4. to further complicate getting divorces instead of simplifying
5. them and then you put nine amendment on and...or what the hell
6. ever it is. It's...it's a bad bill, a good sponsor. I'll
7. vote for it to get it concurred if that's what he wants
8. but it's almost as bad as that one that says you get an
9. injunction to keep people from sleeping together when they
10. live together.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Any further discussion? Senator Netsch.

13. SENATOR NETSCH:

14. If I'm not mistaken, one of the best parts of the
15. bill was unfortunately deleted by the House amendments
16. which is too bad, but there are still some good provisions
17. and since that seems to be all that we're going to be able
18. to do this time, I agree that it should be concurred in.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Any further discussion? The question is shall
21. the Senate concur in House Amendments No. 1, 2, 3, 4, 5, 6, 7,
22. and 8 to Senate Bill 801. Those in favor will vote Aye.
23. Those opposed will vote Nay. The voting will open...the vote...
24. Senator Donnewald, I wish to vote No. Have all voted who wish?
25. Have all voted who wish? Take the record. On that question
26. the Ayes are 36, the Nays are 16, none Voting Present.
27. The Senate does concur in House Amendments 1, 2, 3, 4, 5, 6, 7,
28. and 8 to Senate Bill 801 and the bill having received
29. the required constitutional majority is declared passed.

30. End of reel

31.
32.
33.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Turn to page four. On the Order of the Secretary's
3. Desk on Nonconcurrency. House Bill 299. Senator Egan.
4. On the Order of the Secretary's Desk, page 4 of your
5. Calendar, on the Order of Nonconcurrency is House Bill
6. 299 with Senate Amendment No. 1. Senator Egan.

7. SENATOR EGAN:

8. My motion, Mr. President, is to recede from Senate
9. Amendment No. 1.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Egan has moved to recede from Senate Amendment
12. No. 1 to House Bill 299. Is there any discussion? Senator
13. Glass.

14. SENATOR GLASS:

15. Mr. President. I would like to ask Senator Egan what
16. that amendment does if he will explain it, please.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates he will yield. Senator Egan.

19. SENATOR EGAN:

20. Thank you, Mr. President and members of the Senate. The
21. amendment would add to the bill the further protection that
22. if the defendant did not...if the juror who is summoned by
23. certified mail does not answer he will not be held in contempt
24. of court.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. I...I can see your light. Senator Glass.

27. SENATOR GLASS:

28. Well, thank you, Mr. President. I...I believe Senator
29. Egan that the Judiciary Committee, at least, felt that was an
30. ...an important amendment. We did now want to take a...take
31. a chance maybe...all right. At least I want to be sure that
32. provision is in there that you can't hold somebody in contempt
33. by serving him with ordinary mail.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Egan.

3. SENATOR EGAN:

4. Senator Glass, would you support me if I refuse to
5. recede?

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Indicates he will support you.

8. SENATOR EGAN:

9. What about Sam? Sam, you...you...this is your amend-
10. ment, Sam. I misread my note if...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Maragos.

13. SENATOR MARAGOS:

14. I'm sorry, Mr. President, I should have asked Mr. Egan
15. to yield earlier instead of harassing you. But anyway, I
16. would like to state, Senator Glass, that this amendment
17. which we put on and on two other bills similar and similar
18. subject matter is incorrect in this case. Because the
19. amendment that we put on on 299 really refers to a different
20. Section of the Act rather than the one that was...this was
21. alluding to. And as a result, this would make it more
22. ...confusing and I thought that Dan Houlihan over at the
23. House and he said that this is the reason why they did not
24. accept and concur in our amendment and, therefore, I ask that
25. we follow the advice of the...and we recede.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any further discussion? Senator Knuppel.

28. SENATOR KNUPPEL:

29. Well, I have much the same problem with 2032, I think
30. it is, 2032. But really it's been well established in the
31. Appellate Court and in the Supreme Court of the State of Illinois
32. in the case of Turtleneck versus Knuppel that...that everybody's
33. entitled to due process. That's what they reversed that on.

1. They...they didn't even get into the clothing part of it.
2. They said that...that the man didn't give me a...a hearing
3. on the way I came in there. And nobody can be held in
4. contempt by a judge without holding a hearing today, since
5. the Chicago Seven trial without holding a hearing and
6. establishing, in fact, some way this man did not receive
7. notice and...and really it's...it's just added baggage.
8. PRESIDING OFFICER: (SENATOR ROCK)

9. Any further disucssion? Senator Kenneth Hall.
10. SENATOR KENNETH HALL:

11. Would the sponsor yield to a question?
12. PRESIDING OFFICER: (SENATOR ROCK)

13. Indicates he will yield. Senator Hall.
14. SENATOR HALL:

15. Senator Egan, I had similar legislation of this and
16. I accepted Senator Maragos' amendment and I think that it
17. was a proper amendment because it insures that in case that
18. they're not returned that a person would not be held in
19. contempt of court. Am I to understand now you're going to
20. pass similar legislation and not include that in it?
21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Egan.
23. SENATOR EGAN:

24. All right. Yes, I...you would agree, I'm sure,
25. Senator Hall, that the amendment is proper as Senator
26. Maragos has introduced the amendment and adopted the
27. amendment. The problem is one of technicality. The
28. amendment is referring to the wrong Section and we want
29. to correct that with a Conference Committee. And so my
30. motion is not to recede.
31. PRESIDING OFFICER: (SENATOR ROCK)

32. Oh. Well, that's a lot easier. Senator...Egan moves
33. that the Senate refuse to recede from the adoption of

1. Amendment No. 1 to House Bill 299 and that a Conference Committee
2. be appointed. All those in favor signify by saying Aye.
3. All those opposed. Motion carries and the Secretary
4. shall so inform the House. Senator Knuppel, for what
5. purpose do you rise?

6. SENATOR KNUPPEL:

7. Well, since we're on exactly the same type of amend-
8. ment that I have here on 20...on concurrence, 2032, we
9. might just as well get rid of it at the same time so we
10. don't have to redebate it. In this instance there were
11. two amendments put on. The first amendment...

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Wait...wait. Might you indicate we're on House Bill
14. 2032, I take it. On the same order of business on the
15. Secretary's Desk on Nonconcurrence, is House Bill 2032.
16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. All right. I'm going to move that we recede from
19. that amendment, which was put on the same kind of a problem.
20. I'm going to move that we not...that...that we do recede so
21. we get these things out of here and if the Body feels the
22. same way about mine as they felt about Senator Egan's
23. proposition they'll vote that we don't recede and then
24. we'll have to have a Conference Committee. But it's the
25. same problem. Same problem. It's...it's got technical
26. problems and it has to do with holding in contempt.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Well, do you wish to refuse to recede? That motion
29. is in order.

30. SENATOR KNUPPEL:

31. My motion is...I...my House sponsor has asked me to
32. move to recede, so my motion is to recede.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. All right. The question is, shall the Senate recede
2. from...Senator Graham.

3. SENATOR GRAHAM:

4. I think what Senator Knuppel is trying to say, he's
5. going to move to recede and hope we don't agree with him.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. I think...I think that's...that point is well taken,
8. Senator. The question is, shall the Senate recede from
9. Amendment No. 1 to House Bill 2032. Those in favor will
10. vote Aye. Those opposed will vote Nay. The voting is open.
11. Have all voted who wish? Have all voted who wish? Take
12. the record. On that question, the Ayes are 4, the Nays
13. are 40. 1 Voting Present. The motion to recede fails and
14. the Secretary shall so inform the House. Senator Maragos,
15. for what purpose do you arise?

16. SENATOR MARAGOS:

17. I just wanted to state, Mr. President and members of
18. the Senate, there's three bills with similar subject. The
19. amendment which was put on Senator Knuppel's bill and on
20. Senator Egan's bill was wrong, but it was correct on
21. Senator Hall's bill and we don't need any other vehicles
22. and that's why the House asked us for that. But anyway,
23. the action has been taken and I think it'll be cleared
24. up in due course.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. On the Order of the Secretary's Desk on Nonconcurrency
27. is House Bill 391, Senator D'Arco. House Bill 641, Senator
28. Mitchler. House Bill 1081, Senator Schaffer. House Bill
29. 1098, Senator Nimrod. Senator Nimrod. On the Order of
30. Secretary's Desk Nonconcurrency is House Bill 1098. Senator
31. Nimrod.

32. SENATOR NIMROD:

33. Yes, Mr. President and Ladies and Gentlemen of the

1. Senate. I would move that we recede from House Amendment
2. No. 1...I mean from, recede from Senate Amendment No. 1 and
3. I realize that this will be...I've already discussed this
4. with Senator Joyce and I realize this will probably be down
5. party lines. This has to do with the Kankakee Water
6. Commission and I would ask for a roll call so that we
7. can expedite getting this back into a Conference Committee.
8. PRESIDING OFFICER: (SENATOR ROCK)

9. All right. Senator Nimrod has moved...Senator Egan.
10. SENATOR EGAN:

11. Yes, Senator Nimrod, I...what is that amendment?

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Nimrod.

14. SENATOR NIMROD:

15. That amendment is the amendment that was put on to
16. provide for the commission which Senator Joyce was concerned
17. and interested in which had to do with the Kankakee Study
18. Commission.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Egan.

21. SENATOR EGAN:

22. Yes, I wonder, maybe you would hold this until Senator
23. Joyce gets back. I think we owe it to him.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right. Okay. Is Senator...Senator Rock.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen
28. of the Senate. I rise in opposition to the motion to
29. recede. Senator Nimrod well knows that the only reason
30. that bill passed favorably out of this Senate was because
31. of Senate Amendment No. 1 and I would urge a No vote on
32. the motion to recede.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there further debate? The question is, shall the
2. Senate recede from Amendment No. 1 to House Bill 1098.
3. Those in favor vote Aye. Those opposed vote Nay. The
4. voting is open. (Machine cut-off) all voted who wish?
5. Have all voted who wish? Take the record. On that
6. question, the Ayes are 14, the Nays are 37. None Voting
7. Present. The Senate refuses to recede from Amendment No.
8. 1 and the Secretary shall so inform the House. Senator
9. Grotberg.

10. SENATOR GROTBORG:

11. That bill and several others. I may have gone nuts
12. in the last twenty-four hours, but I'll be damned if I
13. can find the synopsis anywhere. I've got all of these
14. latest reports...

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Yes, if you'll look on page 5 of your Calendar
17. down four bills, you'll find it.

18. SENATOR GROTBORG:

19. Find it in the Calendar, but I'd just like to know
20. what the amendment did and I...or did or did not do.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Now, it...

23. SENATOR GROTBORG:

24. I appreciate that...

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. It's part of the electronic marvel...well, we do that
27. just to make sure that you're awake. We print some of them
28. and not others. That shows that you're reading them. We
29. will keep publishing them at taxpayers' expense. Senator Buzbee.

30. SENATOR BUZBEE:

31. Mr. President, for Senator Grotberg edification, let
32. me assure you, you will have ample opportunity to see the
33. Kankakee River Commission bill many, many times before this

1. Session is over with in the next two days.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Knuppel on 2101. Senator Knuppel.

4. Husband and wife joint debtors and obligation. The

5. Secretary informs me that it is still before this Senate

6. on a Noncurrence in the Senate amendment. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Well, I'm sure that when they go through the minutes

9. and so forth they'll find that we've already acted on it.

10. But hell it don't hurt nothing to hit...hit it again. In

11. 2101 we placed an amendment on at the request of the Attorney

12. General and, not the Attorney General, but the Secretary of

13. State. And we've been asked and I move to recede from that

14. amendment two or three days ago and we took a vote. But

15. I'll do it again. Somewhere. Move to recede from the

16. amendment on 2101.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The motion is to recede from Amendment No. 1 to...

19. to House Bill 2101. Is there discussion? Senator Bowers.

20. SENATOR BOWERS:

21. Well, Mr. President, I've been through my book and I

22. don't find it. And at least, we ought to know what it does,

23. I would think.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Knuppel, can you explain the amendment again?

26. SENATOR KNUPPEL:

27. Well, I'll...explain the bill and also the amendment.

28. The bill was to provide that when husband and wife file

29. a financing statement with the Secretary of State they

30. needed to pay only one fee. The Secretary of State come in

31. while it was in committee and requested that we add the

32. amendment that he be furnished with a certified copy

33. of their marriage license when he...when this was filed in

1. order to entitle them to one filing fee. Well, really, you
2. know, I put it on because it's the Secretary of State and
3. I didn't want opposition. But, in fact, it was a silly
4. amendment because it cost as much for the certified copy
5. of the marriage license as it would to pay two filing fees.
6. So when it went back over to the House, why they refused
7. to concur, naturally, and the Secretary of State's man
8. came by and told me he didn't want to insist on it, so
9. then I, therefore, now have moved to recede.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. All right. The question is, shall the Senate
12. recede from House Amendment No. 1 to House...from Senate
13. Amendment No. 1 to House Bill 2101. Is there any discussion?
14. All those in favor will vote Aye. Those opposed will vote
15. Nay. The voting is open. (Machine cut-off) voted who wish?
16. Have all voted who wish? Take the record. On that
17. question, the Ayes are 54, the Nays are None. None
18. Voting Present. The Senate recedes from...from Senate
19. Amendment No. 1 to House Bill 2101 and the bill having
20. received the required constitutional majority is declared
21. passed. Senator Mitchler, for what purpose do you arise?

22. SENATOR MITCHLER:

23. Can we go to House Bill 641 on Nonconcurrency on the
24. Secretary's Desk?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Yes. We are on the Order of the Secretary's Desk on
27. Nonconcurrency. House Bill 641, Senator Mitchler.

28. SENATOR MITCHLER:

29. Mr. President and members of the Senate. I move to
30. recede from Senate Amendment No. 1 to House Bill 641. Senate
31. Amendment No. 1 would...restrict the soliciting for charitable
32. purposes at highway intersections of municipalities and
33. municipal streets only. The need to solicit for these

1. charitable purposes at State highway intersections when they're
2. within a municipality must be authorized by a municipal
3. ordinance. And the municipal ordinance could prohibit
4. soliciting for charitable purposes at State highway inter-
5. sections where it was deemed hazardous and inconsistent with
6. State highway policy or recommendation. So I see no problem
7. in...in that particular case where the State says no, we
8. don't want it at that one, the ordinance could exclude that.
9. Where you have a State highway where it would be proper and
10. permissible by ordinance they could have it and they could
11. allow it. But certainly you wouldn't want to have it at a
12. place where they don't. So I move that we recede from Senate
13. Amendment No. 1.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All right, Senator Mitchler has moved to recede from
16. Senate Amendment No. 1 to House Bill 641. Is there any
17. discussion? The question is, shall the Senate recede from
18. Senate Amendment No. 1 to House Bill 641. Those in favor
19. will vote Aye. Those opposed will vote Nay. The voting is
20. open. (Machine cut-off) voted who wish? Have all voted who
21. wish? Take the record. On that question, the Ayes are 44,
22. the Nays are 2. None Voting Present. The Senate recedes
23. from Senate Amendment No. 1 to House Bill 641 and the bill
24. having received the required constitutional majority is
25. declared passed. Senator D'Arco on 391. On the Order of
26. Secretary's Desk on Nonconcurrency is House Bill 391, Senator
27. D'Arco.

28. SENATOR D'ARCO:

29. I would make a motion to recede from Senate Amendment
30. No. 1 to House Bill 391. We put that one million population
31. cap on it, but the House and their wisdom decided that we
32. shouldn't have that cap on there and I talked to the de-
33. partment and they really don't think it's necessary. And I

1. would move that we do recede from Senate Amendment No. 1.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator D'Arco has moved to recede from Senate Amend-
4. ment No. 1 to House Bill 391. Is there any discussion?

5. Senator Glass.

6. SENATOR GLASS:

7. Well, thank you Mr. President. Senator D'Arco, if
8. you will yield I'd like to ask a question?

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Indicates he will yield. Senator Glass.

11. SENATOR GLASS:

12. Senator, you mentioned as I followed your explanation
13. a one million dollar...a one million population, pardon me,
14. one million population amendment that we had on the bill that
15. is now taken off the bill. Could you expand on that? Is...
16. is that...did that say that the bill did or did not apply
17. to counties in excess of one million and what was the...
18. what was the provision?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator D'Arco.

21. SENATOR D'ARCO:

22. The amendment says that the department has an obligation
23. to provide mental health care for persons who are confined
24. in county departments of correction, which are located in
25. counties having more than one million inhabitants. So that...
26. that amendment was deleted.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Glass.

29. SENATOR GLASS:

30. The effect of the bill would not apply State-wide? Is
31. that right and would require the department to pick up the...
32. the cost of State-wide?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator D'Arco.

2. SENATOR D'ARCO:

3. What this is Brad, it really doesn't apply State-wide
4. because it's really a one hundred and fifty thousand dollar
5. grant to the Cook County Jail to help mental...not mental
6. patients but people who are awaiting trial there that have
7. mental...difficulties help them rehabilitate themselves at...
8. at the Cermak Hospital. There's really nothing that would
9. apply State-wide here.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Glass.

12. SENATOR GLASS:

13. Well, I...I'm informed that the...the administration
14. does oppose this bill without the Cook County amendment be-
15. cause of the cost and I would, therefore, rise to oppose it
16. and...and you might want to comment on whether that was the
17. reason for the amendment in the Senate. I suspect maybe
18. it was.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator D'Arco.

21. SENATOR D'ARCO:

22. The reason for the amendment in the Senate was to
23. specify in the bill that it would only apply in counties
24. having populations of one million or more. But I'm told
25. by, you know, people in the department that it really
26. doesn't matter that that language be in there because
27. it would...really talking about statutory authorization
28. for a very small grant to Cook County Jail. But if this
29. bothers you, I will make a motion to refuse to recede and
30. have a Conference Committee appointed.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. All right. Senator D'Arco has moved that the Senate
33. refuse to recede from the adoption of Senate Amendment No. 1

1. to House Bill 391 and that a Conference Committee be appointed.
2. All those in favor signify by saying Aye. All those opposed.
3. The Ayes have it. The motion carries and the Secretary shall
4. so inform the House. Messages from the House.

5. SECRETARY:

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

8. Mr. President - I am directed to inform the Senate
9. the House of Representatives refused to recede from their
10. Amendments Nos. 1, 5 and 7 to a bill with the following title:
11. Senate Bill 1142.

12. Further directed to inform the House of...the
13. Senate that the House of Representatives request a First
14. Committee of Conference to consist of five members from
15. each House to consider the difference of two Houses in regard
16. to the amendments to the bill. The Speaker of the House has
17. appointed as such committee on the part of the House,
18. Representative...Lucco, Houlihan, Brady, McMasters and Edgar.
19. PRESIDING OFFICER: (SENATOR ROCK)

20. Yes, Senator Shapiro, this is Senator Nimrod's 1142.
21. That's that large one with respect to the energy. Shall we
22. ...I think he wishes to exceed to the request of the House.
23. SENATOR SHAPIRO:

24. Yes.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. The question is, shall the Senate accede to the request
27. of the House that a Conference be...Committee be appointed
28. with respect to Senate Bill 1142. All those in favor
29. signify by saying Aye. All those opposed. The Ayes have
30. it. The motion carries and the Senate accedes to the
31. request to appoint a Conference Committee. All right,
32. Gentlemen and Ladies. There has been distributed to each
33. member a second supplemental Calendar. On the Order of

1. the Secretary's Desk Concurrence on the second supplemental
2. Calendar, Senate Bill 752, Senator Carroll.

3. SENATOR CARROLL:

4. Why, thank you, Mr. President. This will take a couple
5. seconds to go through if I may suggest and if those who have
6. questions that we will be concurring in some and nonconcurring
7. in others. Let me go through the nonconcur first cause that
8. would be on a voice vote. Is that correct?

9. PRESIDING OFFICER: (SENATOR ROCK)

10. You are correct.

11. SENATOR CARROLL:

12. All right. I would move you that we nonconcur in
13. Amendments No. 2, 4, 18, 22, 23, 25, 30, 31, 36, 38, 43,
14. 45 and 46.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. All right. Senator Carroll has moved that the Senate
17. nonconcur in House Amendments 2, 4, 18, 22, 23, 25, 30, 31,
18. 36, 38, 43, 45 and 46 to Senate Bill 752. All those in favor
19. signify by saying Aye. All those opposed. The Ayes have...
20. the Ayes have it. The motion carries and the Secretary shall
21. so inform the House. Senator Carroll.

22. SENATOR CARROLL:

23. Excuse me. Well, I move that we do concur in Amendments
24. 5, 6, 16, 19...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Wait a minute, wait a minute, wait a minute. What about
27. 7 and 8?

28. SENATOR CARROLL:

29. There's some confusion. Can we pull this out of the
30. record? I apologize.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Take it out of the record. It's taken out of the record.
33. On the Order of Nonconcurrence is House Bill 1222. Senator Egan,

1. on my behalf will you move to nonconcur with...or refuse to
2. recede? Will you...yes. Senator Donnewald moves that the
3. Senate refuse to recede from Senate Amendment No. 1 to
4. House Bill 1222 and that a Conference Committee be
5. appointed. All those in favor signify by saying Aye. All
6. those opposed. The Ayes have it. The motion carries and the
7. Secretary shall so inform the House. 153, Senator Roe. Are
8. we...On the Order of the...on the Order of the second
9. supplemental Calendar, Conference Committee Reports, Senate
10. Bills, is Senate Bill 153, Senator Roe.

11. SENATOR ROE:

12. Mr. President and members of the Senate. Because of
13. Senator Donnewald's long work on this Conference Committee
14. Report I was going to ask him to explain the report, but I
15. see that...apparently he's lost his voice, Mr. President.
16. I'm going to move to concur in First Conference Committee
17. Report in hopes that this report will finally bring this
18. matter to a conclusion after some six or seven years here
19. in the General...General Assembly. What this report pro-
20. vides is that the...General Services would be appropriated
21. the sum of forty-three thousand seven hundred and fifty
22. dollars in toto, which would represent a final payment of
23. twelve thousand five hundred dollars to the Topol estate
24. and the General...Services would assume the remaining costs
25. now due to the Topol estate as the result of the expenses
26. incurred in this project. Further provides that final
27. settlement of twelve thousand five hundred dollars payable
28. to the Topol estate will not be paid by General Services
29. until a total and complete release of liability under the
30. contract is received by General Services.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Any discussion? Senator Donnewald.

33. SENATOR DONNEWALD:

1. Yes, I didn't lose my voice. I just wasn't recognized,
2. Senator Roe. And this is an appropriation this...from the
3. input of the Erections and Mounting Commission. Is that
4. correct?

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Roe has lost his voice also. Senator Donnewald.

7. SENATOR DONNEWALD:

8. You lost your voice. Well, I know that you've contributed
9. a great deal of work toward this project. I was involved as a
10. co-chairman of that project. Went to Washington. I knew...
11. I do know what they did and I think the action of the Confer-
12. ence Committee is...absolutely proper and I would move that
13. we do concur with the Conference Committee Reports.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Question is, shall the Senate adopt the Conference
16. Committee Report on Senate Bill 153. Those in favor will vote
17. Aye. Those opposed will vote Nay. The voting is open.
18. Have all voted who wish? Have all voted who wish? Take
19. the record. On that question, the Ayes are 45, the Nays
20. are 1. None Voting Present. The Senate does adopt the
21. Conference Committee Report on Senate Bill 153 and the bill
22. having receiving the required constitutional majority is
23. declared passed. Senator Berman. 419 on the second
24. supplemental Calendar. Senator Grotberg. Senator Grotberg,
25. on the second supplemental...you will be next when...I'm
26. just trying to alert people ahead of time so that we're
27. ready to roll here. On the Order of...On the Order of the
28. second supplemental Calendar Conference Committee Reports,
29. Senate Bills is Senate...the Conference Committee Report on
30. Senate Bill 419. Senator Berman.

31. SENATOR BERMAN:

32. Well, thank you, Mr. President and Ladies and Gentlemen
33. of the House...of the Senate. Right. Conference Committee

1. Report No. 1 on Senate Bill 419. We had nonconcurrent in a
2. House Amendment whose language didn't make any sense. We
3. went to Conference Committee and we have submitted this
4. report to put the language into an understandable fashion.
5. The...the Conference Committee Report puts this bill into
6. shape so that the school superintendents shall report
7. truants and chronic truants to the truant officer. That it
8. provides that before punitive action may be taken as to
9. eliminating any truant from school that there must be
10. ...made available supportive services for these chronic
11. truants. This is in keeping with the report of the sub-
12. committee study of the School Problems Commission. I move
13. adoption of the Conference Committee Report No. 1.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Berman has moved the adoption of the Conference
16. Committee Report on Senate Bill 419. Is there any discussion?
17. Question is, shall the Senate adopt the Conference Committee
18. Report on Senate Bill 419. Those in favor will vote Aye.
19. Those opposed will vote Nay. The voting is open. Have all
20. voted who wish? Have all voted who wish? Take the record.
21. On that question, the Ayes are 51, the Nays are None. None
22. Voting Present. The Senate does adopt the Conference Committee
23. Report on Senate Bill 419 and the bill having received the
24. required constitutional majority is declared passed. On the
25. Order of the second supplemental Calendar, Conference Committee
26. Report, Senate Bills is Senate Bill...Conference Committee
27. Report on Senate Bill 1209. Senator Grotberg.
28. SENATOR GROTBORG:

29. Thank you, Mr. President. I move that the House do
30. adopt Conference...is that the proper motion?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. It is not. You can make that motion across the rotunda,
33. but you can't make it here.

1. SENATOR GROTEBERG:

2. I moved that the Senate.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. That's better.

5. SENATOR GROTEBERG:

6. The First Conference Committee Report on Senate Bill

7. 1209, which in its original form was a simple bill regard-

8. ing the Strayer-Haig Formula and it has gotten richer in

9. conference and it now has two added ingredients. One of

10. which, maybe, Senator Hickey would explain one part of it.

11. I will explain the parts in which a local school board may

12. by resolution adopt a tax levy rate equal...that would

13. produce the revenue equal to what they got before the

14. thirty-three and a third percent formula under Act 79-703,

15. which was House Bill 990 in the last Session with a back-

16. door referendum attached to it. That is that addition

17. and would Senator Hickey, would you explain the other

18. portion?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Hickey.

21. SENATOR HICKEY:

22. Thank you, Mr. President. This is an amendment which

23. originated in the House and which allowed school districts

24. which have...have successfully passed a tax rate referendum to use

25. that in the computation of school aid...the school aid

26. formula a year earlier.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Is there any discussion? Senator Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President, would the sponsor yield for a question?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Indicates he will yield. Senator...

33. SENATOR SHAPIRO:

1. Senator...Senator Grotberg. is there a...any fiscal
2. implication in this bill?
3. PRESIDING OFFICER: (SENATOR ROCK)
4. Senator Grotberg.
5. SENATOR GROTBURG:
6. Not in the Grotberg amendment, but...Senator Hickey
7. might want to respond to the...the Rockford amendment.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Hickey.
10. SENATOR HICKEY:
11. I think, I don't have the figures on this, but I think
12. that the total for all school districts concerned is...
13. wasn't it something around two million? Yes.
14. PRESIDING OFFICER: (SENATOR ROCK)
15. Senator Shapiro.
16. SENATOR SHAPIRO:
17. Well, is there a separate appropriation for this or
18. will this come at the expense of other school districts?
19. The appropriation?
20. PRESIDING OFFICER: (SENATOR ROCK)
21. Senator Shapiro.
22. SENATOR SHAPIRO:
23. In other words there's not a separate appropriation
24. for it. Well...
25. PRESIDING OFFICER: (SENATOR ROCK)
26. The sponsor indicates...Senator Grotberg.
27. SENATOR GROTBURG:
28. I didn't want anything. Just a favorable roll call.
29. PRESIDING OFFICER: (SENATOR ROCK)
30. Oh, yeah. I thought you were going to respond to
31. Senator Shapiro's question. You...you will have...Any
32. further discussion? Senator Buzbee.
33. SENATOR BUZZBEE:

1. Well, I think it needs to be pointed out that this is
2. a change in the School Aid Formula which will have an im-
3. pact on the State's fisc and it is going to be at the expense
4. of other school districts...Was the answer to the question
5. about a separate appropriation in the affirmative? It was
6. in the negative?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. It was in the negative.

9. SENATOR BUZBEE:

10. So...so we're talking about approximately two million
11. dollars and according to whatever the House may pass out
12. the School Aid Formula Bill in the next six or eight or
13. ten days and then whatever action we take on it and then
14. whatever action the Governor takes on it, we're talking
15. about an impact on...on the School Aid Formula and I don't
16. really understand why we're seeing this at the last minute.
17. I mean this is a...this is a fairly major change in the
18. school aid...will have an impact on the School Aid Formula.
19. And why...why are we seeing it now in the form of a
20. Conference Committee Report when Senator Berman had a
21. pretty strict rule in the Education Committee which I
22. agreed with that all changes in the School Aid Formula
23. went to the subcommittee before they were ever considered
24. in the committee. And I'm just wondering why we're doing
25. this at this time with the form of a Conference Committee
26. Report.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Grotberg.

29. SENATOR GROTBORG:

30. Well, thank you, Senator Buzbee. I think you have
31. articulated everything so far, but the subcommittee of which
32. you are talking about that this was referred to, it turned
33. out to be the Conference Committee like we're going to have

1. about fifty more and the facts of this Conference Report are
2. that the Rockford group wanted...wanted the...the speedup
3. portion of it and it did not have an opportunity earlier
4. to present it and in the 38th legislative district and
5. about twenty-five others in the State of Illinois. I have
6. the problem with...with the portion that I'm offering. I
7. would simply ask each and every member here that it is a
8. divided issue at this point. If...if it goes up or down
9. we'll have another Conference Report and I still like to
10. save my...my...my good Senate bill, but...

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Buzbee.

13. SENATOR BUZBEE:

14. Let me ask one further question. Does the school
15. district involved who was levying over, or rather whose
16. assessed valuation...whose assessed valuation was over
17. the thirty-three and a third percent, does that school
18. district have to have passed a...a referendum in order to be
19. able to participate in this or is there a backdoor
20. referendum attached to it? In other words, any school
21. district who's average or rather whose assessed valuation
22. was in excess of thirty-three and a third percent can now
23. tap the School Aid Formula for extra money. Is that right?

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Grotberg.

26. SENATOR GROTBURG:

27. I believe that we have written in here that it shall
28. not...if any tax increase levied by a district shall not be
29. used for calculation of aid under this Section. That is
30. in so it isn't strictly a local...hold harmless without
31. effecting the...the resource equalizer of the distributor
32. formula at all. My portion does not effect the State...
33. distributive and that is in the Act, Senator Buzbee.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Buzbee.

3. SENATOR BUZBEE:

4. Well, now when you say your portion, I don't know
5. if you're talking about your portion and or the Rockford
6. portion, but I read that...that says any tax increase
7. levied by a district pursuant shall not be included in
8. the combined authorized tax rates for the calculation
9. of aid under this Section. But does that pertain to the
10. ...to the Rockford portion also?

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Grotberg.

13. SENATOR GROTBORG:

14. No, it does not. Only to this backdoor referendum
15. portion.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Very well then. Let me see if I can summarize it in
20. my mind. It will allow a district who has over thirty...
21. who had over thirty-three and a third percent assessed
22. valuation to by backdoor referendum go to the increased
23. tax rate which will have an impact on the School Aid
24. Formula. So they will get more local revenue and more
25. ...more State Aid Revenue.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Grotberg.

28. SENATOR GROTBORG:

29. No more State aid. No more...no more State aid.
30. Explicitly stated in there. Their State aid will be based
31. on a thirty-three and a third calculation. This...the
32. additional calculation is strictly a local matter of local
33. revenues with no...with no premium for having raised it.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Buzbee.

3. SENATOR BUZBEE:

4. Very well. I just want to wanted to explain then
5. that I'm going to vote my district and the only school
6. district in my legislative district that was a...in excess
7. of thirty-three and a third percent was Carbondale and
8. they're in dire need of this money and I'm going to vote
9. for it because of the selfish reasons.

10. PRESIDING OFFICER:(SENATOR ROCK)

11. Any further discussion? Senator Grotberg may...

12. Senator Rhoads.

13. SENATOR RHOADS:

14. All right. Now, Senator Grotberg, first question.
15. Who drafted the Conference Committee Report? It...it is
16. not a Legislative Reference Bureau product. Is that
17. correct?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Grotberg.

20. SENATOR GROTBURG:

21. Along with a lot of other Conference Reports, the answer
22. is no.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Rhoads.

25. SENATOR RHOADS:

26. All right. Senator Hickey said that the increased levy
27. could be included in the calculation for aid, but the last
28. sentence specifically says the opposite. I'm sorry, Senator
29. Hickey, I must have misunderstood you. I thought you said
30. that you could include this a year early in your aid
31. calculation formula.

32. PRESIDING OFFICER:(SENATOR ROCK)

33. Senator Grotberg.

1. SENATOR GROTEBERG:

2. I...I was busy looking for a report, Senator Rhoads,
3. if you just give me a question.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Rhoads.

6. SENATOR RHOADS:

7. Senator Hickey said that the...the tax levy could
8. be included a year early in order to...include that in
9. the School Aid Formula calculation. Correct or incorrect?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Hickey.

12. SENATOR HICKEY:

13. ...Senator Rhoads, that's correct about Amendment No.
14. 1, but Amendment No. 2, which has to do with the assessment
15. level that is not true. Do...do you understand the differences?
16. There are two different provisions. Amendment No. 1 says
17. that any school district which has passed a referendum can
18. use that calculation of the increase in the tax rate a
19. year earlier for...for the calculation of State School Aid.
20. Amendment No. 2 has to do with school districts whose
21. assessed valuation has decreased and who can levy a...a
22. who can increase their tax rate so that they for a hold
23. harmless reason, but that particular provision does not
24. affect the School Aid Formula at all. Okay?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Rhoads.

27. SENATOR RHOADS:

28. Then under the Rockford amendment, is that front door
29. or backdoor referendum?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Hickey.

32. SENATOR HICKEY:

33. They've already had that referendum. This...this applies

1. where referenda have been passed. I'd like, also, if I may
2. Mr. President, to what, you know you called this the Rock-
3. ford referendum, and it does, it is the largest amount in
4. the total because it is the city's...the second city in
5. the State. But it also refers and I'd like for the rest of
6. you to listen to this because this may affect your district.
7. Mendon, Arcola, Union, Mississippi Valley No. 166, Zion,
8. Peru, Argenta-Oreana, Niantic-Harriston, Illiopolis, Tri-City,
9. Dakota and Marion. So it's not just the Rockford amendment.
10. You need to add all those other names to it, too. Does it...
11. it allows the people who have passed it...a referendum and
12. raised their tax rate to calculate that tax rate one year
13. earlier in the School Distributive Formula.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any further discussion? Senator Buzbee, for the second
16. time.

17. SENATOR BUZBEE:

18. I apologize, Mr. President, for asking to speak a second
19. time. I thought I had it straightened out in my mind but
20. I obviously don't. The portion that Senator Hickey just
21. described that indicates to be able to tap the School
22. Aid Formula for more money, you have to have passed a
23. referenda. Is that correct? Referendum. Now...now, the
24. part that Senator Grotberg is describing is the portion that
25. says that if you...if you are over the thirty-three and a third
26. percent and if you are over the thirty-three and a third per-
27. cent you now may go via backdoor referendum to pick up the
28. extra tax rate. Thank you.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Any further discussion? Senator Glass.

31. SENATOR GLASS:

32. Thank you, Mr. President. I think it's been...it's
33. been pretty well aired. The original bill was a good bill,

1. but there are two amendments on it. 'The Rockford amendment
2. as Senator Hickey has indicated does cost the State some
3. money and takes it away from the other schools. That's
4. why I could not support the Conference Committee Report
5. and of the two million three roughly that we're talking
6. about Rockford gets about a million and a half. So, I
7. just think it's a bad policy and we ought to send this
8. back to conference and take off these amendments. The
9. Rockford amendment.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Any further discussion? Senator Grotberg may close
12. the debate.

13. SENATOR GROTBORG:

14. Very briefly. You've heard it discussed thoroughly.
15. It's a three part amendment. It makes the Strayer-Haig
16. Formula applicable to all funds instead of only education.
17. It has the...the benefits of anyone who has passed a referendum,
18. as of the date of the signing of this bill, to get their
19. reward a little early on the State formula to the...total
20. Statewide tune of about two million three. And the good
21. part is this local referenda, backdoor referenda part. I
22. would ask for a favorable roll call to accept this Conference
23. Report.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Question is, shall the Senate adopt the Conference
26. Committee Report on Senate Bill 1209. Those in favor will
27. vote Aye. Those opposed will vote Nay. The voting is
28. open. Senator Buzbee, vote me No, please. Have all voted
29. who wish? Have all voted who wish? Take the record.
30. On that question, the Ayes are 29, the Nays are 19. None
31. Voting Present. The Conference Committee Report is not
32. adopted and the Secretary shall so inform the House.
33. Senator Grotberg, I assume the next motion will be your

1. request to...for a Second Conference Committee. Is that
2. correct?

3. SENATOR GROTBORG:

4. That's correct.

5. PRESIDING OFFICER:(SENATOR ROCK)

6. Senator Grotberg requests a Second Conference Committee.
7. So ordered. On the Order of Conference Committee Reports,
8. House Bills. House Bill 659, Senator Netsch. On the Order
9. of Second Supplemental Calendar Conference Committee Reports,
10. House Bills, House Bill 659, Senator Netsch.

11. SENATOR NETSCH:

12. Thank you, Mr. President. This bill was one of a series
13. of bills, which eliminated discriminatory language dealing
14. with sex discrimination from the Statutes. The only area
15. of disagreement was with respect to the official ending
16. of the Viet Nam conflict because there were references in
17. the bill to that. After working with five or seven different
18. dates we have finally all agreed upon the date that should,
19. in fact, be included in the Statutes and that date is, if I
20. can find it, May the 7th, 1975. The Conference Committee
21. Report reflects only that change and I would remove...I
22. would move that the Senate adopt Conference Committee Report
23. No. 1 to House Bill 659.

24. PRESIDING OFFICER:(SENATOR ROCK)

25. Senator Netsch has moved the adoption of the Conference
26. Committee Report on House Bill 659. Is there any discussion?
27. Question is, shall the Senate adopt the Conference Committee
28. Report on House Bill 659. Those in favor will vote Aye.
29. Those opposed will vote Nay. The voting is open. Have all
30. voted who wish? Have all voted who wish? Take the record.
31. On that question, the Ayes are 47, the Nays are None. None
32. Voting Present. The Senate does adopt the Conference
33. Committee Report on House Bill 659 and the bill having
34. received the required constitutional majority is declared

1. passed. On the Order of the Second Supplemental Calendar,
2. Conference Committee Reports, House Bills, House Bill 1102,
3. Senator Bloom. House Bill 1182, Senator Harber Hall. House
4. Bill 1412, Senator Hickey. All right. On the Order of
5. the Second Supplemental Calendar, Conference Committee
6. Reports, House Bills. House Bill 1412, Senator Hickey.
7. SENATOR HICKEY:

8. Thank you, Mr. President. I move that we accept the
9. Conference Committee Report. What it does is simply
10. eliminate the Infectious Anemia Eradication Program and,
11. as I said, everybody concerned is...in agreement with this.
12. The Department of Agriculture, Senator McMillan, Representative
13. Hanahan. Everybody I know is for this.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Hickey has moved that the Senate adopt the
16. Conference Committee Report on House Bill 1412. Is there
17. any discussion? The question is, shall the Senate adopt
18. the Conference Committee Report on House Bill 1412. Those
19. in favor will vote Aye. Those opposed will vote Nay. The
20. voting is open. (Machine cut-off) voted who wish? Take the
21. record. On that question, the Ayes are 53, the Nays are
22. None. None Voting Present. The Senate does adopt the
23. Conference Committee Report on House Bill 1412 and the bill
24. having received the required constitutional majority is
25. declared passed. 1428, Senator Hynes. Senator Harber Hall,
26. are you ready on 1182? All right. On the Order of Conference
27. Committee...Second Supplemental Calendar, Conference Committee
28. Reports, House Bills, House Bill 1182. Can we have some
29. order? Will the staff take their conferences off the Floor?
30. House Bill 1182, Senator Harber Hall.
31. SENATOR HARBER HALL:

32. This Conference Committee reported back the same report
33. as the first one and the report provides that a hundred thousand

1. dollar be the take off on the restaurants who would be
2. excluded from...having to have a certified Department
3. of Public Health supervisor in charge. This excludes
4. small restaurants. The amendment of a hundred thousand
5. was proposed by Senator Ozinga and now the Conference
6. Committee has signed the Conference Committee Report
7. to that effect. I move adoption of the Conference
8. Committee Report on House Bill 1182.
9. PRESIDING OFFICER: (SENATOR ROCK)

10. All right. Senator Hall has moved the adoption of
11. the Conference Committee Report on House Bill 1182. Is
12. there any discussion? Senator Hynes.
13. SENATOR HYNES:

14. Mr. President, I wonder if the sponsor would briefly
15. explain why we are receding from Amendments 1 and 3 and...
16. and precisely...Senate Amendments 1 and 3 and precisely
17. what they did?.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Harber Hall.

20. SENATOR HARBER HALL:

21. ...Senate Amendment No. 1 excluded the City of Chicago
22. from...from the provisions of this Act and that isn't
23. necessary since it's a home rule entity. I don't recall,
24. offhand, what this Amendment 3 was. I wonder if you could
25. take this out of the record until I...

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Take it out of the record, Mr. Secretary. How about
28. House Bill 1428, Senator Hynes? On the Order of Supplemental
29. ...Second Supplemental Calendar, Conference Committee Reports,
30. House Bills, House Bill 1428, Senator Hynes.

31. SENATOR HYNES:

32. Mr. President and members of the Senate. This Conference
33. Committee Report leaves the...the substantive bill as it left

1. the Senate in substantially the same form with respect to
2. grants to public museums. It deletes the word "commercial"
3. from the definition of museum. The principal change in
4. the Conference Committee is to expand the membership
5. of the Arts Council from thirteen to twenty-one members
6. to be appointed by the Governor. The...excuse me, the...
7. presently the council consists of not less than thirteen
8. and more than twenty-one and this would increase it to
9. not more...not more than thirty-five. The bill remains
10. to be...in the hands of the Department of Registration
11. and Education for purpose of administration, which was
12. the amendment that Senator Regner requested. The Conference
13. Committee has been signed by nine of the ten conferees and
14. I would move its adoption.

15. PRESIDING OFFICER:(SENATOR ROCK)

16. Senator Sommer.

17. SENATOR SOMMER:

18. Mr. President, I am signatory to this Conference
19. Committee Report and it's my understanding that this is
20. the wish of the Governor to expand the membership of the
21. Arts Council and I certainly concur in the passage of this
22. Conference Committee Report.

23. PRESIDING OFFICER:(SENATOR ROCK)

24. Any further discussion? Question is, shall the Senate
25. adopt the Conference Committee Report on House Bill 1428.
26. Those in favor will vote Aye. Those opposed will vote Nay.
27. The voting is open. Senator Buzbee, will you vote me Aye,
28. please? Have all voted who wish? Have all voted who wish?
29. Take the record. On that question, the Ayes are 39, the
30. Nays are 12. None Voting Present. The Senate does adopt
31. the Conference Committee Report on House Bill 1428 and
32. the bill having received the required constitutional
33. majority is declared passed. Senator Bloom. Senator Roe,

1. will you wake up Senator Bloom? How about 1102? On
2. the Order of the Second Supplemental Calendar, Conference
3. Committee Reports, House Bills, House Bill 1102. Senator
4. Bloom.

5. SENATOR BLOOM:

6. Thank you, Mr. Chairman. The Senate recedes from its
7. amendment, which was a ten thousand five hundred dollar
8. cut. This was the appropriation for the Police Training
9. Board. We...we cut ten thousand five hundred...

10. PRESIDING OFFICER: (SENATOR ROCK)

11. The question was...the question was asked, is that
12. all there is?

13. SENATOR BLOOM:

14. If the Senate recedes from Amendment No. 1 and
15. Amendment No. 1 carved out ten thousand...five hundred...

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Carroll.

18. SENATOR BLOOM:

19. There seems to be more than enough to go around.

20. SENATOR CARROLL:

21. Thanks, Mr. President. Yes, I would agree with
22. Senator Bloom and move that we do concur in the Conference
23. Committee Report which does request us to recede from the
24. ten thousand five hundred dollar cut. And move the adoption
25. of Conference Committee Report No. 1. You're welcome, Senator.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. The question is, shall the Senate adopt the Conference
28. Committee Report on House Bill 1102. Those in favor will
29. vote Aye. Those opposed will vote Nay. The voting is
30. open. (Machine cut-off) voted who wish? Have all voted
31. who wish? Take the record. Have all voted who...On that
32. question, the Ayes are 41, the Nays are 1. None Voting
33. Present. House...the Senate does adopt the Conference

1. Committee Report on House Bill 1102 and the bill having re-
2. ceived the required constitutional majority is declared
3. passed. Motions in Writing.

4. SECRETARY:

5. Motion in Writing. I move to suspend the rules to
6. allow the Senate to consider the following House Bills on
7. 3rd reading: House Bill 21...2414, 2422, 2424. Signed,
8. President Hynes.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Hynes. It is a Motion in Writing to suspend
11. the rules. Senator Hynes.

12. SENATOR HYNES:

13. Mr. President. There are three bills on the...on the
14. Calendar on House Bills on 3rd reading that cannot be called
15. under our rules and I move to suspend the rules so that we
16. may consider them and only them for purpose of passage...today
17. and they are House Bills 2414, 2422 and 2424. These bills
18. arrived very late from the House after our deadlines and
19. they are important bills and I would move to suspend the
20. rules so that we may consider them now.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Hynes has moved to suspend the rules for the
23. consideration of three bills on House Bills, 3rd reading.
24. Is there any discussion? Senator Walsh.

25. SENATOR WALSH:

26. Mr. President. I wonder if the Gentleman would yield
27. for a question?

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Indicates he will yield. Senator Walsh.

30. SENATOR WALSH:

31. Are these bills going to be voted upon in their present
32. form or are there going to be amendments offered and motions made
33. to take them back to 2nd reading or whatever?

1. PRESIDING OFFICER:(SENATOR ROCK)

2. Senator Hynes.

3. SENATOR HYNES:

4. Insofar as I know, Senator, they're going to be voted
5. on in their present form.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Walsh.

8. SENATOR WALSH:

9. Thank you.

10. PRESIDING OFFICER:(SENATOR ROCK)

11. Senator Berning.

12. SENATOR BERNING:

13. Well, thank you, Mr. President. This comes as a bit of
14. a surprise. There happens to be another bill on 3rd reading
15. sponsored by Senator Rock. Namely 236. I'm curious as
16. to why we passed over that.

17. PRESIDING OFFICER:(SENATOR ROCK)

18. If...if the Chair may disassume its role as Presiding
19. Officer momentarily. There has been an agreement struck
20. that that bill will be held till October. Struck between
21. the leadership and the administration that the necessity
22. as earlier enunciated by the...the Federal Department of
23. Labor apparently is not as imminent as they first indicated.
24. And that we will, in fact, have time to deal with it in
25. October. And for that reason I'm holding it. Senator
26. Berning.

27. SENATOR BERNING:

28. Well, that's...that's fine. I'm glad to be advised
29. of that, but it's as usual, we,who are in the hustings
30. learn the latest of what is being done to us and for us
31. and with us and in a sense I am a little bit miffed.

32. PRESIDING OFFICER:(SENATOR ROCK)

33. As was the sponsor of 236, I might add. Any further

1. discussion? Senator Hynes has moved to suspend the rules
2. for the consideration of the aforementioned three bills
3. on House Bills, 3rd reading. All those in favor signify
4. by saying Aye. All those opposed. The Ayes have it. The
5. rules are suspended. On the Order of House Bills, 3rd
6. reading. Senator Hynes, shall we proceed? On the Order...
7. On the Order of House Bills, 3rd reading, is House Bill...
8. On the Order of House Bills, 3rd reading is House Bill
9. 2422. Read the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 2422.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. All right. This is a bill of some special significance
16. to the Senate. I would ask the Sergeant-at-Arms to clear the
17. Floor of everyone who is not a member of the Senate or a
18. member of the staff. Will the doorkeepers please keep the
19. doors closed? Everyone who is not a member of the Senate or
20. a member of the staff will please vacate the Floor. Will
21. the pages please be in their seats and will the staff please
22. be in their seats. Mr. Sergeant-at-Arms clear the well of
23. the Senate. Mr. Sergeant-at-Arms please instruct the door-
24. keeper to keep the door closed. This is a bill of extreme
25. significance to the members of this Senate and I would ask
26. the members to please be in their seats, to take the conferences
27. off the Floor. Senator Smith.

28. SENATOR SMITH:

29. Mr. President and Ladies and Gentlemen of the Senate.
30. I agree with your statement that this is a bill of more than
31. ordinary importance. Certainly to those of us who will have
32. served here over a period of years. As read by the Secretary
33. and as it appears on the Digest this bill amends the Chicago

1. Regional Port District Act to change the name of the late
2. Calumet Harbor to Senator Dan Dougherty Harbor. This is
3. in the opinion, I'm sure, I bespeak the sentiments of all
4. of those of you who knew Dan Dougherty a worthy change in
5. honor to the memory of our late lamented friend, a weighty
6. man, Dan Dougherty. I know nothing, practically nothing,
7. about the port district. We do have with us one who
8. succeeded Dan Dougherty as a State Representative of that
9. particular district. He will make reference to that
10. portion of the bill. I knew Dan Dougherty quite well.
11. We officed together just outside the Senate. We were
12. allowed that special privilege because of the fact that
13. we are both, perhaps, older. We're both, perhaps, older
14. men and the rest of you comprise the Senate. It was a
15. particular and is a particular convenience to me,
16. especially after whatever happened with the regards to
17. the breakage of bonds. And I was honored in having the
18. opportunity to have Dan Dougherty as a partner in that
19. office. I knew him in his daily life. I knew him in
20. his work here on the Senate Floor. If ever one might
21. properly be...have been referred to as the workhorse
22. this Senate, it was none other than Dan Dougherty. The
23. time finally came when after fighting and succeeding as
24. the State Senator from that district, I hope my memory
25. serves me right, the former Senator Walker was it not,
26. who...yeah Walker Butler. As a Senator, those of you
27. were serving here in previous years have heard him stand
28. on the Floor of the Senate espousing the cause of this
29. particular lake port, which was dear to his heart and
30. one which, I for one, thought he understood far better
31. than the rest of us. We became personal friends as the
32. years came and passed. We had our daily chats in Chicago.
33. He worked one place, I another. And we had our route arranged...

1. ...so that there would be no possible chance for the one
2. to fail to find the other at a given hour of the day.
3. I simply say to you who have known him that which you
4. already know, that if you surveyed Dan, the late Dan
5. Dougherty as a man, or should you have, you would have
6. found in him many, many things to admire and perhaps nothing
7. to condemn. In all of the years that I knew him,
8. as a man and as a Senator, Dan Dougherty never once in
9. my presence spoke disparagingly of anyone whom he came in
10. contact with. I think I speak truthfully when I say he
11. never, never, even in the heat of debate, ever once
12. struck foully an opponent. I knew the man, as I said a moment
13. ago. You knew the man. Otherwise such quietness as now
14. prevails in this Senate...in this Senate would never have
15. been attained. Many, many times during this day have I heard
16. the Presiding Officer rap for silence or for quiet. It
17. prevails here now rightfully so, I think, and concluding
18. my remarks, I simply say not only with regards to this
19. particular bill, but that if the time should ever come and
20. I be alive and have the opportunity when the statues
21. of those who have served over the many, many years that
22. I have served here too long, as some of you would think,
23. and that statement causes me to say to those who think
24. I have served too long, the mere knowledge of...of the fact
25. that you have made that statement prompts me to...as I stand
26. here, I may change, my wife might change me, to have
27. decided and I stated publicly to run anew for another
28. four years, year after next if I'm allowed.
29. But with regards to Dan Dougherty that if, not alone, to
30. honor his memory as we here depicted this bill was sponsored
31. by more than sixty members in the House of Representatives.
32. Came on here, I was asked to handle it. I thought this
33. Gentleman right here should have had that honor. It has

1. been given to me and I say speaking for Fred Smith
2. and I hope it prevails and dominates the actions of the
3. rest of you when the time comes to vote, that if
4. the time should ever come during my lifetime when even
5. a statue were to be erected in testimony of this group's
6. gratitude for an able, competent, dutiful, fine man like
7. Dan Dougherty, I would vote to give to his the very
8. highest place of honor. I yield to Senator...the good
9. Senator who has succeeded Dan Dougherty, my friend, Senator
10. Maragos.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Maragos.

13. SENATOR MARAGOS:

14. Mr. President and fellow members of the Senate.
15. In arising to ask your support for this piece of legislation,
16. honoring a colleague of many of you for many years and
17. honoring a friend of mine for over forty years, I cannot
18. help but sometimes become a little emotional. Having
19. known Dan Dougherty since I was in my teens and he was
20. a newlywed, having served with him in many political
21. arenas and battles in our 10th ward in the south side of
22. Chicago, having served with him as a colleague in the
23. State Legislature for about eight years, myself in the
24. House and he, here in the Senate, I cannot but think
25. back with many, many years of good memories and also
26. with some regrets that he's not here with us today.
27. The Lake Calumet Harbor, for those of you who may not be
28. familiar of its geographic location, is located in the
29. heart of the 30th district. It is, in many ways, the
30. lifeblood because it serves industry around it and we
31. have met much heavy industry, and it is the portals to the
32. State of Illinois to the rest of the world. Dan Dougherty
33. wished one thing and regretfully, it did not come to pass

1. before he passed away and that is that he wanted the
2. bill, which in now Senate Bill 16, which was last years...
3. another number under his sponsorship, he wanted that to
4. pass so that would have been a living memorial to him
5. of all his years of dedication to that Calumet Harbor and
6. to the Chicago Area Port District. He worked very hard
7. and he new the whole port district, he knew the Lake
8. Calumet, in fact, he had taken many trips of his own
9. all the way up to seaway...up to the St. Lawrence Seaway
10. to study the effects because he was not a man who would
11. take somebody else's word and I'm sure many of the staffpersons
12. who are still working with the Senate, knew him to be one
13. who would challenge their opinions and he, himself, did a lot
14. of the homework. I will not dwell on the areas where you are
15. better qualified to speak, who having served with him a lot
16. longer than I have in the Senate. But I will say this about
17. Dan Dougherty, that he was a valiant champion of the
18. ordinary citizen and I cannot help that even though he
19. was not a lawyer, and had maybe several years of
20. education beyond high school, he many times would read
21. advance sheets to study the effect of law. Many of you even
22. did not even know that he also conducted a seminar on
23. county government and county problems at Harvard University,
24. because he was a man of modesty, he was a man of competence,
25. he was a man of dedication, of integrity and above all,
26. a gentleman. I think it is fitting that this memorial that
27. we are going to place to him is a living memorial. It is not
28. just a statue at some location but it is a vibrant harbor
29. which affects all the citizens of Illinois. And I ask that
30. you support Senate...House Bill 2422.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Graham.

33. SENATOR GRAHAM:

1. Thank you, Mr. President, members of the Senate.
2. I think I can speak for those on this side of the aisle
3. that knew Dan Dougherty. I served with him for a long
4. time. When I first came to the Illinois Senate, some
5. nineteen years ago, this feisty little Irishman and myself
6. used to be political adversaries on many, many issues.
7. And we did so as our political philosophies differed, but
8. we did so as one gentleman to another. I served with
9. Danny Dougherty on the Election Laws Commission. I served
10. with him on County Problems Commission. I knew Danny
11. Dougherty and I knew his dear wife, Kathleen. When soon after
12. my stroke, I went with them on a junket now described my many,
13. to Santa Fe, New Mexico on our Election Laws Commission.
14. I was in the restricted physical capacity and the person
15. that came to me and said, Senator, how do you manage to get
16. in and out of a bathtub so you can take a bath? That
17. was Kathleen Dougherty. I said, you know, Kay, I don't.
18. I've heard...have you ever heard of sitbaths? That's what
19. I do. Danny Dougherty solicited the help of other people
20. and Senator Partee was one of them. We changed that. Many
21. things have been said about this fine man. Now, I want
22. you to realize, Ladies and Gentlemen, that some of the
23. accolades that have been bestowed upon him, might be
24. considered by many to be from the side of the aisle that
25. he represented and that no one else loved him. That is not
26. true. And one of the great monuments that this Senate
27. erected just yesterday, to the memory of Senator Dan
28. Dougherty, and also to the former Betty Ann Keegan, Senator
29. who I worked with on Election Laws Commission, with the
30. passage of Senate Bill...1978, Dan Dougherty and I worked
31. for fifteen years on this problem. We passed it yesterday.
32. I know that I can express the opinion of all those on this
33. side of the aisle who served with him. To say to the great

1. electorate of the State of Illinois, that when that
2. district, the Calumet Harbor, sent to us Dan Dougherty,
3. they sent to us a man, morally right, physically capable
4. and spiritually competent. He was a man, Dan Dougherty.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Ozinga.

7. SENATOR OZINGA:

8. Mr. President, first of all, I must compliment you on
9. having attained this quiet attitude. I think that's
10. the first time this Session that it's appeared. Secondly,
11. I want to say that one of the first Acts that I received
12. twenty years ago, the very first Act as a dumb. freshman,
13. they handed me a bill about three inches thick. It was the
14. authorization and the creation of the Calumet Harbor Port
15. Authority. I said to Senator Bidwell, Senator Walker
16. Butler, who had just finished his term and had the appointment
17. to the bench, I said, what do I do with this? Three million
18. dollars is a lot of dough to be handling around in a bunch
19. of paper. And as a green Senator, I was strictly amazed.
20. They said, well, you put it up there on the Secretary's
21. Desk and just follow it out. I said, I'm scared of it.
22. And in those days, twenty years ago, that was a bundle.
23. Dan Dougherty came over and said, don't worry. I've known
24. Dan. I've know him for sixteen, eighteen, twenty years
25. before I came to this Senate, he as a county clerk and myself
26. as a probate clerk. We worked very, very close together.
27. So, I think I can join with Maragos when he says about
28. forty years as being close to Dan. When this bill was
29. finally passed, over the years, we have worked...worked and
30. I know Dan would come up to me half a dozen times and said
31. why don't we put a bill in naming it instead the Walker
32. Butler Port Authority. And I said, no Dan, let's just go
33. along and someday it can be put to a better use, better name.

1. One never knows and you all know, for you that have just
2. recently arrived or for other than Senator Smith,
3. know that during the last twenty years, Dan dedicated
4. every ounce of his ability to anything that would
5. go toward this port...or that would be beneficial to the City
6. of Chicago by way of having this port. And I think that
7. about four years ago, five years ago, we attempted to enlarge
8. the Port Authority. Poor Dan tried and cried because
9. we didn't finally accomplish it. After a period of time
10. we did accomplish it and all that I can say, I know of
11. no better way than when we pass this bill as a eulogy to
12. Dan and Kathy Dougherty. Thank you.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Thank you, Mr. President, members of the Senate.
17. It was thirteen years ago that the people of my district
18. honored me by electing me to come down here to Springfield.
19. In those days, we had no staff. You came down as a freshman.
20. They showed you where your seat was and then you were on
21. your own. It didn't take me long to learn that it was going
22. to necessary to rely on some of the stalwarts and find out
23. those who you could trust and not trust when you needed
24. advice. It didn't take long to find out that Dan
25. Dougherty was one who was the highest respected man in the
26. Senate. I found him to be a great counsel to me.
27. More of a counsel, I think, than any amount of staff
28. would ever be. Because Dan had experience. He was a
29. kind man. He was a gentleman. He was a family man and I think
30. of those of you that became acquainted with him in his final
31. days in this Senate, know that he was a loyal man. He was
32. loyal to his responsibilities as an Illinois State Senator
33. and a member of this great Body. Many would go home and give

1. up. But Dan sat, I believe in the area before the remodeling,
2. about where Senator Kenny Hall sits, in pain, but he carried
3. on. Well, some of the things that you remember about your
4. colleagues will always be with you. What I first learned
5. about Senator Dougherty was the fact that contrary to what
6. you often hear when you get all of these commission reports
7. on your desks, when do you find the time to read them?
8. You think they go on a file on a shelf. Dan Dougherty
9. read all of those commission reports. Many times when you
10. get into debate on the Floor of the Senate, we get into a
11. different type of debate when I first came down than
12. we do...which you might call arguing and the hilarity that
13. you do now, Dan Dougherty would rise and quote verbatim
14. from those reports of commissions because commissions were
15. very important. If you had a commission bill, it usually
16. sailed through. If it wasn't a commission bill, you had
17. a tough fight ahead. And that's why Dan Dougherty read those
18. commissions and respected those commissions and the
19. work they...they did and I believe it was alluded to by Senator
20. Graham for the work that he did working with Senator Dougherty
21. on the Election Commission. Dan Dougherty had some
22. peculiarities about him, too. I don't think anybody could do
23. what he could do in the way of mumbling a bill through. He
24. could get up and explain it and talk for awhile and I think
25. he would have you all confused. And he had a knack of doing
26. that in the way of explaining in an Irish manner, how a bill
27. should be supported or not supported or defeated. One
28. thing I learned about Dan and I...you had to do it in those
29. days because, as I said, you didn't have staff and you had
30. to find out where these people that were learned and who you
31. could trust and where you could find them, not only on the Floor
32. of the Senate, because time was valuable, we didn't...we
33. weren't in Session as long and the long hours and

1. the many days and you had to find where they were and that's
2. when the St. Nicholas Hotel was operating and one thing
3. about Dan Dougherty, I guess, being a good Irishman, you could
4. always find him there chatting with John, the bartender
5. and that...I don't know...had a peculiar name, the restaurant
6. and little tavern they had there, was one of the highest
7. respected areas to be associated with, the best food in
8. town, good drinks, good fellowship, run orderly and always
9. just before the bar would close at midnight or 1:00 o'clock
10. even, you would find Dan Dougherty perched there having a beer.
11. I don't recall Dan Dougherty drinking anything heavier than
12. beer and he would have his beer and I often would slide up
13. next to Dan during my first term and have a private chat
14. with him and good counsel and he was always willing to talk
15. and I trusted him not as a member of the opposite political
16. party, but as a colleague, as a fellow Senator, talking about
17. what is good for the State of Illinois and the people of
18. my district, his district. And Dan, after he would leave, he
19. would tell John he would always want a bottle of beer to
20. take up to his room, he said it made him sleep better. These
21. peculiarities that you know about your fellow colleagues
22. remain with you. But I guess Dan was a good Christian man,
23. he was a good family man and certainly gives me a great
24. deal of honor to be able to cast at the proper time an Aye
25. vote to honor so wonderful a man with such an honor as we
26. are about to bestow upon him. And I know the Governor will
27. approve our action that we take today. Thank you.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Soper.

30. SENATOR SOPER:

31. Thank you, Mr. President. Back in 1932, I think it was,
32. in the spring of '32 or the fall of '31, I had been practicing
33. law for about, oh, seven or eight months. I went to the county

1. court where all the adoptions were taking place and I
2. met a man by the name of Dan Dougherty and Dan was a
3. guardian ad litem of the court. Many of you might know or
4. might not know, but most of the adoption laws in the State
5. of Illinois, were written by Dan Dougherty. And he was
6. most helpful, always kind, always courteous and if you ever
7. started...practice law and you went in and try to handle an
8. adoption, you didn't know from giddyap about the thing.
9. He had all the forms, he had everything all straightened out
10. and he advised you...the whole procedure. You see, back in
11. 1932 and those years when you met a fellow lawyer on the
12. street and they said, how did it go today, you would say,
13. well I had three fees today, a five dollar one and two
14. small ones. Those were the days when you started to practice
15. law and you went to a law firm, they hired you and they
16. paid you five dollars a week. And that was your salary.
17. You didn't go out like they come out today and get fourteen,
18. fifteen, seventeen, eighteen thousand dollars. They don't
19. even know where the courtroom door is. So, times were a little
20. different then and you didn't start a practiced law in a
21. big law firm where everybody helped and told you how to...
22. and led you around by the nose so that you wouldn't get into
23. trouble but Dan was always...he was always kind and courteous
24. to young lawyers. In fact, Dan was only about a year and a
25. half, two years older than I am. So, I've known him a long
26. time. Then, lo and behold, I was elected to the Senate and I
27. came out, first committee I was on was Local Government and
28. who was on the committee, but Dan Dougherty and later Dan
29. was the Chairman and when things changed, I was the Chairman,
30. he was the Minority Spokesman, then it changed again and
31. he was the Chairman and I was the Minority Spokesman and
32. then things changed again and Dan was gone. But I enjoyed
33. Dan. There's one thing that you all know, I...I guess you

1. realized about him, his word was his bond and he wouldn't...
2. he wouldn't give you an answer or he wouldn't give you a
3. promise that he didn't keep. And I'm proud to be able to
4. stand here and say that I think this is most befitting
5. for a gentleman and someone that I've known for as long as
6. anybody else in this Senate. Thank you.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Don Moore.

9. SENATOR MOORE:

10. Thank you, Mr. President. Twenty-seven years ago when
11. I was a young lawyer, I, too, walked into the county court
12. and I had an adoption case. I inquired and they said, well,
13. why don't you see Dougherty. I didn't know Dougherty, I
14. had never met him. I went up to him, pleaded to him my
15. ignorance, asked him the procedural matters that we should
16. go through on an adoption. He literally took me by the
17. hand and led me through that probate court...or the county
18. court. That was my first experience with Dan. I saw
19. him afterwards many times in the county court and then
20. when I came down here in 1963, we renewed our acquaintances.
21. I believe that Dan Dougherty was without question one of the
22. most knowledgeable men in State government that has ever
23. served in this Body. After he had his stroke, I would drive
24. him down, drive out to Calumet City and pick him up and drive
25. him down occasionally and I asked him, I said, Dan, how
26. many commissions are you on because any commission that I
27. had ever served on, for some reason Dougherty was always on
28. that commission. He said, well, since the stroke I had
29. to cut down. I'm only on nine now. He said I used to be on
30. fifteen. And I can say without any reservation that Dan
31. Dougherty never missed a commission meeting on any commission
32. that he had ever served upon. I think one thing that hasn't been
33. said is his activities insofar as Public Aid is concerned.

1. Dan Dougherty was one of the first original members as was
2. Senator Smith, to the Legislative Advisory on Public Aid.
3. We often think of Dan on his knowledge of Local Government
4. his activities on the Commission on Economic Development,
5. but he was a very compassionate man. He looked out for the
6. poor as well as the taxpayers. And oftentimes, many times
7. without question, always set a balance between the two.
8. I think that this bill is a proper tribute to a very great
9. colleague who I have had the pleasure of knowing for many
10. years and of serving with in this Body. Thank you,
11. Mr. President.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Hynes.

14. SENATOR HYNES:

15. Mr. President and members of the Senate. Dan Dougherty
16. was a great Legislator, a great Democrat and I think most
17. importantly, a great person. He was a true friend
18. to me and to many of the members of this Body. A man that
19. took his time when I was a fledgling freshman member of this
20. Body to show me the ropes. A man that was concerned about the
21. problems of his colleagues and took the time to do that
22. little extra, to do those personal things that mean so much
23. that sometimes many of us forget to do. I think that this
24. is a fitting tribute to Dan Dougherty because he spent so
25. much time and worked so hard to see that port become a
26. reality. We shall all miss him very much, but I think that
27. he would be pleased to know that we remembered and that the
28. people of Cook County in the State of Illinois will remember.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Smith may close.

31. SENATOR SMITH:

32. Mr. President, I could not better close than to
33. appeal to the membership of this Body from the very depths

1. of my heart to see to it and to make it possible that for
2. once we cast a unanimous vote for the passage of this
3. bill.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. The question is shall House Bill 2422 pass. Those
6. in favor will vote Aye. Those opposed will vote Nay.
7. The voting is open. Have all voted who wish? Take the
8. record. On that question the Ayes are 58, the Nays are none,
9. none Voting Present. House Bill 2422 having received
10. a constitutional majority is declared passed. With leave
11. of the Body, the record will reflect that Senator
12. Sangmeister, had he been here, would have been recorded Aye.
13. On the Order of House Bills, 3rd reading is House Bill
14. 2414. Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 2414.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Coffey.

21. SENATOR COFFEY:

22. Mr. President and members of the Senate. This House
23. Bill...or House Bill 2414 that is before us today, is for
24. a Transportation Bond Act, increasing and I will give you
25. the original form of the bill before I discuss the
26. amendment, from eight hundred million to nine hundred and
27. fifty million. The amount of the bonds to be used for
28. State highway acquisition, construction, reconstruction,
29. extention and improvements, designated as of such
30. additional a hundred and fifty million dollar bond shall
31. be used for such purposes as stated forth in this bill.
32. There was an Amendment No. 1 attached to this bill and in
33. that amendment there was included an additional twelve

1. million dollars which increased the bond authorization to
2. a hundred and sixty-two million dollars. This twelve
3. million dollars will go toward the...go to the Department
4. of Transportation to be provided for the township bridges
5. in the State of Illinois as was set forth in Senate Bill
6. 1750 last Session. Also, in that amendment, it set forth
7. fifty million of the...of the hundred and fifty million
8. that we had discussed here, that set forth fifty million
9. of the bonds, shall be used for such purposes within the
10. City of Chicago, the proceeds of fifty million of the bonds
11. shall be used in such...for such purposes in the Chicago urbanized
12. area. And the proceeds of the fifty million of bonds shall
13. be used for such purposes outside the City of Chicago
14. in the unurbanized areas. Now, to explain the fifty
15. million going to the urbanized areas, I would like to explain
16. that that is defined under the Federal Act and...which
17. includes Cook, DuPage, a large portion of Will, Kane and
18. Lake Counties. So, that does extend outside of the
19. Cook County area and I want to make that very plain.
20. On the cross town transfer package, number one, the
21. finance...the financing that will be used for financing
22. street improvements in the city, number two, will be
23. matching the cross town transfer funds for the Chicago
24. area street improvements and number three, to match the
25. Federal aid for the downstate road programs. I have a
26. chart here before me that is prepared by the Department
27. of Transportation that shows how the monies will be
28. distributed and I will give you the figures that if we
29. do not pass this bond and if the bond is so passed and signed
30. by the Governor. In the two years, Fiscal Year '78 and '79,
31. there will be...without the bond program, there will...
32. for the Chicago area, there will be ninety-seven million
33. dollars available. With this bond passed, it will put a

1. hundred and thirty-nine million dollars in the Chicago area
2. for a total of forty-two million dollar increase. In the
3. suburban area, it will, without the bond authorization
4. the hundred and fifty million dollar bond authorization, it will
5. put a hundred and thirty-eight million dollars into the
6. suburban area with the passage of this bond issue, it will
7. put three hundred and eleven million dollars with a total
8. of a hundred and seventy-three million dollar increase into
9. the suburbs. Without this bond issue, for the downstate
10. area, there will be in the two Fiscal Years, there will be
11. a total of four hundred and ninety-two million dollars
12. available with the passage of this bond authorization, there
13. will be a total of seven hundred and twenty-four million
14. dollars for the downstate programs, with an increase of
15. two hundred and thirty-two million dollars. Ladies and Gentlemen
16. of the Senate, I would ask your favorable passage on this
17. bond program. I think it is needed if we are to have any
18. road programs, both in Chicago, the suburbs and also
19. downstate. I think the program addressed itself as
20. best as I understand to all parts of the State of Illinois
21. and I would ask your favorable vote on this measure.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Any discussion? Senator Schaffer.

24. SENATOR SCHAFFER:

25. Mr. President, there is a lot more to this bill than
26. Senator Coffey has explained. This is the, I believe,
27. the single roll call that this Body and the Legislature
28. will have on what the press and most people refer to as the
29. cross town compromise or cross town deal. That deal
30. encompasses a lot more than a hundred and fifty or a hundred
31. and sixty million dollars in bond money. It encompasses
32. well over a billion five hundred million. Provides for the
33. City of Chicago a billion dollars for the construction

1. of the south leg of "cross town." Puts another hundred and
2. fifty million into the highway projects in the six county
3. areas. I...pardon me, five county areas, it doesn't
4. include McHenry or the western part of Lake, I am told.
5. Includes three hundred million dollars for the construction
6. of the Franklin Street subway. This is our only roll call.
7. I do not particularly oppose these projects, although I
8. seriously question whether Cook County and the suburban
9. area and downstate will fare very well when this amount of
10. Federal has been absorbed into the one northeast corner
11. of our State in the City of Chicago. But I would suggest
12. to you that this issue is not unrelated to other issues.
13. This roll call, if it prevails, will solve many problems
14. for a portion of the City of Chicago. It will solve
15. problems that will be in the process...construction over
16. a long period of time. It will leave many other
17. problems unsolved. Two or three hours ago, in Chicago,
18. the RTA board enacted the five percent gas tax in the
19. six county area. I take that, frankly, as a very bad thing.
20. I am personally very bothered by it because it, frankly,
21. flies in the fact of my believe in our form of government.
22. I cannot support this bond issue. I cannot support this
23. project at this time because I don't think that this
24. Senate and this Legislature should leave this town
25. solving all the problems of one given part of one given
26. city and leaving the rest of the State, in my opinion,
27. high and dry. I would relate this issue to several other
28. issues. I guess first and foremost in my mind is justice
29. in the...for the RTA, collar counties and suburbs.
30. I cannot, in my own mind, see how any suburban representative
31. of either party could, on this day, this very day, vote
32. for this roll call. I relate this roll call to the Title
33. I money for the City of Chicago. If the supporters of that

1. cause let this roll call go by, they've lost their battle
2. for many years and I relate this roll call to the needs
3. of downstate Illinois. The unmet needs. Many of you have
4. been contacted by my friends from the Governor's Office.
5. There's been much discussion of asphalt and cement.
6. It's a pittance for each of you compared to the total
7. package and at best, it's a one year or eighteen month
8. compromise which you're probably going to get anyway.
9. I would suggest to you, those of you who want justice
10. on the RTA and justice on Title I and justice for
11. downstate highway priorities, that if you vote for this
12. roll call, your cause is lost. I urge a No vote.
13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any further discussion? Senator Newhouse.
15. SENATOR NEWHOUSE:

16. Thank you, Mr. President. We had, Mr. President,
17. Senators, a fairly extended debate very recently concerning
18. Title I funds to educate children. These funds, if they
19. took on any semblance of what Title I really stood for,
20. as exemplified by the Federal Government, the plan by which
21. funds followed deprived and disadvantaged children for their
22. education. Someone made a decision in the City of Chicago,
23. perhaps elsewhere, that these funds would not follow
24. disadvantaged children but would rather be spread through
25. a general funding of the educational system. I am a member
26. of the Education Committee. I've been a member of it for
27. the eleven years I've been in this Senate. My conception
28. then when it passed and I think the conception of most of
29. those who passed that bill out, was that those with Title
30. I funds...that they would follow disadvantaged children.
31. Children who through no fault of their own,...

32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Weaver, for what purpose do you arise?

1. SENATOR WEAVER:

2. On a point of order, Mr. President. I thought we
3. were talking about 2414.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Point is well taken. Senator Newhouse, will you confine
6. your remarks to House Bill 2414.

7. SENATOR NEWHOUSE:

8. I will make the connection right now. We are talking
9. here in this General Assembly about laying out asphalt and
10. we are ignoring and defaulting on the question of training
11. the only natural resource that we continually have and that
12. is our children. And I, for one, say no. That one cannot
13. go forward without the other and these are absolutely
14. related. And I would therefore, rise in opposition
15. to the passage of this bill at this time.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Any further discussion? Senator Collins.

18. SENATOR COLLINS:

19. Mr. President and members of the Senate. I, too,
20. rise in opposition to this bill for many of the reasons that
21. Senator Schaffer and Senator Newhouse has brought up before
22. but basically because I don't see the need for a cross
23. town in Chicago. And they, in fact, that...those needs and
24. reasons aren't connected with Senator Newhouse's statement.
25. Because of highway or cross town, you need cars and to have
26. automobiles, you've got to have the price to purchase
27. them with. The majority of the children in the City of
28. Chicago, fifteen, twenty years from now, they won't be able
29. to afford an automobile because they won't have the money,
30. the price to pay for it. That's why I rise in opposition
31. to this bill. We don't need the cross town. And
32. I urge everyone here to vote to defeat this bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any further discussion? Senator Rhoads.

2. SENATOR RHOADS:

3. Thank you, Mr. President and members of the Senate.
4. As I understand this program, it includes some fifty-five
5. million dollars worth of projects and improvements for
6. my legislative district. That's a darn good deal. But if
7. you think for one minute that I am going to sit by and
8. see my Governor make a deal to have a tax increase without
9. referendum for the sanitary district, if you think for one
10. minute that I am going to sit by and let a nonelected
11. board pass a five percent gas tax, you're out of your
12. mind. I urge a No vote.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any further discussion? Senator Chew.

15. SENATOR CHEW:

16. Thank you...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Chew, the Gods have smiled upon us. Your
19. microphone is broken. You want to move...move next door,
20. please. Senator Chew.

21. SENATOR CHEW:

22. I had not planned to say anything on this bill.
23. I am just as disturbed about the roughshod way Title
24. I ran across this Floor yesterday and I'm still disturbed
25. about it. It was wrong then, it's wrong now. I'm
26. the Chairman of Transportation of the Senate. I have
27. advocated the cross town expressway from the first announcement.
28. I truly believe in it. I cannot stand here and give you
29. a forced statement regardless to what is connected. My
30. people were shortchanged yesterday on Title I. One day
31. you're going to wave a red flag in my face and you're
32. not going to get the correct answer that you want. This is
33. not a red flag to me because since I have been in the Senate

1. and my service in the city council, it was all transportation.
2. And I would never go back on that because I truly believe
3. in it. I think the Dean here has spent his with welfare
4. and other worthy cause. I came along with transportation.
5. I'm still with it and if it's connected with transportation,
6. I'm...I'm going to support it. But I will give you a
7. warning, one day, you're going to get Title I like it
8. should be and when you do, I'm going to support that. Until
9. that time, don't start counting on Charlie Chew for
10. your pet projects.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Further discussion? Senator Mitchler.

13. SENATOR MITCHLER:

14. Mr. President and members of the Senate. I come from
15. the northeastern section of Illinois and perhaps
16. we have been blessed with fine road programs, unlike Senator
17. Knuppel and a few of them out in the Quincy area there,
18. Forgotonia and I really feel for you out there for the
19. lack of good highways that you have. And you know, I've
20. always supported anything that would improve those highways.
21. Whether we like it or not, we are in an age where
22. the automobile, trucks and other types of moving
23. equipment is a way of life. It's not something that is
24. a luxury but it is a way that people get to work, people
25. use these highways to carry the produce and the industry
26. and farm products that we have. In our area up in
27. the Chicago suburban area, you might say the RTA area, if
28. you want to call it that, the six counties, we have a great
29. concentration of population and it's just too bad that
30. we didn't have these highways laid out many years ago
31. and let the population grow around it. And this was
32. impossible because you wouldn't invest money like that.
33. A lot of people talk against the toll roads. I've been a

1. supporter of the toll roads ever since they've been
2. constructed. Where would you be without them today?
3. And those that don't use them, you people from downstate
4. that never drive on a toll road up in northeastern
5. Illinois, you don't have to pay one penny for it because
6. it's a user fee type of operation. There's criticism
7. about the east - west toll road of which I am really in
8. the far end of it, at least I was in the far end until they
9. extended it. And that east - west toll road, when
10. they first put it in, didn't pay for itself. The load
11. was carried by the other toll road systems that they had
12. but it attracted business and industry and then they've
13. extended the east - west toll road beyond Kane County and
14. that's like a morgue riding that thing. But there will
15. be a day in the not too distant future that you'll see
16. business and industry and research laboratories being
17. constructed along that toll road. You wouldn't have the
18. Firmey Lab where you do if it wasn't for the east - west
19. toll road. You wouldn't have the Standard Oil and its
20. great research project out there. You wouldn't have the
21. people moving out to Naperville. And I believe that you
22. have a lot to say if it hadn't been for all of the political
23. wheeling and dealing in the last four years over the cross
24. town. But you would have had a cross town. You could
25. move people and move the commerce that you needed.
26. But you know that's been a political football. I was pleased
27. at the Governor, the new Governor, the present Governor.
28. You can forget about what political party he was with.
29. Because the cross town, I think, is something that's
30. meaningful to the people of the City of Chicago and I believe
31. in it like I believe in toll roads and construction of
32. these interstates and the movement of people. But I also
33. believe in mass transportation and what happened today was

1. pointed out as was pointed out by Senator Schaffer. The
2. fact that a nonelected, a nonelected board inflicted
3. upon the people a tax. That's beyond what I can comprehend.
4. And another thing that was beyond my comprehension that
5. we did not get the type of treatment that those of us from
6. that area have been crying for down here and to have that
7. type of a tax taken from a nonelected board and return it to
8. an elected board, the Illinois General Assembly and if the
9. tax was necessary, let us put it through. But put it through
10. by people who were elected, not these people that are...
11. don't mean anything. They can resign tomorrow and go back
12. to their business. But they did it to them today...

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Will you conclude.

15. SENATOR MITCHLER:

16. ...from now on a nickel out of every dollar...

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator, will you conclude your remarks.

19. SENATOR MITCHLER:

20. Yes, I will. A nickel out of every dollar will go to
21. the RTA and many of our areas that we represent will not
22. even get a half of one percent of that used. And I had
23. wished that the Governor of this State had taken an active
24. part in resolving that problem and helping us return that
25. to the people as he did in resolving the cross town expressway
26. and I think the two are correlated, right very closely together.
27. And it puts me in a very peculiar situation to have...
28. be asked to support something that I perhaps believe in,
29. the cross town expressway building more roads and without
30. this, we'll be without a road building program downstate.
31. You'll be without the cross town if we don't pass it and
32. we'll be right back and we'll have to do some wheeling and
33. dealing as we had to under a previous administration for four

1. years. But it behooves me why...why some of this compromise
2. couldn't have gone into the RTA Gas Tax that is going to be
3. a tremendous burden on the working man, the man that has to
4. rely to get Caterpillar Tractor Company and these big
5. industries that we have located up in our area to go to
6. work so he can work out a living. He's going to have to pay
7. ...pay dearly for the privilege of riding in his automobile.
8. These are some of the things that I wanted to put in the
9. record and I can truly say I haven't made up my mind right
10. to this point how I am going to push this button, whether
11. it be Present, will it be a No or an Aye vote and I mean that.
12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Wooten.

14. SENATOR WOOTEN:

15. Thank you, Mr. President. Well, we're all pretty tired
16. and the fatigue is natural at this time of year, but the
17. fatigue that is taking hold of me is one that has become all
18. too familiar in the short time I've been here when the
19. deal goes down in the last day and this is the capstone.
20. And the mix of power and money prevails over common sense,
21. balance, judgment and people. We talked about the necessity
22. of roads and it's absolutely true. A good road system is
23. essential to the movement of people and materials, it's an
24. invitation to wealth. But the road that we're talking about
25. now is one that goes over people, it does not serve them.
26. What we're doing is badly inflating the bond program
27. needlessly inflating it. We can take care of the supplemental
28. highway system with what we have and indeed, I think we're
29. beginning to realize we don't need all that's in that program.
30. We are paying for an arrangement. I think it's a rather
31. sleazy arrangement. I believe that this can be a watershed
32. vote. In my fatigue I do not think perhaps it's going to
33. happen yet this year. But someday, Ladies and Gentlemen,

1. can't we deal with issues on merits, meet things head on,
2. must we go in the open market, hike up the ante and do our
3. trading in what, I think, has come to be an accepted and at
4. the same time, despised method? We don't need this. We
5. shouldn't want it. There is an air in this Chamber that
6. it's something that we have to do. We really don't. We don't
7. have to do this for any reason and there's not a good one
8. you can adduce. We just don't have to vote for this.
9. And without that compulsion, I say, why not vote against
10. it.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Weaver.

13. SENATOR WEAVER:

14. Thank you, Mr. President. Coming from downstate,
15. I guess I don't understand all the ramifications of
16. the RTA, Title I all these side issues, but I know one
17. thing, I introduced two bills this Session to increase a
18. gas tax. One of them was passed and one of them was Tabled.
19. But those of us who live downstate and are concerned mainly
20. about refurbishing the highway system, most of it is
21. eighteen foot pavement or twenty-two foot pavement.
22. It's breaking up, the bridges are falling in. It's a costly
23. program. These highways last maybe twenty, twenty-five
24. years and they have to be resurfaced. The bridges last maybe
25. thirty or forty years and they have to be refurbished.
26. Our gas tax money about...about sixty percent of the money
27. goes to construction. The other forty percent is diverted for
28. other purposes. The gas tax, unlike the sales tax,
29. is not growing, it's stable. It's even going down due to
30. better mileage and it will go down further so we're going to have
31. to face this question one of these days of whether we're
32. going to maintain a good road system in the State of Illinois
33. and whether we're going to pay for it out of General
34. Revenues annually or whether we're going to bond it.

1. I think all of us are looking to Washington hoping that
2. through the Energy Conservation Program, we're going to
3. all get a big windfall to bail us out. Well, that may happen.
4. It may happen next year, it may happen two or three years
5. from now. But we've got bridges downstate on the township
6. and the county and the State systems that are falling in,
7. bridges closed, school buses detouring ten, twenty miles
8. a day to get the kids to school. That takes more fuel.
9. I can't...I don't remember all the figures involved in
10. ...in replacing, rehabilitating all the bridges in the
11. State of Illinois, but it's up in the billions of dollars
12. and again, I say, I don't want to get into the question of the
13. RTA and I don't know what the problems are totally, but
14. I know the collar county areas need widening, resurfacing.
15. I've gone over every road program and every district in the
16. State of Illinois and I know what the needs are and I
17. know what my so called allocation might be and if I get a couple
18. of million dollars in the next couple of years to resurface
19. and repair bridges in my district, I'll be lucky. But I look
20. at other districts and they're getting twenty, thirty, forty,
21. fifty million dollars and I don't deny them that. I think they
22. need it because the traffic count and the roads and the
23. needs are there. But if we don't pass this, we've got real
24. problems in the next two years. We're going to get nothing.
25. So, I would urge all of my colleagues to put aside
26. their differences and support this program. It's the best
27. compromise that's come about. It's not perfect, I'm not totally
28. happy with it, but I respect the people that are involved
29. in recognizing the problems and I think we ought to support
30. it.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Soper.

33.

End of reel

1. SENATOR SOPER:
2. Thank you, Mr. President. Could have a little quiet
3. around here, maybe we'd find out what's going on. You
4. know, we're starting to mix apples, bananas, grapes and
5. nuts. This has got nothing to do with the RTA. It's got
6. nothing to do with Title I, this has got something to do
7. with whether or not we are going to participate in some
8. Federal money that's being...that's being generated by...by
9. us and it's going to be distributed to either the State
10. of Illinois if we can...we can pass this bond issue and
11. if we don't then we will lose the grants from the...from
12. the Federal government and we won't get them back. Now
13. you're talking about either getting about a billion
14. dollars to spend on the road fund the next two years or
15. you're going to talk about spending about a hundred
16. million dollars that you'll have to generate yourself.
17. Now, if you want to do that, you go ahead and do it.
18. You got the last chance with this thing. There's nothing
19. that the Governor could do about the five cent...five
20. percent gas tax. That was something that was brought on
21. and...and that's in. It has nothing to do with this.
22. Downstate, if you don't want to support this thing, well
23. then you're going to have beat up roads, you're going to
24. have lousy bridges and you're going to have to come through
25. and support this thing yourself. 'Cause once that program
26. is set in Washington, you're going to lose this money.
27. They're going to distribute it someplace else. It took
28. a lot of work...and it...took a lot of ingenuity to be
29. able to put this thing together where we get our just
30. share. Now let's not talk about other things, let's talk
31. about what we're going to lose. If you don't want...if
32. you don't want this money, it's up to you. You can give
33. it to somebody else, but don't come crying later on for

1. somebody to help you. I could care less. I won't get
2. one inch of anything out of this thing for my district.
3. I'm surrounded by the City of Chicago and...and the
4. Metropolitan District and it...I'm trying to help the
5. whole State. If we want to throw our money away, but
6. I think that we should be able to get our share that
7. we put into this fund because we're one of the biggest
8. contributors toward this fund, so let's get some money
9. back for our people. And I say this is the way to do
10. it.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Shapiro. Senator Shapiro.

13. SENATOR SHAPIRO:

14. Well, Mr. President and Ladies and Gentlemen of the
15. Senate. It's indeed unfortunate that these extraneous
16. issues were brought up in this argument concerning the
17. road building program for the State. And I do share
18. the concerns of those who rose in opposition to this
19. increase in the Road Building Capital Development Bond
20. Issue. But I think a more immediate concern to us
21. should be the road building program throughout the State
22. and particularly in downstate Illinois as it concerns
23. those of us who represent districts in downstate Illinois.
24. Most of the area of downstate Illinois is rural. We don't
25. have mass transit. We have very little railroad passenger
26. service. Airplane flights are minimal and only to distant
27. points. It's not easy for us to get back and forth from
28. city to city without good roads. And as you all know the
29. downstate roads, particularly those between cities those that take
30. farm products to the terminals on the rivers and that are rapidly
31. deteriorating. And there's only one way to fix those roads
32. within the next few years and that is with a massive bond
33. issue. The roads that need repair are many and in this day

1. and age are costly on a per mile basis to renovate. Seventy-
2. five percent of the roads in downstate Illinois were built
3. more than thirty years ago and there in excess of thousands
4. of miles of roads and bridges that need widening and resurfacing.
5. I don't think that few motorists question the need for our
6. highways to be renovated. Nearly, as I pointed out to you,
7. nearly seventy-five percent of our roads were built many years
8. ago and now are in critical need of repair. Without the
9. agreement between the Governor and the Mayor, the road
10. building program in downstate Illinois in FY '79 would be
11. practically nothing. That agreement, freed up hundreds
12. of millions of dollars that was destined for the crosstown.
13. And with the dropping of the north leg, it freed up
14. monies for those six northeastern counties as well as State
15. money for downstate Illinois. The passage of this bond
16. issue will expand the economy of the State of Illinois.
17. And in FY '78 due to the new construction in roads will
18. supply approximately four thousand new jobs and in 1979,
19. it will lead to nearly twenty-three thousand more jobs
20. in the Illinois economy. I think it is a good program.
21. This is part of it. It merits your support and I would
22. urge an Aye vote.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Hynes. Senator Bruce, did you wish recognition?
25. I thought...we are down to the last two on the list. Are you...
26. do you...you...Senator Nimrod, did you also seek recognition?

27. SENATOR NIMROD:

28. Yes, Mr. President and Ladies and Gentlemen of the Senate.
29. I...just very briefly, I would say that I really believe that
30. this is a reasonable solution to a problem that has been
31. with us for a number of years and I would certainly compliment
32. the administration and the leadership to finally reaching an
33. accord and I think that the net result of this, of course, will
34. be to the benefit of our citizens and certainly to the economy of
35. the State.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Bruce. Senator Carroll, can we...just...

3. Senator Bruce.

4. SENATOR BRUCE:

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

6. Perhaps we ought to put the...the compromise on which
7. we're voting in some perspective. Under the agreement
8. as been explained here, a billion will go to Chicago for
9. the south leg, one hundred and fifty-three million
10. for highway projects in the six counties, three hundred
11. million dollars for the Franklin Street Subway and
12. sixty million dollars for road improvements within
13. the City of Chicago, for a total package cost to the
14. taxpayers of the State of Illinois of one billion, five
15. hundred and thirteen million dollars. Now, where does
16. that place the State of Illinois. For those of us
17. in downstate, we should note that the road fund deficit
18. for the end of 1979 will be thirteen million dollars,
19. which means that we are already behind in the road
20. fund in payments of interest. With the agreement, an
21. additional five million dollars will be required in
22. interest, putting the bond fund, the road fund deficit
23. at eighteen million dollars by the end of this year.
24. Now, twenty-five to thirty million dollars of the
25. new one hundred and fifty million dollars this year,
26. will require that five million dollar payment. And
27. I note to all of you who are from not downstate, that
28. of that twenty to thirty-five million dollars to be
29. issued this year, all of it will go to Chicago. Not
30. one dime to downstate of the new issue supposedly
31. made this summer. In addition, the agreement is that
32. there will be a release of two hundred million dollars
33. of Federal money immediately to the City of Chicago.

1. So, where is the downstate money that everyone keeps telling
2. me is so well displayed in this package. I see a new
3. bond authorization. I see a new bond issue of twenty-five
4. to thirty million dollars. But, I see all of that money
5. being spent within the City of Chicago. Now, we're not
6. completely locked out for those of us who worry about
7. being locked out of such a large agreement. We do get
8. the privilege of an additional fifty million dollars
9. in bond authorization. We're not going to issue any
10. of the bonds this year. We're not going to get any of
11. the money out of it, but we are promised an additional
12. fifty million in authorization. Not one dime to be
13. spent, we're going to get it authorized. Now, for those
14. of us who worry about where downstate falls, would point out
15. that this year we have a nine hundred million dollar
16. road program. The highest in the United States.
17. This year, under Governor Thompson, we saw the budget
18. come in at five hundred and thirteen million dollars
19. for road projects. The major reason is the interest
20. payments on previously issued bonds are starting to
21. very deeply cut into road projects in the State. So
22. we got five hundred and thirteen million, which was
23. a cut of over four hundred million from last year
24. already, with a compromise, we find that we're going
25. to end up with six hundred million dollars. All of
26. it in bond authorization. The agreement will put
27. even greater pressure on the road fund and I point
28. out to those of you who are...were here in 1971 that
29. you must pay the interest first on any issued bonds.
30. Every interest payment made reduces the road fund
31. and the only way you can build the roads is to continually
32. increase the authorization. I've already mentioned we're
33. eighteen million dollars in the hole on...on the interest

1. repayments in the...in the road fund. And finally, let me
2. note this to you. In 1971, Senator...Governor Oglivie
3. and Mayor Daley made an agreement on the Transportation
4. Bond Issue. There was an agreement at that time that we
5. would issue six hundred million dollars in bonds. And
6. at that time, under that agreement, twenty-five percent
7. of that money went to Chicago. Under the Thompson-Bilandic
8. agreement, we're going to authorize and issue an additional
9. one hundred and fifty million dollars. Thirty-three
10. percent of which goes to Chicago. Would point out to
11. downstaters, we seem to be falling behind. At least
12. at one time we were getting a...a twenty-five percent
13. to Chicago, now we find more than one third going to
14. Chicago. One of my House colleagues, I think, put it
15. very well. If there's something good in this for
16. downstate highways, it's very well hidden, not very
17. well displayed. Thank you.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Further discussion? Senator Hynes.

20. SENATOR HYNES:

21. Mr. President and members of the Senate. I rise
22. in support of this bill and I do so for a number of
23. reasons. First of all, I would like to clear the air on...on
24. one matter. This is a...an authorization to allow the sale
25. of bonds for transportation purposes, to build highways.
26. It does not say that it's to build a crosstown expressway
27. or the Burnham Corridor or anything else. It is a...an authorization
28. bill which will provide a hundred million dollars outside of
29. the City of Chicago, fifty million inside for highways, twelve
30. million dollars for bridges. It will bring about a substantial
31. increase in the road program for this State because it will
32. attract substantial matching Federal funds. The total
33. impact of this bill which provides more State revenue for

1. roads outside the City of Chicago together with the Federal
2. funds that have been released from designation to the City
3. of Chicago will bring about an increase in the downstate
4. road budget for the next two years from four hundred and
5. ninety two million dollars to seven hundred and twenty-four
6. million dollars. It will increase the total miles...miles
7. of work from seven hundred and fifty miles to more than
8. thirteen hundred miles. There is a substantial downstate
9. stake in this bond issue. It is very important to the road
10. program for downstate Illinois for the next two years.
11. Reference was made to over a billion dollars in commitments
12. in the City of Chicago. Well, I think we ought to look at
13. what the history of that is. We're talking about some 1.4
14. billion dollars that the Federal government committed to
15. the City of Chicago as its share of the Federal Highway
16. Program many years ago. That was designated to build the
17. crosstown expressway. And for a number of reasons, most
18. of them political in nature, that money has been frozen
19. over these many years. In order to break the impasse and
20. to avoid having that money go elsewhere, the agreement that
21. has been discussed here today was struck. And the effect of
22. that was to free up a hundred and fifty million dollars
23. of the money that had been for those many years been
24. designated for the City of Chicago and to spread it in-
25. to the six county area outside the City of Chicago. That
26. then resulted in giving...in giving the administration the
27. ability to transfer some of the money designated for the
28. six county area in the downstates so that, in effect,
29. an additional hundred fifty-three million dollars in
30. Federal monies was immediately put into the downstate,
31. that is to say out...outside of Cook County and outside
32. of Chicago area for road projects. This bond authorization
33. is in addition to that and will attract additional
34. Federal funds over and above what I just mentioned.

1. So Ladies and Gentlemen of the Senate, this bill is important
2. to the road program of the State of Illinois for the next
3. two years and I would urge your support.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Coffey may close the debate.

6. SENATOR COFFEY:

7. Mr. President and members of the Senate I again would
8. like to just say that of this hundred and sixty-two
9. million dollars bond authorization that twelve million
10. will go to township bridges in the State of Illinois,
11. fifty million will go to Chicago and a hundred million
12. outside the City of Chicago. I think that it's a good
13. program and if we are to have any kind of
14. program in '78 and '79 for the terrible conditions
15. of our roads then we must have this hundred
16. and fifty dollar bond authorization. If we are to
17. match Federal funds that are being available to the
18. State of Illinois at the rate of ninety-ten match,
19. ninety percent Federal and ten percent State, we
20. don't have the dollars now and we won't be able
21. to participate in those programs. So I would just
22. ask your favorable roll call in this bond authorization.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. All right. The debate has been closed. Senator
25. Bruce for what purpose do you arise?

26. SENATOR BRUCE:

27. Parliamentary inquiry, Mr. President.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. State your point.

30. SENATOR BRUCE:

31. How many votes will be required since this is a
32. bond authorization?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. The Chair will rule that under the Illinois Constitution
2. thirty-six affirmative votes are required. Senator...Senator
3. Coffey.

4. SENATOR COFFEY:

5. Yes, one more point before we close here. I just want
6. to again to explain the amount of revenue that through the
7. Fiscal Year of '78 and '79 at will brought to the Chicago,
8. the suburbs and the downstate with this program. There will
9. be an increase with this bond authorization of forty-two
10. million dollars to the Chicago area, to the suburban area
11. there will be a hundred and seventy-three million dollar
12. increase, to the downstate, and I say again to the downstate
13. people, there will be a two hundred and thirty-two million
14. dollar increase. I think this bill does address itself
15. to downstate problems or I wouldn't be standing here
16. supporting this bill. I think it's badly needed and I
17. would ask your favorable roll call in this matter.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. The question is shall House Bill 2414 pass. Those
20. in favor will vote Aye. Those opposed will vote Nay.
21. The voting is open. Have all voted who wish? Have all
22. voted who wish? Have all voted who wish? Take the
23. record. On that question the Ayes are 36, the Nays are
24. 14, 5 Voting Present. House Bill 2414 having received
25. the required constitutional majority is declared passed.
26. On the Order of House Bills 3rd reading is House Bill
27. 24...I didn't hear him. Senator Schaffer, you were not
28. in your seat, Sir, that is where the Chair is addressed
29. from. Senator Schaffer what is...what's your pleasure?

30. SENATOR SCHAFFER:

31. I would request respectfully a verification of the
32. affirmative votes.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Schaffer has requested a verification of the
2. affirmative votes. Will the members please be in their
3. seats. Will those not entitled to the Floor, please
4. vacate. Mr. Secretary, read the affirmative votes.

5. SECRETARY:

6. The following voted in the affirmative: Berman,
7. Buzbee, Carroll, Chew, Clewis, Coffey, D'Arco, Daley,
8. Davidson, Donnewald, Egan, Glass, Graham, Grotberg,
9. Guidice, Harber Hall, Knuppel, Kosinski, Lane, Lemke,
10. McMillan, Maragos, Merlo, Moore, Nimrod, Rock, Rupp,
11. Savickas, Shapiro, Smith, Sommer, Soper, Vadalabene,
12. Walsh, Weaver, Mr. President.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Schaffer. The roll has been verified.
15. The Ayes are 36, the Nays are 14. This bill having
16. received the required constitutional majority is
17. declared passed. Senator Hynes moves to reconsider
18. the vote by which House Bill 2414 has passed. Senator
19. Carroll moves to lie that motion on the Table. All
20. those in favor signify by saying Aye. All those
21. opposed. The Ayes have it. So ordered. On the Order
22. of House Bills 3rd reading is House Bill 2424. Read
23. the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 2424.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. All right. Mr. Sergeant-at-Arms, there are again
30. a number of people who are not entitled to access to
31. this Floor. I'd ask that they be removed. We were
32. doing fine there for a while. Will those not entitled
33. to the Floor, please vacate. Senator McMillan.

SENATOR McMILLAN:

1. House Bill 2424 is a bill to transfer forty-three
2. thousand dollars from the personnel item to three separate
3. items in the Fiscal Year '77 budget for Mines and Minerals.
4. It is agreed upon. It...it is acceptable. I ask for a
5. favorable roll call.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Is there any discussion? The question is shall House
8. Bill 2424 pass. Those in favor will vote Aye. Those
9. opposed will vote Nay. The voting is open. Have all
10. voted who wish? Have all voted who wish? Take the record.
11. On that question the Ayes are 46, the Nays are none, none
12. Voting Present. House Bill 2424 having received a
13. constitutional majority is declared passed. Gentlemen,
14. we will revert now to the Second Supplemental Calendar.
15. On the Order of the Secretary's Desk, on the Order of
16. Concurrence is Senate Bill 752, Senator Carroll.

17. SENATOR CARROLL:

18. Thank you. When we left off because of some
19. confusion some while ago on this, I think it best
20. that I start from the very beginning, having taken it
21. from the record before and move first that we nonconcur
22. in the following amendments. Let me just state that
23. the purpose of this is, we will seek to concur in those
24. amendments or those portions of the bill that were as
25. they were when they left here and were no changes made
26. to them and were in agreement by everybody. Nonconcur
27. in those that were different, the members have asked
28. questions about and leave in for conference committee
29. those commissions that were not covered by either the
30. House or the Senate of which we think we have a complete
31. list. I would thereby move you, Mr. President, that we
32. nonconcur in Amendments No. 2, 4, 18, 22, 23, 24, 25,
33. 30, 31, 36, 38, 43, 45 and 46. I might add that the

1. problem in 24 is that one of the bills that was covered in
2. this lump group has not passed and we have to nonconcur
3. therefore in the whole grouping.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. All right. All right. Senator Regner, for what
6. purpose do you arise?

7. SENATOR REGNER:

8. Just to state as the representative on the...subcommittee
9. that worked on this. We're in full accord with what
10. Senator Carroll is doing right now. We will clean it up
11. in conference committee then.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. All right. Well, then I'd ask both you and Senator
14. Carroll to see if the Chair puts the question correctly.
15. Senator Carroll has moved to nonconcur in House Amendments
16. 2, 4, 18, 22, 23, 24, 25, 30, 31, 36, 38, 43, 45 and 46.
17. All those in favor signify by saying Aye. All those
18. opposed. Senator Regner.

19. SENATOR REGNER:

20. It was supposed to be a nonconcur in No. 7 also.
21. You missed one.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Oh, we went through that earlier. That was one of
24. the reasons it was out of the record. All those in
25. favor signify by saying Aye. All those opposed. The Ayes
26. have it. The motion carries and the Secretary shall so
27. inform the House. Senator Carroll.

28. SENATOR CARROLL:

29. Thank you, Mr. President. For ease, I would like to
30. make a motion of concurrence on the following amendments
31. in one roll call, if I have leave of the Body.

32. PRESIDING OFFICER: (SENATOR ROCK)

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

1. ordered. Senator Carroll.

2. SENATOR CARROLL:

3. Thank you, I would move that we do concur in Amendments

4. No...I'll explain them very briefly for those of interest.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Well...why don't...give me the numbers first.

7. SENATOR CARROLL:

8. Okay, 5...

9. PRESIDING OFFICER: (SENATOR ROCK)

10. ...and then repeat...

11. SENATOR CARROLL:

12. ...6, 7, 8, 16, 19, 28, 29, 32, 34, 35, 37, 41, 42

13. and 44.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. How about 20?

16. SENATOR CARROLL:

17. 20, I'm sorry, I missed that.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. All right. Okay. Senator Sommer, for what purpose

20. do you arise?

21. SENATOR SOMMER:

22. What is your motion, Senator Carroll?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. His...his motion on...with respect to these will be

25. to concur. He will now proceed to explain the...the

26. aforementioned amendments. All right, if we can have a

27. little order, we can handle this with some dispatch, I

28. feel. Will the members please be in their seats.

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President. Amendment No. 5 is a

32. joint committee on administrative rules, 6 is the

33. Spanish Speaking People Study Commission, 7 is the

1. Wabash Valley and there were some questions on that. Indiana
2. has finally allocated the like amount of twenty thousand.
3. In past years they'd only given a dollar. They have now
4. given the twenty thousand which we are supposed to match
5. instead of a dollar which they used to give and we used
6. to match. Number 8, Senator Graham, is the Election
7. Laws Commission. Number 16 is the Energy Resources
8. Commission. Number 19 is the Deaf and Hard of Hearing
9. Commission. Number 20 is the State Productivity
10. Council. Number 28 is the Department of Local
11. Govermental Affairs Capitol City Planning Commission.
12. 29 is an amendment to include the word, agencies. 32
13. is the Kankakee River Commission, 34 is the Legislative
14. Audit Commission. 35 is the Joint Commission on
15. Unemployment Insurance. 37 is the Metropolitan Fair
16. and Exposition Authority. 41 is the AG Financial
17. Disclosure Act. 42 is the Water Resources Commission
18. and 44 is the Legislative Advisory Committee to NIPC
19. And I would move you Mr. President, that we do concur
20. in those amendments asforesaid.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. All right, Senator Carroll has moved that the
23. Senate shall concur in House Amendments...you'll get a
24. chance to discuss it, let me just put the question...
25. Senator Carroll has moved, all right...Senator Philip.

26. SENATOR PHILIP:

27. I...I have a (Machine cut-off)...of the sponsor,
28. Mr. President.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Indicates he will yield, Senator Philip.

31. SENATOR PHILIP:

32. I would like to know exactly what House Amendment
33. No. 43 does and how much money it is.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. House Amendment 43 has not been concurred in.

3. SENATOR PHILIP:

4. Fine.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. It...it is not part of this motion. All right. Sam,
7. why don't you step back there and ask them, that a boy,
8. all right. The question is shall the Senate concur in
9. House Amendments 5, 6, 7, 8, 16, 19, 20, 28, 29, 32, 34,
10. 35, 37, 41, 42, 44 to Senate Bill 752. Those in favor
11. will vote Aye. Those opposed will vote Nay. The voting
12. is open. Have all voted who wish? Have all voted who
13. wish? Take the record. On that question the Ayes are
14. 44, the Nays are none, 5 Voting Present. The Senate
15. does concur with House Amendments 5, 6, 7, 8, 16, 19, 20,
16. 28, 29, 32, 34, 35, 37, 41, 42 and 44 to Senate Bill 752.
17. On the Order of the Second Supplemental Calendar, Conference
18. Committee Reports, House Bills, Senator Harber Hall on
19. House Bill 1182. On the Order of Conference Committee
20. Reports, House Bills...House Bill 1182, Senator Hall.
21. SENATOR HARBER HALL:

22. Mr. President, thank you very much. This bill, I
23. was asked by Senator Hynes about dropping House Amendments
24. 1 or Senate Amendments 1 and 3. The reason 3 was dropped
25. on this, Senator, is that a new Section 11.3 was written
26. incorporating Senate Amendment 3 into that. It improved
27. some terminology there. It didn't change anything except
28. the wording to do the same thing and the amounts is the
29. same, it's a hundred thousand dollars and it's in a
30. new Section, 11.3. I hope that answers your question.
31. If there are any further questions, I'd be glad to
32. answer them. If not, I would move concurrence with
33. the...the committee on this conference.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Hall has moved the adoption of the Conference
3. Committee Report on House Bill 1182. Is there any discussion?
4. The question is shall the Senate adopt the Conference Committee
5. Report on House Bill 1182. Those in favor will vote Aye. Those
6. opposed will vote Nay. The voting is open. Have all voted
7. who wish? Have all voted who wish? Take the record. On that
8. question the Ayes are 34, the Nays are 4, 1 Voting Present.
9. The Senate does adopt the Conference Committee Report on
10. House Bill 1182 and the bill having received the required
11. constitutional majority is declared passed. All right.
12. On...on the Second Supplemental Calendar...Gentlemen, I
13. might inform you, if you will for a moment, if I can have
14. the attention of the membership for just a moment, I
15. am reliably informed that it is the intent of the
16. President that when we conclude these four or five matters
17. yet on the Supplemental Calendars, that when we will recess for
18. a couple of hours to allow us to have some dinner and
19. await further paper work from the House. So let's...yes.
20. And then we have a report of the Executive Committee for
21. advice and consent of nominees, so if we, if you can just...
22. if we can have a little attention. Senator Shapiro, how
23. about 1829? All right. On the Order of Conference Committee
24. Reports, House Bills is...the Conference Committee Report
25. on House Bill 1829, Senator Shapiro.
26. SENATOR SHAPIRO:
27. Mr. President and Ladies and Gentlemen of the Senate.
28. The Conference Committee Report on House Bill 1829 does
29. several things. The first thing it does is eliminate all
30. the references to mobile and community currency exchanges
31. extending services to senior citizen projects and housing
32. for the elderly. But it does leave in the bill a reference
33. that allows the ambulatory currency exchanges to issue

1. money orders with a blanket bond in the minimum amount of
2. a hundred thousand dollars, but may be increased to two
3. hundred and fifty thousand at the discretion of the
4. director. It also provides for new language in Section 6
5. which allows insurance against loss by theft, burglaries,
6. so on and so forth in an amount less than five hundred
7. thousand and this insurance can also be increased to
8. 1.5 million if the director so decrees. This amendment
9. in this Conference Committee Report is a result of a
10. compromise between the two factions in the currency
11. exchange business. All sides of the argument agree
12. to the amendment. There is no controversy in this
13. Conference Committee Report and I would urge a
14. favorable roll call.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Is there any discussion? The question is shall the
17. Conference Committee...shall the Senate adopt the
18. Conference Committee Report on House Bill 1829. Those
19. in favor will vote Aye. Those opposed will vote Nay.
20. The voting is open. Have all voted who wish? Have all
21. voted who wish? Take the record. On that question the
22. Ayes are 45, the Nays are none, none Voting Present. The
23. Senate does adopt the Conference Committee Report on
24. House Bill 1829 and the bill having received the required
25. constitutional majority is declared passed. On the Order
26. of Conference Committee Reports, House Bills, is House
27. Bill...the Conference Committee Report on House Bill 2306.
28. Senator Hynes.

29. SENATOR HYNES:

30. Mr. President and members of the Senate. This bill
31. affects the Real Estate Broker's Act and there are some
32. problems with the bill in its present form. The Conference
33. Committee Report simply places the bill in the interim

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1. study Calendar in the House. The bill is floating between
2. the House and the Senate and this is the only way to get
3. it back into one Chamber or the other.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Question is, shall the Senate adopt the Conference
6. Committee Report on House Bill 2306? Those in favor will
7. vote Aye. Those opposed will vote Nay. The voting is open.
8. Have all voted who wish? Take the record. On that question
9. the Ayes are 38, the Nays are None, 1 Voting Present. The
10. conference...the Senate does adopt the Conference Committee
11. Report on House Bill 2306. On the Order of the Second
12. Supplemental Calendar, on the Order of Amendatory Vetoes.
13. All right, if we can have your attention. Senator Nimrod,
14. are you ready to proceed? On the Order of the Second
15. Supplemental Calendar on the Order of Amendatory Veto is
16. Senate Bill 1143, Senator Nimrod.

17. SENATOR NIMROD:

18. Thank you, Mr. President and Ladies and Gentlemen of
19. the Senate. This Amendatory Veto is on Senate Bill 1143.
20. As you recall, we passed through the Senate and through
21. the House pertaining to the provision of not guilty by
22. reason of insanity. And what the Governor has recommended
23. in his Amendatory Veto has been agreeable and concurred in
24. and what we're doing is providing that when the individual
25. is gone before he's released that the court has a right to
26. have a chance to have a hearing that at that hearing that we
27. shall, the judge shall order an impartial examination to be
28. made by a psychiatrist in addition to his report which he gets
29. from the Department of Mental Health. One other thing it does,
30. is...it provides for a hearing process that the courts will
31. conduct a hearing with the consistent provisions of the law.
32. And I would ask for a...favorable roll call in the move to accept
33. the Specific Recommendations of the Governor as to Senate Bill 1143

1. in the manner and form as submitted by the Governor.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Is there any discussion? Senator Netsch.

4. SENATOR NETSCH:

5. I...I thought Senator Collins was off the Floor.

6. She's just come back on the Floor, but I know that she

7. has looked this over and it does reflect the provisions

8. that she had included in her own bill originally and had

9. wanted to be included in this bill. They are sound changes

10. and they should be here, so I also would urge that we

11. accept the Amendatory Veto.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? The question is shall the

14. Senate accept the specific recommendation of the Governor

15. as to Senate Bill 1143 in the manner and form just stated

16. by Senator Nimrod. Those in favor will vote Aye. Those

17. opposed will vote Nay. The voting is open. Have all

18. voted who wish? Have all voted who wish? Take the

19. record. On that question the Ayes are 49, the Nays are 2,

20. none Voting Present. The specific recommendations of the

21. Governor as to Senate Bill 1143 having received the

22. required majority vote of Senators elected are declared

23. accepted. Messages from the House.

24. SECRETARY:

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 refused to

28. recede from their Amendment No. 6 to a bill with the

29. following title: Senate Bill 830. And request a

30. conference committee. The Speaker has appointed as

31. a part of the committee for the House, Representative...

32. Representatives Brady, Ewell, McClain, Peters and Martin.

33. A like message on Senate Bill 1025. Request of

1. conference committee and the speaker has appointed Representatives
2. Brady, Houlihan, Katz, Stanley and Leinenweber.

3. A like message on Senate Bill 322. Request a conference
4. committee and the Speaker has appointed as a committee a part
5. of the House, Representative Barnes, Beatty, Mugalian,
6. Ebbesen and Peters.

7. A like message on Senate Bill 345. Request a conference
8. committee and the Speaker has appointed part of the committee
9. for the House, Representatives Brady, Terzich, Satterthwaite,
10. Ebbesen and McCourt.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. All right. Senator Shapiro and Senator Hynes. We
13. have four messages from the House where the House is
14. requesting that a conference committee be appointed. I
15. wonder if we might have a motion to accede to the request
16. of the House with respect to these four bills so that
17. we can get the paper work rolling. All right, the
18. question is shall the Senate accede to the House that a
19. conference committee be appointed with respect to
20. Senate Bill 1025, Senate Bill 322, Senate Bill 345 and
21. Senate Bill 830. All those in favor signify by saying
22. Aye. All those opposed. The Ayes have it. The motion
23. carries and the Senate accedes to the request of the
24. House. Senator Berning.

25. SENATOR BERNING:

26. Thank you, Mr. President. I'd like to make the
27. same motion to accede to the request for the appointment
28. of a conference committee on Senate Bill 29.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. The question is shall the Senate accede to the request
31. of the House that a conference committee be appointed
32. with respect to Senate Bill 29. All those in favor signify
33. by saying Aye. All those opposed. The Ayes have it. The

1. motion carries and the Senate accedes to the request of the
2. House to appoint a conference committee. Senator Nimrod.

3. SENATOR NIMROD:

4. Mr. President, I would make the same request that the
5. Senate accede to the request of the House on Senate Bill 1142.
6. I know we've made that appointment, but I don't think we have
7. that in the record at all.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. The question is shall the Senate accede to the request
10. of the House that a conference committee be appointed with
11. respect to Senate Bill 1142. All in favor signify by
12. saying Aye. All those opposed. The Ayes have it. The
13. motion carries and the Senate accedes to the request of
14. the House to appoint a conference committee. Committee
15. reports.

16. SECRETARY:

17. Senator Vadalabene, Chairman of the Committee on
18. Executive Appointments to which was referred the Governor's
19. Message to the Senate of June the 17th, June the 20th, June
20. the 23rd, June the 27th and June the 28th, 1977 and the
21. Secretary of State's Message on June the 22nd, 1977, reported
22. that the Senate do advise and consent to the following
23. appointments.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Yes, thank you Mr. President and members of the Senate.
28. I move that the Senate resolve itself into Executive
29. Session for the purpose of acting on the Governor's appoint-
30. ments set forth in the Governor's Message of June 17th, 20,
31. 23, 27 and 28, 1977 and the Secretary of State's appointments
32. set forth in the Secretary of State's Message of June 22nd,
33. 1977.

34. PRESIDING OFFICER: (SENATOR ROCK)

1. You've heard the motion. All those in favor signify
2. by saying Aye. All those opposed. The Ayes have it.
3. The Senate is now in Executive Session. Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, thank you, Mr. President. With respect to the
6. Governor's Message of June 17, 23, 27 and 28, 1977. I
7. will read the names of the unsalaried appointments that
8. the Committee on Executive Appointments and Administration
9. recommends that the Senate advise and consent to. After
10. reading the names, I intend to ask leave to consider all
11. of the unsalaried appointments on one roll call unless
12. any Senator has objection to any particular name.

13. To be a member of the Waukegan Port District Board
14. for a term expiring May 31st, 1983, Frank A. Nolan of
15. Waukegan.

16. To be a member of the Health Facilities Planning
17. Board for a term expiring July 1, 1979, Martin J. Koldyke
18. of Kenilworth. Jack T. Knuepfer of...Elmhurst and to
19. be a member of the Health Facilities Board for a term
20. expiring July 1, 1980, Edward A. Newman of Chicago.

21. And to be a member of the Agricultural Export Advisory
22. Commission for a term expiring January 15th, 1979, Tom
23. K. Crouch of Oak Brook.

24. And to be a member of the Board of State Fair Advisors
25. for terms expiring January 15th, 1979, William Hartke of
26. Litchfield, Boyd E. Schaufelberger of Greenville, Jerry
27. Taylor of Prairie City, Orion Samuelson of Chicago, Robert
28. Mitchler of Oswego and Kenneth G. McMillan of Bushnell.
29. Marjorie E. Albrecht of Princeton, Denver Corn of Springfield
30. and John P. Clarke of Springfield.

31. And to be a member of the Illinois Racing Board for a
32. term expiring July 1, 1982, Charles E. Schmidt of Barrington
33. Hills.

1. And to be a member of the St. Louis Metropolitan Area
2. Airport Authority for a term expiring January 19th, 19...1981,
3. Jack L. Giannini of Belleville.

4. And Mr. President, having read the names of the
5. unsalaried appointments, I now seek leave to consider these
6. names on one roll call unless some Senator has objection
7. to a specific name.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. You have heard the request. Is there any objection?
10. Senator Graham.

11. SENATOR GRAHAM:

12. Mr. President, I couldn't hear and I'm sure you
13. couldn't. Are all of these names proposed, I think it
14. is true, are they unsalaried?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Vadalabene.

17. SENATOR VADALABENE:

18. Yes, Senator Graham, these are all the unsalaried.
19. Now, we are coming to the salaried next.

20. SENATOR GRAHAM:

21. Thank you, very much.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. All right. You've heard the request. Is leave
24. granted? Leave is granted. Senator Vadalabene.

25. SENATOR VADALABENE:

26. Yes, Mr. President, will you put the question as
27. required by our rules.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. The question is does the Senate advise and consent
30. to the nominations just made. Those in favor will vote
31. Aye. Those opposed will vote Nay. The voting is open.
32. Have all voted who wished? Have all voted who wished?
33. Take the record. On that question the Ayes are 56, the

1. Nays are none, none Voting Present. A majority of the Senators
2. elected concurring by record vote, the Senate does advise
3. and consent to the nominations just made. Senator Vadalabene.
4. SENATOR VADALABENE:
5. Yes, thank you Mr....yes, thank you, Mr. President.
6. With respect to the Governor's Messages of June 17th, 20, 23,
7. and 27, I will read the names of the salaried appointments
8. that the Committee on Executive Appointments and Administration
9. recommends that the Senate advise and consent to. And
10. because objections were raised in committee to one appointment,
11. Carol Frederick, her appointment should be considered separately.
12. And after reading her name, I will read the names of the other
13. salaried appointments and ask leave to consider their appointments
14. on one roll call unless any Senator has any objection to any
15. particular name.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Shapiro.
18. SENATOR SHAPIRO:
19. Well, Mr. President, there's another name on that list
20. that should be taken on a separate roll call and that's of
21. Rick Carlson.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Regner.
24. SENATOR REGNER:
25. Yes, Mr. President. I'm going to request another name.
26. It's a gentleman from my district whom I've never met and
27. he's never had the courtesy to contact me and introduce himself
28. and that's Mr. Daniel Isacksen. And I'd like a separate roll
29. call on that.
30. PRESIDING OFFICER: (SENATOR ROCK)
31. Senator Vadalabene.
32. SENATOR VADALABENE:
33. Yes, could I ask Senator Regner one question, Sir?

1. Senator Regner, if there's no other objection to this nominee,
2. would you like to be recorded as No on that one. All right.
3. We'll go. Okay.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. There are others. Senator Graham.

6. SENATOR GRAHAM:

7. Which one are we considering now?

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Well...we...we aren't considering any. He was asking
10. leave to consider everybody but the appointment of Miss
11. Frederick to the FEPC on one roll call and there was
12. objection to that. All right. Senator Vadalabene.

13. SENATOR VADALABENE:

14. To be Chairman of the Fair Employment Practice
15. Commission for a term expiring January 19th, 1981, Carol
16. Frederick of East Alton. Mr. President, will you put
17. the question as applied by our rules.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Is there any discussion? Senator Philip.

20. SENATOR PHILIP:

21. I'm sorry, Mr. President, there was so much noise
22. and confusion back here, I'm not sure exactly what we're
23. doing now.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Well, we are...Senator Vadalabene has asked the
26. Chair to put the question with respect to the appointment
27. of Carol Frederick of East Alton to be the Chairman of
28. the Fair Employment Practices Commission. Is there any
29. discussion?

30. SENATOR PHILIP:

31. Yes, Mr. President, I...I'd just like to make a few
32. comments and I'm a member of that committee and we interviewed
33. Ms. Frederick quite extensively and she certainly is a fine
34. wonderful woman. As far as business experience goes, she is

1. completely and totally lacking. And I'm going...I'm going
2. to have to vote No, I'm afraid. Also she happens to be one
3. of these women advocates who's always leading the charge for
4. women's rights et cetera. Now, that isn't bad, that isn't
5. bad, but when you have to sit on the Chairmanship of the
6. FEPC, and try to be objective, she has a complete total
7. blind spot and it's all hung up on this ERA equal rights,
8. woman's lib, et cetera. And you want to have somebody
9. who sits, particularly as Chairman of that Commission,
10. who is fair, who doesn't have any blind spots. And on
11. that basis, I'm going to have to cast my vote No.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Any further discussion? Senator Netsch. Senator
14. Netsch.

15. SENATOR NETSCH:

16. Thank you, Mr. President. It's the blind leading
17. the blind.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. The question is does the Senate...Senator Philip,
20. for what purpose do you arise?

21. SENATOR PHILIP:

22. Oh, well, I'm going to say that...that may be
23. true, and occasionally I followed you, Senator Netsch.
24. And I want to tell you one thing, everytime it's a
25. female bill, you're the first one up to defend them, it
26. never fails. And sometimes you ought to try to be objective
27. and ruin your record.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. The question is shall the Senate advise and consent
30. to the nomination just made. Those in favor will vote
31. Aye. Those opposed will vote Nay. The voting is open.
32. Have all voted who wish? Have all voted who wish?
33. Take the record. On that question the Ayes are 41, the

1. Nays are 2, none Voting Present. A majority of the Senators
2. elected concurring by record vote, the Senate does advise
3. and consent to the nomination just made. Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, thank you, Mr. President and since there was
6. objection to the next nominee, I will read it. To be
7. Deputy Commissioner to the Banks and Trusts Companies
8. for a term expiring January 19th, 1981, Daniel P. Isacksen
9. of Arlington Heights. Mr. President, will you put the
10. question as required by our rules.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Is there any discussion? Senator Ozinga.

13. SENATOR OZINGA:

14. I only ask to have this on a special roll call...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. That's what we're doing right now. Yes, Senator
17. Ozinga.

18. SENATOR OZINGA:

19. ...for the simple that as you all know I am connected
20. with banks and this man would have the jurisdiction over
21. part of the institution to which I am a part and therefore
22. I will be voting Present.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. The question is does the Senate advise and consent
25. to the nomination just made. Those in favor will vote Aye.
26. Those opposed will vote Nay. The voting is open. Have all
27. voted who wish? Have all voted who wish? Take the record.
28. On that question the Ayes are 44, the Nays are none, 10 Voting
29. Present. A majority of the Senators elected concurring by
30. record vote, the Senate does advise and consent to the
31. nomination just made. Senator Vadalabene.

32. SENATOR VADALABENE:

33. Yes, Mr. President, now could I have...and now, Mr. President,

1. now could I have leave to have the rest of the salaried
2. appointments named on one roll call. Is there any objections
3. to any other names?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Is leave granted? Leave is granted. Senator Vadalabene.

6. SENATOR VADALABENE:

7. Thank you, Mr. President. To be a member of the Fair
8. Employment Practice Commission for a term expiring January
9. 19th, 1981, Bruce W. Barnes of Oak Lawn.

10. To be Public Administrator of Peoria County for a
11. term expiring December 5, 1977, Jack A. Coney of Peoria.

12. To be a Public Administrator of Livingston County for a
13. term expiring December 5th, 1977, William H. Edwards of
14. Pontiac.

15. And to be a member of the Court of Claims for a
16. term expiring January 17, 1983, Leo F. Poch of Chicago.

17. And to be a member of the Pollution Control Board
18. for a term expiring July 1, 1980, Nels E. Werner of
19. Chicago.

20. And to be Chairman and Director of the Illinois
21. State Toll Highway Authority for a term expiring May 1, 1981,
22. Myron F. Weil of Chicago. And to be a Director of the
23. Illinois State Toll Highway Authority for term expiring
24. May 1, 1981, Dennis F. Voss of Des Plaines, Thomas R. Meagher
25. of Hinsdale and Robert W. Hultgren of Rochelle.

26. And to be Superintendent of the Illinois State
27. Lottery for a term expiring January 15th, 1979, Richard
28. W. Carlson of Springfield. What did I do, Mr. President?

29. Mr. President, having read the names of the salaried
30. appointments, I now seek leave to consider these names on
31. one roll call unless some Senator has objection to a
32. specific name.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Is leave granted? Leave is granted. Senator Vadalabene.

2. SENATOR VADALABENE:

3. Yes, Mr. President, will you put the question as required
4. by our rules.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. The question is does the Senate advise and consent to
7. the nominations just made. Those in favor will vote Aye.
8. Those opposed will vote Nay. The voing is open. Have all
9. voted who wish? Have all voted who wish? Take the record.
10. On that question the Ayes are 58, the Nays are none...on
11. that...on that question the Ayes are 58, the Nays are none,
12. none Voting Present. A majority of the Senators elected
13. concurring by record vote:the Senate does advise and consent
14. to the nominations just made. Senator Hynes.

15. SENATOR HYNES:

16. Mr. President, having voted on the prevailing side,
17. I move to reconsider the vote by which Mr. Carlon was
18. confirmed.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Hynes moves to reconsider, Senator Egan
21. moves to lay that motion upon upon the Table. Superin-
22. tendent Carlson, congratulations. Senator...I no
23. we're not finished Senator Sam, I'm well aware. Senator
24. Nimrod.

25. SENATOR NIMROD:

26. Yes, Mr. President, since Rick Carlson has an office
27. right next door to mine and I...my time, this is the first
28. time that I know of a member of our staff on either staff
29. that has received an appointment and been elevated to such
30. a high and important position and I certainly am very
31. proud of my association with him and I certainly feel that
32. I might ask that we might stand and give him a standing
33. ovation because of his great achievement.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Vadalabene.

3. SENATOR VADALABENE:

4. Yes, thank you, Mr. President. With respect to the
5. Secretary of State's Message on June 22, 1977, I will
6. read the name of the salaried appointments that the committee
7. on Executive Appointments and Administration recommends
8. that the Senate advise and consent to.

9. To be a member of the Merit Commission for the Office
10. of the Secretary of State for a term expiring June 30, 1979,
11. James Wright of Chicago. And to be a member of...for a term
12. expiring June 30, 1981, Lucien B. Johnson of Elmwood. And
13. to be a member for a term expiring June 30th, 1983, Leonard
14. W. Ross of Rock Island. And to be Director of Personnel
15. for the office of the Secretary of State for a term
16. expiring June 30, 1979, Christopher P. Mariades of Lake
17. Forrest. Mr. President, having read the names of the
18. salaried appointments, I now seek leave to consider these
19. names on one roll call, unless some Senator has objection
20. to some specific name.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. You've heard the request. Is leave granted? Leave
23. is granted. Senator Vadalabene.

24. SENATOR VADALABENE:

25. Yes, thank you, Mr. President. Will you put the
26. question as required by our rules.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. The question is does the Senate advise and consent
29. to the nominations just made. Those in favor will vote
30. Aye. Those opposed will vote Nay. The voting is open.
31. Have all voted who wish? Have all voted who wish? Take
32. the record. On that question the Ayes are 53, the Nays
33. are none, none Voting Present. A majority of the Senators

1. elected concurring by record vote, the Senate does advise
2. and consent to the nominations just made. Senator Vadalabene.
3. SENATOR VADALABENE:

4. Yes, thank you, Mr. President. I now move that the
5. Senate arise from Executive Session.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. You're heard the motion. All those in favor signify
8. by saying Aye. All those opposed. The Ayes have it. The
9. Senate does arise. Senator Hynes.

10. SENATOR HYNES:

11. Mr. President, I believe we have cleaned off the
12. two Supplemental Calendars and the printed Calendar, with
13. one possible exception, and I would suggest that the
14. Senate stand at ease subject to the call of the Chair for
15. purposes of moving paper work, requesting conference
16. committees and so on and that the members then could leave
17. for...to eat dinner or for whatever other purpose they might
18. have in mind and I would ask that we all be back at 10:00
19. p.m. Because at 10:00 p. m. we will gavel the Session
20. to order and begin to transact business. So if we could
21. be back at 10:00 p.m. sharp. And if there's no further
22. business and no further announcements, I would so move.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Hynes has moved that the Senate at ease till
25. the call of the Chair and the members to return at the
26. hour of 10:00 p. m. So ordered.

27.

28. End of Reel

29.

30.

31.

32.

33.

1. PRESIDENT:

2. The Senate will please come to order. I would
3. like to first announce some bad news to the membership.
4. The score was Cardinals 2, the Cubs 1. Apparently
5. we have a division of opinion on the subject. Secondly,...
6. secondly, we have Conference Committee Reports coming
7. in. We have several on file now but there are many more
8. that are close to being completed and therefore, I'm
9. going to suggest that we stand at ease in a moment for...
10. till about ten minutes till eleven. We're going to read
11. in Messages from the House and we're going to try to
12. get all these Conference Committee Reports together so that
13. when we start to run them, we can run them all at one time.
14. So that the members may assume that we will not transact
15. any final business in the next half hour. For what
16. purpose does Senator Maragos arise?

17. SENATOR MARAGOS:

18. Mr. President, I just received on my desk a
19. ...a Message from the Clerk of the House that they nonconcurred
20. in the Senate Amendments of House Bill 2347. If you want
21. me at this time...if it's business...to...so not to recede
22. so we can bring this to a Conference Committee. Has it
23. been read into the messages?

24. PRESIDENT:

25. The...it has not been read in yet, Senator. We will
26. get to that...

27. SENATOR MARAGOS:

28. All right. I just asked in order to facilitate.
29. That's all I asked.

30. PRESIDENT:

31. Messages from the House.

32. SECRETARY:

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

1. Mr. President - I am directed to inform
2. the Senate that the House of Representatives has refused
3. to concur with the Senate in the adoption of their amendments
4. to a bill with the following title:

5. House Bill 689 with Senate Amendment No. 1.

6. A like message on House Bill 2361 with Senate
7. Amendments Nos. 1, 2, 4, and 5.

8. A like message on House Bill 2347 with
9. Senate Amendment No. 1.

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

11. Mr. President - I am directed to inform
12. the Senate that the House of Representatives has refused
13. to recede from their Amendments Nos. 1, 2, 4, and 6
14. to a bill with the following title, to-wit:

15. Senate Bill 327.

16. Further directed to inform the Senate that the
17. House of Representatives request a first Committee
18. of Conference to consist of five members from each
19. House to consider the differences of the two Houses in
20. regards to the amendments to the bill. The Speaker of the
21. House has appointed as such committee on the part of the
22. House, Representative Matijevich, Kozubowski, McPike,
23. McMasters and Cunningham.

24. A like message...a like message on House Bill...
25. or Senate Bill 496 and the Speaker appoints as the
26. committee on the part of the House, Representative
27. McClain, Kane, Brady, Cunningham and Telcser.

28. A like message on Senate Bill 693. Request
29. a Conference Committee and the Speaker appoints the
30. committee on the part of the House, Darrow, Taylor,
31. Mugalian, Mahar and McMasters.

32. A like message on Senate Bill 7...735.
33. Request a Conference Committee and the Speaker has appointed

1. Representative Capparelli, Mudd, Mann, Kempiners and Stearney.

2. A like message on Senate Bill 926. The Speaker has
3. appointed. They request a Conference Committee and the Speaker
4. has appointed on the part of the House Representative Chapman,
5. Huff, Brady, Edgar and Keats.

6. A like message on Senate Bill 1039. They request a Conference
7. Committee and the Speaker appoints as a committee on the part of
8. the House Representative Garmisa, VanBoeckman, Sharp, Totten,
9. and Deniels.

10. A like message on Senate Bill 2008. Request a Conference
11. Committee. The Speaker has appointed a committee on the part
12. of the House Representatives Schneider, Brady, Bradley, McAuliffe,
13. and MacDonald.

14. A like message on Senate Bill 1301. Request a Conference
15. Committee. The Speaker has appointed the committee on the part
16. of the House, Representative Brummer, Leverenz, McPike, McBroom,
17. and Jane Barnes.

18. **PRESIDENT:**

19. For what purpose does Senator Soper arise?

20. **SENATOR SOPER:**

21. Thank you, Mr. President. Members of the Senate, I'd like
22. to call you attention if we may. On Senate Bill 693, that...
23. that was the bill we passed out of here 55, 2 Present, 1 Voting No
24. where nonhome rule units would have the advantage of issuing
25. revenue bonds and save themselves about twenty percent of their
26. ...on their interest rates. But the House has seen fit...some
27. members of the House have seen fit not to accept the...the attitude
28. and the reasoning that we had behind this bill and I'm not going
29. to waste a lot of time and paper trying to educate somebody and if
30. they can go back to their own districts or nonhome rule units and
31. tell them that they're not on an equal basis with the home rule units
32. and that they have to spend twenty percent more on interest rates to
33. get a utility of waterworks or a sewer project that's funded by the

1. Federal Government, well, sobeit. I move to Table 693.

2. PRESIDENT:

3. Senator Soper moves to Table Senate Bill 693. All those in
4. favor of the motion signify by saying Aye. Opposed. The
5. Ayes have it. Motion carries. The bill is Tabled.

6. SENATOR SOPER:

7. Thanks to all the geniuses that cheered.

8. PRESIDENT:

9. ...like to announce to the membership that Senator Robert
10. McCarthy is up on the podium and has joined us for the closing
11. hours and we're also joined by the Speaker of the House, Speaker
12. Redmond. May I have the attention of the membeship. We have
13. several requests from the House for Conference Committees. Do
14. we have leave of the Body to put the motion...put all of these
15. in one motion? Leave is granted. The question is then, shall
16. the Senate accede to the requests of the House that Conference
17. Committees be appointed as to Senate Bill 327, Senate Bill 496,
18. Senate Bill 735, Senate Bill 926, Senate Bill 1039, Senate Bill
19. 1208, Senate Bill 1301. All those in favor of the motion to
20. accede to the requests of the House signify by saying Aye. Opposed.
21. The Ayes have it. The motion carries and the Senate accedes
22. to the request to appoint Conference Committees. ...purpose
23. does Senate Glass arise?

24. SENATOR GLASS:

25. Well, Mr. President. In...in view of the fact that former
26. Senator McCarthy is...is up there on the podium, I was just
27. going to remind the Body of his now famous statement when he
28. arose on the Floor several years ago to address a bill after a
29. great deal of debate had occurred and he made a comment that I
30. have long remembered. He said, "Ladies and Gentlemen of the Senate.
31. Everything that is important to be said about this bill has been said
32. but everything that bears repeating has not yet been repeated."

33. PRESIDENT:

1. ...will stand at ease for fifteen minutes. ...Maragos on House
2. Bill 2347. Did you wish...the Senate will please come to order.
3. Senator Maragos, is it your intention to refuse to recede from
4. Senate Amendment No. 1?

5. SENATOR MARAGOS:

6. That's correct, Sir.

7. PRESIDENT:

8. Senator Maragos moves that the Senate refuse to recede
9. from the adoption of Amendment No. 1 to House Bill 2347 and
10. a Conference Committee be appointed. All those in favor signify
11. by saying Aye. Opposed Nay. The Ayes have it. The motion
12. carries and the Secretary shall so inform the House. Senator
13. Berman, on the Secretary's Desk is House Bill 689, Senate
14. Amendment No. 1.

15. SENATOR BERMAN:

16. Thank you, Mr. President. I move that the Senate...that
17. the Senate refuse to recede from Senate Amendment No. 1 to
18. House Bill 689.

19. PRESIDENT:

20. Senator Berman moves that the Senate refuse to recede
21. from Senate Amendment No. 1 to House Bill 689 and a Conference
22. Committee be appointed. All those in favor of the motion
23. signify by saying Aye. Opposed. The Ayes have it. The
24. motion carries and the Secretary shall so inform the House.
25. 2361, the same motion, Senator Berman?

26. SENATOR BERMAN:

27. Same motion, Mr. President.

28. PRESIDENT:

29. Senator Berman moves...what purpose does Senator Regner
30. arise?

31. SENATOR REGNER:

32. I'd like to make a substitute motion that we recede from
33. Senate Amendment No. 2 and I'd like a roll call.

1. PRESIDENT:

2. For what purpose does Senator Berman arise?

3. SENATOR BERMAN:

4. It's been the ruling of the Chair, Mr. President, that
5. substitute motions will not be recognized. I've made a
6. motion to refuse to recede and I think that we are entitled
7. to the call on that motion.

8. PRESIDENT:

9. Senator Berman is correct and that will be the ruling of
10. the Chair and Senator Regner, you're entitled to a roll call
11. if you wish it on...

12. SENATOR REGNER:

13. I would like to move that we Table that motion.

14. PRESIDENT:

15. Senator Regner moves to Table Senator Berman's motion to...
16. that the Senate refuse to recede from the adoption of Senate
17. Amendments 1, 2, 4, and 5 to House Bill 2361 so that the member-
18. ship...this is ordinarily a perfunctory motion and the sponsor
19. is allowed to...to make it; so the membership may be aware of what
20. it is that is involved, this is the appropriation of the Illinois
21. Office of Education and it includes the line item grants to school
22. districts. The House has refused to concur in the Senate
23. amendment. Senator Berman has refused to...has moved that we
24. refuse to recede and Senator Regner has moved to Table that
25. ...that motion. Those...those supporting Senator Regner will
26. vote Aye. Those...supporting Senator Berman's position and
27. seeking a Conference Committee will vote Nay. On the motion...
28. for what purpose does Senator Buzbee arise?

29. SENATOR BUZBEE:

30. Parliamentary inquiry, Mr. President. What is the number
31. of votes required for the Tabling motion?

32. PRESIDENT:

33. A majority of those voting. All those in favor of the motion

1. of Senator Regner to Table signify by saying Aye. Opposed
2. Nay. The Nays have it. The motion fails. Senator Regner
3. has requested a roll call. Those in favor of the motion to
4. Table will vote Aye. Will the members please be in their
5. seats. Will the members please be in their seats. This is
6. an important matter. ...members please be in their seats.
7. Will the Sergeant-at-Arms please clear the Floor of unauthorized
8. persons. Will the Sergeant-at-Arms please clear the Floor.
9. It's on Senator Regner's motion to Table. Those in favor of the
10. motion to Table will vote Aye. Those opposed will vote...for
11. what purpose does Senator Buzbee arise?

12. SENATOR BUZBEE:

13. Another parliamentary inquiry, Mr. President. In the...in
14. the event that this motion is successful, what will be the
15. status then of...of the...of Senator Berman's motion.

16. PRESIDENT:

17. His motion will lie upon the Table and then it will be up
18. to Senator Berman or some other Senator to make another move
19. with respect to the bill.

20. SENATOR BUZBEE:

21. Another parliamentary inquiry, Mr. President. In the event that
22. this motion is not successful, then what will be the status
23. of Senator Berman's motion.

24. PRESIDENT:

25. Then Senator Berman's motion will be before the Body.

26. SENATOR BUZBEE:

27. Thank you, Mr. President.

28. PRESIDENT:

29. The question is on Senator Regner's motion to Table. Those
30. in favor will vote Aye. Those opposed will vote Nay. The voting
31. is open. Have all voted who wish? Have all voted who wish?
32. Have all voted who wish? Take the record. On that question
33. the Ayes are 26, the Nays are 25, none Voting Present. The

1. motion to Table prevails. Senator Berman.

2. SENATOR BERMAN:

3. I request a verification of the affirmative votes.

4. PRESIDENT:

5. Senator...Senator Berman has requested a verification

6. of the affirmative votes. The Secretary will call the roll with

7. respect to the affirmative votes. Verifying the roll...no,

8. this is on a motion to Table, a motion to refuse to recede.

9. Secretary.

10. SECRETARY:

11. The following voted in the affirmative: Berning, Bloom,

12. Bowers, Coffey, Davidson, Glass, Graham, Grotberg, Harber Hall,

13. McMillan, Mitchler, Moore, Netsch, Nimrod, Ozinga, Philip, Regner,

14. Rhoads, Roe, Rupp, Schaffer, Shapiro, Sommer, Soper, Walsh, and

15. Weaver.

16. PRESIDENT:

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Senator Grotberg.

20. PRESIDENT:

21. Senator Grotberg on the Floor? He's on the Floor.

22. SENATOR BUZBEE:

23. Senator Roe. Senator...Senator Netsch.

24. PRESIDENT:

25. Is Senator Netsch on the Floor? Senator Netsch is not

26. on the Floor. Take her name from the roll.

27. SENATOR BUZBEE:

28. Senator...Senator Nimrod.

29. PRESIDENT:

30. Senator Nimrod on the Floor? Senator Nimrod is on the

31. Floor.

32. SENATOR BUZBEE:

33. Senator Hall. Harber Hall.

1. PRESIDENT:
2. Senator Harber Hall is not on the Floor. Take his name
3. from the roll.
4. SENATOR BUZBEE:
5. I believe...Senator Sommer...Senator Sommer.
6. PRESIDENT:
7. Senator Sommer is on the Floor.
8. SENATOR BUZBEE:
9. Senator Rhoads.
10. PRESIDENT:
11. Senator Rhoads is on the Floor.
12. SENATOR BUZBEE:
13. I couldn't see you behind Tiny. Senator Walsh.
14. PRESIDENT:
15. Senator Walsh is in his seat, one of the few members
16. of the Body that can claim that...
17. SENATOR BUZBEE:
18. Senator Shapiro.
19. PRESIDENT:
20. Senator Shapiro is not on the Floor. Take his name from
21. the roll.
22. SENATOR BUZBEE:
23. Senator Philip.
24. PRESIDENT:
25. Senator Philip. Senator Philip is on the Floor.
26. SENATOR BUZBEE:
27. Senator Bloom. Did we get him knocked off?
28. PRESIDENT:
29. Senator Bloom is in his seat.
30. SENATOR BUZBEE:
31. Oh, strange place. That's all, Mr. President.
32. PRESIDENT:
33. ...been verified. Senator Regner requests a verification

1. of the negative votes. Secretary will read the negative votes.
2. SECRETARY:
3. The following voted in the negative: Berman, Bruce, Buzbee,
4. Carroll, Chew, Clewis, D'Arco, Daley, Demuzio, Donnewald, Egan,
5. Guidice, Johns, Joyce, Knuppel, Kosinski, Lane, Lemke, Maragos,
6. Merlo, Rock, Savickas, Smith, Vadalabene, Mr. President.
7. PRESIDENT:
8. Senator Regner. Senator Rock on the Floor? Take his
9. name from the roll.
10. SENATOR REGNER:
11. Senator Carroll.
12. PRESIDENT:
13. Senator Carroll is on the podium.
14. SENATOR REGNER:
15. Senator Lane.
16. PRESIDENT:
17. Senator Lane is in his seat.
18. SENATOR REGNER:
19. Senator Donnewald.
20. PRESIDENT:
21. Senator Donnewald on the Floor? Take his name from the
22. roll.
23. SENATOR REGNER:
24. Senator Egan.
25. PRESIDENT:
26. Senator Egan on the Floor? Take his name from the roll.
27. 23...On that question the Ayes are 23, the Nays are 22. The
28. motion to Table prevails.
29. SENATOR REGNER:
30. I now move that we recede from that was Amendment No. 2.
31. PRESIDENT:
32. For what purpose does Senator Bruce arise?
33. SENATOR BRUCE:

1. Thank you, Mr. President. A two part question, that is
2. how many votes will it take to recede then failure to get the
3. required thirty votes then what do we do with this bill?
4. There's been an earlier ruling on a motion to recede if we fail
5. to get the requisite number is in fact a...a failure to
6. recede and it goes back to the House on that item.

7. PRESIDENT:

8. For what purpose does Senator Buzbee arise?

9. SENATOR BUZBEE:

10. Mr. President, I assume at this point that Senator Regner
11. is going to persist in his motion that we...that we now recede
12. from Senate amendments if...and...and if he doesn't do that,
13. I'm prepared to do that and in that event does that mean we have
14. effectively killed the Office of Superintendent of Public
15. Instruction and the categorical grants for FY '78?

16. PRESIDENT:

17. All right, we now have three questions pending before the
18. Body and Senator Berman has a fourth to add. Senator Berman.

19. SENATOR BERMAN:

20. Parliamentary inquiry, Mr. President. I'm the Senate
21. sponsor of this bill and I would object to anyone making any
22. motion regarding this bill unless it is me and will the Chair
23. honor that request?

24. PRESIDENT:

25. The Chair...the Chair will rule first with respect to
26. Senator Bruce's inquiry that a motion to recede would require
27. thirty votes and it would be final action and that if thirty votes
28. were not forthcoming on the motion to recede that that would
29. amount to nonrecession and a request for a Conference Committee
30. which would accomplish Senator Berman's original purpose that
31. if Senator...and secondly that Senator Berman as the sponsor of
32. the bill must make the motion to recede that the bill is under
33. the control of the sponsor at this point and that therefore

1. Senator Regner's motion to recede is out of order and in response
2. to Senator Buzbee's question unless the motion to recede is...is made
3. at this point, that in fact is what will occur that the grants
4. will sit in the Senate for the balance of the Session and for
5. the moment the Senate will stand at ease while the...the
6. Chair has a conference with one or two of the members of the
7. Senate. Leave has been...the Senate will please come to order.
8. Leave has been requested to take still photographs. Is leave
9. granted? Leave is granted. The Chair recognizes Senator Berman
10. on House Bill 2361.

11. SENATOR BERMAN:

12. Well, Mr. President. What are the amendment numbers that
13. are pending on this? What amendments are in question here?
14. Amendments 1...

15. PRESIDENT:

16. Amendments 1, 2, 4, and 5.

17. SENATOR BERMAN:

18. Mr. President, I move that the Senate do recede from Senate
19. Amendments 1, 2, 4, and 5 to House Bill 2361.

20. PRESIDENT:

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Well, Mr. President. I think that all of us know what
24. the question here is. The question as to what the level of
25. categorical grants for all of the special ed line items are
26. going to end up being so I think it ought to be made perfectly
27. clear that those of you who want to get this bill into a
28. Conference Committee given the fact that the House did not accept
29. our recommended level, that those of you who want to get this
30. bill into a Conference Committee that perhaps would get it at
31. some higher level in the Governor's recommended level, should
32. vote No on this motion.

33. PRESIDENT:

1. Is there any discussion? Senator Berman has moved that
2. the Senate recede from Senate Amendments 1, 2, 4, and 5 to
3. House Bill 2361. Those in favor will vote Aye. Those opposed
4. will vote Nay. The voting is open. Have all voted who wish?
5. Have all voted who wish? Take the record. On that question
6. the Ayes are 25, the Nays are 30, none Voting Present.
7. The Senate refuses to recede from Senate Amendments 1, 2, 4, and
8. 5 to House Bill 2361 and the Secretary shall so inform the House.
9. ...will stand at ease. Messages from the House.

10. SECRETARY:

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

12. Mr. President - I am direct to inform the Senate that
13. the House of Representatives refuse to recede from their Amendment
14. No. 1 to a bill with the following title, to-wit:

15. Senate Bill 97

16. Request a Conference Committee and the Speaker has
17. appointed the conference...the members of the committee.
18. Senate Bill 10...1203, a like message. They request a
19. Conference Committee and the Speaker has appointed the
20. committee on the part of the House.

21. Senate Bill...a like message on Senate Bill 1281.
22. They request a Conference Committee and the Speaker has
23. appointed the committee on the part of the House.

24. A like message on Senate Bill 1342, They request a Confer-
25. ence Committee and the Speaker has appointed the committee
26. on the part of the House.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. All right, the question is shall the Senate accede to
29. the request of the House that a Conference Committee be
30. appointed with respect to Senate Bill 997, 1203, 1281 and 1342.
31. All those in favor signify by saying Aye. All those opposed.
32. The Ayes have it. The motion carries and the Senate accedes
33. to the request of the House to appoint a Conference Committee.

1. All right. I understand there has been distributed the Third
2. Supplemental Calendar. Conference Committee Reports, Senate
3. Bills, Senate Bill 335, Senator Regner is now in a Conference
4. Committee. Senate Bill 596, I'm sitting here, I wish I could
5. ...Senator Walsh, do you want to make that motion then...
6. This is the Conference Committee Report which requests that
7. the House recede from House Amendment No. 1. This is the bill
8. with respect to the certificate of error.

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12. The following typed previously.

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2. Yes. Senator Walsh on...with leave of the Body, handling
3. the bill for the...for me.

4. SENATOR WALSH:

5. Mr. President and members of the...of the Senate.
6. I move that the Senate concur in the Conference Committee
7. Report on Senate Bill 596 and the Conference Committee
8. Report provides that the House recede from their amendment
9. to this bill which would leave the bill in the form it
10. was in when it passed the Senate.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Is there any discussion? The question is shall
13. the Senate adopt the Conference Committee Report on
14. Senate Bill 596. Those infavor will vote Aye. Those
15. opposed will vote Nay. The voting is open. Have all
16. voted who wish? Have all voted who wish? Take the record.
17. On that question the Ayes are 53, the Nays are none,
18. none Voting Present. The Senate does adopt the
19. Conference Committee Report on Senate Bill 596
20. and the bill having received the required constitutional
21. majority is declared passed. All you want. Right.
22. Senate Bill 880, Senator Regner is still in
23. that Conference Committee. Senate Bill 9...
24. Senator Philip. Senate Bill 9...the Conference
25. Committee Report on Senate Bill 964 is here
26. and once this is adopted, we...we can, I am told,
27. go back to the Calendar to page 3 and handle Senate Bill
28. 203. On the Order of the Third Supplemental Calendar, Conference
29. Committee Reports, Senate Bills, is the Conference
30. Committee Report on Senate Bill 964. Senator Kosinski.

31. SENATOR KOSINSKI:

32. Mr. President and members of the Senate.
33. The House has corrected their error and which they omitted

1. the word candiate and each meaning that at...after 6:00 when
2. the polls are closed that each candidate, both parties and
3. candidate can have a poll watcher in the polling place. Now
4. I move the adoption of the bill.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Question is shall the Senate adopt the Conference Committee
7. Report on Sente Bill 964, Senator Rhoads.

8. SENATOR RHOADS:

9. Yes, thank you, Mr. President. Senator Kosinski is
10. correct and he was kind enough to agree to an amendment that
11. we had an understanding all along that would go into the bill
12. and that is now in the bill and I would support his motion to
13. concur.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. The question is shall the Senate adopt the Conference
16. Committee Report on Senate Bill 964. Those in favor will vote
17. Aye. Those opposed will vote Nay. The voting is open. Have
18. all voted who wish? Take the record. On that question the
19. Ayes are 54, the Nays are none, none Voting Present. The
20. Senate does adopt the Conference Committee Report on Senate
21. Bill 964 and the bill having received the required constitutional
22. majority is declared passed. All right. With leave of the Body
23. if you'll pick up the old printed Calendar at page 3 you will
24. find on the Secretary's Desk on the Order of Concurrence
25. Senate Bill 203 with House Amendment No. 1. Senator Philip.

26. SENATOR PHILIP:

27. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
28. Senate Bill 203 which was amended in the House...strikes every-
29. thing after the enacting clause and what it does, it provides
30. for a point 0 two percent tax for the expense incurred in levying taxes.
31. In other words, a county...the downstate counties could levy a
32. tax, point 0 two five percent for the expense incurred in levying
33. taxes. This was an agreement worked out with the House. It's

1. Speaker Redmond's amendment. I concur with that amendment and I do
2. move that the Senate do concur in House amendment to Senate
3. Bill 203.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Donnewald.

6. SENATOR DONNEWALD:

7. I move we proceed. We agreed.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Question is shall the Senate concur in House Amendment No.
10. 1 to Senate Bill 203. Those in favor will vote Aye. Those
11. opposed will vote Nay. The voting is open. Have all voted who
12. wish? Take the record. On that question the Ayes are 37,
13. the Nays are 11, 3 Voting Present. The Senate does concur in
14. House Amendment No. 1 to Senate Bill 203 and the bill having
15. received the required constitutional majority is declared passed.
16. On the Order of Conference Committee Reports, Third Supplemental
17. Calendar, Conference Committee Reports, House Bills is the
18. Conference Committee Report on House Bill 44. Senator Davidson.

19. SENATOR DAVIDSON:

20. Yes, Mr. President and members of the Senate. I move to
21. concur on...adopt the Conference Committee Report No. 1 on
22. House Bill 44. This was brought about because there had been
23. an error in the calculation of the Bureau of the Budget on the
24. payout and we had to put it in Conference Committee to make them
25. come out even. This now makes the payout equal to the amount of
26. appropriation that was in the Governor's budget and I move the
27. adoption.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Is there any discussion? Question is shall the Senate
30. adopt the Conference Committee Report on House Bill 44.
31. Those in favor will vote Aye. Those opposed will vote Nay. The
32. voting is open. Have all voted who wish? Have all voted who wish?
33. Take the record. On that question, the Ayes are 52, the Nays

1. are none, 1 Voting Present. The Senate does adopt the
2. Conference Committee Report on House Bill 44 and the bill
3. having received the required constitutional majority is declared
4. passed. Senator Bruce, 526. Oh, it's a Conference Committee
5. Report on the Third Supplemental Calendar.

6. SENATOR BRUCE:

7. 526 we ran out of here. We concurred.

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(end of reel)

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