

80th GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER 17, 1977

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. The hour of twelve having approached, the Senate will
3. convene. The opening prayer will be by Father Charles P.
4. Mulcrone of the Cathedral of the Immaculate Conception
5. here in Springfield.

6. FATHER MULCRONE:

7. (Prayer by Father Mulcrone)

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. The Chair recognizes Senator Soper.

10. SENATOR SOPER:

11. Thank you, Mr. President. I move to recess for the
12. purpose of a Republican caucus which should take about an hour
13. subject to call of the Chair.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. The Senate will reconvene at 1:00 o'clock.

16. The Senate stands in recess.

17. RECESS

18. AFTER RECESS

19. PRESIDENT:

20. The Senate will please come to order. Reading of the
21. Journal.

22. SECRETARY:

23. Monday, November the 7th, 1977, Tuesday, November the
24. 8th, 1977, Wednesday, November the 9th, 1977.

25. PRESIDENT:

26. Senator Johns.

27. SENATOR JOHNS:

28. Thank you, Mr. President. I move that the Journals
29. just read by the Secretary be approved unless some Senator
30. has additions or corrections to offer.

31. PRESIDENT:

32. You've heard the motion by Senator Johns. Is there any
33. discussion? If not, all those in favor signify by saying Aye.

1. Opposed. The Ayes have it. The motion carries. So ordered.

2. Senator Johns.

3. SENATOR JOHNS:

4. All right. Mr. President. Will you remove these obstacles
5. from in front of me, please. They are a couple of your cohorts
6. from Chicago. Mr. President, I move that the reading and approval
7. of the Journal of Wednesday, November the 16th, 1977 be
8. approved unless some Senator has additions or corrections to
9. offer...or be postponed pending arrival of the printed Journal.

10. PRESIDENT:

11. You have heard the motion by Senator Johns to postpone.
12. Is there any discussion? If not, all those in favor signify
13. by saying Aye. Opposed. The Ayes have it. So ordered.

14. We have a request for still photographs to be taken and
15. for television filming to be done. Is leave granted?

16. Leave is granted. Committee Reports.

17. SECRETARY:

18. Pursuant to Amendment...pursuant to amended temporary rule
19. 5, the Rules Committee met on 12 noon on November the 17th,
20. 1977 and makes the following report. One, by majority vote,
21. the committee ruled that the following bills can be considered
22. during the Fall Session of the Senate. Senate Bill 311,
23. Senate Bill 736, House Bill 932, House Bill 1812.

24. Two, by unanimous vote, the committee ruled that the following
25. bills can be considered during the Fall Session of the Senate.
26. Senate Bills 1397, 1398, 1399, 1400, 1401, 1402, 1403, and
27. 1404. Signed, Senator Hynes, Chairman.

28. Senator Carroll, Chairman of the Committee on Appropriations
29. I reports that...out the following bills: House Bills 2469,
30. 2471, 2472, 2476, 2477, 2480, 2481 and 2482 with the recommendation
31. Do Pass as amended. House Bill 2484 with the recommendation Do
32. Pass.

33. PRESIDENT:

1. For what purpose does Senator Egan arise?

2. SENATOR EGAN:

3. Thank you, Mr. President. I would like to ask leave
4. of the Body to be replaced...to replace Senator Morris
5. as the principal cosponsor of Senate Bill 311.

6. PRESIDENT:

7. You've heard the request by Senator Egan.
8. Is leave granted? Leave is granted. For what purpose does
9. Senator Johns arise?

10. SENATOR JOHNS:

11. Like leave of the chief sponsor to join as a cosponsor
12. of that Senate Bill 311.

13. PRESIDENT:

14. Senator Egan is asking to have the President shown
15. as a cosponsor also. Is leave granted? Leave is granted.
16. Resolutions.

17. SECRETARY:

18. Senate Joint Resolution No. 61

19. (Secretary reads SJR 61

20. PRESIDENT:

21. Senator Rock.

22. SENATOR ROCK:

23. Thank you, Mr. President. Mr. Secretary, will you put that
24. on the board, please. This is the adjournment resolution which
25. calls for us at the close of business today to return here Tuesday
26. at the hour of noon. I would move for the suspension of the rules
27. and the immediate consideration and adoption of this resolution.

28. PRESIDENT:

29. Senator Rock has moved to suspend the rules for the
30. purpose of the immediate consideration and adoption of the
31. resolution. All those in favor...Senator Grotberg, for
32. what purpose do you arise?

33. SENATOR GROTBORG:

I have a question of the Chair, now on the motion, if the

1. sponsor will yield.

2. PRESIDENT:

3. Indicates he will yield.

4. SENATOR GROTEBERG:

5. We all realize that the fifteenth day is Wednesday and
6. that's one of the reasons for adjourning next week, but
7. could we not come in on Monday hoping to finish on Tuesday
8. and be safer to get home for Thanksgiving than by convening
9. on Tuesday, Mr. President.

10. PRESIDENT:

11. Senator Rock.

12. SENATOR ROCK:

13. That...that possibility was, in fact, discussed, Senator.
14. The problem, however, is that we are constitutionally
15. mandated to be in Session for a thirty day period and so the
16. fifteenth day being Wednesday, we have to be here.

17. PRESIDENT:

18. Senator Grotberg.

19. SENATOR GROTEBERG:

20. I agree. All I'm saying is that there will not be
21. enough of us here by noon on Wednesday so it just makes no
22. difference. If we're going to do our business, let's
23. get it done by Tuesday and we may need Monday to do it and
24. I suggest that...that this motion for adjournment be
25. reviewed again, Mr. President, in terms of reality instead
26. of pretend.

27. PRESIDENT:

28. Senator Rock on the subject of reality.

29. SENATOR ROCK:

30. Yes, on the subject of reality, I couldn't agree more
31. and I would hope, you know, we...we...it would be nice if we could
32. finish up today. The fact is we're constitutionally mandated
33. as is the House and we should be here on Wednesday.

1. PRESIDENT:

2. You've heard the motion. All those in favor signify
3. by saying Aye. Opposed. The Ayes have it. The rules are
4. suspended. Senator Rock now moves for the adoption of the
5. adjournment resolution. All those in favor signify by saying
6. Aye. Opposed. The Ayes have it. The resolution is adopted.
7. Senator Grotberg, Senator Carroll has suggested that you
8. are welcome to come in on Monday in any event.

9. SENATOR GROTBORG:

10. Mr. President, I just found out the real reason we're
11. not coming in on Monday and as your predecessor yesterday said
12. stick around and we'll teach you. Thank you.

13. PRESIDENT:

14. House Bills, 2nd reading. House Bill 2433, Senator
15. Davidson. House Bills, 2nd reading, Senator Davidson.
16. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 2433.

19. (Secretary reads title of bill)

20. 2nd reading of the bill. No committee amendments.

21. PRESIDENT:

22. Any amendments from the Floor? 3rd reading.
23. House Bill 2434, Senator Schaffer. Read the bill.

24. SECRETARY:

25. House Bill 2434.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. No committee amendments.

28. PRESIDENT:

29. Any amendments from the Floor? 3rd reading.
30. House Bill 2435, Senator Vadalabene. Read the bill.

31. SECRETARY:

32. House Bill 2435.

33. (Secretary reads title of bill)

33. 2nd reading of the bill. No committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor? 3rd reading. House Bill
3. 2450, Senator Carroll. Read the bill. For what purpose does
4. Senator Weaver arise?

5. SENATOR WEAVER:

6. Thank you, Mr. President. I just wondered if this bill
7. might be brought back...Senator Vadalabene's bill brought
8. back for amendments.

9. PRESIDENT:

10. With the agreement of the membership, Senator Vadalabene,
11. you will agree to bring Senator Carroll's bill or Senator
12. Vadalabene's? Senator Vadalabene has indicated he will bring
13. the bill back for amendment.

14. SECRETARY:

15. House Bill 2450.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. No committee amendments.

18. PRESIDENT:

19. Any amendments from the Floor? 3rd reading.
20. House Bill 2464, Senator D'Arco. Read the bill.

21. SECRETARY:

22. House Bill 2464.

23. (Secretary reads title of bill)

24. 2nd reading of the bill. No committee amendments.

25. PRESIDENT:

26. Any amendments from the Floor? 3rd reading.
27. House Bill 2467, Senator Sommer. Read the bill.

28. SECRETARY:

29. House Bill 2467.

30. (Secretary reads title of bill)

31. 2nd reading of the bill. The Committee on Appropriations
32. I offers one amendment.

33. PRESIDENT:

1. Senator Carroll.

2. SENATOR CARROLL:

3. Thank you, Mr. President. As is typical with the
4. Court of Claims as the bill moved through the process,
5. we add all claims that they have actually made the awards on
6. and this amendment is to take care of those claims that the
7. judges have made the awards on since the bill had been
8. introduced in this Session. I would move the adoption
9. of Committee Amendment No. 1.

10. PRESIDENT:

11. Is there any discussion? If not, Senator Carroll
12. moves the adoption of Amendment No. 1. All those in favor
13. signify by saying Aye. Opposed. The Ayes have it. The amendment
14. is adopted. Any further amendments?

15. SECRETARY:

16. No further committee amendments.

17. PRESIDENT:

18. Any amendments from the Floor? 3rd reading. House
19. Bill 2468, Senator Moore. Read the bill.

20. SECRETARY:

21. House Bill 2468.

22. (Secretary reads title of bill)

23. 2nd reading of the bill. No committee amendments.

24. PRESIDENT:

25. Any amendments from the Floor? 3rd reading. House
26. Bill 2473, Senator Walsh. House Bill 2473 on 2nd reading.

27. SENATOR WALSH:

28. There is an amendment, Mr. President. I wonder
29. if we could move it to 3rd reading and with the understanding
30. that it be brought back for purposes of an amendment
31. which I think...the amendment is there so Senator Carroll
32. has an amendment to offer.

33. PRESIDENT:

1. All right. Read the bill, House Bill 2473.

2. SECRETARY:

3. House Bill 2473.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. No committee amendments.

6. PRESIDENT:

7. Any amendments from the Floor?

8. SECRETARY:

9. Amendment No. 1 offered by Senator Carroll.

10. PRESIDENT:

11. Senator Carroll.

12. SENATOR CARROLL:

13. Thank you, Mr. President. This is the amendment we

14. had discussed with the director in committee to reduce the

15. funding to the remainder of the fiscal year as opposed to twelve

16. months. I would move adoption of Amendment No. 1.

17. PRESIDENT:

18. Is there any discussion? Senator Carroll moves

19. the adoption of Amendment No. 1. All those in favor signify

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

21. is adopted. Any further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading. House Bill 2474, Senator Schaffer.

26. Read the bill.

27. SECRETARY:

28. House Bill 2474.

29. (Secretary reads title of bill)

30. 2nd reading of the bill. The Committee on Appropriations

31. offers one amendment. Appropriations I.

32. PRESIDENT:

33. Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President, members of the Senate.
3. Committee Amendment No. 1 is to break out the services to
4. the disabled individuals grant into FY'77 and '78 amounts.
5. I would move adoption of Committee Amendment No. 1.

6. PRESIDENT:

7. Is there any discussion? If not, Senator Carroll moves
8. the adoption of Amendment No. 1. All those in favor signify
9. by saying Aye. Opposed. The Ayes have it. The amendment
10. is adopted. Any further amendments?

11. SECRETARY:

12. No further committee amendments.

13. PRESIDENT:

14. Any amendments from the Floor? 3rd reading.
15. House Bill 2475, Senator Berning. Read the bill.

16. SECRETARY:

17. House Bill 2475.

18. (Secretary reads title of bill)

19. 2nd reading of the bill. No committee amendments.

20. PRESIDENT:

21. Any amendments from the Floor? 3rd reading.
22. House Bill 2478, Senator Schaffer. Read the bill.

23. SECRETARY:

24. House Bill 2478.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments.

27. PRESIDENT:

28. Any amendments from the Floor? Senator Regner.

29. SENATOR REGNER:

30. A question of the sponsor.

31. PRESIDENT:

32. Indicates he will yield.

33. SENATOR REGNER:

1. Senator Schaffer, yesterday in Appropriations Committee,
2. I asked some questions of the director and she was going
3. to supply us that in writing and I just want you to agree that if
4. we have to bring it back, we'll bring it back and you'll
5. hold it on 3rd reading pending the answers to our questions
6. from the director.

7. PRESIDENT:

8. Senator Schaffer indicates he is agreeable to that
9. procedure. Any amendments from the Floor? 3rd reading.
10. House Bill 2479, read the bill.

11. SECRETARY:

12. House Bill 2479.

13. (Secretary reads title of bill)

14. 2nd reading of the bill. No committee amendments.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

17. House Bill 2492, Senator Rock. Read the bill.

18. SECRETARY:

19. House Bill 2492.

20. (Secretary reads title of bill)

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

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

24. House Bill 2494, Senator Roe. Read it.

25. SECRETARY:

26. House Bill 2494.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. No committee amendments.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

31. House Bill 2495, Senator Regner. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 2495.

1. (Secretary reads title of bill)
2. 2nd reading of the bill. No committee amendments.
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Are there amendments from the Floor? 3rd reading.
5. House Bill...House Bill 2497, Senator Weaver.
6. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House...House Bill 2497.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Are there amendments from the Floor? 3rd reading.
13. Resolutions. Are there any objections to the resolutions on the
14. Consent Calendar?
15. SECRETARY:
16. There have been no objections filed.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. All those in favor of the adoption of the resolutions
19. indicate by saying Aye. Those opposed. The Ayes have it.
20. The resolutions are adopted. Introduction of bills.
21. SECRETARY:
22. House Bill 14...Senate Bill 1412, introduced by Senators
23. Glass, Nimrod, Walsh, Graham and others.
24. (Secretary reads title of bill)
25. 1st reading of the bill.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Rules.
28. SECRETARY:
29. Senate Bill 1413, introduced by Senators Carroll,
30. Hynes, Rock, Donnewald, Bruce and Kenneth Hall.
31. (Secretary reads title of bill)
32. 1st reading of the bill.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)
Rules.

1. SECRETARY:
2. Senate Bill 1414, introduced by Senator Mitchler.
3. (Secretary reads title of bill)
4. 1st reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Rules. Senator Mitchler, for what purpose do you arise?
7. SENATOR MITCHLER:
8. Mr. President, I'd just like to rise on a point of
9. personal privilege with...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. State your point.
12. SENATOR MITCHLER:
13. ...this bill just introduced that was properly
14. referred to the Rules Committee. There's been a lot of
15. criticism through the press and the news media about the
16. fact that there is a possibility that the House and Senate
17. would override House Bill 333 which would prohibit the
18. use of Public Aid funds for abortion and the criticism
19. does not necessarily relate to the action of the two houses on
20. House Bill 333 but to the fact that the taxpayers' money is
21. be...used through the subsidizing of the State Employees
22. Medicaid program, your hospitalization and what this bill does,
23. this removes the...any authority for the use of State funding
24. for abortions for public employees...
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Just a moment. Just a moment.
27. SENATOR MITCHLER:
28. ...State employees, the Senate and others...
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Just a moment. Senator Rock, for what purpose do you arise?
31. SENATOR ROCK:
32. Just a point of order. What posture are we in, what order
33. of business are we in?

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Well, Senator Mitchler asked for the...on a point of
3. personal privilege and it was...and I think he's going outside
4. the scope of personal privilege.

5. SENATOR ROCK:

6. Then, I would ask for a ruling that that is not, in fact,
7. a point of personal privilege.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. The Chair so rules and Senator, we would appreciate
10. if you would stick to the point of personal privilege
11. if that be a point of personal privilege.

12. SENATOR MITCHLER:

13. I will do that, Mr. President. Just summed up that
14. this bill that's properly referred to the Rules Committee
15. would remove any question and any criticism that could be
16. brought up for debate. I'd invite any of the Senators that
17. would like to cosponsor this bill, to see the Secretary and
18. put your name on the bill. Thank you.

19. SECRETARY:

20. Senate Bill...excuse me...Senate Bill 1415, introduced
21. by Senator Carroll.

22. (Secretary reads title of bill)

23. 1st reading of the bill.

24.

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27.

28. The following typed previously.

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AB 1200
11/17/79

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Rules. On the Order of Motions, Total Vetoes.

3. Are there any Senators that wish to have their motions heard

4. as to Total Vetoes? We have one request. That is for...

5. so far, that is for House Bill 1200. Just a moment.

6. If you do...if you do have a request I would appreciate

7. ...the Chair would appreciate that the members inform the

8. Secretary. Read the motion, Mr. Secretary.

9. SECRETARY:

10. I move that House Bill No. 1200 Do Pass, the veto
11. of the Governor to the contrary notwithstanding.

12. Signed, Senator Lane.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Lane.

15. SENATOR LANE:

16. Thank you, Mr. President. Mr. President, I rise
17. on a matter that affects every one of us. Four months ago,
18. the Senate concurred that a substance called laetrile
19. should be made available with certain restrictions to the
20. people of this State. The arguments that prevailed then are
21. as valid now, notwithstanding the action of our Chief
22. Executive. In fact, there is even further evidence that
23. laetrile is a valuable weapon in the fight against cancer,
24. evidence we did not have when we passed House Bill 1200
25. and evidence which the Governor did not have when he vetoed it.

26. I arise, Mr. President, not as a physician or a scientist.

27. I cannot explain why laetrile works or does not work

28. nor how it works. But I am a potential cancer patient

29. as all of us are in this Chamber and I know that I would

30. like to have the freedom to decide with my physician

31. what method of treatment would be best for me if I should

32. become a cancer patient. I believe each of us in this Chamber

33. would like to have that freedom of choice. In a country founded

1. upon personal freedom, it is difficult to understand
2. how cancer patients are forced to become cancer criminals.
3. Yet more than fifty thousand Americans have travelled to
4. foreign countries to be treated with laetrile because they
5. cannot be treated in this country. Or they are bringing
6. the substance laetrile into this State illegally because
7. it is a treatment they freely choose. I arise, Mr. President,
8. to refute various points in the Veto Message we are
9. considering. It was said that laetrile can actually be a
10. dangerous health hazard. What irony. The Surgeon
11. General of the United States and the American Cancer Society
12. view cigarette smoking as a possible cause of cancer.
13. They repeatedly warn us that smoking may be dangerous to
14. our health. Yet the Federal Government pays handsome
15. subsidies to the tobacco industry. Ironically, the FDA
16. classifies Vitamin E as a worthless substance, the same
17. classification given laetrile. Yet, our own Illinois
18. Department of Public Aid subsidized Public Aid recipients
19. with thousands of our tax dollars for prescriptions for
20. Vitamin E. I mentioned in my opening remarks, that House
21. Bill 1200 would make laetrile available in Illinois with
22. certain restrictions. No one would deny that any form
23. of medical treatment taken in excess or without supervision
24. can produce ill effects, even disastrous effects. That is
25. one reason why we should override this veto. House Bill
26. 1200 provides us with some of the very safeguards that may
27. prevent undesired consequences. House Bill 1200 provides that
28. the Department of Public Health monitor the use of laetrile.
29. Most importantly, Mr. President, the approval of this legislation
30. would bring the treatment of cancer patients with laetrile out
31. of the back rooms and into the orthodox medical community
32. where it can safely and properly be administered.
33. Any patient may bring laetrile into this State under a Federal

1. court order. Two such orders have been issued in Illinois.
2. This is not a black market, Mr. President, but is a perfectly
3. legal means of obtaining laetrile. Let me submit further
4. that our failure to enact this legislation will be discriminating
5. against the poor for it will be only the rich who can afford
6. to travel to foreign countries to receive medical treatment
7. they desire. Travel is expensive, not the actual cost of the
8. laetrile treatment and what right does the State have to
9. intervene in the relationship between a doctor and a patient.
10. Why should the State deny a patient access to treatment above
11. and beyond orthodox treatment. No...no one will deny the
12. conventional orthodox treatments are not perfect or there would
13. be no cancer today. The medical profession, the same medical
14. profession that opposes laetrile, has recognized for years
15. the psychological effect of the placebo. Laetrile may
16. be no more than that, but if it's users simply think they
17. are feeling better, that alone would be a valid reason
18. for its legitimate use. Depriving them of it is a cruel...
19. it is cruel because it prevents cancer patients from trying
20. to ease their own pain. Mr. President, I arise not to
21. abuse the medical community in this country. I commend for...
22. it's provided us for the health care system that is second
23. to none. I recognize their arguments that legislation of
24. laetrile would lead to avoidance of...conventional therapies
25. and to misuse. I submit that both risks can be avoided
26. by placing laetrile in the hands of qualified physicians,
27. free of restrictions from the FDA. House Bill 1200 does
28. not, Mr. President, require a physician to administer
29. laetrile. He or she has the freedom to decide as does the
30. patient. Freedom of choice is one of the blessings
31. we have as citizens of the United States. We should not deny
32. it to anyone, especially cancer patients in their hour of
33. greatest need. The issue here is freedom. By every rational

1. indication, laetrile is harmless. There is no reason
2. to prohibit it. I move the House...that House Bill 1200
3. pass.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Is there any discussion? Senator Rhoads.

6. SENATOR RHOADS:

7. Question of the sponsor, if he will yield.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Sponsor indicates he will yield. Senator Rhoads.

10. SENATOR RHOADS:

11. Senator Lane, we've all had a lot of correspondence
12. and pressure on this bill. It's a difficult one because
13. the arguments are compelling on both sides. In the Spring,
14. in June I cast a vote of Present on this because
15. we just had a report from Sloan-Kettering about the
16. possible toxicity of the substance you call laetrile
17. or amygdalin, the chemical equivalent. The question I want
18. to ask you, what posture does this now put a doctor or a
19. distributor in the State of Illinois in, if it is now illegal,
20. under Federal law, to transport amygdalin across State lines,
21. other than having a Federal court order which you alluded to,
22. how do we get the substance into the State in the first place?

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Lane.

25. SENATOR LANE:

26. Senator Rhoads, it is my understanding and under the
27. court orders that are in effect as of now, you can bring
28. laetrile in under those orders. Also, if the substance is
29. manufactured in this State, it can be used legally.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Rhoads.

32. SENATOR RHOADS:

33. Well, that raises two more questions. The first one,
is it only under a Federal court order that it...that amygdalin,

1. the chemical, can be brought in and number two, how do you
2. begin to manufacture this in the State of Illinois without
3. native growing apricot pits?

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Senator Lane.

6. SENATOR LANE:

7. I understand that the...the amount is small but it is
8. being done, they are growing the apricot pits, as you so
9. stated.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Rhoads.

12. SENATOR RHOADS:

13. And the first part of the question, only under
14. Federal court order, can you bring amygdalin across the
15. State line, is that correct?

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Lane.

18. SENATOR LANE:

19. Yeah, right. Under the Federal court order, I understand
20. you can bring it across State lines.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Rhoads.

23. SENATOR RHOADS:

24. Well, thank you for the answers to those questions.
25. I appreciate your motivation in sponsoring this bill. It's
26. been a cause that you sincerely believe in and a cause that
27. a lot of people believe in. I just wonder about the freedom
28. of choice issue. Senator Wooten alluded to this in the debate
29. last June, what's left to argue about? Well, I guess the only
30. thing left to argue about is could we not use that same
31. freedom of choice issue for virtually any substance
32. which people believe to be a treatment for cancer? As a matter
33. of fact, could not this same bill be written in exactly the
same language with exactly the same affidavit for the physician

1. and substituting for example, the substance heroin or some
2. other chemical substance which is not recognized as a conventional
3. treatment. I understand that your position is a freedom of
4. choice issue. But this is not being presented to the public
5. as a placebo. It is being presented as a treatment for cancer.
6. I'm still not convinced that this bill ought to be passed
7. and I don't think there's any doubt that there are the votes in
8. the Chamber to override, but I don't think I want to go along with
9. it today.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion? Senator Philip. Senator Lane, for
12. what purpose do you arise?

13. SENATOR LANE:

14. In response to Senator Rhoads, I would like to say that
15. I think you sat on the same committee I did and we heard
16. documentation as to some of the benefits of laetrile. Whether
17. they affected your decision or not. I don't know, but they did mine.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Philip.

20. SENATOR PHILIP:

21. Thank you, Mr. President and Ladies and Gentlemen of the
22. Senate. I'm going to commend the Governor for his veto.
23. And let's try to look at some of the facts and first of all,
24. let's look at the so called medical evidence. I don't care if you
25. look at any of the results of any of the tests, whether it be
26. Sloan-Kettering Institute, the National Cancer Institute,
27. Stanford University of Chicago, the Cancer Commission for
28. the University of California. It's probably been the most
29. tested of any chemical we've had for the so called cure of
30. cancer. In fact, it's been tested since 1953. And the...the...
31. the tests have come down to one conclusion, it doesn't seem to
32. stall or stop cancer. Also, let's look at the other factor,
33. whether right or wrong, our system of government is we have a

1. Federal agency that sets up standards that tests these
2. new chemicals, these new miracle drugs. Whether
3. that's right or wrong the Federal Food and Drug Administration
4. has said it is not a good drug. Yet, we here in the General
5. Assembly in Illinois who are probably least qualified
6. to determine whether laetrile is a good or a bad drug,
7. take the position of authorizing it. We're giving it
8. authenticity which we shouldn't be doing because very
9. honestly, there is nobody in this Body that is qualified
10. to determine whether laetrile is good, bad, or different.
11. The issue of freedom of choice, you mean to tell me
12. we have freedom of choice in this country? I don't believe
13. it. We don't let people smoke marijuana, we don't let
14. people take drugs at will. This is a regulated society,
15. whether you like it or not and freedom of choice is not an
16. issue. Now, let's look at is laetrile harmful? I say to you
17. that's an absolute possibility it is. In laetrile...is
18. very heavy in acids. If your metabolism...thank you...can
19. adjust to that heavy acid, you're all right. If it cannot,
20. it could have a serious effect on your health. There are two
21. malpractice cases in the State of California now right
22. before the courts because of laetrile. So, I say to you,
23. laetrile can be harmful. Let me also say this to you, if we
24. authorize this, you realize that the so called miracle
25. drug has to be produced in Illinois and the machinery used
26. to make it has to be produced in Illinois, the capsule you
27. put it in has to be made in Illinois. Today, you can go down
28. to your local health store and buy apricot pits. I happen to have
29. a bag full of apricot pits right here. You can go down to your
30. health store and buy them and use them. I know people that
31. do. Also like to inform you that we have a new drug on the
32. market in...from Mexico in Mexico called tacarino. It's
33. made of seaweed, Mexican seaweed. It's supposed to be forty
percent better than laetrile and I say to you, hogwash and let's

1. stand up and do the right thing and sustain the Governor's
2. Veto.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Egan, for what purpose do you arise?

5. There are a number of Senators who have indicated they wish
6. to be heard. Senator Egan, for what purpose do you arise?

7. SENATOR EGAN:

8. Thank you, Mr. President. Forgive me for the interruption.

9. I would like to introduce to the members of the Senate
10. a young group of high school students from the Fairview
11. School in Skokie. Would you stand and be recognized.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Will our...will our guests please stand and be
14. recognized by the Senate. All right. There are a number
15. of members who have indicated they wish to be heard. Senator
16. Knuppel.

17. SENATOR KNUPPEL:

18. Mr. Chairman and members of this Body. I don't know
19. whether laetrile is good, bad or indifferent, but I'll
20. tell you, I go to my office anywhere from 5:00 o'clock
21. to 6:30 in the morning and one morning five minutes after
22. 6, a gentleman named Bob Leasman who used to run the Prairie
23. Trails in at the junction of 29 and 136 and many of you may
24. have stopped there to eat at one time or another, called me
25. from Lincoln and he said, Senator,...you stayed there last
26. weekend, he sold it. He said, Senator, I contracted what
27. was diagnosed as terminal cancer over a year ago and he said
28. they did everything for me, he said, they give me chemotherapy,
29. they gave me surgery and then they give you chemotherapy
30. and he said, still it wasn't...I wasn't getting the job
31. done and they pronounced it terminal cancer. He said, I went
32. to Mexico, he said it cost me something like a thousand dollars for
33. the treatment and I stayed there for whatever the period of time
was and there were many other people out there from Illinois

1. and other places, and many people he was surprised he met
2. as many people as he did there in that clinic in...in
3. Mexico and he said, I came back and he said I've...I've
4. been under the...I been taking it. He said, I'm stronger.
5. I'm able to go out to public sales, to stand around and he
6. said, I feel like that it's been a miracle and he said I want
7. you to vote for the override of the Governor's Veto. Now, as
8. I understand it, the person has to be terminal before they
9. are supposed to be able to take it. Now, if I am facing my
10. maker and I live in what's supposed to be called a free
11. country and it is a free country and you people who
12. ...who live on this Floor know that I believe that
13. at times in civil disobedience, Jesus Christ himself
14. believed in civil disobedience. He went into the temple,
15. turned over the table and threw the moneychangers out.
16. He was no namby-pamby and I say to you that there are times
17. the laws are wrong and many times it takes us a long time
18. to find that fact out. But when a man with terminal cancer
19. gets up at 5:06...6:05 in the morning to call me and ask
20. me to vote for a bill, he's just about twenty-five steps
21. ahead of any other constituent because I don't get many
22. calls that time of the morning. And I promised him that
23. for his sake and the others who...who so suffered...I get a lot
24. of letters, where I don't know the faces, they're...they're
25. pieces of paper and they're nameless pieces of paper.
26. But Bob Leasman served in World War II in the submarine
27. fleet of his country and I'll tell you, Gentlemen, he
28. lives in Harber Hall's district now, but I'm going to vote
29. for Bob Leasman.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Further discussion? Senator Sangmeister.

32. SENATOR SANGMEISTER:

33. Mr. President and members of the Senate. It's with some

1. reluctance that I rise to speak on this issue. It can be
2. said, you know, when you've been involved, that possibly
3. your're so close to the... as the old saying goes, you're so
4. close to the forest, that you can't see the trees or vice
5. versa. I think all of you know why I was absent this Spring
6. when the bill was originally debated and of course I was
7. not a party to that debate nor do I know everything that was
8. said at that time. All I can say to you now, is I certainly
9. wouldn't want to be a hypocrite and if things hadn't worked
10. out as well as it had for me, I want to be the first to tell
11. you I would have been on a plane to Mexico or...or to Germany.
12. However, from what my doctors tell me and God forbid that
13. they be wrong, things are going to be all right and of course, that
14. obviously has a reflection on how I feel. But really, what
15. is the problem with laetrile and I think it is already
16. been expressed here. I don't care any other way you put it,
17. any other way you put it, when the State of Illinois puts its
18. governmental seal of approval on it, you're saying one thing,
19. laetrile is a cure for cancer. Now, that's not what you
20. want to say but any other way, that's the way it's going to be.
21. Sure, right now on the debate on the issue, everybody understands
22. what's in the bill, but just take it a few months down the road
23. and people are going to be saying that are...that are...have
24. cancer, why not take laetrile. The State of Illinois says that
25. laetrile is legal, that means it must be a cure and that's
26. where your whole problem is going to be. What about...are
27. we giving up complete faith in institutes such as Sloan-
28. Kettering who have looked into laetrile and have come up with a
29. determination that it is not a cure. Senator Rhoads referred
30. to the fact that it is a substance that is not going to be
31. monitored and checked by government and there may be impurities
32. in it. Are we going to put our stamp of approval on that kind of
33. a drug and give it to the citizens of our State. What about

1. terminal patients? People have said to me, well, the protection
2. is in the bill that certainly a patient that is terminal ought
3. to have the right to do anything he wants to and I say to
4. you, I think he ought to have the right to do that. But, I also
5. say to you, show me a cancer patient that isn't terminal.
6. Show me one. I'll tell you anybody that's got cancer and doesn't
7. do something about it is a terminal patient. So, that in itself,
8. is not enough protection in the bill. You know, what about
9. your freedom of choice. Is this the first time that we've
10. said to our people, you can't do this or you can't do that?
11. Why do we have a Controlled Substance Act at all? Yet,
12. we have said that a person cannot take LSD and blow his mind.
13. But if you want to give them the freedom of choice, what difference
14. does it make? If a person wants to become a heroin addict,
15. why do we try to restrict them there? So, the freedom of
16. choice argument, in my opinion, is hollow. What you're saying here, if
17. you pass this today, is you're saying that a cancer patient
18. should not try surgery, should not try radiation or try a
19. form of cobalt or try...chemotherapy which is plenty tough
20. to take, I can tell you, but that's what you're saying. You're
21. saying put your hope in laetrile. I don't think you really want
22. to do that. Do you also...does this Body want to set up
23. a black market that has been referred to? You know there's
24. no way that that drug can legally be brought into this
25. State, so are we, the Senate of the State of Illinois,
26. going to put our stamp of approval on a black market for this
27. drug? I think you better think about what you're doing.
28. I suppose that's enough to be said on it except that you know,
29. you don't have to go to Germany or Mexico if you want it,
30. all you've got to do is go across the State line to Indiana.
31. You all know they approved the bill over there, so as long as they've
32. done it there and those people that feel they have to have it,
33. and they have no other alternative, let them go across the State

1. line and get it. Why should we put our approval on it?
2. And I...I know the frustration that you feel, but I'm sure
3. that there is no overwhelming push from your district.
4. I think I've received ten letters, two to override and
5. about eight not to override. So, you're not getting that
6. much pressure back in your district that you have to do this.
7. Of course, if you want to do the popular thing and for that
8. I do commend the Governor of the State of Illinois, I think it
9. was a very courageous veto, if he wants to be on the popular
10. side of this issue, you know. If you want to be on the popular
11. side, then vote to override. But if you want to be responsible,
12. I think you shouldn't. I want you to know that I share
13. with you the frustration that I'm sure you share with
14. your constituents. Everybody in this Body being in
15. public life one time or another has been asked to be chairman
16. of a campaign fund for one purpose or another and you know
17. how difficult it is to raise money. Have you ever tried to raise
18. money for cancer? It's one of the easiest campaigns you'll
19. ever be involved in. Why? Because the American people and
20. the people across this country and across the world are
21. frustrated that they give and they give and they give and what
22. do they get back in return, they get nothing. That's the
23. problem and I recognize that. Sure, we can put people on the
24. moon, but we can't cure a disease that kills hundreds of thousands
25. of people every year. I'm as frustrated as you are but I'll
26. tell you on thing, proviacin wasn't the answer and laetrile
27. isn't either and I think you better very seriously consider
28. what you're doing here today. Thank you.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Further discussion? Senator Regner.

31. SENATOR REGNER:

32. Yes, Mr. President and members of the Senate. It's interesting
33. to note several of the previous speakers speaking in opposition

1. to the legalization of laetrile quoted the FDA's statements
2. on it, various other associations and it's very ironic because
3. this is the same association that did not warn us about
4. the potential dangers in the swine flu vaccine. In fact,
5. most of these other organizations including the FDA,
6. supported it. And yet, we have forty-five direct cases
7. that are related to the swine flu vaccine so why do we have
8. these agencies? I don't know. They haven't done a job up
9. till now. The Governor's Veto Message of House Bill 1200
10. would...he said that Illinois' stamp of approval would
11. be on the black market. I submit it's quite the contrary.
12. First of all, the legislation exempts laetrile from Section
13. 17 of the Illinois Food and Drug Act which means it may
14. be manufactured, sold and distributed like any other drug.
15. Although the FDA restrictions concerning transportation
16. across State lines will make it difficult to bring the
17. substance into Illinois, but when a market develops for laetrile
18. in Illinois, our system of the free enterprise system
19. which I believe in very strongly, will enable manufacturing
20. in this State as well as in any of the other twelve states
21. that have put a similar stamp of approval on it. By failing
22. to enact this legislation it will be encouraging development
23. of a black market because prohibition of a desired product
24. creates a black market. Mr. President and members,
25. I render no judgment in the matter. I don't render any
26. false claims, hopes. Laetrile may be a miracle drug,
27. or it may only offer a hope, but this is all a lot of people
28. have once they develop and they find they have terminal
29. cancer. I do know this, there are many people
30. in this State who believe laetrile is for real and who are
31. deriving very positive benefits from its use. I have talked
32. to them, I have heard from them as many of you have. I think
33. some of them are here today and the freedom of choice issue
that was brought up was not a lot of bunk as somebody said.

1. In fact, I've heard that same individual get up on this
2. Floor of this Senate many times in the past and holler and
3. scream that we should have this legislation or that
4. and this or that should be killed because of the freedom
5. of choice. But it's very convenient now that we say
6. freedom of choice is bunk in some cases. I think it's a very,
7. very real issue. And I encourage the override of this veto
8. of House Bill 120 .

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Further discussion? Senator McMillan.

11. SENATOR McMILLAN:

12. Thank you, Mr. President. I rise in...in support of the
13. override of...of House Bill 1200. I'm one of those legislators
14. who must admit very frankly, that...that contrary to the
15. Governor's views about how a legislator...should make a
16. decision, I have to deal with emotion from time to time
17. because whether we like it or not, life and death are two
18. very emotional subjects which come into our lives. I also
19. must admit that I'm not really objective on this issue.
20. As many of you know, my mother today is in southern California
21. crossing the boarder each day and sometimes through
22. that Godforsaken place in the middle of the night when that's
23. necessary in order to obtain laetrile therapy. So, I do plead
24. guilty in lacking in objectivity and I also plead guilty to
25. having been placed like many other families in the decision
26. making situation that a family has to...has to...to face.
27. Now, this is not the place to discuss the merits or the demerits
28. of the use of laetrile for treatment of someone stricken
29. with cancer when they have not been told by their doctor
30. that they are terminal. Number one, I'm not going to discuss
31. it because I don't think I can emotionally do so today
32. because my mother is in that state, she went there of her own
33. choice and had not been told that she was terminal and number

1. two, that definately is not the issue today. The issue is
2. what shall the State decide about what a person can do when
3. he or she has been stricken by cancer and when he or she has
4. been told that there is nothing else that we can do, go home
5. and make your will and we are very, very sorry. And I've
6. spent several days in Tijuana watching the people come and go
7. who had been told to go home, to make their will, that nothing
8. else could be done and that somebody was sorry. Those are the
9. individuals involved. And those are the individuals
10. who must be kept in mind when this decision is made. We hear
11. a lot of talk about the cost that's involved. Laetrile and
12. laetrile therapy is not expensive. The cost that is so
13. great is the plane trips to southern California, the motel
14. bills that must be paid, the cars that must be rented to get
15. you across the boarder day in and day out because you can't
16. really go over there and stay, at least not many people can,
17. and the terrific expense involved in getting family back and
18. forth between Alaska or Illinois or Conneticut and
19. southern California so that they can stay with the patient
20. that's involved. That's where the tremendous cost is
21. involved and if you don't believe it, talk to that patients
22. that are there. The cost of getting laetrile is a mere pittance
23. compared to the cost that most of them have incurred
24. to...to get the conventional therapy which most of them have
25. received. I also think it's important to indicate that the
26. problem is not getting laetrile across the boarder for
27. the terminal patient. All the terminal patient needs is an
28. affidavit from his doctor and it comes across the boarder,
29. it's done all day, everyday. You pay duty on it like anything
30. else purchased in Florida and it's...the problem is not getting
31. it across the boarder. It's done everyday. I've been with people
32. wo have done it. Now, as far as I am concerned, I think Senator
33. Grotberg gave a speech last Spring that was very...very important

1. to my position on this and at that time, my mother wasn't
2. even in the position where I was that emotionally close to it.
3. I...I know John Grotberg does not believe in laetrile and I
4. discussed potential treatment with him and I know his views
5. but I remember very clearly his comments and probably
6. the stillest moment we've had in the Senate and it...
7. and it dealt with hope cause that's what we're talking about
8. for someone whose doctor has said, you don't have...there's
9. nothing else we can do. And if we're going to offer people
10. hope, to me, it's far better that it be done with a doctor
11. they can trust, and with the language that they can understand
12. and in a setting that's not a Godforsaken city like
13. Tijuana when you have to cross it. And something that can be
14. done close to your home and close to your family, the two
15. things most precious to a person who has been told that he
16. or she is going to die. Now, I think none of us, if we really
17. understand the human being and how the human being relates to
18. his government, is silly enough to think that just because
19. something is legal, doesn't mean that it's sanctioned.
20. And I think all of us, at least in my particular family
21. situation, the fact that it would be legal for a
22. terminal patient was not any indication that the
23. government was recommending it for general treatment.
24. And I think the thing that it really boils down to is if a
25. person has been told that he or she can receive no further
26. help from surgery or chemotherapy or radiation or some other
27. conventional treatment and that's what we're talking about.
28. Not somebody who still has those options open, but somebody
29. who has been told we can't do anything else for you. Then it's
30. cruel for that person to be able to have some hope only by
31. leaving family, and by leaving home and by having to incur
32. great expense. If the person only has one month to live or
33. two months to live, or six months to live, I think the issue

1. is isn't it better to have one month with hope or two
2. months with hope or six months with hope which this would allow.
3. PRESIDING OFFICER: (SENATOR ROCK)

4. Further discussion? Senator Shapiro.
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12. End of reel.

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1. SENATOR SHAPIRO:

2. Well, Mr. President and Ladies and Gentlemen of the
3. Senate. I think if we can, for a minute, set aside the
4. many and profound and emotional arguments that we have heard
5. here today and take a good look at the bill. I think that
6. we would all come to the conclusion that the bill itself
7. is anullity. It will do nothing for any person in this
8. State of Illinois who has cancer or the potential for
9. getting that particular disease. As a matter of fact,
10. if you want to be a little facetious about providing
11. the use of laetrile for citizens of the State of Illinois,
12. I think those people are better off without this bill
13. than they are with the passage of it. Because about
14. all it does is set up a procedure for a terminally ill
15. cancer patient. And has been...has been pointed out
16. who is to decide whether that patient is terminally
17. ill with cancer or not, but all it really does is set
18. up a procedure for that person by which they hope they
19. will be able to obtain it, but under present Federal
20. Laws, rules and regulations, the use of laetrile will
21. not be available in the State of Illinois unless the
22. manufacturer of it is instituted in Illinois. And at
23. the present time there is no such plant, there are
24. no such facilities available for its manufacture.
25. As Senator Sangmeister pointed out to you, the patient
26. would be much better off just to go over to Indiana
27. where evidently there are some manufacturing facilities.
28. Or to continue to go to Mexico where it is available.
29. But to mislead the people of this State...of Illinois
30. and the State of Illinois into thinking that we are
31. doing something for them is totally erroneous, the
32. bill does nothing. Laetrile is not available in Illinois
33. and will not be available for quite some time. I would

1. urge everyone to just take a good look at the bill and
2. what really convinced me about it is, I answered a letter
3. to a...constituent of mine who was urging me to vote
4. for the bill originally, and I did. And when I wrote
5. to him and I told him what was in the bill, he wrote
6. back to me and said, if you're telling me you voted
7. for this bill, I'm going to write to the Governor and
8. ask him to Veto the bill. I think the Governor's action
9. was correct. I don't think we're fooling anyone here
10. in Illinois if we're trying to make them believe that
11. this bill is going to help the cancer patient and I
12. would urge that the Governor's Veto be sustained.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion. Senator Nimrod.

15. SENATOR NIMROD:

16. Yes, Mr. President and fellow Senators. I would be
17. the last to be able to say to a patient that a doctor
18. has been limited or restricted from providing the kind
19. of treatment or consideration that he has an opportunity
20. to do. I'm sure this bill does not address itself to
21. all of the problems and I'm sure Senator Shapiro's state-
22. ments I accept and I...I think the bill probably should
23. have gone further. But I do think we are telling the
24. public and we are telling the medical profession that
25. we're going to deny them a tool. I think that a patient
26. must have the confidence in his doctor that that discussion
27. will come from there and that doctor ought to have available
28. to him every means available that he medically wants to
29. prescribe or suggest. And if we are in any way limiting
30. his opportunity to be able to treat his particular patient,
31. then I think that we ought to refrain from doing that. We
32. should give him the opportunity to do it. There...many...many
33. other drugs that are very dangerous, they're very deadly if

1. they're handled wrong and that certainly we find that there
2. are abuses in those areas, but it's not our fault and we
3. don't legislate against them. I think the only thing we
4. can do is give everyone a right to life, everyone a chance
5. to receive a treatment if it is the doctor's desire and
6. it is the patient's agreement to accept it.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Further discussion? Senator Hickey.

9. SENATOR HICKEY:

10. Thank you, Mr. President. Someone has said here that
11. everyone here is a potential cancer patient, but I should
12. tell you that some of us are ahead of that game a little.
13. By voting to override the Governor, I'm not saying that
14. laetrile is a cure. I have my doubts about it. I'm not
15. saying that surgery is a cure, which is the road that I
16. choose to take. And I don't think anybody can say
17. that chemotherapy is a cure. I don't think we know what
18. a certain cure is for cancer. But I do know that some
19. respected scientists in this State in one of our great
20. universities are experimenting with laetrile, still thinking
21. that there may be some possibilities...in laetrile for the
22. future and for cancer patients. I want to say let's just
23. give them a chance. Let's don't count on it as a cure.
24. And to cancer patients I'd say, don't rush to it, go to
25. your doctor, consult with your doctor, do what your doctor
26. suggests or what several doctors suggest to you, and this
27. bill provides for that route to be taken. But anyway, to
28. you Legislators, I would simply say, let's don't slam the
29. door on the possibility of another potential cure.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any further discussion? Senator Berning.

32. SENATOR BERNING:

33. Thank you, Mr. President, members of the Senate. It's

1. been implied that if the...if the Senate, and the House
2. already having overridden, the Senate now overrides House
3. Bill 1200, we will be inferring to the citizens of the
4. State of Illinois that we are endorsing or assuming some
5. degree of responsibility for the effectiveness of laetrile.
6. I don't interrupt it that way and I say to you, Mr. President,
7. that it is my intention to vote to override the Governor's
8. Veto. But I want the record to clearly show that as far
9. as this Senator is concerned and I am convinced as far as
10. the concensus of opinion for this Body is concerned, no
11. one is saying to anyone that we are endorsing laetrile as
12. a cure. I think the concensus, the position of those who
13. have spoken in favor is simply, we ought to allow people
14. to have that choice. And let me just give you an example.
15. I recall distinctly when, as a very small boy, I became
16. deathly ill from eating fig bars. I thought I was going
17. to die and so did my mother, but that should be no indict-
18. ment of fig bars. But something that's even more practical,
19. let me call to your attention that a very common everyday
20. condiment, salt, is a deadly poison if it's not used with
21. caution, with reserve, with common sense. And the same, I
22. might add is true of the chlorine we put in all of our
23. drinking water. Very, very small portions of chlorine
24. help us to protect our health, but an overdose of chlorine
25. is fatal. What I'm attempting to point out to the members
26. of the Senate, is simply this. We allow the use of all sorts
27. of chemical compounds. We rely on the good judgment of
28. those who control the utilization of it. If we are here,
29. going to override the Veto and say to the medical profession
30. and those people who feel they ought to have the right to
31. utilize this substance, do it. We do not say that it is
32. good or bad, all we say is, exercise good judgment under
33. the jurisdiction of your advisor, your physician. I think

1. we can do no less, Mr. President.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Any further discussion? Senator Lane may close the
4. debate.

5. SENATOR LANE:

6. Mr. President, Ladies and Gentlemen of the Senate.
7. I...solicit your support to exercise that precious right,
8. that of a free people to choose. Mr. President, I move
9. that House Bill 1200 pass, notwithstanding the Veto of
10. the Governor.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. The question is shall House Bill 1200 pass the
13. Veto of the Governor to the contrary, notwithstanding.
14. Those in favor will vote Aye. Those opposed will
15. vote Nay. The voting is open. Have all voted who wish?
16. Have all voted who wish? Take the record. On that question
17. the Yeas are 44, the Nays are 9, 1 Voting Present. House
18. Bill 1200 having received the required three-fifths
19. vote is declared passed, the Veto of the Governor to the
20. contrary notwithstanding. On the Order of Total Vetoes,
21. page 5 on the Calendar, House Bill 595. Read the motion,
22. Mr. Secretary.

23. SECRETARY:

24. I...I move that House Bill 595 Do Pass the Veto of
25. the Governor to the contrary notwithstanding. Signed,
26. Senator Vadalabene.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Vadalabene. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, thank you, Mr. President and members of the Senate.
31. There are several good reasons why the Veto of House Bill
32. 595 should be overridden to enact the bill into law. Today
33. there is public disclosure of a political campaign funding,

1. whereas when this law was originally enacted, there was
2. none. Secondly, State Senators and State Representatives
3. regularly vote on regulation of all sorts of industries
4. and the liquor industry is no more sensitive an area than
5. many other regulated industries. And to protect licensees,
6. particular local retail licensees, from undue political
7. influence, there was amendments offered by each side of the
8. aisle to prohibit contributions to the Governor, who is
9. responsible on the State level for Liquor Control Commission
10. appointments and management and to prohibit contributions
11. to local liquor control commissioners who license the
12. retailer on the city or county level. The law as presently
13. written does allow contributions by licensees whose sales
14. of alcoholic beverages are less than five percent of gross
15. incomes. This would basically mean large retail chain
16. supermarkets or drugstores. It seems somewhat unfair as
17. presently written in the law that large volume retail
18. licensees such as these could contribute and be involved
19. because of the overall large volumes of all sorts of
20. goods while most of the twenty-one thousand licensees
21. in the State are small businessmen, solely dependent on
22. the sale of alcoholic beverages. And fourth, the ban
23. on political contributions is a holdover from prohibition
24. days. And there's another example of the old second class
25. citizen attitudes directed against the alcoholic beverage
26. industry. Realistically, it is a partial disenfranchisement
27. for those in the industry compared to the normal citizens
28. rights. And I move to override the Governor's Veto.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Any discussion? Senator Shapiro.

31. SENATOR SHAPIRO:

32. Well, Mr. President and Ladies and Gentlemen of the
33. Senate. For many years I have supported the liquor

1. industry in...in their efforts to get out from under the
2. regulation imposed upon them by the laws of this State.
3. And until this bill was amended, I was in support of
4. removing this prohibition. But I think the amendment
5. that's in there which denies the Governor or gubernatorial
6. candidates from being recipients of campaign contributions
7. from this group of employers and business people through-
8. out the State, I think is an insult to the Governor. I
9. personally feel that the Governor is further removed from
10. the actual control, the Liquor Control Commission, than
11. we members of the General Assembly. There's been a
12. statement made about those members of the liquor industry
13. being made second class citizens. Well, I don't think
14. we should make the Governor or candidates for Governor
15. second class citizens either. I think they deserve a
16. right to share in those contributions that where this
17. industry wants to make to them. I think the Governor's
18. Veto on this bill should be sustained. We should come
19. in here next Spring with a bill as it came over here in
20. its original form and take care of the situation that way.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Further discussion? Senator Vadalabene may close
23. the debate.

24. SENATOR VADALABENE:

25. Yes, I don't think the issue here is to really remove
26. the Governor and these regulated officials like the mayor
27. and the chairman of the county board. If that's the case
28. we could come back in a bill later on. The question is here,
29. that we're not giving those twenty-one thousand people,
30. twenty-one licensees to get into the political arena and
31. I would appreciate a favorable vote.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. The question is shall House Bill 595 pass the Veto

1. of the Governor to the contrary notwithstanding. Those
2. in favor will vote Aye. Those opposed will vote Nay. The
3. voting is open. Have all voted who wish? Have all voted
4. who wish? Take the record. On that question the Ayes are
5. 27, the Nays are 22, 1 Voting Present. The motion fails.
6. Senator Vadalabene requests further consideration of the
7. motion on House Bill 595 be postponed. So ordered. On
8. the Order of Total Vetoes, House Bill 333. Read the motion,
9. Mr. Secretary.

10. SECRETARY:

11. I move that House Bill 333 Do Pass the Veto of the
12. Governor to the contrary notwithstanding. Signed, Senator
13. Lemke.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Lemke.

16. SENATOR LEMKE:

17. I move to override the Veto...the Veto of the Governor
18. on...on House Bill 333, which is the funding of abortions
19. by the State of Illinois if we fail to pass this bill. This
20. bill will prohibit it and I ask for a favorable vote.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Is there any discussion? Senator Smith.

23. SENATOR SMITH:

24. On one or two previous occasions here in this Body,
25. I have talked one way and voted another with regards to
26. one or two measures during my long term of attempted
27. service here in the Illinois State General Assembly.
28. With regards to this bill, I'm going to vote contrary to
29. my intellect. I remember not long since when the former
30. President of this Body came to me and asked of me that I
31. support a bill that some of us have been under the impression
32. would come before us anew in this Session. I spoke against
33. that bill or resolution as it was and to satisfy him I voted

1. for it. I have been asked to vote a given way with regards
2. to this particular measure and I have been informed by
3. letters since I arrived here this week by the same groups
4. that came to me to support a particular position with
5. regards to my vote on this particular matter that the
6. good Senator has now seen fit to bring forward. I didn't
7. understand the reasoning of those who came to me. They're
8. from my district and I had thought that perhaps their
9. views concerning this measure were the same as mine, but
10. it so happened and developed that it's contrary to all
11. that's a part of me. They ask of me to vote Aye on this
12. measure. I'm going to do that. Not that it is my
13. reasoning nor is it my belief that the Senator's motion
14. will prevail, but to satisfy those who have voted for
15. me consistently, a goodly number of years, I reflect
16. not my own view, I reflect their view by my vote, Yes,
17. as I will when we reach that period.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Wooten.

20. SENATOR WOOTEN:

21. Thank you, Mr. President and colleagues. I am one
22. of the few people in this Chamber who will vote to sustain
23. the Governor's Veto on this measure. And I do so in spite
24. of the fact that I am opposed to abortion, principally on
25. biological rather than religious grounds. I think there
26. simply is no argument that life is a continuum from conception
27. to death. But unfortunately, this really doesn't address
28. that problem. And I think we are most responsible as
29. Legislators when we think clearly into an issue before
30. us. Please remember what this bill does not do. It does
31. not outlaw abortions, it does not prevent abortions, it
32. does not limit the number of abortions. All it does is
33. deny money to people on welfare who elect to have an abortion.

1. To me there is something faintly obscene about that. I
2. believe that in this bill we are venting our anger and
3. frustration at not being able to outlaw abortions because of
4. the Supreme Court decision. We're also venting anger and
5. frustration that many people feel against anyone on welfare.
6. So we're letting an emotion guide our vote on this and a
7. feeling which will circulate through the State that somehow
8. we have actually done something to halt abortions. It does
9. not do that at all. It simply says that women who choose
10. to have abortions will continue to have them, but the poor
11. must really bear a burden. A financial burden if they choose
12. to have them. Wealthy, okay. Middle class, no problem. The
13. poor we're going to make it tough for you. I don't think
14. that's a moral vote. And because of that I simply have to
15. sustain the Governor's veto of this bill. I think the one
16. really correct thing he's done since he's been in office.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Rhoads.

19. SENATOR RHOADS:

20. Thank you, Mr. President and members. I had not intended
21. to speak, but since Senator Wooten has raised a couple of
22. issues I...I think it's important to make a couple of
23. observations. Number one. It's the easiest thing in the
24. world to impune the motives of those who disagree with you.
25. I think the rule in this Chamber ought to be that the motives
26. of those who...with whom we disagree are, at least, as
27. honorable as our own. Number two. Those who disagree with
28. the Roe versus Wade decision do so because they view this
29. as an act of homicide and because they view the public
30. subsidy as paying for that act of homicide. It is not a move
31. to punish poor people and it is unfair to suggest that it
32. is.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Is there any further discussion? Senator Wooten, for
2. what purpose do you...

3. SENATOR WOOTEN:

4. In response to Senator Rhoads, I think I must draw an
5. even finer distinction. Maybe I should say I believe there's
6. a self deception involved here. I believe that Senator Lemke's
7. motives are absolutely strong and straight forward, as are the
8. motives of most everyone who votes on one side of the issue
9. of this or the other. I simply believe we're deceiving our-
10. selves and I believe that in permitting that happen I find
11. something very uncomfortable in that. I believe it is a
12. self deception.

13. PRESIDENT:

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President and Ladies and Gentlemen of the
17. Senate. I rise in support of the motion to override the
18. veto on House Bill 333. I have had some correspondence with
19. the Director of the Department of Public Aid and while I will
20. agree with the speakers, as we discussed when the bill was up
21. for passage last Session, this is not the outlawing of
22. abortion, it is an expression by this Assembly, a matter of
23. public policy that we, the people of Illinois will not
24. subsidize abortion. Twenty-four thousand eight hundred and
25. eleven abortions were performed with public monies last year.
26. Three point three million dollars. I happen to agree with
27. Senator Rhoads. It's homicide and for us to subsidize it, it's
28. just plain wrong.

29. PRESIDENT:

30. Senator Glass.

31. SENATOR GLASS:

32. Thank you, Mr. President and Ladies and Gentlemen. I rise
33. in opposition to the motion and in support of the Governor's

1. Veto, which I think, was an extremely courageous act and would
2. point out to the Body that although you can say that it
3. doesn't deny abortion to anyone, in fact, that is not true.
4. Anyone who cannot afford abortions and is on Public Aid will
5. be denied an abortion and...and may very well choose an
6. abortion from an illegal source, which may end up in a far
7. more serious consequences and may land such people back in...
8. in hospitals. I'd also point out that victims of rape or incest
9. will not have the opportunity to choose whether or not they
10. should terminate pregnancies under this legislation or where
11. there is likelihood of a fetal deformity or...or serious threat
12. to their physical or...psychiatric health. And I think, probably,
13. the best statement we can make in support of this veto by the
14. Governor is his own statement in the Veto Message, which, if
15. you haven't read, I certainly commend it to all of you. He
16. says, at heart though, this bill simply denies a constitutional
17. right to some women because they are poor. My belief is, that
18. such women will, in many cases, attempt to terminate unwanted
19. pregnancies and other more desperate ways. Those ways may lead
20. to needless death and suffering of mothers and children. I
21. agree that life is often unfair and that it is not within the
22. power or duty of government to rectify all perceived wrongs
23. or to satisfy all expectations. But this bill is more than
24. unfair. It is cruel. I cannot, in conscience, put my name
25. on such bill. That is right on point, Ladies and Gentlemen,
26. and I would urge a No vote on this motion.

27. PRESIDENT:

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Well, it's silly to argue that somebody on Public Aid ought
31. to have a Cadillac because if they don't get one they'll go out
32. and steal a car. That's just how consistent...inconsistent the
33. arguments are. And I'll say this, most of the members on this

1. Floor that vote for this bill...or vote for the Governor's
2. Veto and against an override are the same people who
3. vote against capital punishment. Now I tell you, when
4. a person is born and lives in this world and has a chance
5. to know what the laws are and you tell me that person
6. ought not to be put to death under...under capital
7. punishment, but yet you admit that conception is the
8. start of life and that you should be able to take that
9. life before birth, when that child hasn't had a...chance
10. for redemption, it reminds me of an article I got through
11. the mail the other day and it read something like this,
12. you know, vote for this bill or vote for the Governor's
13. to sustain the Governor's Veto because if you don't there'll
14. be a lot of unwanted children and if they're unwanted
15. children, they'll be a lot of child abuse and, you know,
16. kill them before they're born so there won't be child
17. abuse. It...the...the logic of these arguments that a
18. person will go out and get a cheap abortion if...if we
19. don't provide one with tax money. Now you see that tax
20. money, part of it's mine. Now I don't believe in whiskey
21. either and you'll never see me buy a drink for any of
22. you guys. I don't want to pay for somebody's abortion
23. either.

24. PRESIDENT:

25. Is there any further discussion? If not, Senator
26. Lemke may close the debate.

27. SENATOR LEMKE:

28. Mr. President, members of the Senate. The issue is
29. back to us. It's a sorry day in Illinois when we have
30. to have an issue come back for an override while we're
31. trying to protect somebody's life on a bill. We heard
32. the reasonings why that the poor should have abortion, because
33. they're going to bring up children that might not be

1. able to cope with life, financially, and they should have
2. this choice. Or they're going to go to the back butcher
3. shops in...in the alleys. Well, I'm telling you, they
4. go to the butcher shops now. Two butcher shops were
5. closed down in Chicago for legal abortions, legal abortions.
6. And there's more going on because the Board of Health cannot
7. go into these clinics and we look at the newspapers, which
8. is a sorry sight. They play in their advertisement on
9. little girls who become pregnant or girls that are lost
10. in the big city who become pregnant. They don't tell them
11. the consequences at these clinics, because these clinics
12. are set up to do one thing and that's to make money.
13. They don't tell them that maybe you shouldn't have an
14. abortion. They don't tell you about the problems you're
15. going to have later in life mentally because you had an
16. abortion. And the people that end up in mental institutions
17. or end up with a mental disturbance because they feel that
18. they killed their child and they can't have any more. And
19. we hear this about poor children not having everything in
20. life. Well some of the greatest people in this society
21. that came in history came from poor families and they
22. raised themselves and they pulled themselves up and worked and
23. some of these children, Gentlemen, were children that
24. were born in incest. Like...and some of them were born in
25. legal incest, like Toulouse-Lautrec, one of the greatest
26. painters. Legal incest, because we passed the Statute.
27. Who are we to judge whether someone should live and die
28. when we had nothing in the make in...in his creation.
29. We have not that right. But take one step further,,
30. Gentlemen and let's look back not too far ago and let's
31. look at World War II and let them choose in Nazi Germany
32. as to who should live and die, who should go in the ovens,
33. who should be shot, who should have children, who shouldn't
34. have children. Let the government decide, let big brother

1. do the business. That's what we're talking about. We have
2. in this State a chance to do something that's constitutional.
3. And that's where I disagree with the Governor. This a
4. constitutional thing because the Supreme Court has ruled
5. it's constitutional it's within the States prerogative.
6. My taxpayers and I'm sure your taxpayers who feel they are
7. moral people, do not want to have their money used for
8. something they feel is immoral and that's the killing
9. of a child. So I ask for an override and a favorable
10. vote for this override of the Governor's Veto. Thank you
11. very much, Gentlemen.

12. PRESIDENT:

13. The question is shall House Bill 333 pass the
14. Veto of the Governor to the contrary notwithstanding.
15. Those in favor will vote Aye. Those opposed will vote
16. Nay. The voting is open. Have all voted who wish? Have
17. all voted who wish? Take the record. On that question the
18. Ayes are 40...for what purpose does Senator Washington
19. arise? Senator, the request is out of order at this
20. point until I have announced the...the vote and then the
21. verification will be in order. On that question the
22. Ayes are 42, the Nays are 12, 1 Voting Present. And House
23. Bill 333 having received the required three-fifths vote
24. is declared passed, the Veto of the Governor to the
25. contrary notwithstanding. Senator Washington has requested
26. a verification of the roll call. The Secretary will please
27. verify the affirmative votes.

28. SECRETARY:

29. The following voted in the affirmative: Berning, Bloom,
30. Bowers, Bruce, Chew, ...that's wrong, Clewis, Coffey, Daley,
31. Davidson, Demuzio, Donnewald, Egan, Graham, Grotberg, Guidice,
32. Harber Hall, Kenneth Hall, Johns, Joyce, Knuppel, Kosinski,
33. Lane, Lemke, Leonard, McMillan, Maragos, Merlo, Mitchler,

HB 1500
motion in writing
11-17-77

1. Nimrod, Ozinga, Philip, Rhoads, Rock, Rupp, Sangmeister,
2. Savickas, Schaffer, Shapiro, Sommer, Soper, Vadalabene,
3. Walsh, Mr. President.
4. PRESIDENT:
5. Senator Washington. The roll call has been verified.
6. For what purpose does Senator Vadalabene arise? Senator
7. Vadalabene moves to reconsider, Senator Johns moves to
8. Table that motion. All those in favor signify by saying
9. Aye. Opposed. The Ayes have it. So ordered. Messages
10. from the House.
11. SECRETARY:
12. A Message from the House by Mr. O'Brien, Clerk.
13. Mr. President - I am directed to inform the Senate
14. that the House of Representatives has refused to adopt
15. the First Conference Committee Report on House Bill
16. 841 and request a Second Committee of Conference, to consist
17. ...to consider the differences between the two Houses
18. in regards to Amendment No. 1. The Speaker has appointed
19. the members on the part of the House.
20. PRESIDENT:
21. Rules Committee. On the Order of Motions.
22. SECRETARY:
23. Motion in Writing. I move to discharge the Judiciary
24. Committee II from further consideration of House Bill 1500
25. and have the bill be placed on the Calendar on the Order
26. of 3rd reading. Signed, Senator Netsch.
27. PRESIDENT:
28. Senator Netsch.
29. SENATOR NETSCH:
30. Thank you, Mr. President. This is the Criminal Justice
31. Bill and while they...we hope there will be at least some
32. modicum of agreement on what should go into it, I think
33. there is a general agreement that since time is beginning

1. to run out on us that whatever happens, it should happen
2. on the Floor by way of amendment. As a result of that,
3. Senator Bowers and I and the others who, Senator Sangmeister,
4. Senator Egan, who are the sponsors of 1500, have all agreed
5. that 1500 should be discharged from committee and brought
6. to the Floor where all of the activity with respect to
7. amendments will then take place. The reason why the motion
8. reads that it is to be placed on the Order of 3rd reading
9. is that that is the Order on which it was when it was
10. recommitted to committee last Spring. And under our
11. rules we have been...we have been advised by the final
12. arbitors of our rules. The...when it is returned to
13. the Body, it is returned to the Order on which it was
14. resting when it was recommitted, which is 3rd reading.
15. Obviously, my commitment is that the bill is going
16. to be brought back to 2nd reading for commitment....for
17. amendments because there are lots of amendments to
18. be offered, but in order to mark our progress or to
19. make progress possible, this is the procedure which we
20. have all agreed should take place.

21. PRESIDENT:

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. Mr. President, I...I was going to raise the question
25. about the motion and the bill going to 3rd reading. I
26. was aware that it had been read a 3rd time, but is that
27. point then decided? That on discharge of a bill that has
28. been read a 3rd time that it goes back to the position that
29. it was in prior?

30. PRESIDENT:

31. I don't know that that point need to be decided. The
32. motion asks for a discharge of the committee and that the
33. bill be placed on the Order of 3rd reading. And the bill

1. has been read a second time, it was on the Order of 3rd
2. reading. And I believe the commitment is that it will
3. be brought back to the Order of 2nd reading for purposes
4. of any amendments that might wish to be offered. If it
5. were put on 2nd reading, it would really make no difference
6. because it could be advanced to 3rd reading by simply
7. the request of the sponsor and called for a vote the same
8. day. For example, it could be called today, since it had
9. previously been read a second time. (Machine cutoff)...
10. Knuppel.

11. SENATOR KNUPPEL:

12. Well this comes as something of a surprise even though
13. I'm a member of Judiciary II. I've attended all the meetings,
14. or tried to attend all the meetings and listened to all the
15. discussion. As a member of that committee, I feel somewhat
16. abused in view of the fact that nobody has ever even
17. discussed this possibility. I guess maybe I should turn
18. in my resignation from that committee. I contribute nothing
19. apparently and it doesn't make a damn bit of difference if
20. those people who have bills decide they want them on the
21. Floor, they move to discharge. Now I tell you this is serious
22. business we're considering here. It involves the people
23. who commit crimes and are committed for those. And there
24. is no way that this Body as a whole, and I...I believe this
25. bill is going to go through, it's now the desire to grab
26. them quicker, hang them higher. But what is going to happen
27. and...and the slide...the skids all seem to be greased. What's
28. going to happen, is we're going to take this determinate...
29. sentencing, we're going to put the bill through it appears,
30. and we're going to send people to jail that we don't have
31. so that we can turn the people that are in there out on
32. the populous. I...I very sincerely, Chairman Netsch, resent
33. the fact that this was not taken up with members of the

1. committee, at least with me in anyway, after many meetings
2. scheduled that I made a special effort to be here for and...and
3. to discuss these things in committee, to now be told that there's
4. a motion here to bring this out on the Floor without anybody
5. ever having said, what do you think about it John? Hell, I
6. might just as well not been a member of the committee and
7. maybe...maybe I should turn in my resignation. I think that
8. anybody that's on a committee is at least entitled to that
9. courtesy and I...I think that...that you realize this, Senator
10. Netsch, and if you ever get a bill in my committee, I'm
11. going to sink the son of a bitch.

12. PRESIDENT:

13. Many lights have gone off. Senator Bowers.

14. SENATOR BOWERS:

15. I don't have any bills in Senator Knuppel's committee,
16. so I guess I can talk this time. The...the question I have
17. Senator, is will this be called back to 2nd today or...or
18. next week. I'm hopeful it's next week because there are some
19. amendments on this side that aren't ready yet. What...what's
20. ...what's the pleasure of the sponsors or the...or the
21. maker of the motion?

22. PRESIDENT:

23. Senator Egan.

24. SENATOR EGAN:

25. Yes. In answer to that, Senator Bowers, we have Amendment
26. No. 2, Amendment No. 3, Amendment No. 4 and if you have Amend-
27. ment No. 5 we can do it today.

28. PRESIDENT:

29. Senator Bowers.

30. SENATOR BOWERS:

31. Well I...I would just suggest, Mr. President, I think
32. there are some amendments in the Reference Bureau that are
33. not out here yet, even Agreed Amendments. And I would hope

1. that the amendatory process would take place next week so
2. that a lot of people would have time to look at some of
3. these amendments they haven't had a chance to look at yet.

4. PRESIDENT:

5. All right. If that is agreeable the bill will be
6. on...the motion will be called, the amendments will be
7. offered at one time next week. Senator Netsch.

8. SENATOR NETSCH:

9. Senator Bowers, I think we are going to have to
10. do that. The only problem that any of us have been
11. getting concerned out is in giving the House...ample
12. opportunity to have it also, but you are quite right,
13. not everything is prepared yet. I would like to do
14. this though, and I would call this to your attention
15. as well as to the other members, Senator Bowers, if
16. you're agreeable to this. I have...am having duplicated
17. the first three amendments that were discussed in
18. committee, offered in committee and accepted in committee.
19. They involve a great deal of the substance of what
20. may well be in the final form. I think because there
21. is so much in those three amendments that it would
22. be helpful if they could be passed out to the members
23. today before we leave. And unless you have any objection
24. to that, as soon as the major, the big thick one, is
25. prepared we will see that it is passed out to all of
26. the members, but there will be no voting on them today
27. then.

28. PRESIDENT:

29. Is there any further discussion? Senator Shapiro.

30. SENATOR SHAPIRO:

31. A point of order, Mr. President. The...Senator
32. Netsch mentioned Committee Amendments. Now it's my
33. understanding that the committee has never acted upon

1. the bill. We've taken it away, we've discharged the committee
2. of the bill. Are these bonafide committee amendments or
3. are these just amendments that the committee has discussed?

4. PRESIDENT:

5. Senator Netsch.

6. SENATOR NETSCH:

7. I used the expression, Committee Amendments, it tech-
8. nically was probably not accurate, ...Senator Shapiro, since
9. the bill was not voted out of committee. They were amend-
10. ments that were offered and adopted in committee and are
11. on the bill as it rested there, but they will be offered
12. separately, you are quite correct. They do not have the
13. legal status of Committee...Amendments.

14. PRESIDENT:

15. Is there any further discussion? On Senator Netsch's
16. motion to discharge. All those in favor signify by saying
17. Aye. Senator Egan, for what purpose do you arise?

18. SENATOR EGAN:

19. Well, I just want to make it clear that as Senate
20. Bill...as House Bill 1500 presently exists, it has amendments
21. 2, 3, and 4 on the bill presently. I'm...that's...

22. PRESIDENT:

23. They are on the bill as it rests in the committee,
24. but the moment it is taken out of the committee, the
25. amendments disappear.

26. SENATOR EGAN:

27. All right. All right.

28. PRESIDENT:

29. And...and the bill will be brought out in its original
30. form. On Senator Netsch's motion. All those in favor of
31. the motion to discharge signify by saying Aye. Opposed.
32. The Ayes have it. So ordered. The bill is on the Order of
33. 3rd reading. Senator Wooten.

1. SENATOR WOOTEN:

2. Mr. President, is it in order to make an announcement
3. about a committee meeting now? For next week?

4. PRESIDENT:

5. It is Senator.

6. SENATOR WOOTEN:

7. I would like to announce a meeting of the Executive
8. Committee, Wednesday morning, 8:00 o'clock to consider
9. Senate Joint Resolution 55 in the Regular Session, House
10. Joint Resolution 1 in the First Special Session. The
11. place will be announced as soon as we get that set up
12. and I would like leave of the Body to waive the Six Day
13. Rule so that we may hear those two resolutions at that
14. time.

15. PRESIDENT: ,

16. You've heard the request for waiver the Six Day
17. Notice requirement. Leave is granted. On the Order
18. of House Bills 2nd reading. What purpose does Senator
19. Coffey arise?

20. SENATOR COFFEY:

21. A point of personal privilege, Mr. President.

22. PRESIDENT:

23. State your point, Senator.

24. SENATOR COFFEY:

25. Well, Mr. President and members of the Senate. Today
26. I requested a Fiscal Note on House Bill 2435. And now
27. I've found that that request was overlooked and that that
28. bill is now on 3rd reading. I feel there is fiscal implications
29. with House Bill 2435 that this Body should be aware of and
30. I would like for it to be a matter of record that I did
31. request that Fiscal Note.

32. PRESIDENT:

33. Senator, the Secretary was not aware that that such

1. a request had...had been filed and they have overlooked it
2. and your point will be noted for the record. On the Order
3. of House Bills 2nd reading. Several bills were reported
4. favorably by the Appropriations I Committee today.
5. Senator Rock.

6. SENATOR ROCK:

7. Thank you, Mr. President. Those bills that were
8. reported out favorably from the committee, I would suggest,
9. and so...and move that they be read a 2nd time today and
10. placed on the Calendar and I'm sure with the understanding
11. that if...if they have to be brought back they can and
12. will be brought back.

13. PRESIDENT:

14. Senator Rock has moved that the bills reported from
15. Appropriations I be read a second time today advanced to
16. the Order of 3rd reading with the understanding that the
17. sponsors will bring it back to 2nd reading for purpose of
18. amendment and that...those amendments adopted in the
19. committee will be offered today and adopted or rejected
20. as the Body sees fit. All those in favor signify by
21. saying Aye. Opposed. The Ayes have it. So ordered.
22. House Bill 2469, Senator Ozinga. Read the bill.

23. SECRETARY:

24. House Bill 2469.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. The Committee on Appropriations
27. I offers one amendment.

28. PRESIDENT:

29. Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President. This is a merely amendment.
32. It changes the word from may to shall and I would move
33. adoption of the amendment.

1. PRESIDENT:
2. Senator Carroll moves the adoption of Amendment No. 1.
3. All those in favor signify by saying Aye. Opposed. The
4. Ayes have it. The amendment is adopted. Any further amend-
5. ments?
6. SECRETARY:
7. No further Committee Amendments.
8. PRESIDENT:
9. Any amendments from the Floor? 3rd reading. House
10. Bill 2471, Senator Bowers. Read the bill.
11. SECRETARY:
12. House Bill 2471.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. The Committee on Appropriations I
15. offers one amendment.
16. PRESIDENT:
17. Senator Carroll.
18. SENATOR CARROLL:
19. Thank you, Mr. President. The amendment is to break
20. down by standard accounts the Line Item...and make Line
21. Item Appropriation is no dollar change. I would move
22. adoption of Committee Amendment No. 1.
23. PRESIDENT:
24. Is there any discussion? Senator Carroll moves
25. the adoption of Amendment No. 1. All those in favor
26. signify by saying Aye. Opposed. The Ayes have it.
27. The amendment is adopted. Any further amendments?
28. SECRETARY:
29. No further Committee Amendments.
30. PRESIDENT:
31. Any amendments from the Floor? 3rd reading. House
32. Bill 2472, Senator Coffey. Read the bill.
33. SECRETARY:
34. House Bill 2472.
35. (Secretary reads title of bill)

1. 2nd reading of the bill. Committee on Appropriations I
2. offers one amendment.
3. PRESIDENT:
4. Senator Carroll.
5. SENATOR CARROLL:
6. Thank you, Mr. President. This amendment also is
7. to break out the supplemental request and makes no
8. dollar change. I would move adoption of Committee Amend-
9. ment No. 1.
10. PRESIDENT:
11. Is there any discussion? Senator Carroll moves the
12. adoption of Amendment No. 1. All those in favor signify
13. by saying Aye. Opposed. The Ayes have it. The amendment
14. is adopted. Any further amendments?
15. SECRETARY:
16. No further Committee Amendments.
17. PRESIDENT:
18. Any amendments from the Floor? 3rd reading. House
19. Bill 2476, Senator Moore. Read the bill.
20. SECRETARY:
21. House Bill 2476.
22. (Secretary reads title of bill)
23. 2nd reading of the bill. Committee on Appropriations I
24. offers two amendments. Sorry, three amendments.
25. PRESIDENT:
26. Senator Carroll.
27. SENATOR CARROLL:
28. Thank you, Mr. President. With leave of the Body, I'd
29. like to discuss all three amendments at once and move the
30. adoption of all three on one motion. May I have leave?
31. PRESIDENT:
32. Is leave granted? Leave is granted. Consideration
33. and adoption of all three amendments on one motion.

1. SENATOR CARROLL:

2. Thank you, Mr. President. Committee Amendment No. 1
3. is to break out a three million dollar Federal Grant
4. into standard accounts and do it by Line Item appropriation.
5. Makes no dollar change. I move the adoption of Committee
6. Amendment No. 1. Committee Amendment No. 2 reduces the
7. money from...that BED was to spend in talking to CDB on
8. energy programs from a hundred and thirty-five thousand
9. nine hundred and seventy-one dollars to two dollars and
10. Committee Amendment No. 3 reduces the money that BED would
11. have had to spend talking to other State agencies from
12. forty-eight thousand, six hundred thirty-five dollars
13. to ten dollars. I would move adoption of the three
14. committee amendments.

15. PRESIDENT:

16. Is there any discussion? Senator Moore.

17. SENATOR MOORE:

18. Thank you, Mr. President and members of the Senate.
19. There may be some potential problems with two of the
20. amendments. The second one, inasmuch as two employees
21. were hired for the CDB and are under contract, that's
22. when the two million was in a lump sum, Senator Carroll.
23. And also the potential of the Amendment No. 3 of the forty-
24. eight thousand dollars jeopardizing the plan because it
25. could be a mandated program. I understand that you will
26. agree to bring these bills back so that we could correct
27. any errors that may occur. Is that correct?

28. PRESIDENT:

29. Senator Carroll.

30. SENATOR CARROLL:

31. We will agree to discuss any errors that you think
32. may have occurred, yes. Yes.

33. PRESIDENT:

1. Is there any further discussion? If not, Senator Carroll
2. moves the adoptions of Amendments 1, 2 and 3. All those
3. in favor signify by saying Aye. Opposed. The Ayes have
4. it. The amendment is adopted. Any further amendments?
5. SECRETARY:

6. No further committee amendments.

7. PRESIDENT:

8. Any amendments from the Floor? 3rd reading. There
9. is an agreement among the members of the committee as...as
10. the Chair understands...understands it that House Bills 2477,
11. 2481 and 2484 will be left on the Order of 2nd reading to
12. be considered next Tuesday. House Bill 2480. Senator
13. Bowers. Read the bill.

14. SECRETARY:

15. House Bill 2480.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. The Committee on Appropriations I
18. offers one amendment.

19. PRESIDENT:

20. Senator Carroll.

21. SENATOR CARROLL:

22. Thank you, Mr. President. This is to take the change
23. of the funds from personal services to contractual inasmuch
24. as they are Federal monies and therefore when they end, there
25. would be no State obligation to pick up the program. I
26. would move adoption of Committee Amendment No. 1.

27. PRESIDENT:

28. Is there any discussion? If not, Senator Carroll moves
29. the adoption of Amendment No. 1. All those in favor signify
30. by saying Aye. Opposed. The Ayes have it. The amendment
31. is adopted. Any further amendments?

32. SECRETARY:

33. No further committee amendments.

1. PRESIDENT:
2. Any amendments from the Floor? 3rd reading. House
3. Bill 2482, Senator Smith. Read the bill.
4. SECRETARY:
5. House Bill 2482.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. The Committee on Appropriations
8. I offers one amendment.
9. PRESIDENT:
10. Senator Carroll.
11. SENATOR CARROLL:
12. Thank you, Mr. President. As in the last bill, this
13. bill is the change from personal services to contractual
14. with no dollar change. So that on the Federal program,
15. should it dry up that there is no State obligation to
16. continue with and I would adoption of Committee Amendment
17. No. 1.
18. PRESIDENT:
19. Is there any discussion? If not, Senator Carroll
20. moves the adoption of Amendment No. 1. All those in
21. favor signify by saying Aye. Opposed. The Ayes have
22. it. The amendment is adopted. Any further amendments?
23. SECRETARY:
24. No further committee amendments.
25. PRESIDENT:
26. Any amendments from the Floor? 3rd reading. (Machine
27. cutoff)...purpose does Senator Davidson arise?
28. SENATOR DAVIDSON:
29. Mr. President, I have a motion on the Calendar which
30. I'd like to postpone till we...next week. And I think
31. you also have one that needs to be postponed, or Senator
32. Bruce has, excuse me. I'd like to postpone till next...
33. Wednesday when we're in...Tuesday when we're in Session.

1. It's the 22nd, I believe.

2. PRESIDENT:

3. Senator Davidson has moved to postpone consideration
4. of a motions on Senate Bill 152, Senate Bill 997 until
5. Tuesday when the Senate reconvenes. Is leave granted for
6. that purpose? Leave is granted. Is there any further
7. business to come before the Senate? For what purpose
8. does Senator Schaffer arise?

9. SENATOR SCHAFFER:

10. Mr. President, to ask leave to waive the rules for
11. the immediate consideration of a death resolution on
12. the Secretary's Desk.

13. SECRETARY:

14. Senate...Senate Resolution 260 offered by Senator
15. Schaffer.

16. PRESIDENT:

17. Senator Schaffer has moved to suspend the rules
18. for the purpose of immediate consideration and
19. adoption of Senate Resolution 260. All those in
20. favor signify by saying Aye. Opposed. The Ayes have
21. it. The rules are suspended. Senator Schaffer.

22. SENATOR SCHAFFER:

23. Mr. President, this is for Mr. Julian Dvorak in my
24. district, a former Township Road Commissioner and I
25. move its adoption.

26. PRESIDENT:

27. Senator Schaffer has moved the adoption of Senate
28. Resolution 260. All those in favor of the adoption of
29. the resolution will signify by rising. The resolution
30. is adopted. Any further business to come before the
31. ...Regular Session If not, Senator Rock moves that
32. the Regular Session stand in recess subject to the call
33. of the Chair for the purpose of receiving committee
34. reports. All those in favor of the motion signify by

1. saying Aye. Opposed. The Ayes have it. The Senate...Regular
2. Session stands in recess.

3. RECESS

4. AFTER RECESS

5. SECRETARY:

6. Senate Bills 311 and 736 with the recommendation Do
7. Pass as Amended.

8. PRESIDENT:

9. Any further business to come before the Regular
10. Session? If not, Senator Netsch moves that the Regular
11. Session stand adjourned until Tuesday, November 22nd
12. at 12:00 o'clock noon. All those in favor of the motion
13. signify by saying Aye. Opposed. Senate...Regular
14. Session stands adjourned.

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